

111TH CONGRESS  
1ST SESSION

# S. 357

To allow for certiorari review of certain cases denied relief or review by  
the United States Court of Appeals for the Armed Forces.

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IN THE SENATE OF THE UNITED STATES

JANUARY 30, 2009

Mrs. FEINSTEIN (for herself, Mr. SPECTER, and Mr. FEINGOLD) introduced  
the following bill; which was read twice and referred to the Committee  
on the Judiciary

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## A BILL

To allow for certiorari review of certain cases denied relief  
or review by the United States Court of Appeals for  
the Armed Forces.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Equal Justice for  
5 United States Military Personnel Act of 2009”.

6 **SEC. 2. CERTIORARI TO THE UNITED STATES COURT OF AP-**  
7 **PEALS FOR THE ARMED FORCES.**

8 (a) IN GENERAL.—Section 1259 of title 28, United  
9 States Code, is amended—

1           (1) in paragraph (3), by inserting “or denied”  
2       after “granted”; and

3           (2) in paragraph (4), by inserting “or denied”  
4       after “granted”.

5       (b) TECHNICAL AND CONFORMING AMENDMENT.—  
6       Section 867a(a) of title 10, United States Code, is amend-  
7       ed by striking “The Supreme Court may not review by  
8       a writ of certiorari under this section any action of the  
9       Court of Appeals for the Armed Forces in refusing to  
10      grant a petition for review.”.

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