

ORDERS FOR JUNE 21 THROUGH
SEPTEMBER 28, 2010

JUNE 21, 2010

Certiorari Granted—Vacated and Remanded

No. 08–1335. *ASTRUE, COMMISSIONER OF SOCIAL SECURITY v. WILSON*. C. A. 8th Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Astrue v. Ratliff*, 560 U. S. 586 (2010).

No. 09–203. *ESCOBAR v. HOLDER, ATTORNEY GENERAL*. C. A. 7th Cir.;

No. 09–539. *CARDONA-LOPEZ v. HOLDER, ATTORNEY GENERAL*. C. A. 5th Cir.;

No. 09–676. *SIMMONS v. UNITED STATES*. C. A. 4th Cir. Reported below: 340 Fed. Appx. 141;

No. 09–733. *YOUNG v. HOLDER, ATTORNEY GENERAL*. C. A. 5th Cir. Reported below: 344 Fed. Appx. 944; and

No. 09–955. *ALEXIS v. HOLDER, ATTORNEY GENERAL*. C. A. 5th Cir. Reported below: 354 Fed. Appx. 62. Certiorari granted, judgments vacated, and cases remanded for further consideration in light of *Carachuri-Rosendo v. Holder*, 560 U. S. 563 (2010).

No. 09–5373. *MELSON v. ALLEN, COMMISSIONER, ALABAMA DEPARTMENT OF CORRECTIONS*. C. A. 11th Cir. Petition for rehearing granted. Order entered October 5, 2009 [558 U. S. 900], denying petition for writ of certiorari vacated. Motion of petitioner for leave to proceed *in forma pauperis* granted. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Holland v. Florida*, 560 U. S. 631 (2010). Reported below: 548 F. 3d 993.

No. 09–5386. *FERNANDEZ v. HOLDER, ATTORNEY GENERAL*. C. A. 7th Cir. Reported below: 544 F. 3d 862;

No. 09–8003. *WATSON v. UNITED STATES*. C. A. 4th Cir. Reported below: 336 Fed. Appx. 363;

June 21, 2010

561 U. S.

No. 09–8235. GARZA-GONZALEZ *v.* UNITED STATES (Reported below: 333 Fed. Appx. 893); and MEJIA-PORTILLO *v.* UNITED STATES (348 Fed. Appx. 990). C. A. 5th Cir.;

No. 09–8474. DE JESUS RODRIGUEZ *v.* UNITED STATES (Reported below: 348 Fed. Appx. 960); and MENDOZA-DELGADO *v.* UNITED STATES. C. A. 5th Cir.;

No. 09–8822. GARBUTT *v.* HOLDER, ATTORNEY GENERAL. C. A. 7th Cir. Reported below: 351 Fed. Appx. 106;

No. 09–8935. ALVAREZ *v.* HOLDER, ATTORNEY GENERAL. C. A. 7th Cir.;

No. 09–9041. LOPEZ-MENDOZA *v.* HOLDER, ATTORNEY GENERAL. C. A. 7th Cir.;

No. 09–9049. BECKFORD *v.* HOLDER, ATTORNEY GENERAL. C. A. 7th Cir.;

No. 09–9071. RODRIGUEZ-DIAZ *v.* HOLDER, ATTORNEY GENERAL. C. A. 7th Cir.;

No. 09–9146. RAMIREZ-SOLIS *v.* HOLDER, ATTORNEY GENERAL. C. A. 7th Cir.;

No. 09–9351. WILLIAMS *v.* UNITED STATES. C. A. 4th Cir. Reported below: 353 Fed. Appx. 839;

No. 09–9611. SMITH *v.* UNITED STATES. C. A. 4th Cir. Reported below: 354 Fed. Appx. 830; and

No. 09–9647. REYES-HOBBS *v.* UNITED STATES (Reported below: 366 Fed. Appx. 511); PEREZ-PADRON *v.* UNITED STATES; and REYES *v.* UNITED STATES (357 Fed. Appx. 596). C. A. 5th Cir. Motions of petitioners for leave to proceed *in forma pauperis* granted. Certiorari granted, judgments vacated, and cases remanded for further consideration in light of *Carachuri-Rosendo v. Holder*, 560 U. S. 563 (2010).

No. 09–5776. WHITFIELD *v.* MCNEIL, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL. C. A. 11th Cir.; and

No. 09–7493. FORD *v.* MCNEIL, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL. C. A. 11th Cir. Motions of petitioners for leave to proceed *in forma pauperis* granted. Certiorari granted, judgments vacated, and cases remanded for further consideration in light of *Holland v. Florida*, 560 U. S. 631 (2010).

No. 09–8640. FU SHENG KUO ET AL. *v.* UNITED STATES. C. A. 9th Cir. Motion of petitioner for leave to proceed *in forma pauperis* granted. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Dolan v.*

561 U.S.

June 21, 2010

United States, 560 U.S. 605 (2010). Reported below: 588 F. 3d 729.

No. 09–8859. *RYALS v. UNITED STATES*. C. A. 7th Cir. Motion of petitioner for leave to proceed *in forma pauperis* granted. Certiorari granted, judgment vacated, and case remanded to the Court of Appeals for the Seventh Circuit for further consideration in light of that court’s en banc opinion in *United States v. Corner*, 598 F. 3d 411 (2010). Reported below: 351 Fed. Appx. 102.

No. 09–8915. *WILLIAMSON 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 the position asserted by the Acting Solicitor General in his brief for the United States filed May 21, 2010. THE CHIEF JUSTICE, JUSTICE SCALIA, JUSTICE THOMAS, and JUSTICE ALITO dissent for the reasons stated in *Nunez v. United States*, 554 U.S. 911, 912 (2008) (SCALIA, J., dissenting). Reported below: 337 Fed. Appx. 288.

Certiorari Dismissed

No. 09–10467. *ASEMANI v. CHRONISTER ET AL.* C. A. 4th 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: 371 Fed. Appx. 392.

Miscellaneous Orders

No. D–2464. *IN RE DISBARMENT OF ARAGON*. Disbarment entered. [For earlier order herein, see 559 U.S. 968.]

No. D–2470. *IN RE DISCIPLINE OF MARTIN*. Timothy John Martin, of Lakewood, Colo., is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

June 21, 2010

561 U. S.

No. D-2471. IN RE DISCIPLINE OF ISAAC. John L. Isaac, of Parker, Colo., is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. D-2472. IN RE DISCIPLINE OF ROZAN. Steven Jay Rozan, of Houston, Tex., is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. D-2473. IN RE DISCIPLINE OF AMATO. Jacob J. Amato, Jr., of Gretna, La., is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. 09M103. McCAFFERY *v.* HORNBEAK, WARDEN;

No. 09M104. VULPIS *v.* FLORIDA; and

No. 09M105. BRUNKHORST *v.* PIERCE, WARDEN. Motions to direct the Clerk to file petitions for writs of certiorari out of time denied.

No. 09M106. SEALED PETITIONER *v.* UNITED STATES. Motion for leave to file petition for writ of certiorari under seal with redacted copies for the public record granted.

No. 09-1444. IN RE ANDERSON ET AL. Motion of petitioners to expedite consideration of petition for writ of mandamus denied.

No. 09-8802. SPUCK *v.* McVEY, CHAIRWOMAN, PENNSYLVANIA BOARD OF PROBATION AND PAROLE, ET AL. C. A. 3d Cir. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* [559 U.S. 1034] denied.

No. 09-9332. ROBENSON *v.* HASZINGER. Sup. Ct. Fla. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* [559 U.S. 1104] denied.

No. 09-10505. SHAHIN *v.* DELAWARE DEPARTMENT OF FINANCE. C. A. 3d Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner is allowed until July 12, 2010, within which to pay the docketing fee required by Rule

561 U.S.

June 21, 2010

38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

No. 09–11024. IN RE HOLLIHAN;
No. 09–11050. IN RE MCGHEE-BEY; and
No. 09–11059. IN RE CUTAIA. Petitions for writs of habeas corpus denied.

No. 09–10292. IN RE RAYNOR;
No. 09–10805. IN RE SMITH; and
No. 09–10809. IN RE GRANDA. Petitions for writs of mandamus denied.

Certiorari Granted

No. 09–329. CHASE BANK USA, N. A. *v.* MCCOY, INDIVIDUALLY AND ON BEHALF OF ALL OTHERS SIMILARLY SITUATED. C. A. 9th Cir. Certiorari granted. Reported below: 559 F. 3d 963.

No. 09–529. VIRGINIA OFFICE FOR PROTECTION AND ADVOCACY *v.* REINHARD, COMMISSIONER, VIRGINIA DEPARTMENT OF BEHAVIORAL HEALTH AND DEVELOPMENTAL SERVICES, ET AL. C. A. 4th Cir. Certiorari granted. Reported below: 568 F. 3d 110.

No. 09–996. WALKER, WARDEN, ET AL. *v.* MARTIN. C. A. 9th Cir. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari granted. Reported below: 357 Fed. Appx. 793.

Certiorari Denied

No. 09–654. ORTHO BIOTECH PRODUCTS, L. P. *v.* UNITED STATES EX REL. DUXBURY. C. A. 1st Cir. Certiorari denied. Reported below: 579 F. 3d 13.

No. 09–875. RAFF *v.* CALIFORNIA. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 09–935. SHORTER *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 356 Fed. Appx. 660.

No. 09–949. MATSUO ET AL. *v.* UNITED STATES ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 586 F. 3d 1180.

June 21, 2010

561 U. S.

No. 09–1065. UNITED STATES EX REL. HOPPER ET AL. *v.* SOLVAY PHARMACEUTICALS, INC., ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 588 F. 3d 1318.

No. 09–1116. 573 JACKSON AVENUE REALTY CORP. *v.* NYCTL 1999–1 TRUST ET AL. Ct. App. N. Y. Certiorari denied. Reported below: 13 N. Y. 3d 573, 921 N. E. 2d 195.

No. 09–1124. GUEVARA MENDOZA, INDIVIDUALLY AND AS SURVIVING FATHER OF GUEVARA RODRIGUEZ, DECEASED, ET AL. *v.* BRIDGESTONE FIRESTONE NORTH AMERICAN TIRE, LLC, ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 591 F. 3d 406.

No. 09–1127. R. R., BY HIS NEXT FRIEND E. R. *v.* EL PASO INDEPENDENT SCHOOL DISTRICT. C. A. 5th Cir. Certiorari denied. Reported below: 591 F. 3d 417.

No. 09–1140. BANK OF GUAM *v.* UNITED STATES. C. A. Fed. Cir. Certiorari denied. Reported below: 578 F. 3d 1318.

No. 09–1146. YUMA ANESTHESIA MEDICAL SERVICES LLC *v.* FLEMING. C. A. 9th Cir. Certiorari denied. Reported below: 587 F. 3d 938.

No. 09–1204. CITY OF MILWAUKEE POST No. 2874 VETERANS OF FOREIGN WARS OF THE UNITED STATES *v.* REDEVELOPMENT AUTHORITY OF THE CITY OF MILWAUKEE. Sup. Ct. Wis. Certiorari denied. Reported below: 319 Wis. 2d 553, 768 N. W. 2d 749.

No. 09–1245. HORITA *v.* KAUAI ISLAND UTILITY COOPERATIVE. C. A. 9th Cir. Certiorari denied. Reported below: 352 Fed. Appx. 194.

No. 09–1253. GILES *v.* WAL-MART DISTRIBUTION CENTER. C. A. 11th Cir. Certiorari denied. Reported below: 359 Fed. Appx. 91.

No. 09–1256. CORBOY ET AL. *v.* BENNETT, ATTORNEY GENERAL OF HAWAII, ET AL. Sup. Ct. Haw. Certiorari denied.

No. 09–1257. LESSARD ET AL. *v.* VELSICOL CHEMICAL CORP. Ct. App. Tex., 13th Dist. Certiorari denied.

No. 09–1258. LONG BEACH MORTGAGE CO. *v.* EVANS, AS RECEIVER FOR TLC AMERICA, INC. Ct. App. Tex., 5th Dist. Certiorari denied. Reported below: 284 S. W. 3d 406.

561 U.S.

June 21, 2010

No. 09–1260. *MOHAMED ET AL. v. DAUD ET AL.* C. A. 8th Cir. Certiorari denied.

No. 09–1261. *ANDERSON v. AMR, PARENT OF AMERICAN AIRLINES, INC., ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 348 Fed. Appx. 322.

No. 09–1268. *FONTICOPA v. GEORGIA.* Ct. App. Ga. Certiorari denied. Reported below: 299 Ga. App. XXIII.

No. 09–1276. *QUIGLEY v. ESQUIRE DEPOSITION SERVICES, LLC.* Super. Ct. N. J., App. Div. Certiorari denied. Reported below: 409 N. J. Super. 69, 975 A. 2d 1042.

No. 09–1280. *BARAGONA ET AL. v. KUWAIT GULF LINK TRANSPORTATION CO.* C. A. 11th Cir. Certiorari denied. Reported below: 594 F. 3d 852.

No. 09–1283. *LAHR v. NATIONAL TRANSPORTATION SAFETY BOARD ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 569 F. 3d 964.

No. 09–1291. *CAPACI v. FOLMAR KENNER, LLC.* Sup. Ct. Ala. Certiorari denied. Reported below: 43 So. 3d 1234.

No. 09–1297. *HASSAN v. NAPOLITANO, SECRETARY OF HOMELAND SECURITY, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 593 F. 3d 785.

No. 09–1307. *MADANI ET AL. v. SHELL OIL CO. ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 357 Fed. Appx. 158.

No. 09–1308. *MARTIN MARIETTA MATERIALS, INC., ET AL. v. CITY OF GREENWOOD, MISSOURI.* Ct. App. Mo., Western Dist. Certiorari denied. Reported below: 299 S. W. 3d 606.

No. 09–1312. *PORTNOY ET UX. v. UNITED STATES ET AL.* C. A. 9th Cir. Certiorari denied.

No. 09–1316. *BROWN, SHERIFF, TIPPECANOE COUNTY, INDIANA v. OLSON.* C. A. 7th Cir. Certiorari denied. Reported below: 594 F. 3d 577.

No. 09–1326. *KIM v. PARKER ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 373 Fed. Appx. 606.

June 21, 2010

561 U. S.

No. 09–1344. *FISCHER v. WISCONSIN*. Sup. Ct. Wis. Certiorari denied. Reported below: 322 Wis. 2d 265, 778 N. W. 2d 629.

No. 09–1347. *HARPER v. UNITED SERVICES AUTOMOBILE ASSN.* Sup. Ct. Fla. Certiorari denied.

No. 09–1350. *SEGUIN v. CIRCUIT COURT OF VIRGINIA, FAIRFAX COUNTY, ET AL.* Sup. Ct. Va. Certiorari denied.

No. 09–1357. *MARSHALL v. WASHINGTON STATE BAR ASSN.* Sup. Ct. Wash. Certiorari denied. Reported below: 167 Wash. 2d 51, 217 P. 3d 291.

No. 09–1388. *HARPER v. UNITED SERVICES AUTOMOBILE ASSN.* (two judgments). Dist. Ct. App. Fla., 5th Dist. Certiorari denied.

No. 09–1393. *ENDICOTT v. ICICLE SEAFOODS, INC.* Sup. Ct. Wash. Certiorari denied. Reported below: 167 Wash. 2d 873, 224 P. 3d 761.

No. 09–1408. *MILLER v. UNITED STATES*. C. A. Armed Forces. Certiorari denied. Reported below: 69 M. J. 43.

No. 09–1410. *GEBHART ET UX. v. SECURITIES AND EXCHANGE COMMISSION*. C. A. 9th Cir. Certiorari denied. Reported below: 595 F. 3d 1034.

No. 09–6760. *BALENTINE v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 569 F. 3d 801.

No. 09–7117. *ADAMS v. THALER, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 09–7374. *MOSS v. UNITED STATES*. C. A. 7th Cir. Certiorari denied.

No. 09–7395. *COLLINS v. UNITED STATES*. C. A. 8th Cir. Certiorari denied.

No. 09–7405. *SANDERS, AKA BROWN, AKA MCKINNEY v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 315 Fed. Appx. 458.

No. 09–7441. *LLOYD v. UNITED STATES*. C. A. 8th Cir. Certiorari denied.

561 U.S.

June 21, 2010

No. 09–7445. *WILLIAMS v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 575 F. 3d 1075.

No. 09–7495. *GRAHAM v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 340 Fed. Appx. 557.

No. 09–7604. *BENSON v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 329 Fed. Appx. 37.

No. 09–7690. *JORDAN v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 332 Fed. Appx. 91.

No. 09–7768. *BASHFORD v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 341 Fed. Appx. 910.

No. 09–7825. *NEWELL v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 341 Fed. Appx. 903.

No. 09–7855. *BRYAN v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 09–7963. *WILSON v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 327 Fed. Appx. 150.

No. 09–8081. *MITCHELL, AKA JONES v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 341 Fed. Appx. 897.

No. 09–8088. *MASS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 09–8159. *HIGHTOWER v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 346 Fed. Appx. 377.

No. 09–8162. *VELEZ v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 344 Fed. Appx. 550.

No. 09–8214. *LANCE ET AL. v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 344 Fed. Appx. 285.

No. 09–8225. *PERALTA v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 345 Fed. Appx. 794.

No. 09–8245. *CASTRO v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 345 Fed. Appx. 846.

No. 09–8249. *PORTER v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

June 21, 2010

561 U. S.

No. 09–8297. *CLARK v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 346 Fed. Appx. 428.

No. 09–8566. *CALDWELL v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 332 Fed. Appx. 105.

No. 09–8585. *PITTS, AKA SANDERS v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 348 Fed. Appx. 174.

No. 09–8616. *ISHMAEL v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 347 Fed. Appx. 539.

No. 09–8642. *MALONE v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 349 Fed. Appx. 121.

No. 09–8644. *JOSEPH v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 334 Fed. Appx. 715.

No. 09–8691. *SCAIFE v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 333 Fed. Appx. 153.

No. 09–8706. *STORY v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 334 Fed. Appx. 710.

No. 09–8708. *PARKER v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 334 Fed. Appx. 709.

No. 09–8709. *THOMAS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 333 Fed. Appx. 885.

No. 09–8729. *PARKER v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 334 Fed. Appx. 713.

No. 09–8730. *NELSON v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 349 Fed. Appx. 924.

No. 09–8734. *SMITH v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 348 Fed. Appx. 199.

No. 09–8741. *BELL v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 334 Fed. Appx. 714.

No. 09–8751. *LIGHTEN v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 334 Fed. Appx. 713.

No. 09–8752. *JONES v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 348 Fed. Appx. 989.

561 U.S.

June 21, 2010

No. 09–8762. *HEARD v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 334 Fed. Appx. 712.

No. 09–8879. *WATSON v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 582 F. 3d 974.

No. 09–8939. *EVANS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 587 F. 3d 667.

No. 09–9007. *THOMAS v. CARROLL, WARDEN, ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 581 F. 3d 118.

No. 09–9197. *PATILLAR v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 595 F. 3d 1138.

No. 09–9243. *TAYLOR v. ROPER, SUPERINTENDENT, POTOSI CORRECTIONAL CENTER*. C. A. 8th Cir. Certiorari denied. Reported below: 577 F. 3d 848.

No. 09–9248. *HALL v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 359 Fed. Appx. 674.

No. 09–9311. *BULLOCK v. UNITED STATES*. C. A. 3d Cir. Certiorari denied.

No. 09–9357. *BARNER v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 350 Fed. Appx. 678.

No. 09–9371. *COFFEY v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 350 Fed. Appx. 85.

No. 09–9453. *GERALDS v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 338 Fed. Appx. 557.

No. 09–9488. *JENNINGS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 355 Fed. Appx. 292.

No. 09–9494. *PUGH v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 358 Fed. Appx. 718.

No. 09–9599. *CARTWRIGHT v. UNITED STATES*. C. A. 8th Cir. Certiorari denied.

No. 09–9609. *MIMS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied.

No. 09–9658. *LAYTON v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 356 Fed. Appx. 286.

June 21, 2010

561 U. S.

No. 09–9702. *JOHNSON v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 581 F. 3d 1310.

No. 09–9706. *PRIDE v. SOUTH CAROLINA*. Ct. App. S. C. Certiorari denied.

No. 09–9738. *SIMS v. UNITED STATES*. C. A. 1st Cir. Certiorari denied.

No. 09–9868. *DEGLACE v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 353 Fed. Appx. 310.

No. 09–9901. *MURPHY v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 362 Fed. Appx. 550.

No. 09–10105. *BOLDEN v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 359 Fed. Appx. 66.

No. 09–10214. *LAMBERT v. MCNEIL, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS*. C. A. 11th Cir. Certiorari denied.

No. 09–10224. *VILLARREAL v. UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF MICHIGAN*. C. A. 6th Cir. Certiorari denied.

No. 09–10237. *GARLAND v. GARLAND*. Ct. App. Cal., 4th App. Dist., Div. 1. Certiorari denied.

No. 09–10238. *ANDERSON v. CALIFORNIA*. Sup. Ct. Cal. Certiorari denied.

No. 09–10242. *GETZ v. TAYLOR ET AL.* Sup. Ct. Del. Certiorari denied. Reported below: 986 A. 2d 1164.

No. 09–10243. *HAWTHORNE v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 358 Fed. Appx. 595.

No. 09–10251. *DIVINE v. MICHAEL, WARDEN*. C. A. 5th Cir. Certiorari denied.

No. 09–10253. *MCQUEEN v. FLORIDA*. Dist. Ct. App. Fla., 1st Dist. Certiorari denied.

No. 09–10255. *JONES v. KING, SUPERINTENDENT, SOUTH MISSISSIPPI CORRECTIONAL INSTITUTION*. C. A. 5th Cir. Certiorari denied. Reported below: 360 Fed. Appx. 569.

561 U.S.

June 21, 2010

No. 09–10260. REAVES *v.* FLORIDA. Dist. Ct. App. Fla., 4th Dist. Certiorari denied. Reported below: 23 So. 3d 729.

No. 09–10267. WILLIS *v.* MCNEIL, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL. C. A. 11th Cir. Certiorari denied.

No. 09–10271. CLARKE *v.* LEMPKE, SUPERINTENDENT, FIVE POINTS CORRECTIONAL FACILITY, ET AL. C. A. 2d Cir. Certiorari denied.

No. 09–10273. EASON *v.* LOUISIANA. Ct. App. La., 2d Cir. Certiorari denied. Reported below: 3 So. 3d 685.

No. 09–10282. PERIGO *v.* EMBRY, WARDEN, ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 356 Fed. Appx. 206.

No. 09–10285. COLLADO *v.* FLORIDA. Dist. Ct. App. Fla., 5th Dist. Certiorari denied. Reported below: 19 So. 3d 995.

No. 09–10288. COLBERT *v.* KNOWLES, WARDEN. C. A. 9th Cir. Certiorari denied. Reported below: 361 Fed. Appx. 831.

No. 09–10294. SELL *v.* JP MORGAN CHASE BANK NA ET AL. C. A. 6th Cir. Certiorari denied.

No. 09–10295. BURNS *v.* EPPS, COMMISSIONER, MISSISSIPPI DEPARTMENT OF CORRECTIONS. C. A. 5th Cir. Certiorari denied. Reported below: 342 Fed. Appx. 937.

No. 09–10299. MALDONADO *v.* THALER, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION. C. A. 5th Cir. Certiorari denied.

No. 09–10304. WASHINGTON *v.* NEW YORK STATE DEPARTMENT OF STATE ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 206 Fed. Appx. 127.

No. 09–10305. YSAIS *v.* YSAIS. C. A. 10th Cir. Certiorari denied. Reported below: 372 Fed. Appx. 843.

No. 09–10311. YOUNG *v.* VARANO, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT COAL TOWNSHIP, ET AL. C. A. 3d Cir. Certiorari denied.

No. 09–10312. VICK *v.* MCKINNIE ET AL. C. A. 6th Cir. Certiorari denied.

June 21, 2010

561 U. S.

No. 09–10313. *PATTERSON v. RYAN*, DIRECTOR, ARIZONA DEPARTMENT OF CORRECTIONS, ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 365 Fed. Appx. 46.

No. 09–10318. *BROOKS v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied.

No. 09–10322. *JONES v. WAINWRIGHT*. C. A. 9th Cir. Certiorari denied. Reported below: 333 Fed. Appx. 317.

No. 09–10324. *CLEMENTS v. CLARKE*, COMMISSIONER, MASSACHUSETTS DEPARTMENT OF CORRECTION. C. A. 1st Cir. Certiorari denied. Reported below: 592 F. 3d 45.

No. 09–10327. *DAVIS ET AL. v. HOBBS*, INTERIM DIRECTOR, ARKANSAS DEPARTMENT OF CORRECTION. C. A. 8th Cir. Certiorari denied. Reported below: 604 F. 3d 580.

No. 09–10328. *PERRY v. THALER*, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION. C. A. 5th Cir. Certiorari denied. Reported below: 354 Fed. Appx. 201.

No. 09–10335. *MARTINEZ v. KNOWLES*, WARDEN. C. A. 9th Cir. Certiorari denied. Reported below: 359 Fed. Appx. 732.

No. 09–10378. *JOHNSON v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 356 Fed. Appx. 912.

No. 09–10394. *ELAM v. ILLINOIS*. App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 387 Ill. App. 3d 1177, 981 N. E. 2d 536.

No. 09–10395. *BELLAMY v. HORRY COUNTY SCHOOL DISTRICT*. C. A. 4th Cir. Certiorari denied. Reported below: 352 Fed. Appx. 776.

No. 09–10403. *JONES v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 356 Fed. Appx. 913.

No. 09–10416. *KNIGHT v. ILLINOIS*. App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 393 Ill. App. 3d 1102, 985 N. E. 2d 724.

No. 09–10429. *CHASE v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 354 Fed. Appx. 795.

561 U.S.

June 21, 2010

No. 09–10437. *GUILLORY v. CAIN, WARDEN*. C. A. 5th Cir. Certiorari denied. Reported below: 360 Fed. Appx. 585.

No. 09–10439. *GRAY v. BERGERON, SUPERINTENDENT, OLD COLONY CORRECTIONAL CENTER*. C. A. 1st Cir. Certiorari denied. Reported below: 592 F. 3d 296.

No. 09–10450. *ROBERSON v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 361 Fed. Appx. 988.

No. 09–10466. *ALEXANDER v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 340 Fed. Appx. 937.

No. 09–10468. *BRAVO v. ILLINOIS*. App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 391 Ill. App. 3d 1115, 982 N. E. 2d 986.

No. 09–10492. *WASHINGTON v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 584 F. 3d 693.

No. 09–10535. *OLBA v. UNGER, SUPERINTENDENT, WYOMING CORRECTIONAL FACILITY*. C. A. 2d Cir. Certiorari denied.

No. 09–10555. *WILLIAMS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 357 Fed. Appx. 540.

No. 09–10576. *AKHTAR v. KNOWLES, WARDEN*. C. A. 9th Cir. Certiorari denied. Reported below: 373 Fed. Appx. 727.

No. 09–10582. *FLOWERS v. HOBBS, INTERIM DIRECTOR, ARKANSAS DEPARTMENT OF CORRECTION*. C. A. 8th Cir. Certiorari denied. Reported below: 585 F. 3d 413.

No. 09–10592. *MARTIN v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 596 F. 3d 284.

No. 09–10611. *RAMIREZ v. RUNNELS, WARDEN*. C. A. 9th Cir. Certiorari denied. Reported below: 357 Fed. Appx. 925.

No. 09–10612. *STATIN v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 367 Fed. Appx. 492.

No. 09–10641. *NORMAN v. OHIO*. Ct. App. Ohio, 4th App. Dist. Certiorari denied. Reported below: 2009-Ohio-5458.

No. 09–10648. *SMITH v. UNITED STATES ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 362 Fed. Appx. 394.

June 21, 2010

561 U. S.

No. 09–10649. *BOWMAN v. MILYARD, WARDEN*. C. A. 9th Cir. Certiorari denied. Reported below: 364 Fed. Appx. 397.

No. 09–10672. *JONES v. BRITTEN*. C. A. 8th Cir. Certiorari denied.

No. 09–10694. *TYSON v. BEARD, SECRETARY, PENNSYLVANIA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 345 Fed. Appx. 744.

No. 09–10787. *HATCHES v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 356 Fed. Appx. 659.

No. 09–10811. *GROSS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 357 Fed. Appx. 514.

No. 09–10812. *HARRIS v. UNITED STATES*. C. A. 3d Cir. Certiorari denied.

No. 09–10813. *HAUGHTON v. UNITED STATES*. C. A. 8th Cir. Certiorari denied.

No. 09–10824. *BLOOM v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 366 Fed. Appx. 285.

No. 09–10827. *MULL v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 365 Fed. Appx. 723.

No. 09–10843. *CHILDERS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 370 Fed. Appx. 409.

No. 09–10844. *DENNIS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 365 Fed. Appx. 591.

No. 09–10845. *CARTER v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 366 Fed. Appx. 136.

No. 09–10846. *CRUZ-MIRANDA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 365 Fed. Appx. 581.

No. 09–10849. *THOMAS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 365 Fed. Appx. 195.

No. 09–10850. *STEWART v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 365 Fed. Appx. 33.

No. 09–10856. *ALJABRI v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 363 Fed. Appx. 403.

561 U.S.

June 21, 2010

No. 09–10860. *COTTON v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 365 Fed. Appx. 566.

No. 09–10861. *MORAIDA-RODRIGUEZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 367 Fed. Appx. 502.

No. 09–10867. *HENDERSON v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 595 F. 3d 1198.

No. 09–10869. *HAMPTON v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 365 Fed. Appx. 803.

No. 09–10873. *TAYLOR v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 596 F. 3d 373.

No. 09–10879. *GETACHEW v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 364 Fed. Appx. 931.

No. 09–10880. *GALARZA-RAMOS, AKA GALARZA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 367 Fed. Appx. 503.

No. 09–10883. *L. G. H. v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 361 Fed. Appx. 776.

No. 09–10889. *HARRISON, AKA GREEN v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 350 Fed. Appx. 954.

No. 09–10894. *CARRILLO-DIAZ v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 361 Fed. Appx. 707.

No. 09–10898. *AVILA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied.

No. 09–10902. *MCNEILL v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 372 Fed. Appx. 420.

No. 09–10908. *GOLDING v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 374 Fed. Appx. 208.

No. 09–10910. *SHIELDS v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 365 Fed. Appx. 691.

No. 09–10912. *PENA-GOMEZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied.

June 21, 2010

561 U. S.

No. 09–10913. *CHARLES v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 366 Fed. Appx. 532.

No. 09–10917. *GONZALEZ-LOPEZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 357 Fed. Appx. 581.

No. 09–10918. *HAYNES v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 354 Fed. Appx. 763.

No. 09–10921. *GRANDA v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 346 Fed. Appx. 524.

No. 09–10926. *CASEY v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 363 Fed. Appx. 238.

No. 09–10930. *GRICE v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 335 Fed. Appx. 924.

No. 09–10934. *CASTRO v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 364 Fed. Appx. 229.

No. 09–10942. *MALLARD v. UNITED STATES*. C. A. 2d Cir. Certiorari denied.

No. 09–10944. *WALKER v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 377 Fed. Appx. 236.

No. 09–10947. *FISHER v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 368 Fed. Appx. 543.

No. 09–10949. *BLACKWELL v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 370 Fed. Appx. 413.

No. 09–10955. *HAMANI, AKA CLEMONS v. UNITED STATES*. C. A. 3d Cir. Certiorari denied.

No. 09–10956. *GREENHILL v. UNITED STATES*. C. A. 9th Cir. Certiorari denied.

No. 09–10957. *EVERHART v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 374 Fed. Appx. 455.

No. 09–10961. *COTTLE v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 355 Fed. Appx. 18.

No. 09–10962. *LABOY v. UNITED STATES*. C. A. 1st Cir. Certiorari denied.

561 U.S.

June 21, 2010

No. 09–10963. JOSE-MILAN *v.* UNITED STATES. C. A. 1st Cir. Certiorari denied.

No. 09–10969. TATH *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 370 Fed. Appx. 799.

No. 09–10971. BATTLE *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 368 Fed. Appx. 560.

No. 09–10972. AGUILAR-AGUILAR *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 365 Fed. Appx. 612.

No. 09–1123. WYETH LLC ET AL. *v.* SCROGGIN. C. A. 8th Cir. Certiorari denied. THE CHIEF JUSTICE took no part in the consideration or decision of this petition. Reported below: 586 F. 3d 547.

No. 09–7596. LOPEZ *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. JUSTICE SOTOMAYOR took no part in the consideration or decision of this petition. Reported below: 326 Fed. Appx. 48.

No. 09–9411. THOMAS *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. JUSTICE SOTOMAYOR took no part in the consideration or decision of this petition. Reported below: 361 Fed. Appx. 174.

No. 09–10320. TAFARI *v.* ANNETTS ET AL. C. A. 2d Cir. Certiorari denied. JUSTICE SOTOMAYOR took no part in the consideration or decision of this petition. Reported below: 363 Fed. Appx. 80.

No. 09–10343. McDAVIS *v.* VARANO, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT COAL TOWNSHIP, ET AL. C. A. 3d Cir. Certiorari before judgment denied.

No. 09–10906. GUZMAN *v.* UNITED STATES; and

No. 09–10907. HALL *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. JUSTICE SOTOMAYOR took no part in the consideration or decision of these petitions. Reported below: 591 F. 3d 83.

Rehearing Granted. (See No. 09–5373, *supra.*)

Rehearing Denied

No. 09–790. ZAGORSKI *v.* BELL, WARDEN, 559 U.S. 1068;

June 21, 24, 28, 2010

561 U. S.

No. 09–1037. *WILSON v. ROBERT J. ADAMS & ASSOCIATES*, 559 U. S. 1092;

No. 09–1135. *KRIEG v. DAWSON, JUDGE, UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEVADA, ET AL.*, 559 U. S. 1093;

No. 09–7010. *CAIN v. UNITED STATES*, 558 U. S. 1033;

No. 09–8952. *NUNEZ v. MCNEIL, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.*, 559 U. S. 1052;

No. 09–8992. *BARBER v. FEDERAL BUREAU OF INVESTIGATION ET AL.*, 559 U. S. 1073;

No. 09–9026. *MILLER v. THALER, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION*, 559 U. S. 1073;

No. 09–9179. *SPUCK v. RIDGE ET AL.*, 559 U. S. 1095;

No. 09–9293. *MANNIX v. MADIGAN ET AL.*, 559 U. S. 1096;

No. 09–9530. *CHAMBERS v. OHIO*, 559 U. S. 1098;

No. 09–9587. *JOHNSON v. FLORIDA*, 559 U. S. 1098;

No. 09–9843. *TSOSIE v. ARIZONA ET AL.*, 559 U. S. 1101; and

No. 09–9867. *IN RE CHRONISTER*, 559 U. S. 1066. Petitions for rehearing denied.

No. 09–999. *MALLERY ET AL. v. NBC UNIVERSAL, INC., ET AL.*, 559 U. S. 1101. Petition for rehearing denied. JUSTICE SOTOMAYOR took no part in the consideration or decision of this petition.

No. 09–1016. *SIMONELLI v. UNIVERSITY OF CALIFORNIA AT BERKELEY ET AL.*, 559 U. S. 1102. Petition for rehearing denied. JUSTICE BREYER took no part in the consideration or decision of this petition.

JUNE 24, 2010

Dismissal Under Rule 46

No. 09–758. *COBELL ET AL. v. SALAZAR, SECRETARY OF THE INTERIOR, ET AL.* C. A. D. C. Cir. Certiorari dismissed under this Court's Rule 46. Reported below: 573 F. 3d 808.

JUNE 28, 2010

Affirmed on Appeal

No. 09–1318. *HENDERSON v. SONY PICTURES ET AL.* C. A. 9th Cir. Because the Court lacks a quorum, 28 U. S. C. § 1, and

561 U.S.

June 28, 2010

since the only qualified Justice is of the opinion that the case cannot be heard and determined at the next Term of the Court, the judgment is affirmed under 28 U.S.C. §2109, which provides that under these circumstances “the court shall enter its order affirming the judgment of the court from which the case was brought for review with the same effect as upon affirmance by an equally divided court.” THE CHIEF JUSTICE, JUSTICE STEVENS, JUSTICE SCALIA, JUSTICE KENNEDY, JUSTICE THOMAS, JUSTICE GINSBURG, JUSTICE BREYER, and JUSTICE ALITO took no part in the consideration or decision of this petition.

Certiorari Granted—Vacated and Remanded

No. 09–213. NORTHEASTERN LAND SERVICES, LTD., DBA NLS GROUP *v.* NATIONAL LABOR RELATIONS BOARD. C. A. 1st Cir. Reported below: 560 F. 3d 36; and

No. 09–328. SNELL ISLAND SKILLED NURSING FACILITY, LLC, DBA SHORE ACRES REHABILITATION AND NURSING CENTER, LLC, ET AL. *v.* NATIONAL LABOR RELATIONS BOARD. C. A. 2d Cir. Reported below: 568 F. 3d 410. Certiorari granted, judgments vacated, and cases remanded for further consideration in light of *New Process Steel, L. P. v. NLRB*, 560 U.S. 674 (2010).

No. 09–787. UNION PACIFIC RAILROAD CO. *v.* SOMPO JAPAN INSURANCE COMPANY OF AMERICA ET AL. (two judgments). C. A. 2d Cir. Certiorari granted, judgments vacated, and case remanded for further consideration in light of *Kawasaki Kisen Kaisha Ltd. v. Regal-Beloit Corp.*, ante, p. 89. JUSTICE SOTOMAYOR took no part in the consideration or decision of this petition. Reported below: 341 Fed. Appx. 706 (first judgment) and 707 (second judgment).

No. 09–9751. CANTU CHAPA *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 *Padilla v. Kentucky*, 559 U.S. 356 (2010). Reported below: 354 Fed. Appx. 203.

Certiorari Dismissed

No. 09–10460. TAYLOR *v.* DEGROTT ET AL. 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. As petitioner has repeatedly abused this Court’s process, the Clerk

June 28, 2010

561 U. S.

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. 09–10504. *SCHRADER v. NEW MEXICO 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. Reported below: 361 Fed. Appx. 971.

No. 09–10712. *WATERFIELD v. FLORIDA.* Sup. Ct. Fla. 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: 36 So. 3d 86.

No. 09–10808. *FRANKLIN v. CHATTERTON 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: 358 Fed. Appx. 970.

No. 09–10970. *RAITPORT v. UNITED STATES ET AL.* C. A. 2d Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied, and certiorari dismissed. See this Court’s Rule 39.8.

No. 09–11052. *POWELL v. KELLER ET AL.* C. A. 4th Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied, and certiorari dismissed. See this Court’s Rule 39.8. Reported below: 367 Fed. Appx. 402.

Miscellaneous Orders

No. 09M107. *HOOKS v. BERGERON, SUPERINTENDENT, OLD COLONY CORRECTIONAL CENTER*;

No. 09M108. *WILLIAMS v. GONZALEZ ET AL.*;

No. 09M110. *LOWERY v. STRENGTH, SHERIFF, RICHMOND COUNTY, GEORGIA, ET AL.*; and

561 U.S.

June 28, 2010

No. 09M111. *BYLER v. WEISNER*. Motions to direct the Clerk to file petitions for writs of certiorari out of time denied.

No. 09M109. *YOUNG v. INTEL CORP. ET AL.* Motion to direct the Clerk to file petition for writ of certiorari out of time denied. THE CHIEF JUSTICE took no part in the consideration or decision of this motion.

No. 09–797. *RODEARMEL v. CLINTON, SECRETARY OF STATE, ET AL.*, 560 U.S. 950. Motion of appellant to vacate and remand denied.

No. 09–868. *WALL, DIRECTOR, RHODE ISLAND DEPARTMENT OF CORRECTIONS v. KHOLI*. C. A. 1st Cir. [Certiorari granted, 560 U.S. 903.] Motion of respondent for appointment of counsel granted. Judith H. Mizner, Esq., of Boston, Mass., is appointed to serve as counsel for respondent in this case.

No. 09–1159. *BOARD OF TRUSTEES OF LELAND STANFORD UNIVERSITY v. ROCHE MOLECULAR SYSTEMS, INC., ET AL.* C. A. Fed. Cir. The Solicitor General is invited to file a brief in this case expressing the views of the United States.

No. 09–10916. *HEGHMANN v. GEITHNER, SECRETARY OF THE TREASURY, ET AL.* C. A. 2d Cir.; and

No. 09–10968. *PO KEE WONG v. UNITED STATES*. C. A. Fed. Cir. Motions of petitioners for leave to proceed *in forma pauperis* denied. Petitioners are allowed until July 19, 2010, 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. 09–11202. *SEDAGHATY v. UNITED STATES DISTRICT COURT FOR THE DISTRICT OF OREGON ET AL.* C. A. 9th Cir. Motion of petitioner to expedite consideration of petition for writ of certiorari denied.

No. 09–11143. *IN RE BUSH*; and

No. 09–11178. *IN RE LENOIR*. Petitions for writs of habeas corpus denied.

No. 09–9861. *IN RE BANSAL*;

No. 09–10381. *IN RE WILKINS*;

No. 09–10676. *IN RE TORRENCE*; and

June 28, 2010

561 U. S.

No. 09–11036. IN RE ROBINSON. Petitions for writs of mandamus denied.

No. 09–10456. IN RE RIVAS. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of mandamus dismissed. See this Court’s Rule 39.8.

Certiorari Granted

No. 09–115. CHAMBER OF COMMERCE OF THE UNITED STATES OF AMERICA ET AL. *v.* WHITING ET AL. C. A. 9th Cir. Certiorari granted. Reported below: 558 F. 3d 856.

No. 09–525. JANUS CAPITAL GROUP, INC., ET AL. *v.* FIRST DERIVATIVE TRADERS. C. A. 4th Cir. Certiorari granted. Reported below: 566 F. 3d 111.

No. 09–1036. HENDERSON *v.* SHINSEKI, SECRETARY OF VETERANS AFFAIRS. C. A. Fed. Cir. Certiorari granted. Reported below: 589 F. 3d 1201.

No. 09–1163. MILNER *v.* DEPARTMENT OF THE NAVY. C. A. 9th Cir. Certiorari granted. Reported below: 575 F. 3d 959.

No. 09–804. CIGNA CORP. ET AL. *v.* AMARA ET AL., INDIVIDUALLY AND ON BEHALF OF ALL OTHERS SIMILARLY SITUATED. C. A. 2d Cir. Certiorari granted. JUSTICE SOTOMAYOR took no part in the consideration or decision of this petition. Reported below: 348 Fed. Appx. 627.

No. 09–6822. PEPPER *v.* UNITED STATES. C. A. 8th Cir. Motion of petitioner for leave to proceed *in forma pauperis* granted. Certiorari granted. Reported below: 570 F. 3d 958.

Certiorari Denied

No. 08–1515. GOLDEN GATE RESTAURANT ASSN. *v.* CITY AND COUNTY OF SAN FRANCISCO, CALIFORNIA, ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 546 F. 3d 639.

No. 09–1. HOLY SEE *v.* DOE. C. A. 9th Cir. Certiorari denied. Reported below: 557 F. 3d 1066.

No. 09–377. NATIONAL LABOR RELATIONS BOARD *v.* LAUREL BAYE HEALTHCARE OF LAKE LANIER, INC. C. A. D. C. Cir. Certiorari denied. Reported below: 564 F. 3d 469.

561 U.S.

June 28, 2010

No. 09-683. CARMICHAEL, INDIVIDUALLY AND AS GUARDIAN FOR CARMICHAEL *v.* KELLOGG, BROWN & ROOT SERVICE, INC., ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 572 F. 3d 1271.

No. 09-840. HARDIE'S FRUIT & VEGETABLE Co.-SOUTH, LP *v.* UNITED STATES. C. A. Fed. Cir. Certiorari denied. Reported below: 363 Fed. Appx. 741.

No. 09-870. ARMSTRONG ET AL. *v.* COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 576 F. 3d 950.

No. 09-942. CORTEZ-URQUILLA *v.* HOLDER, ATTORNEY GENERAL. C. A. 5th Cir. Certiorari denied.

No. 09-976. PHILIP MORRIS USA INC., FKA PHILIP MORRIS, INC. *v.* UNITED STATES ET AL.;

No. 09-977. R. J. REYNOLDS TOBACCO CO. ET AL. *v.* UNITED STATES ET AL.;

No. 09-978. UNITED STATES *v.* PHILIP MORRIS USA INC.;

No. 09-979. ALTRIA GROUP, INC. *v.* UNITED STATES ET AL.;

No. 09-980. BRITISH AMERICAN TOBACCO (INVESTMENTS) LTD. *v.* UNITED STATES ET AL.;

No. 09-994. TOBACCO-FREE KIDS ACTION FUND ET AL. *v.* PHILIP MORRIS USA INC.; and

No. 09-1012. LORILLARD TOBACCO Co. *v.* UNITED STATES ET AL. C. A. D. C. Cir. Certiorari denied. Reported below: 566 F. 3d 1095.

No. 09-1014. STOLAJ ET UX. *v.* HOLDER, ATTORNEY GENERAL. C. A. 6th Cir. Certiorari denied. Reported below: 577 F. 3d 651.

No. 09-1051. OGLALA SIOUX TRIBE OF THE PINE RIDGE INDIAN RESERVATION *v.* UNITED STATES ARMY CORPS OF ENGINEERS ET AL. C. A. D. C. Cir. Certiorari denied. Reported below: 570 F. 3d 327.

No. 09-1131. MORGAN ET AL. *v.* PLANO INDEPENDENT SCHOOL DISTRICT ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 589 F. 3d 740.

No. 09-1161. US BANK NATIONAL ASSN. ND ET AL. *v.* THOMAS ET AL. C. A. 8th Cir. Certiorari denied. Reported below: 575 F. 3d 794.

June 28, 2010

561 U. S.

No. 09–1164. *NORFOLK DREDGING CO. v. MISENER MARINE CONSTRUCTION, INC., ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 594 F. 3d 832.

No. 09–1172. *ARCTIC SLOPE NATIVE ASSN., LTD. v. SEBELIUS, SECRETARY OF HEALTH AND HUMAN SERVICES.* C. A. Fed. Cir. Certiorari denied. Reported below: 583 F. 3d 785.

No. 09–1176. *PIRATE INVESTOR LLC ET AL. v. SECURITIES AND EXCHANGE COMMISSION.* C. A. 4th Cir. Certiorari denied. Reported below: 580 F. 3d 233.

No. 09–1183. *LITTLE ROCK CARDIOLOGY CLINIC, P. A., ET AL. v. BAPTIST HEALTH ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 591 F. 3d 591.

No. 09–1274. *CLEMONS ET AL. v. CRAWFORD ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 585 F. 3d 1119.

No. 09–1277. *REGER DEVELOPMENT, LLC v. NATIONAL CITY BANK.* C. A. 7th Cir. Certiorari denied. Reported below: 592 F. 3d 759.

No. 09–1278. *T. B. v. SUPERIOR COURT OF CALIFORNIA, SAN BERNARDINO COUNTY, ET AL.* Ct. App. Cal., 4th App. Dist., Div. 2. Certiorari denied.

No. 09–1286. *OSEI-AFRIYIE v. NEW JERSEY.* Super. Ct. N. J., App. Div. Certiorari denied.

No. 09–1288. *SHOPE ET AL. v. NEW JERSEY ET AL.* Super. Ct. N. J., App. Div. Certiorari denied. Reported below: 409 N. J. Super. 495, 978 A. 2d 312.

No. 09–1292. *SCHARFF v. RAYTHEON COMPANY SHORT TERM DISABILITY PLAN ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 581 F. 3d 899.

No. 09–1293. *SEGOVIA v. TEXAS.* Ct. App. Tex., 14th Dist. Certiorari denied.

No. 09–1299. *LANCE v. HALL, WARDEN.* Sup. Ct. Ga. Certiorari denied. Reported below: 286 Ga. 365, 687 S. E. 2d 809.

No. 09–1309. *NIZIO v. COOK ET AL.* Sup. Ct. Pa. Certiorari denied.

561 U.S.

June 28, 2010

No. 09–1315. *BAUER ET AL. v. DEAN MORRIS, L. L. P., ET AL.* C. A. 5th Cir. Certiorari denied.

No. 09–1320. *PROCTOR v. ARKANSAS JUDICIAL DISCIPLINE AND DISABILITY COMMISSION.* Sup. Ct. Ark. Certiorari denied. Reported below: 2010 Ark. 38, 360 S. W. 3d 61.

No. 09–1321. *MIZRACH v. UNITED STATES.* C. A. 4th Cir. Certiorari denied. Reported below: 334 Fed. Appx. 571.

No. 09–1330. *NEWSOM v. TENNESSEE ET AL.* C. A. 6th Cir. Certiorari denied.

No. 09–1331. *ZHANG v. FOOTBRIDGE LIMITED TRUST.* C. A. D. C. Cir. Certiorari denied. Reported below: 358 Fed. Appx. 189.

No. 09–1341. *AJIWOJU v. UNIVERSITY OF MISSOURI-KANSAS CITY.* C. A. 8th Cir. Certiorari denied. Reported below: 363 Fed. Appx. 420.

No. 09–1348. *HELLMAN v. WEISBERG ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 360 Fed. Appx. 776.

No. 09–1351. *C. D. v. NEW JERSEY.* Super. Ct. N. J., App. Div. Certiorari denied.

No. 09–1365. *ISAACS, DBA STOLEN CAR FILMS, DBA LA MEDIA v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 359 Fed. Appx. 875.

No. 09–1368. *JOHNSON v. POTTER, POSTMASTER GENERAL.* C. A. 5th Cir. Certiorari denied. Reported below: 364 Fed. Appx. 159.

No. 09–1394. *BROWN v. LEWIS ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 361 Fed. Appx. 51.

No. 09–1415. *STOYANOV v. MABUS, SECRETARY OF THE NAVY, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 357 Fed. Appx. 511.

No. 09–1419. *RADAR SOLUTIONS, LTD., DBA ROCKY MOUNTAIN RADAR, INC. v. FEDERAL COMMUNICATIONS COMMISSION.* C. A. 5th Cir. Certiorari denied. Reported below: 368 Fed. Appx. 480.

June 28, 2010

561 U. S.

No. 09–1441. *ATKIN v. UNITED STATES*. C. A. 6th Cir. Certiorari denied.

No. 09–8755. *HOOD v. THALER, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 09–9118. *V. M. v. NEW JERSEY DIVISION OF YOUTH AND FAMILY SERVICES*; and

No. 09–9144. *B. G. v. NEW JERSEY DIVISION OF YOUTH AND FAMILY SERVICES*. Super. Ct. N. J., App. Div. Certiorari denied. Reported below: 408 N. J. Super. 222, 974 A. 2d 448.

No. 09–9476. *GRAHAM v. CALIFORNIA*. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 09–9701. *MAHAFFEY v. RAMOS, WARDEN*. C. A. 7th Cir. Certiorari denied. Reported below: 588 F. 3d 1142.

No. 09–9711. *CLINTON v. BRENNER*. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 09–9834. *HERRERA-CASTILLO v. HOLDER, ATTORNEY GENERAL*. C. A. 10th Cir. Certiorari denied. Reported below: 573 F. 3d 1004.

No. 09–9838. *DECK v. MISSOURI*. Sup. Ct. Mo. Certiorari denied. Reported below: 303 S. W. 3d 527.

No. 09–9938. *YATES v. SMALL, WARDEN*. C. A. 9th Cir. Certiorari denied. Reported below: 357 Fed. Appx. 40.

No. 09–9956. *SOFFAR v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied.

No. 09–9988. *LIGGON-REDDING v. SOUSER ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 352 Fed. Appx. 618.

No. 09–10030. *BINGLEY v. CALIFORNIA*. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 09–10053. *MITCHELL v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 374 Fed. Appx. 859.

No. 09–10290. *WRIGHT v. RACEWAY PARK, INC., ET AL.* C. A. 6th Cir. Certiorari denied.

561 U.S.

June 28, 2010

No. 09–10300. *COLE v. HILAND ET AL.* C. A. 7th Cir. Certiorari denied.

No. 09–10332. *ROBINSON v. LIVINGSTON.* C. A. 6th Cir. Certiorari denied.

No. 09–10336. *LOPEZ v. UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT.* C. A. 9th Cir. Certiorari denied.

No. 09–10338. *SPURLOCK v. NORTHRIP ET AL.* C. A. 9th Cir. Certiorari denied.

No. 09–10340. *BROWN v. CALIFORNIA.* Ct. App. Cal., 5th App. Dist. Certiorari denied.

No. 09–10342. *CAMPBELL, MOTHER AND NEXT FRIEND OF J. P. E. H. v. HOOKSETT SCHOOL DISTRICT ET AL.* C. A. 1st Cir. Certiorari denied.

No. 09–10346. *CORTEZ v. McDONALD, ACTING WARDEN.* C. A. 9th Cir. Certiorari denied.

No. 09–10347. *ELLISON v. BIEBEL ET AL.* C. A. 7th Cir. Certiorari denied.

No. 09–10348. *R. K. C. v. J. M. F.* Ct. App. Iowa. Certiorari denied. Reported below: 776 N. W. 2d 111.

No. 09–10351. *DAVIS v. FLORIDA.* Sup. Ct. Fla. Certiorari denied. Reported below: 26 So. 3d 519.

No. 09–10352. *EVERETT v. FLORIDA.* Dist. Ct. App. Fla., 5th Dist. Certiorari denied. Reported below: 17 So. 3d 1240.

No. 09–10355. *WILSON v. GAVANGI ET AL.* C. A. 11th Cir. Certiorari denied.

No. 09–10362. *DUNCAN v. MISSISSIPPI.* Ct. App. Miss. Certiorari denied. Reported below: 28 So. 3d 665.

No. 09–10365. *COLE v. SOUTH CAROLINA ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 354 Fed. Appx. 794.

No. 09–10367. *CARVAJAL v. LOS ANGELES POLICE DEPARTMENT.* C. A. 9th Cir. Certiorari denied. Reported below: 361 Fed. Appx. 901.

June 28, 2010

561 U. S.

No. 09–10368. *ELLISON v. BLACK ET AL.* C. A. 11th Cir. Certiorari denied.

No. 09–10369. *CARROLL v. UNITED STATES ET AL.* C. A. 9th Cir. Certiorari denied.

No. 09–10371. *CLARK v. FRONTERA ET AL.* C. A. 6th Cir. Certiorari denied.

No. 09–10372. *CRAWFORD v. MICHIGAN.* Ct. App. Mich. Certiorari denied.

No. 09–10373. *DUNKERLEY v. ALABAMA.* Ct. Crim. App. Ala. Certiorari denied. Reported below: 46 So. 3d 974.

No. 09–10376. *LEWIS v. SMITH ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 361 Fed. Appx. 421.

No. 09–10393. *DODGION v. HARTLEY, WARDEN.* C. A. 9th Cir. Certiorari denied.

No. 09–10398. *BUNCH v. HOBBS, INTERIM DIRECTOR, ARKANSAS DEPARTMENT OF CORRECTION.* C. A. 8th Cir. Certiorari denied.

No. 09–10402. *KELLEGHAN v. UNDERWOOD.* C. A. 7th Cir. Certiorari denied. Reported below: 350 Fed. Appx. 68.

No. 09–10405. *LARSON v. ADAMS, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 09–10406. *JACKSON v. KIRKLAND, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 09–10413. *PETTY v. PETTY.* Ct. App. N. C. Certiorari denied. Reported below: 199 N. C. App. 192, 680 S. E. 2d 894.

No. 09–10415. *KLEIN v. FLORIDA.* Dist. Ct. App. Fla., 2d Dist. Certiorari denied. Reported below: 19 So. 3d 991.

No. 09–10421. *CANTER v. OHIO.* Ct. App. Ohio, Franklin County. Certiorari denied. Reported below: 2009-Ohio-4837.

No. 09–10426. *PYLE v. CALIFORNIA.* Sup. Ct. Cal. Certiorari denied.

No. 09–10427. *POOLER v. CAIN, WARDEN.* C. A. 5th Cir. Certiorari denied.

561 U.S.

June 28, 2010

No. 09–10444. *McAFEE v. THALER*, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION. C. A. 5th Cir. Certiorari denied.

No. 09–10445. *MENDENHALL v. THALER*, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION. C. A. 5th Cir. Certiorari denied.

No. 09–10451. *GEISE v. KERNAN*, WARDEN, ET AL. C. A. 9th Cir. Certiorari denied.

No. 09–10452. *GONZALEZ v. MCNEIL*, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL. C. A. 11th Cir. Certiorari denied.

No. 09–10454. *FALSO v. SALZMAN GROUP, INC.* C. A. 2d Cir. Certiorari denied. Reported below: 327 Fed. Appx. 303.

No. 09–10458. *MARTINEZ v. ZAVARAS*, EXECUTIVE DIRECTOR, COLORADO DEPARTMENT OF CORRECTIONS, ET AL. C. A. 10th Cir. Certiorari denied.

No. 09–10465. *BAILEY v. JOHNSON*, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS. C. A. 4th Cir. Certiorari denied. Reported below: 364 Fed. Appx. 46.

No. 09–10469. *BOWENS v. CALIFORNIA*. Ct. App. Cal., 1st App. Dist. Certiorari denied.

No. 09–10475. *JOHNSON v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied.

No. 09–10480. *WILSON v. EMOND*. C. A. 2d Cir. Certiorari denied. Reported below: 373 Fed. Appx. 98.

No. 09–10497. *PEREZ v. OHIO*. Sup. Ct. Ohio. Certiorari denied. Reported below: 124 Ohio St. 3d 122, 2009-Ohio-6179, 920 N. E. 2d 104.

No. 09–10506. *HAE LEE v. HOLDER*, ATTORNEY GENERAL. C. A. 9th Cir. Certiorari denied. Reported below: 333 Fed. Appx. 296.

No. 09–10529. *GRIFFIN v. DEPARTMENT OF THE ARMY*. C. A. 1st Cir. Certiorari denied.

June 28, 2010

561 U. S.

No. 09–10568. *FLETCHER v. SIMMS ET AL.* C. A. 7th Cir. Certiorari denied.

No. 09–10574. *TRIMBLE v. SOCIAL SECURITY ADMINISTRATION.* C. A. 11th Cir. Certiorari denied. Reported below: 369 Fed. Appx. 27.

No. 09–10594. *LAND v. FLORIDA.* Dist. Ct. App. Fla., 2d Dist. Certiorari denied. Reported below: 56 So. 3d 6.

No. 09–10605. *RICHARDSON v. OHIO.* Ct. App. Ohio, Hamilton County. Certiorari denied.

No. 09–10609. *LEE v. VETERANS ADMINISTRATION ET AL.* C. A. 9th Cir. Certiorari denied.

No. 09–10616. *ROBERTS v. TERRY, WARDEN.* C. A. 11th Cir. Certiorari denied. Reported below: 348 Fed. Appx. 524.

No. 09–10628. *SCOTT v. CAIN, WARDEN.* C. A. 5th Cir. Certiorari denied. Reported below: 364 Fed. Appx. 850.

No. 09–10640. *CAMP v. SHELDON, WARDEN.* C. A. 6th Cir. Certiorari denied.

No. 09–10656. *CRAIN v. NEVADA PAROLE AND PROBATION ET AL.* C. A. 9th Cir. Certiorari denied.

No. 09–10658. *PERKINS v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 364 Fed. Appx. 133.

No. 09–10678. *WINNINGHAM v. WAKE, JUDGE, UNITED STATES DISTRICT COURT FOR THE DISTRICT OF ARIZONA, ET AL.* C. A. 2d Cir. Certiorari denied.

No. 09–10691. *BECKER v. LUEBBERS, SUPERINTENDENT, FARMINGTON CORRECTIONAL CENTER.* C. A. 8th Cir. Certiorari denied. Reported below: 578 F. 3d 907.

No. 09–10760. *SMITH v. ROPER, SUPERINTENDENT, POTOSI CORRECTIONAL CENTER.* C. A. 8th Cir. Certiorari denied.

No. 09–10769. *BOYLE v. ARKANSAS.* Sup. Ct. Ark. Certiorari denied. Reported below: 2010 Ark. 98.

No. 09–10776. *HALLFORD v. SUPERIOR COURT OF CALIFORNIA, SACRAMENTO COUNTY, ET AL.* Ct. App. Cal., 3d App. Dist. Certiorari denied.

561 U.S.

June 28, 2010

No. 09–10777. *GANDY v. DIGUGLIELMO*, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT GRATERFORD, ET AL. C. A. 3d Cir. Certiorari denied.

No. 09–10785. *HARRISON v. WATTS ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 350 Fed. Appx. 835.

No. 09–10793. *FLOYD v. STELMA*, SHERIFF, KENT COUNTY, MICHIGAN, ET AL. C. A. 6th Cir. Certiorari denied.

No. 09–10797. *JACKSON v. SCOTTS CO.* C. A. 2d Cir. Certiorari denied. Reported below: 356 Fed. Appx. 513.

No. 09–10801. *SCHMIDT v. MONTANA*. Sup. Ct. Mont. Certiorari denied. Reported below: 2009–MT–450, 354 Mont. 280, 224 P. 3d 618.

No. 09–10826. *PARMLEY v. HOBBS*, INTERIM DIRECTOR, ARKANSAS DEPARTMENT OF CORRECTION. C. A. 8th Cir. Certiorari denied. Reported below: 586 F. 3d 1066.

No. 09–10830. *JONES v. HOBBS*, INTERIM DIRECTOR, ARKANSAS DEPARTMENT OF CORRECTION. C. A. 8th Cir. Certiorari denied.

No. 09–10851. *BURDETTE v. BRITTEN*, WARDEN. C. A. 8th Cir. Certiorari denied.

No. 09–10874. *WILBOURN v. ILLINOIS*. App. Ct. Ill., 4th Dist. Certiorari denied. Reported below: 392 Ill. App. 3d 1147, 984 N. E. 2d 216.

No. 09–10887. *ROBINSON v. SUPREME COURT OF THE UNITED STATES*. C. A. 7th Cir. Certiorari denied.

No. 09–10895. *CONSIDINE v. NATIONAL CREDIT UNION ADMINISTRATION*. C. A. Fed. Cir. Certiorari denied. Reported below: 366 Fed. Appx. 157.

No. 09–10897. *CLARK v. SHERRILL*, MAGISTRATE JUDGE, UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF FLORIDA. C. A. D. C. Cir. Certiorari denied. Reported below: 358 Fed. Appx. 199.

No. 09–10909. *HINES v. JACKSON*, SUPERINTENDENT, NASH CORRECTIONAL INSTITUTION. C. A. 4th Cir. Certiorari denied. Reported below: 367 Fed. Appx. 415.

June 28, 2010

561 U. S.

No. 09–10928. *CLARK v. UNITED STATES GYPSUM CO.* C. A. 7th Cir. Certiorari denied.

No. 09–10939. *LONG v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 597 F. 3d 720.

No. 09–10953. *HINES v. RICHARDS ET AL.* C. A. 8th Cir. Certiorari denied.

No. 09–10958. *DAVIS v. DEPARTMENT OF JUSTICE.* C. A. Fed. Cir. Certiorari denied. Reported below: 368 Fed. Appx. 124.

No. 09–10966. *JENKINS v. UNITED STATES.* C. A. 4th Cir. Certiorari denied. Reported below: 368 Fed. Appx. 380.

No. 09–10980. *CULBERTSON v. UNITED STATES.* C. A. 6th Cir. Certiorari denied. Reported below: 364 Fed. Appx. 998.

No. 09–10983. *CLARK v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 362 Fed. Appx. 74.

No. 09–10986. *MARQUEZ-REYES v. UNITED STATES.* C. A. 1st Cir. Certiorari denied.

No. 09–10990. *JENNEN v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 596 F. 3d 594.

No. 09–10991. *MANN v. UNITED STATES.* C. A. 7th Cir. Certiorari denied. Reported below: 592 F. 3d 779.

No. 09–10993. *MORENO v. UNITED STATES.* C. A. 10th Cir. Certiorari denied. Reported below: 365 Fed. Appx. 977.

No. 09–10994. *NIETO-RESENDIZ v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 357 Fed. Appx. 962.

No. 09–10995. *PARKER v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 366 Fed. Appx. 129.

No. 09–10998. *WRIGHT v. UNITED STATES.* C. A. 4th Cir. Certiorari denied. Reported below: 368 Fed. Appx. 416.

No. 09–11001. *SAUNDERS v. UNITED STATES.* C. A. 4th Cir. Certiorari denied.

No. 09–11003. *SANDRES v. NOLAND, MAGISTRATE JUDGE, UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF LOUISIANA, ET AL.* C. A. 5th Cir. Certiorari denied.

561 U.S.

June 28, 2010

No. 09–11004. *SALAS DE LA ROSA v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 366 Fed. Appx. 757.

No. 09–11008. *BROWN v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 366 Fed. Appx. 784.

No. 09–11009. *BRANCH v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 365 Fed. Appx. 609.

No. 09–11010. *ADAMS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 372 Fed. Appx. 946.

No. 09–11011. *AGRON v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 593 F. 3d 82.

No. 09–11012. *BARRINGTON v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 09–11014. *SAVOCA v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 596 F. 3d 154.

No. 09–11020. *MEDRANO, AKA ANDRADE v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 356 Fed. Appx. 102.

No. 09–11022. *FLANNIGAN v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 367 Fed. Appx. 732.

No. 09–11027. *SOTO-RAMIREZ v. UNITED STATES*. C. A. 1st Cir. Certiorari denied.

No. 09–11032. *THOMPSON v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 587 F. 3d 1165.

No. 09–11034. *RICHARDS v. UNITED STATES*. C. A. 7th Cir. Certiorari denied.

No. 09–11035. *CARDONA SANDOVAL v. UNITED STATES*. C. A. 1st Cir. Certiorari denied.

No. 09–11043. *JENKINS v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 355 Fed. Appx. 983.

No. 09–11046. *KNIGHT v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 349 Fed. Appx. 694.

No. 09–11047. *GREGORY v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 334 Fed. Appx. 769.

June 28, 2010

561 U. S.

No. 09–11054. *DOODY v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 600 F. 3d 752.

No. 09–11060. *ANDERSON v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 367 Fed. Appx. 30.

No. 09–11064. *GOODWYN v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 596 F. 3d 233.

No. 09–11069. *VAZQUEZ v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 601 F. 3d 1202.

No. 09–11071. *GRANADOS-GUTIERREZ v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 356 Fed. Appx. 307.

No. 09–11073. *TAKELE v. MAYO CLINIC*. C. A. 8th Cir. Certiorari denied. Reported below: 576 F. 3d 834.

No. 09–11077. *COPPEDGE v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 369 Fed. Appx. 338.

No. 09–11078. *COOPER v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 591 F. 3d 582.

No. 09–11079. *WASHINGTON v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 596 F. 3d 777.

No. 09–11083. *MORALES-ESCOBEDO v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 367 Fed. Appx. 804.

No. 09–11084. *WALLER v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 362 Fed. Appx. 926.

No. 09–11086. *WHITELAW v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 362 Fed. Appx. 567.

No. 09–11087. *SELLERS v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 595 F. 3d 791.

No. 09–11090. *BAILEY v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 367 Fed. Appx. 647.

No. 09–11091. *BRUMMER v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 598 F. 3d 1248.

No. 09–11095. *MORELOCK v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 369 Fed. Appx. 681.

561 U.S.

June 28, 2010

No. 09–11097. *STANKO v. UNITED STATES*. C. A. 8th Cir. Certiorari denied.

No. 09–11101. *GOSS v. UNITED STATES*. C. A. 9th Cir. Certiorari denied.

No. 09–11103. *DADAILLE v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 373 Fed. Appx. 380.

No. 09–11106. *HORNE v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 09–11109. *CRUZ-VALLES v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 357 Fed. Appx. 160.

No. 09–11110. *DODD v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 598 F. 3d 449.

No. 09–11115. *MCLAUGHLIN v. UNITED STATES*. C. A. D. C. Cir. Certiorari denied.

No. 09–11116. *CROSBY v. WARDEN, FEDERAL CORRECTIONAL INSTITUTION AT RAY BROOK*. C. A. 2d Cir. Certiorari denied. Reported below: 353 Fed. Appx. 591.

No. 09–11117. *THOMPSON v. UNITED STATES*. C. A. 8th Cir. Certiorari denied.

No. 09–11120. *ABDULLAH v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 360 Fed. Appx. 725.

No. 09–11122. *ACOSTA v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 367 Fed. Appx. 259.

No. 09–11127. *SOSA-MORENO v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 367 Fed. Appx. 929.

No. 09–11128. *RAMNATH v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 365 Fed. Appx. 230.

No. 09–11129. *WALSH v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 377 Fed. Appx. 331.

No. 09–233. *TRIPLE-S MANAGEMENT CORP. ET AL. v. MUNICIPAL REVENUE COLLECTION CENTER*. Sup. Ct. P. R. Motion of Council on State Taxation for leave to file a brief as *amicus curiae* granted. Certiorari denied.

June 28, 2010

561 U. S.

No. 09–438. PROVIDENCE HOSPITAL ET AL. *v.* MOSES, PERSONAL REPRESENTATIVE OF THE ESTATE OF MOSES-IRONS, DECEASED. C. A. 6th Cir. Motion of Michigan Health & Hospital Association for leave to file a brief as *amicus curiae* granted. Certiorari denied. Reported below: 561 F. 3d 573.

No. 09–930. FITZGERALD ET AL. *v.* THOMPSON ET AL. C. A. 2d Cir. Motion of American Legion, Department of New York, for leave to file a brief as *amicus curiae* out of time denied. Certiorari denied. JUSTICE SOTOMAYOR took no part in the consideration or decision of this motion and this petition. Reported below: 353 Fed. Appx. 532.

No. 09–1149. CITY OF WARREN, MICHIGAN, ET AL. *v.* MOLDOVAN. C. A. 6th Cir. Motions of National Fraternal Order of Police and National Association of Police Organizations et al. for leave to file briefs as *amici curiae* granted. Certiorari denied. Reported below: 578 F. 3d 351.

No. 09–1150. UNIVERSAL TRADING & INVESTMENT CO., INC. *v.* KIRITCHENKO ET AL. C. A. 9th Cir. Motion of petitioner to defer consideration of petition for writ of certiorari denied. Certiorari denied. Reported below: 346 Fed. Appx. 232.

No. 09–1175. FERRING B. V. ET AL. *v.* MEIJER, INC., ET AL. C. A. 2d Cir. Motion of Intellectual Property Owners Association for leave to file a brief as *amicus curiae* granted. Certiorari denied. JUSTICE SOTOMAYOR took no part in the consideration or decision of this motion and this petition. Reported below: 585 F. 3d 677.

No. 09–1229. LONECKE ET AL. *v.* CITIGROUP PENSION PLAN ET AL. C. A. 2d Cir. Certiorari denied. JUSTICE SOTOMAYOR took no part in the consideration or decision of this petition. Reported below: 584 F. 3d 457.

No. 09–1310. LINDSAY ET AL. *v.* ASSOCIATION OF PROFESSIONAL FLIGHT ATTENDANTS ET AL. C. A. 2d Cir. Certiorari denied. JUSTICE SOTOMAYOR took no part in the consideration or decision of this petition. Reported below: 581 F. 3d 47.

No. 09–1412. PARAGUAY HUMANITARIAN FOUNDATION, INC., FKA CQZ HUMANITARIAN FOUNDATION, INC., ET AL. *v.* BANCO CENTRAL DEL PARAGUAY ET AL. C. A. 2d Cir. Certiorari de-

561 U.S.

June 28, 2010

nied. JUSTICE SOTOMAYOR took no part in the consideration or decision of this petition. Reported below: 366 Fed. Appx. 250.

No. 09–9345. WASHINGTON *v.* GRAHAM, SUPERINTENDENT, AUBURN CORRECTIONAL FACILITY. C. A. 2d Cir. Certiorari denied. JUSTICE SOTOMAYOR took no part in the consideration or decision of this petition. Reported below: 355 Fed. Appx. 543.

No. 09–11031. TONKS *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. JUSTICE SOTOMAYOR took no part in the consideration or decision of this petition. Reported below: 372 Fed. Appx. 168.

Rehearing Denied

No. 08–6726. INGRAM *v.* WARDEN, RIVER BEND DETENTION CENTER, 555 U.S. 1056;

No. 09–825. BURDICK *v.* PRITCHETT & BIRCH, PLLC, ET AL., 559 U.S. 1006;

No. 09–900. CARTY *v.* THALER, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION, 559 U.S. 1106;

No. 09–8544. BERGARA *v.* UNITED STATES, 559 U.S. 960;

No. 09–8986. OCHEI *v.* ALL CARE/ONWARD HEALTHCARE ET AL., 559 U.S. 1072;

No. 09–9150. SMITH *v.* ESTES EXPRESS, 559 U.S. 1076;

No. 09–9323. BROWN *v.* HOWARD COUNTY POLICE DEPARTMENT ET AL., 559 U.S. 1108;

No. 09–9324. BROWN *v.* COUNCIL, BARADEL, KOSMERL & NOLAN ET AL., 559 U.S. 1108;

No. 09–9325. BROWN *v.* UPPER MARLBORO TOWN POLICE ET AL., 559 U.S. 1108;

No. 09–9346. TAFARI *v.* STEIN ET AL., 559 U.S. 1109;

No. 09–9379. BRUNER *v.* OKLAHOMA, 559 U.S. 1109;

No. 09–9403. NICHOLS *v.* GEORGIA, 559 U.S. 1110;

No. 09–9483. BROWN *v.* INDUSTRIAL BANK ET AL., 560 U.S. 908;

No. 09–9484. BROWN *v.* MCCARTHY, 559 U.S. 1098;

No. 09–9485. BROWN *v.* MILLER, 560 U.S. 908;

No. 09–9514. BROWN *v.* SUBURBAN PROPANE, L. P., 560 U.S. 909;

No. 09–9516. HUDSON *v.* KAPTURE, WARDEN, 559 U.S. 1079;

June 28, 29, 2010

561 U. S.

No. 09–9520. THOMPSON *v.* SOBINA, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT ALBION, 559 U. S. 1111;

No. 09–9529. DE LA GARZA *v.* FABIAN, COMMISSIONER, MINNESOTA DEPARTMENT OF CORRECTIONS, 559 U. S. 1111; and

No. 09–9795. EDWARDS *v.* BOEING CO. ET AL., 560 U. S. 930. Petitions for rehearing denied.

No. 09–1042. SHAH *v.* NEW YORK STATE DEPARTMENT OF CIVIL SERVICE ET AL., 559 U. S. 1116. Petition for rehearing denied. JUSTICE SOTOMAYOR took no part in the consideration or decision of this petition.

JUNE 29, 2010

Affirmed on Appeal

No. 09–1287. REPUBLICAN NATIONAL COMMITTEE ET AL. *v.* FEDERAL ELECTION COMMISSION ET AL. Appeal from D. C. D. C. affirmed. JUSTICE SCALIA, JUSTICE KENNEDY, and JUSTICE THOMAS would note probable jurisdiction and set the case for oral argument. Reported below: 698 F. Supp. 2d 150.

Certiorari Granted—Vacated and Remanded. (See also No. 09–8854, *ante*, p. 945.)

No. 08–1509. CLASSEN IMMUNOTHERAPIES, INC. *v.* BIOGEN IDEC ET AL. C. A. Fed. Cir. Reported below: 304 Fed. Appx. 866; and

No. 09–490. MAYO COLLABORATIVE SERVICES, DBA MAYO MEDICAL LABORATORIES, ET AL. *v.* PROMETHEUS LABORATORIES, INC. C. A. Fed. Cir. Reported below: 581 F. 3d 1336. *Certiorari* granted, judgments vacated, and cases remanded for further consideration in light of *Bilski v. Kappos*, *ante*, p. 593.

No. 08–1592. MALONEY *v.* RICE, DISTRICT ATTORNEY, NASSAU COUNTY, NEW YORK. C. A. 2d Cir. *Certiorari* granted, judgment vacated, and case remanded for further consideration in light of *McDonald v. Chicago*, *ante*, p. 742. JUSTICE SOTOMAYOR took no part in the consideration or decision of this petition. Reported below: 554 F. 3d 56.

No. 09–167. SCRUSHY *v.* UNITED STATES. C. A. 11th Cir. Reported below: 561 F. 3d 1215;

No. 09–182. SIEGELMAN *v.* UNITED STATES. C. A. 11th Cir. Reported below: 561 F. 3d 1215;

561 U.S.

June 29, 2010

No. 09–929. *HARGROVE v. UNITED STATES*. C. A. 7th Cir. Reported below: 579 F. 3d 752; and

No. 09–1035. *HEREIMI v. UNITED STATES*. C. A. 9th Cir. Reported below: 357 Fed. Appx. 82. Certiorari granted, judgments vacated, and cases remanded for further consideration in light of *Skilling v. United States*, ante, p. 358.

No. 09–6425. *RICHARDS ET AL. v. UNITED STATES*. C. A. 9th Cir. Reported below: 313 Fed. Appx. 969;

No. 09–6516. *HARRIS v. UNITED STATES*. C. A. 9th Cir. Reported below: 313 Fed. Appx. 969; and

No. 09–7560. *REDZIC v. UNITED STATES*. C. A. 8th Cir. Reported below: 569 F. 3d 841. Motions of petitioners for leave to proceed *in forma pauperis* granted. Certiorari granted, judgments vacated, and cases remanded for further consideration in light of *Skilling v. United States*, ante, p. 358.

Certiorari Granted—Remanded

No. 08–1497. *NATIONAL RIFLE ASSOCIATION OF AMERICA, INC., ET AL. v. CITY OF CHICAGO, ILLINOIS, ET AL.* C. A. 7th Cir. The court reversed the judgment below in *McDonald v. Chicago*, ante, p. 742. Therefore, certiorari granted, and case remanded to the United States Court of Appeals for the Seventh Circuit for further proceedings. Reported below: 567 F. 3d 856.

Miscellaneous Order. (For the Court’s order making allotment of Justices, see ante, p. VI.)

Certiorari Granted

No. 09–291. *THOMPSON v. NORTH AMERICAN STAINLESS, LP.* C. A. 6th Cir. Certiorari granted. Reported below: 567 F. 3d 804.

Certiorari Denied

No. 08–1501. *FERGUSON ET AL. v. PATENT AND TRADEMARK OFFICE*. C. A. Fed. Cir. Certiorari denied. Reported below: 558 F. 3d 1359.

No. 09–9365. *WALLACE v. BRANKER, WARDEN*. C. A. 4th Cir. Certiorari denied. Reported below: 354 Fed. Appx. 807.

No. 09–34. *PFIZER INC. v. ABDULLAHI ET AL.* C. A. 2d Cir. Motion of Washington Legal Foundation et al. for leave to file a

June 29, July 1, 16, 21, 22, 2010

561 U. S.

brief as *amici curiae* granted. Certiorari denied. THE CHIEF JUSTICE and JUSTICE SOTOMAYOR took no part in the consideration or decision of this motion and this petition. Reported below: 562 F. 3d 163.

JULY 1, 2010

Certiorari Denied

No. 10–5064 (10A8). PERRY *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.

JULY 16, 2010

Miscellaneous Orders

No. 10A52. MOHAMMED *v.* OBAMA, PRESIDENT OF THE UNITED STATES, ET AL. C. A. D. C. Cir. Application for stay, presented to THE CHIEF JUSTICE, and by him referred to the Court, denied.

JUSTICE GINSBURG, with whom JUSTICE BREYER and JUSTICE SOTOMAYOR join, dissenting.

I would grant the stay to afford the Court time to consider, in the ordinary course, important questions raised in this case and not resolved in *Munaf v. Geren*, 553 U. S. 674 (2008).

No. 10A70. NAJI *v.* OBAMA, PRESIDENT OF THE UNITED STATES, ET AL. C. A. D. C. Cir. Application for stay, presented to THE CHIEF JUSTICE, and by him referred to the Court, denied.

JULY 21, 2010

Miscellaneous Order

No. 10A89. BURNS *v.* MISSISSIPPI. Application for stay of execution of sentence of death, presented to JUSTICE SCALIA, and by him referred to the Court, denied.

JULY 22, 2010

Miscellaneous Order

No. 09–6822. PEPPER *v.* UNITED STATES. C. A. 8th Cir. [Certiorari granted, *ante*, p. 1024.] Adam G. Ciongoli, Esq., of New York, N. Y., is invited to brief and argue this case, as *amicus curiae*, in support of the judgment below.

561 U.S.

JULY 26, 2010

Miscellaneous Orders

No. 09A531. VICARIO *v.* HOLDER, ATTORNEY GENERAL. C. A. 11th Cir. Application for stay, addressed to JUSTICE SOTOMAYOR and referred to the Court, denied.

No. 09A939. KARKOUR *v.* UNITED STATES. C. A. 9th Cir. Application for injunction, addressed to JUSTICE THOMAS and referred to the Court, denied.

No. 09A1235 (09–11209). IN RE DAILEY. Application for bail, addressed to JUSTICE SOTOMAYOR and referred to the Court, denied.

No. 10A24 (09–1250). FINE *v.* BACA, SHERIFF, LOS ANGELES COUNTY, CALIFORNIA, ET AL. C. A. 9th Cir. Application for bail, addressed to JUSTICE GINSBURG and referred to the Court, denied.

No. D–2451. IN RE DISBARMENT OF ZANDER. Disbarment entered. [For earlier order herein, see 552 U.S. 1175.]

No. D–2474. IN RE DISCIPLINE OF MARSHALL. Bradley R. Marshall, of Seattle, Wash., is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. D–2475. IN RE DISCIPLINE OF BLAU. Howard L. Blau, of New York, N. Y., is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. D–2476. IN RE DISCIPLINE OF LAPIDUS. Steven R. Lapidus, of Wainscott, 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–2477. IN RE DISCIPLINE OF WEST. Brian Grayson West, of Brooklandville, Md., is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days,

July 26, 2010

561 U. S.

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

No. D-2478. *IN RE DISCIPLINE OF GOLDEN*. La Quetta Maria Golden, of Gulfport, Miss., 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-2479. *IN RE DISCIPLINE OF SELIGSOHN*. Irwin B. Seligsohn, of West Orange, N. J., is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. D-2480. *IN RE DISCIPLINE OF BARON*. Joseph Nathaniel Baron, of Orlando, Fla., is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. D-2481. *IN RE DISCIPLINE OF MICKLER*. Martin Joseph Mickler, of Jacksonville, Fla., is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. D-2482. *IN RE DISCIPLINE OF KIPi*. Jeffrey Thomas Kipi, of Oviedo, Fla., is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. D-2483. *IN RE DISCIPLINE OF MINTMIRE*. Donald F. Mintmire, of Palm Beach, Fla., is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. D-2484. *IN RE DISCIPLINE OF SCHAIKER*. William A. Schainker, of Chevy Chase, Md., is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

561 U.S.

July 26, 2010

No. D-2485. IN RE DISCIPLINE OF MITTENDORFF. Robert E. Mittendorff, of Washington, D. C., is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. D-2486. IN RE DISCIPLINE OF LEE. Garrett L. Lee, of Washington, D. C., is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. D-2487. IN RE DISCIPLINE OF BERGRIN. Paul W. Bergrin, 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-2488. IN RE DISCIPLINE OF WEAVER. David P. Weaver, of San Francisco, Cal., is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. D-2489. IN RE DISCIPLINE OF MORAN. John M. Moran, of Dorchester, 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-2490. IN RE DISCIPLINE OF ARLEDGE. Robert C. Arledge, of Vicksburg, Miss., 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-2491. IN RE DISCIPLINE OF SHOMBER. Melissa Anne Shomber, of Edmond, Okla., 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-2492. IN RE DISCIPLINE OF MCNEAL. Patrick D. McNeal, of Santa Ana, Cal., is suspended from the practice of law

July 26, 2010

561 U. S.

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-2493. *IN RE DISCIPLINE OF EHRLICH*. David A. Ehrlich, of Cohoes, 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.

Rehearing Denied

- No. 08-1470. *BERGHUIS, WARDEN v. THOMPSON*, 560 U. S. 370;
- No. 09-862. *MAGYAR v. MISSISSIPPI*, 560 U. S. 903;
- No. 09-1081. *MURESAN ET UX. v. FISH ET AL.*, 560 U. S. 904;
- No. 09-1092. *WILLIAMS v. LOUISIANA*, 560 U. S. 905;
- No. 09-1166. *AHMADI v. STATIC CONTROL COMPONENTS, INC.*, 560 U. S. 939;
- No. 09-1202. *KIM v. CITY OF FEDERAL WAY, WASHINGTON*, 560 U. S. 952;
- No. 09-1207. *CARSON v. MERIT SYSTEMS PROTECTION BOARD*, 560 U. S. 906;
- No. 09-1239. *JUELS v. UNITED STATES POSTAL SERVICE*, 560 U. S. 926;
- No. 09-1250. *FINE v. BACA, SHERIFF, LOS ANGELES COUNTY, CALIFORNIA, ET AL.*, 560 U. S. 927;
- No. 09-1304. *RAO v. CITY OF EVANSTON, ILLINOIS*, 560 U. S. 940;
- No. 09-1306. *MONTALVO v. UNITED STATES*, 560 U. S. 940;
- No. 09-8674. *BENFORD v. UNITED STATES*, 560 U. S. 928;
- No. 09-9149. *REID v. FLINT CIVIL SERVICE COMMISSION*, 559 U. S. 1094;
- No. 09-9184. *STANKOWSKI v. ABRAMSON ET AL.*, 559 U. S. 1095;
- No. 09-9235. *WOODSON v. THALER, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION*, 559 U. S. 1096;
- No. 09-9318. *DREW v. MULLINS ET AL.*, 559 U. S. 1108;
- No. 09-9319. *DREW v. JABE ET AL.*, 559 U. S. 1108;
- No. 09-9329. *CURRY v. GABLES RESIDENTIAL SERVICES, INC.*, 559 U. S. 1108;
- No. 09-9442. *YSAIS v. REYNOLDS ET AL.*, 559 U. S. 1111;
- No. 09-9452. *GAITHER v. UNITED STATES*, 559 U. S. 1056;
- No. 09-9458. *NORTON v. FANNIE MAE*, 560 U. S. 907;

561 U.S.

July 26, 2010

No. 09–9466. *CUTAIA v. MCNEIL, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.*, 560 U.S. 907;

No. 09–9493. *PAIGE v. CUOMO, ATTORNEY GENERAL OF NEW YORK, ET AL.*, 560 U.S. 908;

No. 09–9503. *BOBB v. UNITED STATES*, 559 U.S. 1079;

No. 09–9573. *CHAMBERS v. TEXAS ET AL.*, 560 U.S. 910;

No. 09–9630. *LANCASTER v. TEXAS*, 560 U.S. 910;

No. 09–9651. *TERRY v. WALKER ET AL.*, 560 U.S. 911;

No. 09–9681. *SMITH v. UNITED STATES*, 559 U.S. 1083;

No. 09–9725. *SERRANO v. SMITH, SUPERINTENDENT, SHAWANGUNK CORRECTIONAL FACILITY*, 560 U.S. 929;

No. 09–9731. *SMITH v. ATLANTA POSTAL CREDIT UNION*, 560 U.S. 912;

No. 09–9757. *BAYS v. HOLMES ET AL.*, 560 U.S. 929;

No. 09–9758. *IN RE BAYS*, 560 U.S. 923;

No. 09–9779. *NITZ v. HARVEY ET AL.*, 560 U.S. 930;

No. 09–9800. *HUDSON v. VASBINDER, WARDEN*, 560 U.S. 912;

No. 09–9820. *OSBORNE v. AMERICAN MULTI-CINEMA, INC., DBA AMC THEATERS PARKWAY POINT 15, ET AL.*, 560 U.S. 941;

No. 09–9841. *COOK v. NEBRASKA*, 560 U.S. 913;

No. 09–9842. *SCHMIDT v. HUBERT, WARDEN*, 560 U.S. 913;

No. 09–9910. *PINSON ET UX. v. EQUIFAX CREDIT INFORMATION SERVICES, INC., ET AL.*, 560 U.S. 943;

No. 09–9918. *ALBERTS v. WHEELING JESUIT UNIVERSITY ET AL.*, 560 U.S. 913;

No. 09–9984. *ELLIOTT v. UNITED STATES*, 559 U.S. 1115;

No. 09–10055. *WILLIAMS v. NORTH CAROLINA*, 560 U.S. 944;

No. 09–10069. *TOWNSEND v. BANG ET AL.*, 560 U.S. 957;

No. 09–10099. *PARDO v. MCNEIL, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS*, 560 U.S. 931;

No. 09–10135. *GRAY v. KERESTES, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT MAHANOEY*, 560 U.S. 931;

No. 09–10190. *DAVIS v. UNITED STATES*, 560 U.S. 917;

No. 09–10364. *CARTWRIGHT v. UNITED STATES*, 560 U.S. 934;

No. 09–10391. *WILLIAMS v. UNITED STATES*, 560 U.S. 935;

No. 09–10410. *GLASS v. UNITED STATES*, 560 U.S. 935;

No. 09–10442. *PODLOG v. UNITED STATES*, 560 U.S. 946;

No. 09–10563. *COX v. SCHWARTZ, WARDEN*, 560 U.S. 972;

No. 09–10581. *GILLARD v. NORTHWESTERN UNIVERSITY*, 560 U.S. 973;

No. 09–10602. *DOYLE v. ARCHULETA ET AL.*, 560 U.S. 973; and

July 26, August 4, 6, 9, 12, 16, 2010

561 U.S.

No. 09–10613. *IN RE DAVIS*, 560 U.S. 938. Petitions for rehearing denied.

No. 08–775. *VILLEGAS DURAN v. ARRIBADA BEAUMONT*, 560 U.S. 921. Petition for rehearing denied. JUSTICE SOTOMAYOR took no part in the consideration or decision of this petition.

AUGUST 4, 2010

Dismissal Under Rule 46

No. 10–5041. *CANNADY v. UNITED STATES*. C. A. 4th Cir. Certiorari dismissed under this Court’s Rule 46. Reported below: 384 Fed. Appx. 253.

AUGUST 6, 2010

Miscellaneous Order

No. 10A155. *KHADR v. UNITED STATES*. C. A. D. C. Cir. Application for stay, presented to THE CHIEF JUSTICE, and by him referred to the Court, denied.

AUGUST 9, 2010

Dismissal Under Rule 46

No. 10–5691. *IN RE KHADR*. Petition for writ of mandamus dismissed under this Court’s Rule 46.

AUGUST 12, 2010

Miscellaneous Order

No. 10–5858 (10A173). *IN RE LAND*. Application for stay of execution of sentence of death, presented to JUSTICE THOMAS, and by him referred to the Court, denied. Petition for writ of habeas corpus denied.

AUGUST 16, 2010

Miscellaneous Orders

No. 10A3 (09–1332). *SAIN v. SNYDER ET AL.* C. A. 10th Cir. Application for injunction, addressed to THE CHIEF JUSTICE and referred to the Court, denied.

No. 10A56. *TAITZ v. MACDONALD, GARRISON COMMANDER, FORT BENNING, ET AL.* C. A. 11th Cir. Application for stay, addressed to JUSTICE ALITO and referred to the Court, denied.

561 U.S.

August 16, 2010

No. D-2477. *IN RE WEST*. Brian Grayson West, of Brooklandville, Md., having requested to resign as a member of the Bar of this Court, it is ordered that his name be stricken from the roll of attorneys admitted to the practice of law before this Court. The rule to show cause, issued on July 26, 2010 [*ante*, p. 1043], is discharged.

No. 09-150. *MICHIGAN v. BRYANT*. Sup. Ct. Mich. [Certiorari granted, 559 U.S. 970.] Motion of the Acting Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted. Motion of Richard D. Friedman for leave to participate in oral argument as *amicus curiae* and for divided argument denied. JUSTICE KAGAN took no part in the consideration or decision of these motions.

No. 09-400. *STAUB v. PROCTOR HOSPITAL*. C. A. 7th Cir. [Certiorari granted, 559 U.S. 1066.] Motion of American Association for Justice for leave to file a brief as *amicus curiae* granted. JUSTICE KAGAN took no part in the consideration or decision of this motion.

No. 09-893. *AT&T MOBILITY LLC v. CONCEPCION ET UX*. C. A. 9th Cir. [Certiorari granted, 560 U.S. 923.] Motion of petitioner to dispense with printing the joint appendix granted.

No. 09-1036. *HENDERSON v. SHINSEKI, SECRETARY OF VETERANS AFFAIRS*. C. A. Fed. Cir. [Certiorari granted, *ante*, p. 1024.] Motion of petitioner to dispense with printing the joint appendix granted. JUSTICE KAGAN took no part in the consideration or decision of this motion.

Rehearing Denied

No. 03-10833. *BURNS v. SCHRIRO, DIRECTOR, ARIZONA DEPARTMENT OF CORRECTIONS*, 543 U.S. 853;

No. 08-9911. *CAMPBELL v. STEIN ET AL.*, 557 U.S. 924;

No. 09-1074. *JUSTICE ET AL. v. TOWN OF CICERO, ILLINOIS, ET AL.*, 560 U.S. 965;

No. 09-1219. *BAILEY v. CALDWELL, PERSONAL REPRESENTATIVE OF THE ESTATE OF BAILEY*, 560 U.S. 965;

No. 09-1263. *MADYUN v. LINJER*, 560 U.S. 940;

No. 09-1291. *CAPACI v. FOLMAR KENNER, LLC*, *ante*, p. 1007;

No. 09-1350. *SEGUIN v. CIRCUIT COURT OF VIRGINIA, FAIRFAX COUNTY, ET AL.*, *ante*, p. 1008;

August 16, 2010

561 U. S.

No. 09–7117. *ADAMS v. THALER, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION, ante*, p. 1008;

No. 09–7725. *WRIGHT v. STEELE, WARDEN*, 559 U. S. 909;

No. 09–8700. *WHITE v. FAIRFAX COUNTY, VIRGINIA, ET AL.*, 560 U. S. 907;

No. 09–9579. *SEALS v. RUSSELL ET AL.*, 560 U. S. 910;

No. 09–9711. *CLINTON v. BRENNER, ante*, p. 1028;

No. 09–9740. *MARSH v. FLORIDA DEPARTMENT OF CHILDREN AND FAMILIES ET AL.*, 560 U. S. 929;

No. 09–9744. *ROBERTS v. MCNEIL, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.*, 560 U. S. 929;

No. 09–9770. *SCHMIDT v. FROEDTERT MEMORIAL LUTHERAN ET AL.*, 560 U. S. 930;

No. 09–9775. *AMIR-SHARIF v. TEXAS*, 560 U. S. 930;

No. 09–9819. *GOLTSMAN v. ALMQUIST & GILBERT, P. C., ET AL.*, 560 U. S. 941;

No. 09–9829. *JOHNSON v. WERTANEN*, 560 U. S. 912;

No. 09–9853. *JAMERSON v. CALIFORNIA*, 560 U. S. 942;

No. 09–9969. *KAUFMAN v. TEXAS*, 560 U. S. 955;

No. 09–10010. *INGLE v. DEUTSCHE BANK NATIONAL TRUST Co.*, 560 U. S. 956;

No. 09–10025. *YSAIS v. NEW MEXICO CHILDREN, YOUTH AND FAMILIES DEPARTMENT ET AL.*, 560 U. S. 956;

No. 09–10074. *FRANCIS v. KENTUCKY RIVER COAL CORP.*, 560 U. S. 915;

No. 09–10210. *ELLIS v. MARIETTA ET AL.*, 560 U. S. 970;

No. 09–10242. *GETZ v. TAYLOR ET AL., ante*, p. 1012;

No. 09–10285. *COLLADO v. FLORIDA, ante*, p. 1013;

No. 09–10300. *COLE v. HILAND ET AL., ante*, p. 1029;

No. 09–10305. *YSAIS v. YSAIS, ante*, p. 1013;

No. 09–10343. *McDAVIS v. VARANO, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT COAL TOWNSHIP, ET AL., ante*, p. 1019;

No. 09–10363. *IN RE MAYWEATHER*, 560 U. S. 952;

No. 09–10585. *ELLIOTT v. DEPARTMENT OF AGRICULTURE*, 560 U. S. 973;

No. 09–10597. *RHODE v. HALL, WARDEN*, 560 U. S. 958;

No. 09–10656. *CRAIN v. NEVADA PAROLE AND PROBATION ET AL., ante*, p. 1032;

No. 09–10735. *DELGADO v. UNITED STATES*, 560 U. S. 976;

No. 09–10745. *IN RE MARCUM*, 560 U. S. 951;

561 U.S. August 16, 19, 26, September 3, 2010

No. 09–10776. *HALLFORD v. SUPERIOR COURT OF CALIFORNIA, SACRAMENTO COUNTY, ET AL.*, *ante*, p. 1032;

No. 09–10856. *ALJABRI v. UNITED STATES*, *ante*, p. 1016;

No. 09–10897. *CLARK v. SHERRILL*, MAGISTRATE JUDGE, UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF FLORIDA, *ante*, p. 1033;

No. 09–10958. *DAVIS v. DEPARTMENT OF JUSTICE*, *ante*, p. 1034; and

No. 09–10960. *IN RE CASILLAS*, 560 U.S. 964. Petitions for rehearing denied.

No. 09–9960. *ESCOBAR DE JESUS v. UNITED STATES*, 559 U.S. 1114;

No. 09–10115. *PALMER v. SHINSEKI*, SECRETARY OF VETERANS AFFAIRS, 560 U.S. 944;

No. 09–10455. *HICKS v. UNITED STATES*, 560 U.S. 947; and

No. 09–10466. *ALEXANDER v. UNITED STATES*, *ante*, p. 1015. Petitions for rehearing denied. JUSTICE KAGAN took no part in the consideration or decision of these petitions.

AUGUST 19, 2010

Dismissal Under Rule 46

No. 09–247. *OHIO VALLEY ENVIRONMENTAL COALITION ET AL. v. UNITED STATES ARMY CORPS OF ENGINEERS ET AL.* C. A. 4th Cir. Certiorari dismissed under this Court’s Rule 46. Reported below: 556 F. 3d 177.

AUGUST 26, 2010

Dismissals Under Rule 46

No. 09–1061. *NOVELL, INC. v. SCO GROUP, INC.* C. A. 10th Cir. Certiorari dismissed under this Court’s Rule 46. Reported below: 578 F. 3d 1201.

No. 10–5134. *BURTON v. SPOKANE POLICE DEPARTMENT ET AL.* C. A. 9th Cir. Certiorari dismissed under this Court’s Rule 46. Reported below: 383 Fed. Appx. 671.

SEPTEMBER 3, 2010

Miscellaneous Orders

No. 10A74 (10–5040). *ALBRIGHT-LAZZARI ET VIR v. CONNECTICUT*. App. Ct. Conn. Application for stay, addressed to JUSTICE KENNEDY and referred to the Court, denied.

September 3, 2010

561 U. S.

No. 10A109 (09–10544). *YSAIS v. NEW MEXICO ET AL.* C. A. 10th Cir. Application for injunction, addressed to JUSTICE THOMAS and referred to the Court, denied.

No. 10A110 (09–11225). *YSAIS v. RICHARDSON, GOVERNOR OF NEW MEXICO, ET AL.* C. A. 10th Cir. Application for injunction, addressed to THE CHIEF JUSTICE and referred to the Court, denied.

No. D–2470. *IN RE DISBARMENT OF MARTIN.* Disbarment entered. [For earlier order herein, see *ante*, p. 1003.]

No. D–2471. *IN RE DISBARMENT OF ISAAC.* Disbarment entered. [For earlier order herein, see *ante*, p. 1004.]

No. D–2472. *IN RE DISBARMENT OF ROZAN.* Disbarment entered. [For earlier order herein, see *ante*, p. 1004.]

No. D–2473. *IN RE DISBARMENT OF AMATO.* Disbarment entered. [For earlier order herein, see *ante*, p. 1004.]

No. D–2494. *IN RE DISCIPLINE OF FORD.* Robert Hunter Ford, of Birmingham, Ala., is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. 08–1438. *SOSSAMON v. TEXAS ET AL.* C. A. 5th Cir. [Certiorari granted, 560 U. S. 923.] Motion of petitioner to dispense with printing the joint appendix granted. JUSTICE KAGAN took no part in the consideration or decision of this motion.

No. 09–152. *BRUESEWITZ ET AL. v. WYETH LLC, FKA WYETH, INC., ET AL.* C. A. 3d Cir. [Certiorari granted, 559 U. S. 991.] Motion of the Acting Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted. JUSTICE KAGAN took no part in the consideration or decision of this motion.

No. 09–329. *CHASE BANK USA, N. A. v. MCCOY, INDIVIDUALLY AND ON BEHALF OF ALL OTHERS SIMILARLY SITUATED.* C. A. 9th Cir. [Certiorari granted, *ante*, p. 1005.] Motion of petitioner to dispense with printing the joint appendix granted.

No. 09–479. *ABBOTT v. UNITED STATES.* C. A. 3d Cir.; and

561 U.S.

September 3, 2010

No. 09–7073. *GOULD v. UNITED STATES*. C. A. 5th Cir. [Certiorari granted, 559 U.S. 903.] Motion of petitioners for divided argument granted. JUSTICE KAGAN took no part in the consideration or decision of this motion.

Rehearing Denied

- No. 09–1299. *LANCE v. HALL, WARDEN*, *ante*, p. 1026;
No. 09–1309. *NIZIO v. COOK ET AL.*, *ante*, p. 1026;
No. 09–1330. *NEWSOM v. TENNESSEE ET AL.*, *ante*, p. 1027;
No. 09–8318. *TELLEZ v. FLORIDA DEPARTMENT OF CORRECTIONS*, 560 U.S. 940;
No. 09–9865. *TOWNSEND v. MICHIGAN*, 560 U.S. 942;
No. 09–9881. *SEMLER v. KLANG ET AL.*, 560 U.S. 954;
No. 09–9898. *TEMPLE v. RILEY, WARDEN*, 560 U.S. 943;
No. 09–9913. *LYE HUAT ONG v. SOWERS, WARDEN, ET AL.*, 560 U.S. 943;
No. 09–9982. *CROSS v. THALER, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION*, 560 U.S. 955;
No. 09–10008. *CARVER v. BENNETT ET AL.*, 560 U.S. 914;
No. 09–10084. *HINDAOUI v. THALER, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION*, 560 U.S. 967;
No. 09–10095. *HALL v. THALER, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION*, 560 U.S. 967;
No. 09–10122. *HARRISON v. HARTLEY, WARDEN, ET AL.*, 560 U.S. 931;
No. 09–10136. *HERNANDEZ v. HARTLEY, WARDEN*, 560 U.S. 968;
No. 09–10183. *WISE v. SOUTH CAROLINA DEPARTMENT OF CORRECTIONS*, 560 U.S. 970;
No. 09–10255. *JONES v. KING, SUPERINTENDENT, SOUTH MISSISSIPPI CORRECTIONAL INSTITUTION*, *ante*, p. 1012;
No. 09–10267. *WILLIS v. MCNEIL, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.*, *ante*, p. 1013;
No. 09–10338. *SPURLOCK v. NORTHRIP ET AL.*, *ante*, p. 1029;
No. 09–10380. *REBERGER v. NEVADA*, 560 U.S. 971;
No. 09–10398. *BUNCH v. HOBBS, INTERIM DIRECTOR, ARKANSAS DEPARTMENT OF CORRECTION*, *ante*, p. 1030;

September 3, 9, 10, 2010

561 U.S.

No. 09–10445. *MENDENHALL v. THALER*, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION, *ante*, p. 1031;

No. 09–10578. *ARIEGWE v. FERRITER*, DIRECTOR, MONTANA DEPARTMENT OF CORRECTIONS, ET AL., 560 U.S. 973;

No. 09–10676. *IN RE TORRENCE*, *ante*, p. 1023;

No. 09–10760. *SMITH v. ROPER*, SUPERINTENDENT, POTOSI CORRECTIONAL CENTER, *ante*, p. 1032;

No. 09–10813. *HAUGHTON v. UNITED STATES*, *ante*, p. 1016;

No. 09–10816. *HICKS v. FEDERAL BUREAU OF PRISONS ET AL.*, 560 U.S. 978; and

No. 09–10953. *HINES v. RICHARDS ET AL.*, *ante*, p. 1034. Petitions for rehearing denied.

No. 09–980. *BRITISH AMERICAN TOBACCO (INVESTMENTS) LTD. v. UNITED STATES ET AL.*, *ante*, p. 1025; and

No. 09–7963. *WILSON v. UNITED STATES*, *ante*, p. 1009. Petitions for rehearing denied. JUSTICE KAGAN took no part in the consideration or decision of these petitions.

No. 09–10320. *TAFARI v. ANNETTS ET AL.*, *ante*, p. 1019. Petition for rehearing denied. JUSTICE SOTOMAYOR took no part in the consideration or decision of this petition.

SEPTEMBER 9, 2010

Certiorari Denied

No. 10–6275 (10A249). *BROWN v. VAIL*. C. A. 9th Cir. Application for stay of execution of sentence of death, presented to JUSTICE KENNEDY, and by him referred to the Court, denied. Certiorari denied.

No. 10–6300 (10A254). *WOOD v. ALABAMA*. Sup. Ct. Ala. Application for stay of execution of sentence of death, presented to JUSTICE THOMAS, and by him referred to the Court, denied. Certiorari denied. JUSTICE SOTOMAYOR would grant the application for stay of execution.

SEPTEMBER 10, 2010

Certiorari Denied

No. 10–6343 (10A267). *BROWN v. WASHINGTON*. Super. Ct. Wash., King County. Application for stay of execution of sen-

561 U.S. September 10, 14, 16, 21, 22, 24, 2010

tence of death, presented to JUSTICE KENNEDY, and by him referred to the Court, denied. Certiorari denied.

SEPTEMBER 14, 2010

Dismissals Under Rule 46

No. 09–1429. *DiLACQUA v. UNITED STATES*. C. A. 3d Cir. Certiorari dismissed under this Court's Rule 46.

No. 09–10588. *RANGEL-IBARRA v. UNITED STATES*. C. A. 5th Cir. Certiorari dismissed under this Court's Rule 46. Reported below: 376 Fed. Appx. 455.

SEPTEMBER 16, 2010

Dismissals Under Rule 46

No. 09–1248. *NARRICOT INDUSTRIES, L. P. v. NATIONAL LABOR RELATIONS BOARD*; and

No. 09–1397. *LEWIS ET AL. v. NATIONAL LABOR RELATIONS BOARD ET AL.* C. A. 4th Cir. Certiorari dismissed under this Court's Rule 46. Reported below: 587 F. 3d 654.

SEPTEMBER 21, 2010

Certiorari Denied

No. 10–5692 (10A242). *LEWIS v. HOBBS, WARDEN*. C. A. 4th Cir. Application for stay of execution of sentence of death, presented to THE CHIEF JUSTICE, and by him referred to the Court, denied. Certiorari denied. JUSTICE GINSBURG and JUSTICE SOTOMAYOR would grant the application for stay of execution. Reported below: 609 F. 3d 291.

SEPTEMBER 22, 2010

Dismissal Under Rule 46

No. 10–5205. *HARRIS v. UNITED STATES*. C. A. 10th Cir. Certiorari dismissed under this Court's Rule 46. Reported below: 368 Fed. Appx. 866.

SEPTEMBER 24, 2010

Certiorari Denied

No. 10–6647 (10A315). *RHODE v. UPTON, WARDEN*. Super. Ct. Butts County, Ga. Application for stay of execution of sentence

September 24, 27, 28, 2010

561 U. S.

of death, presented to JUSTICE THOMAS, and by him referred to the Court, denied. Certiorari denied.

SEPTEMBER 27, 2010

Miscellaneous Order

No. 10A325. RHODE *v.* UPTON, WARDEN. Application for stay of execution of sentence of death, presented to JUSTICE THOMAS, and by him referred to the Court, denied.

Certiorari Denied

No. 10–6690 (10A323). RHODE *v.* UPTON, WARDEN. Super. Ct. Butts County, Ga. Application for stay of execution of sentence of death, presented to JUSTICE THOMAS, and by him referred to the Court, denied. Certiorari denied.

No. 10–6691 (10A324). RHODE *v.* UPTON, WARDEN. Super. Ct. Butts County, Ga. Application for stay of execution of sentence of death, presented to JUSTICE THOMAS, and by him referred to the Court, denied. Certiorari denied.

No. 10–6692 (10A326). RHODE *v.* UPTON, WARDEN. C. A. 11th Cir. Application for stay of execution of sentence of death, presented to JUSTICE THOMAS, and by him referred to the Court, denied. Certiorari denied.

SEPTEMBER 28, 2010

Dismissal Under Rule 46

No. 09–1069. ASTRAZENECA PHARMACEUTICALS LP *v.* BLUE CROSS BLUE SHIELD OF MASSACHUSETTS ET AL. C. A. 1st Cir. Certiorari dismissed under this Court's Rule 46. Reported below: 582 F. 3d 156.

Miscellaneous Orders. (For the Court's order making allotment of Justices, see *ante*, p. VII.)

No. 09–571. CONNICK, DISTRICT ATTORNEY, ET AL. *v.* THOMPSON. C. A. 5th Cir. [Certiorari granted, 559 U.S. 1004.] Motion of Former Federal Civil Rights Officials and Prosecutors for leave to participate in oral argument as *amici curiae* and for divided argument denied.

561 U.S.

September 28, 2010

No. 09–834. *KASTEN v. SAINT-GOBAIN PERFORMANCE PLASTICS CORP.* C. A. 7th Cir. [Certiorari granted, 559 U.S. 1004.] Motion of the Acting Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted. JUSTICE KAGAN took no part in the consideration or decision of this motion.

No. 09–907. *RANSOM v. FIA CARD SERVICES, N. A., FKA MBNA AMERICA BANK, N. A.* C. A. 9th Cir. [Certiorari granted, 559 U.S. 1066.] Motion of the Acting Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. 09–9000. *SKINNER v. SWITZER, DISTRICT ATTORNEY FOR THE 31ST JUDICIAL DISTRICT OF TEXAS.* C. A. 5th Cir. [Certiorari granted, 560 U.S. 924.] Motion of petitioner for appointment of counsel granted. Robert C. Owen, Esq., of Austin, Tex., is appointed to serve as counsel for petitioner in this case.

Certiorari Granted

No. 09–1205. *SMITH ET AL. v. BAYER CORP.* C. A. 8th Cir. Certiorari granted. Reported below: 593 F. 3d 716.

No. 09–1272. *KENTUCKY v. KING.* Sup. Ct. Ky. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari granted limited to Question 1 presented by the petition. Reported below: 302 S. W. 3d 649.

No. 09–1273. *ASTRA USA, INC., ET AL. v. SANTA CLARA COUNTY, CALIFORNIA.* C. A. 9th Cir. Certiorari granted. JUSTICE KAGAN took no part in the consideration or decision of this petition. Reported below: 588 F. 3d 1237.

No. 09–1279. *FEDERAL COMMUNICATIONS COMMISSION ET AL. v. AT&T INC. ET AL.* C. A. 3d Cir. Certiorari granted. JUSTICE KAGAN took no part in the consideration or decision of this petition. Reported below: 582 F. 3d 490.

No. 09–1298. *GENERAL DYNAMICS CORP. v. UNITED STATES;* and

No. 09–1302. *BOEING CO., SUCCESSOR TO McDONNELL DOUGLAS CORP. v. UNITED STATES.* C. A. Fed. Cir. Certiorari in No. 09–1298 granted limited to Question 1 presented by the petition. Certiorari in No. 09–1302 granted limited to Question 2

September 28, 2010

561 U. S.

presented by the petition. Cases consolidated, and a total of one hour is allotted for oral argument. Reported below: 567 F. 3d 1340.

No. 09–1343. *J. MCINTYRE MACHINERY, LTD. v. NICASTRO ET UX.* Sup. Ct. N. J. Certiorari granted, and case to be argued in tandem with No. 10–76, *Goodyear Luxembourg Tires, S. A., et al. v. Brown et ux., Co-Administrators of the Estate of Brown, et al., infra.* Reported below: 201 N. J. 48, 987 A. 2d 575.

No. 09–1498. *UNITED STATES v. TINKLENBERG.* C. A. 6th Cir. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari granted. JUSTICE KAGAN took no part in the consideration or decision of this motion and this petition. Reported below: 579 F. 3d 589.

No. 09–10245. *FREEMAN v. UNITED STATES.* C. A. 6th Cir. Motion of petitioner for leave to proceed *in forma pauperis* granted. Certiorari granted. Reported below: 355 Fed. Appx. 1.

No. 09–10876. *BULLCOMING v. NEW MEXICO.* Sup. Ct. N. M. Motion of petitioner for leave to proceed *in forma pauperis* granted. Certiorari granted. Reported below: 147 N. M. 487, 226 P. 3d 1.

No. 09–11311. *SYKES v. UNITED STATES.* C. A. 7th Cir. Motion of petitioner for leave to proceed *in forma pauperis* granted. Certiorari granted. Reported below: 598 F. 3d 334.

No. 10–76. *GOODYEAR LUXEMBOURG TIRES, S. A., ET AL. v. BROWN ET UX., CO-ADMINISTRATORS OF THE ESTATE OF BROWN, ET AL.* Ct. App. N. C. Certiorari granted, and case to be argued in tandem with No. 09–1343, *J. McIntyre Machinery, Ltd. v. Nicastro et ux., supra.* Reported below: 199 N. C. App. 50, 681 S. E. 2d 382.

No. 10–179. *STERN, EXECUTOR OF THE ESTATE OF MARSHALL v. MARSHALL, EXECUTRIX OF THE ESTATE OF MARSHALL.* C. A. 9th Cir. Certiorari granted limited to Questions 1, 2, and 3 presented by the petition. Reported below: 600 F. 3d 1037.

No. 10–188. *SCHINDLER ELEVATOR CORP. v. UNITED STATES EX REL. KIRK.* C. A. 2d Cir. Certiorari granted. JUSTICE KAGAN took no part in the consideration or decision of this petition. Reported below: 601 F. 3d 94.