

ORDER LIST

MONDAY, JUNE 8, 1992

CERTIORARI -- SUMMARY DISPOSITION

91-734 NORTHWEST AIRLINES, INC. V. WEST, WILLIAM

The petition for a writ of certiorari is granted.

The judgment is vacated and the case is remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *Morales v. Trans World Airlines, Inc.*, 504 U.S. ____ (1992).

91-6762 CORLEY, DANNY K. V. UNITED STATES

The motion of petitioner for leave to proceed *in forma pauperis* and the petition for a writ of certiorari are granted. The judgment is vacated and the case is remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *Williams v. United States*, 503 U.S. ____ (1992).

ORDERS IN PENDING CASES

D-1097 IN THE MATTER OF DISBARMENT OF BRUCE ALAN FRIEDMAN

It having been reported to the Court that Bruce Alan Friedman, of Los Angeles, California, has resigned from the practice of law before the Supreme Court of

California and this Court by order of March 23, 1992,
having suspended the said Bruce Alan Friedman from the
practice of law in this Court and directed that a rule
issue requiring him to show cause why he should not be
disbarred;

And it appearing that the said rule was duly
issued;

It is ordered that the said Bruce Alan Friedman be
disbarred from the practice of law in this Court and
that his name be stricken from the roll of attorneys
admitted to practice before the Bar of this Court.

D-1098 IN THE MATTER OF DISBARMENT OF MICHAEL THOMAS KENNEY

It having been reported to the Court that Michael
Thomas Kenney, of Santa Ana, California, has been
disbarred from the practice of law by the Supreme Court
of California and this Court by order of March 23, 1992,
having suspended the said Michael Thomas Kenney from the
practice of law in this Court and directed that a rule
issue requiring him to show cause why he should not be
disbarred;

And it appearing that the said rule was duly
issued;

It is ordered that the said Michael Thomas Kenney

be disbarred from the practice of law in this Court and that his name be stricken from the roll of attorneys admitted to practice before the Bar of this Court.

D-1099 IN THE MATTER OF DISBARMENT OF HENRY CLAY HART, JR.

It having been reported to the Court that Henry Clay Hart, Jr., of Morgantown, West Virginia, has been disbarred from the practice of law by the Supreme Court of Appeals of West Virginia and this Court by order of March 30, 1992, having suspended the said Henry Clay Hart, Jr., from the practice of law in this Court and directed that a rule issue requiring him to show cause why he should not be disbarred;

And it appearing that the said rule was duly issued and served upon the respondent and that a response has been filed;

It is ordered that the said Henry Clay Hart, Jr. be disbarred from the practice of law in this Court and that his name be stricken from the roll of attorneys admitted to practice before the Bar of this Court.

D-1101 IN THE MATTER OF DISBARMENT OF MARK TEMPLE WATSON

It having been reported to the Court that Mark Temple Watson, of Elizabeth, Kentucky, has been disbarred from the practice of law by the Supreme Court

of Kentucky and this Court by order of March 30, 1992, having suspended the said Mark Temple Watson from the practice of law in this Court and directed that a rule issue requiring him to show cause why he should not be disbarred;

And it appearing that the said rule was duly issued;

It is ordered that the said Mark Temple Watson be disbarred from the practice of law in this Court and that his name be stricken from the roll of attorneys admitted to practice before the Bar of this Court.

D-1106 IN THE MATTER OF DISBARMENT OF HOWARD HOROWITZ

Howard Horowitz, of Coral Gables, Florida, 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 practice before the Bar of this Court. The Rule to Show Cause, heretofore issued on April 6, 1992, is hereby discharged.

D-1108 IN THE MATTER OF DISBARMENT OF JOHN FRANKLIN ROSCH

It having been reported to the Court that John Franklin Rosch, of Glen Ellyn, Illinois, has been disbarred from the practice of law by the Supreme Court of Illinois and this Court by order of April 6, 1992,

having suspended the said John Franklin Rosch from the practice of law in this Court and directed that a rule issue requiring him to show cause why he should not be disbarred;

And it appearing that the said rule was duly issued and served upon the respondent and that the time to file a response has expired;

It is ordered that the said John Franklin Rosch be disbarred from the practice of law in this Court and that his name be stricken from the roll of attorneys admitted to practice before the Bar of this Court.

D-1131 IN THE MATTER OF DISBARMENT OF JAMES R. BRITTON

It is ordered that James R. Britton, of Bismarck, North Dakota, be suspended from the practice of law in this Court and that a rule issue, returnable within forty days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

D-1132 IN THE MATTER OF DISBARMENT OF MARVIN L. KAISER

It is ordered that Marvin L. Kaiser, of Williston, North Dakota, be suspended from the practice of law in this Court and that a rule issue, returnable within forty days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

D-1133 IN THE MATTER OF DISBARMENT OF VINCENT THOMAS SNYDER

It is ordered that Vincent Thomas Snyder, of Philadelphia, Pennsylvania, be suspended from the practice of law in this Court and that a rule issue, returnable within forty days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

D-1134 IN THE MATTER OF DISBARMENT OF ROBERT YUTAKA KIMURA

It is ordered that Robert Yutaka Kimura, of Honolulu, Hawaii, be suspended from the practice of law in this Court and that a rule issue, returnable within

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

D-1135 IN THE MATTER OF DISBARMENT OF ARTHUR J. PIKEN

It is ordered that Arthur J. Piken, of Kew Gardens, New York, be suspended from the practice of law in this Court and that a rule issue, returnable within forty days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

D-1136 IN THE MATTER OF DISBARMENT OF VALENTINE FRASER PARKER

It is ordered that Valentine Fraser Parker, of Huntington, New York, be suspended from the practice of law in this Court and that a rule issue, returnable within forty days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

D-1137 IN THE MATTER OF DISBARMENT OF WILLIAM CAHN

It is ordered that William Cahn, of Tido Beach, New York, be suspended from the practice of law in this Court and that a rule issue, returnable within forty days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

90-985 BRAY, JAYNE, ET AL. V. ALEXANDRIA WOMEN'S HEALTH CLINIC

This case is restored to the calendar for reargument.

91-453 LUCAS, DAVID V. SOUTH CAROLINA COASTAL COUNCIL

The motion of National Growth Management Leadership Project, et al. to withdraw Chesapeake Bay Foundation from the list of members joining its *amicus curiae* brief is granted.

91-871 BATH IRON WORKS CORP., ET AL. V. DIR., OFFICE OF WCP, ETC.

The motion of the Solicitor General for divided argument is granted.

91-1075 BAILES, GEORGE V. UNITED STATES

The motion of petitioner for costs and fees is denied.

91-1521 UNITED STATES V. GREEN, LOWELL

The motion of the Solicitor General to dispense with printing the joint appendix is granted.

91-1671 MERTENS, WILLIAM J., ET AL. V. HEWITT ASSOCIATES

The Solicitor General is invited to file a brief in this case expressing the views of the United States.

91-1863 KLAGISS, RAYMOND I. V. INDIANA
(A-747)

The application for stay addressed to Justice Blackmun and referred to the Court is denied.

91-7328 HERRERA, LEONEL T. V. COLLINS, DIR., TEXAS DCJ

The motion of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument is granted.

91-7758 IN RE BURTON R. LANDES

The motion of petitioner for leave to proceed *in forma pauperis* is denied. Petitioner is allowed until June 29, 1992, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33 of the Rules of this Court.

91-7938 IN RE HENK VISSER

The motion of petitioner for leave to proceed *in forma pauperis* is denied. See Rule 39.8. Petitioner is allowed until June 29, 1992 within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33 of the Rules of this court. Justice Blackmun and Justice Stevens would deny the petition for a writ of mandamus.

91-8013 CLAMPITT, ROSEMARIE V. INTERINSURANCE EXCHANGE

The motion of petitioner for leave to proceed *in forma pauperis* is denied. Petitioner is allowed until June 29, 1992, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33 of the Rules of this Court.

CERTIORARI GRANTED

91-522 SAUDI ARABIA, ET AL. V. NELSON, SCOTT, ET UX.

91-1645 WOOD, DALLAS C. V. CIR

The petitions for writs of certiorari are granted.

91-7580 GRAHAM, GARY V. COLLINS, DIR., TEXAS DCJ

The motion of petitioner for leave to proceed *in forma pauperis* and the petition for a writ of certiorari are granted.

91-7358 BRECHT, TODD A. V. ABRAHAMSON, SUPT.

The motion of petitioner for leave to proceed *in forma pauperis* and the petition for a writ of certiorari are granted limited to Question I presented by the petition.

CERTIORARI DENIED

91-505 WEST, WILLIAM V. NORTHWEST AIRLINES, INC.

91-1396 MARSHALL, ABIGAIL, ET AL. V. SAN FRANCISCO SOCIAL SERVICE

91-1398 WALDMAN, HERBERT V. UNITED STATES

91-1443 MACKIE, THOMAS V. FDIC, ETC.

91-1489 LEE, MONTE V. UNITED STATES

91-1504 DEGEROLAMO, VINCENT, ET AL. V. UNITED STATES

91-1517 BREGNARD, DALE V. UNITED STATES

91-1581 UNIVERSAL UNDERWRITERS V. GERRISH CORP.

91-1628 ROSENGARD, JOSEPH V. UNITED STATES

91-1647 SEPE, STEPHEN V. FLORIDA

91-1650 LEE, ROBERT W. V. BAPTIST MED. CTR OF OKLAHOMA

91-1654 STARKEY LABORATORIES, INC. V. GN DANAVOX, INC.

91-1655 GARDNER, JOSEPH, ET AL. V. RYAN, SEC. OF ST., ILLINOIS

91-1656 OKLAHOMA V. BURKE, GARY

91-1659 BYRD, VIRGINIA, ET AL. V. BUHAROV, NICHOLAS, ET AL.

91-1661 FERRIS, PAUL V. BD. OF CTY. COMMRS., ET AL.

91-1666 INTL. RESOURCES, ET AL. V. NY LIFE INS. CO.

91-1675 ZARDA, BERNARD, ET AL. V. KANSAS, ET AL.

91-1678 MERCADO LATINO, INC. V. SOLER, ALBERT, ET AL.

91-1687 BLANKINSHIP, WILLIAM, ET AL. V. CINCO ENTERPRISES, INC.

91-1689 PATTERSON, WILLIAM S. V. KEANE, SUPT.

91-1705 MALTA, JACOB H., ET AL. V. SCHULMERICH CARILLONS, ET AL

91-1714 PRICE, CAROLYN V. CARPENTER, DON, ET AL.

91-1726 PHANTOM TOURING V. AFFILIATED PUB., ET AL.

91-1731 STRANCZEK, CHESTER, ET AL. V. SCHULTZ, MARY, ET AL.

91-1761 PRAVDA, FRANK V. UNITED STATES, ET AL.

91-1768 McCARTY, RICKY V. KENTUCKY

91-1776 ERWIN, ANN, ET AL. V. CITY OF CHICAGO, ET AL.

91-1795 DANIELS, BRIAN P. V. UNITED STATES

91-1801 GILBERT, JAMES R. V. UNITED STATES

91-1810 TOLER, REGGIE L. V. UNITED STATES

91-1828 COPLIN, DUANE, ET UX. V. UNITED STATES

91-6757 HERNANDEZ, ROGELIO R. V. TEXAS
91-7377 MOOYMAN, JOHANNES G. V. WORKMEN'S COMP. APPEAL BD., ET AL.
91-7494 RUCKINGER, JACQUELYN J. V. FULCOMER, DPTY. COMMR.
91-7574 MARQUEZ, CARLOS A. V. UNITED STATES
91-7583 WAKE, WARREN E. V. UNITED STATES
91-7589 DEBS, RICHARD V. UNITED STATES
91-7597 GUNTER, DAVID A. V. OHIO
91-7598 HILL, KEITH L. V. UNITED STATES
91-7610 MEDRANO, LUIS V. UNITED STATES
91-7629 COOPER, CLINTON L. V. UNITED STATES
91-7666 SCHANDL, EMIL V. UNITED STATES
91-7759 SINDRAM, MICHAEL V. NELSON, SHIRLEY, ET AL.
91-7866 McCONNELL, DOLORES V. DERWINSKI, SEC., VET. AFFAIR
91-7894 STOIANOFF, CARROLL V. WACHTLER, SOL
91-7956 ANDERSSON, NILS, ET UX. V. FIBER COMPOSITES, INC.
91-7962 BOLINDER, VERN H. V. GALLARDO, ELIZABETH
91-7964 SHAW, DAVID V. SENKOWSKI, WARDEN
91-7968 DELLAERO, JOSEPH V. ABRAMS, ATTY. GEN. OF NEW YORK
91-7976 SHUMATE, JOSEPH V. NCNB NATIONAL BANK OF NORTH CAROLINA
91-7978 ALKATABI, HASAN, ET UX. V. U.S. DEPT. OF JUSTICE, ET AL.
91-7981 DAVIS, KENNETH C. V. COLORADO
91-7982 HOWELL, MARCUS L. V. CALIFORNIA
91-7983 EAST, ASHSHA V. WEST ONE BANK, N.A.

91-7985 DAVASHER, MARC S. V. ARKANSAS
91-7988 ZICHKO, JOHN V. NAVARRO, J. DAVID
91-7990 WHIGHAM, JO V. NEW YORK TELEPHONE
91-7992 WOHLFORD, WILLIAM, ET UX. V. MAYS, DWAIN, ET AL.
91-7998 CRUSE, WILLIAM B. V. FLORIDA
91-8006 MASTERSON, SHANE L. V. GROOSE, SUPT.
91-8008 BROOKS, CLAUDE R. V. TANSY, WARDEN
91-8011 AZIZ, WASIM V. MISSOURI, ET AL.
91-8014 CASSIDY, WAYNE V. REDMAN, WARDEN, ET AL.
91-8016 BURNETT, TREVOR I. V. UNITED STATES
91-8027 COMBS, RONALD D. V. OHIO
91-8032 MIDGYETTE, HOMER A. V. GRAYSON, WARDEN
91-8034 FUENTES, DANIEL P. V. UNITED STATES
91-8038 CHATMAN, WILLIAM D. V. UNITED STATES
91-8041 WHALEY, LESLIE A. V. MAASS, MANFRED
91-8048 PASCUAS, LUIS V. UNITED STATES
91-8072 MILLER, RICHARD V. UNITED STATES
91-8077 FIELDS, ROSCOE W. V. TENNESSEE
91-8090 ZOLICOFFER, WELTON V. UNITED STATES
91-8101 AULTMAN, WAYNE O. V. PENNSYLVANIA
91-8112 ADAMS, GLORIA A. V. UNITED STATES
91-8133 GUZMAN, STEVEN L. V. WISCONSIN
91-8134 FRAZIER, KENNETH W. V. CUSTODIAN OF KENTUCKY ST. REFORMATORY

91-8138 PRUNEDA-GONZALEZ, SALATIL V. UNITED STATES
91-8145 COUSINO, PAUL W. V. ACTION MAILERS, ET AL.
91-8149 PATRONE, KENNETH J. V. UNITED STATES
91-8151 PETTAWAY, SAMUEL E., ET AL. V. BEYER, ADMINISTRATOR
91-8156 BANKS, BILLY B. V. UNITED STATES
91-8157 KRAUSE, GEORGE A. V. UNITED STATES
91-8163 TIMBERS, RALPH V. UNITED STATES
91-8170 ZSIDO, MICHAEL V. UNITED STATES
91-8176 BLAIZE, TOAFIG V. UNITED STATES
91-8178 McNEIL, ANTHONY V. UNITED STATES
91-8194 DIGGS, ANTHONY V. UNITED STATES
91-8197 CORTES, GUSTAVO L. V. UNITED STATES
91-8205 McCOY, JOHN P. V. UNITED STATES
91-8208 DAVIS, JACK C. V. UNITED STATES
91-8210 PORTWOOD, LAMAR V. UNITED STATES
91-8213 McCALL, FRANK A. V. HESSON, WARDEN
91-8215 METZGER, FRANK V. RYAN, SUPT.
91-8252 ROBINSON, ALFREDO A. V. JABE, WARDEN

The petitions for writs of certiorari are denied.

90-1606 ATTY. GEN. OF CALIFORNIA V. TRANS WORLD AIRLINES, INC.

The petition for a writ of certiorari is denied.

Justice Blackmun would grant certiorari. Justice Souter
took no part in the consideration or decision of this

petition.

91-142 TIDEWATER MARINE, ET AL. V. AUBRY, LLOYD, ET AL.

The motion of Maritime Law Association of the United States for leave to file a brief as *amicus curiae* is granted. The petition for a writ of certiorari is denied.

91-349 PACIFIC MERCHANT SHIP. ASSN. V. AUBRY, LLOYD, ETC.

The motion of American Waterways Operators, Inc. for leave to file a brief as *amicus curiae* is granted. The petition for a writ of certiorari is denied.

91-502 PUC OF CALIFORNIA, ET AL. V. FEDERAL EXPRESS CORP.

The motion of California Trucking Association for leave to file a brief as *amicus curiae* is granted. The motion of International Brotherhood of Teamsters for leave to file a brief as *amicus curiae* is granted. The motion of National Association of Regulatory Utility Commissioners for leave to file a brief as *amicus curiae* is granted. The petition for a writ of certiorari is denied.

91-1426 CALIFORNIA V. HARDEN, STEPHEN

The motion of respondent for leave to proceed *in forma pauperis* is granted. The petition for a writ of certiorari is denied.

91-1519 COSTELLO, VINCENT V. McENERY, THOMAS, ET AL.

91-1672 BIODEx CORPORATION V. LOREDAN BIOMEDICAL, ET AL.

The petitions for writs of certiorari are denied.

Justice White would grant certiorari.

91-7972 JONES, NADIA D. V. AT&T TECHNOLOGIES, INC.

The petition for a writ of certiorari is denied.

Justice O'Connor took no part in the consideration or decision of this petition.

COMMON LAW CERTIORARI DENIED

91-1709 IN RE JACQUELINE MILLS

The petition for a common law writ of certiorari and/or mandamus is denied.

HABEAS CORPUS DENIED

91-8281 IN RE KWOH CHENG SUN

The petition for a writ of habeas corpus is denied.

MANDAMUS DENIED

91-7876 IN RE ROBERT KALTENBACH

91-7943 IN RE MARVIN CRENSHAW

91-8067 IN RE NICHOLAS BACHYNSKY

The petitions for writs of mandamus are denied.

REHEARINGS DENIED

- 91-1405 OPTIMAL DATA CORP. V. UNITED STATES
- 91-1457 PIOTROWSKI, BERNIE, ET AL. V. CITY OF CHICAGO
- 91-7026 COVILLION, JOSEPH E. V. AETNA LIFE & CASUALTY, ET AL.
- 91-7264 IN RE RONALD W. JARVI
- 91-7298 WICKLIFFE, LONNIE V. AIKEN, COMMR., INDIANA DOC
- 91-7520 FITE, JAMES T. V. CANTRELL, PHILLIP, ET AL.
- 91-7532 MEYER, OSCAR A. V. MEYER, ANNA D.

The petitions for rehearing are denied.

RECESS ORDER

The Court will take a recess from Monday, June 8, 1992 until Friday, June 12, 1992.

MOTIONS FOR ADMISSION

The written motions for admission of the following lawyers to the Bar of this Court are granted: