

ORDER LIST

MONDAY, MARCH 7, 1994

ORDERS IN PENDING CASES

No. ____ B. S., ET AL. V. DISTRICT OF COLUMBIA, ET AL.

The motion for leave to proceed *in forma pauperis* without affidavits of indigency executed by petitioners is granted.

No. ____ WILLARD E. MORAN V. PENNSYLVANIA

The motion for leave to proceed *in forma pauperis* without an affidavit of indigency executed by the peitioner is granted.

D-1355 IN THE MATTER OF ALLEN C. COHEN

Allen C. Cohen, of New York, New York, 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 January 18, 1994, is hereby discharged.

D-1371 IN THE MATTER OF DISBARMENT OF JOHN MARTIN McGRATH

It is ordered that John Martin McGrath, of Merrillville, Indiana, 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.

105 ORIG. KANSAS V. COLORADO

The motion of the Special Master for award of interim fees and reimbursement of expenses for the

period March 1, 1993 through February 7, 1994 is granted and the Special Master is awarded a total of \$202,934.15 to be paid as follows: 40% by Kansas, 40% by Colorado and 20% by the United States.

121 ORIG. LOUISIANA V. MISSISSIPPI, ET AL.

It is ordered that the Honorable Vincent L. McKusick, Retired Chief Justice, Supreme Judicial Court of Maine, be appointed Special Master in this case with authority to fix the time and conditions for the filing of additional pleadings and to direct subsequent proceedings, and with authority to summon witnesses, issue subpoenas, and take such evidence as may be introduced and such as he may deem it necessary to call for. The Special Master is directed to submit such reports as he may deem appropriate. The compensation of the Special Master, the allowances to him, the compensation paid to his legal, technical, stenographic, and clerical assistants, the cost of printing his report and all other proper expenses, including travel expenses, shall be charged against and be borne by the parties in such proportion as the Court may hereafter direct.

93-377 NY DEPT. OF TAXATION, ET AL. V. MILHELM ATTEA & BROS., ET AL.

The motion of Saint Regis Mohawk Tribe, et al. for leave to file a supplemental brief as *amici curiae* is denied.

93-670 HOWLETT, ALBERT V. BIRKDALE SHIPPING CO., S.A.

The motion of National Association of Waterfront Employers for leave to file a brief as *amicus curiae* is

granted.

93-714 U.S. BANCORP MORTGAGE CO. V. BONNER MALL PARTNERSHIP

The motion of American College of Real Estate
Lawyers for leave to file a brief as *amicus curiae* is
granted. The motion of the Solicitor General for leave
to participate in oral argument as *amicus curiae* and for
divided argument is granted.

93-8040 McFARLAND, FRANK B. V. COLLINS, DIR., TX DCJ

The motion of petitioner to consolidate this case with
No. 93-6497, *McFarland v. Collins*, is denied.

CERTIORARI GRANTED

93-404 GUSTAFSON, ARTHUR, ET AL. V. ALLOYD CO., INC., ET AL.

93-823 NEBRASKA DEPT. OF REVENUE V. LOEWENSTEIN, JOHN

The petitions for writs of certiorari are granted.

CERTIORARI DENIED

93-717 TYSON, MICHAEL V. INDIANA

93-743 CHURCH OF SCIENTOLOGY OF CA V. WOLLERSHEIM, LARRY

93-783 SHIMODA, EDWIN, ETC. V. BURGO, RONALD, ET AL.

93-900 DAVIS, DANIEL V. UNITED STATES

93-927) DIR., DEPT. OF COM. DEV. V. GUIMONT, ROBERT, ET AL.
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93-1135) GUIMONT, ROBERT, ET AL. V. DIR., DEPT. COM. DEV.

93-932 ROGERS, TENNIE V. EU, SEC. OF ST. OF CA

93-941 DETROIT, MICHIGAN, ET AL. V. BROWN, SEC. OF COMMERCE

93-948 OKPALA, HENRY V. INS

93-952 ITT CONSUMER, ET AL. V. PATTERSON, ABBE, ET AL.

93-983 CLARKE, MICHAEL V. UNITED STATES

93-1038 JORDAN, SPENCER I. V. UNITED STATES

93-1049 HARDING, WILLIAM, ET AL. V. WARD, GARNETT, ET AL.

93-1091 SD DEPT. SOC. SVCS., ETC. V. SERR, MERYL

93-1107 JONES, JAMES, ET UX. V. CARLISLE, KENTUCKY

93-1110 KENTUCKY V. THOMAS, ALFRED

93-1115 CONLEY, JOHN, ET AL. V. UNITED STATES

93-1118 WESTON CONTROLS, ET AL. V. PALMIERO, JOAN

93-1120 REMGRIT CORP. V. REMINGTON ARMS CO., ET AL.

93-1134 SIKKA, MAHESH V. WEST, SEC. OF THE ARMY

93-1136 TURNBULL, E., ET AL. V. HOME INS. CO., ET AL.

93-1137 OWENS-CORNING FIBERGLAS V. KOCHAN, JOHN, ET AL.

93-1142 MEMPHIS POLICE DEPT., ET AL. V. GARNER, CLEAMTEE

93-1143 GOLLOMP, JOANNE, ET AL. V. TRUMP, DONALD, ET AL.

93-1146 SKIPPER, LAURA V. UNITED STATES

93-1147 BELL, RAY V. CONTINENTAL BANK

93-1160 MICHAELS, BRANDON, ET AL. V. PRODIGY CHILD DEV. CENTERS

93-1161 IVIMEY, KATHERINE, ET AL. V. AMERICAN BANK OF CONNECTICUT

93-1164 LaPAGE, THERESA, ET AL. V. Di COSTANZO, LYNNE, ET AL.

93-1169 KING, ELINOR V. ABRAMS, ROBERT, ET AL.

93-1195 EVANS-SMITH, WILLIAM V. TAYLOR, WARDEN

93-1206 BEXAR CTY. APPRAISAL REVIEW V. FIRST BAPT. CHURCH, ET AL.

93-1233 SARIN, PREM V. UNITED STATES

93-6537 LAWRENCE, WALTER JESSE V. UNITED STATES, ET AL.

93-6563 DOBLES, CYNTHIA V. SAN DIEGO DEPT. SOCIAL SERV.

93-6812 POWELL, JANISE LORRAINE V. RICE, SEC. OF AIR FORCE

93-6857 LIGGETT, JAMES V. DEPT. OF JUSTICE

93-6869 SHABAZZ, ISA ABD'ALLAH V. LEXINGTON OK CC MAILROOM

93-6894 HENRY, HUGH H. V. INS

93-6997 BALLENTINE, LARRY C. V. UNITED STATES

93-7010 MAYFIELD, KENDALL M. V. UNITED STATES
 93-7013 DAVIS, RAY V. UNITED STATES
 93-7032 TESTA, THOMAS V. UNITED STATES
 93-7057 DELGADO, ELVIS V. UNITED STATES
 93-7091 LITTLE, LAWRENCE OZEL V. UNITED STATES
 93-7099 TESTA, THOMAS V. UNITED STATES
 93-7126 BYARS, DEREK V. UNITED STATES
 93-7217 GULBENKIAN, PAUL V. DEPT. OF THE NAVY
 93-7219) STOKES, DANNY V. UNITED STATES
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 93-7281) BAILEY, TERRY V. UNITED STATES
 93-7300 LEVINE, ROBERT M. V. UNITED STATES
 93-7327 BRAY, LEMUEL C., ET AL. V. BROWN, SEC. OF VA, ET AL.
 93-7337 WASHINGTON, ALICE V. RUNYON, POSTMASTER GEN.
 93-7363 MOORE, LEE ALPHONSO V. KAMM, W. A., ET AL.
 93-7419 COE, KEVIN V. KINCHELOE, SUPT.
 93-7422 SIMPSON, JOHN V. ROBINSON, WILLIAM P.
 93-7425 KEEGAN, KAREN A. V. FL DEPT. OF HEALTH & REHAB.
 93-7426 PARRIS, DEBRA V. CUTHBERT, MARGARET, ET AL.
 93-7429 POOLE, LORRAINE V. KILLEEN, ET AL.
 93-7430 LORD, MELTON J. V. COLLINS, DIR., TXCJ
 93-7434 MARTINEZ, MARSHALL V. KUNIMOTO, ALAN, ET AL.
 93-7436 MORGAL, JOHN, ET UX. V. PINAL COUNTY
 93-7440 HONAKER, RONALD G. V. UNITED STATES
 93-7456 CUPPETT, ROBERT R. V. DUCKWORTH, SUPT.
 93-7457 SHELTON, BRENDA V. HIGGINS, THOMAS, ET AL.
 93-7460 FARLEY, CHARLES H. V. LOS ANGELES COUNTY
 93-7463 RANSOM, STEVEN DEAN V. IDAHO
 93-7472 POOLE, RICHARD V. GODINEZ, WARDEN

93-7473 O'BRIEN, MARK V. UNITED STATES

93-7483 RANDALL, JACK L. V. SINGLETARY, SEC., FL DOC

93-7487 LESTER, ROBERT V. ZURN INDUSTRIES, INC.

93-7496 THOMAS, MELVIN V. GRABEN WOOD PRODUCTS, ET AL.

93-7532 COPELAND, GAIL CARRINGTON V. CHESAPEAKE & POTOMAC TELEPH.

93-7535 CROSS, NANCY JEWELL V. EU, SEC. OF STATE OF CA

93-7541 VITEK, EDGAR V. ST. PAUL PROPERTY & CASUALTY

93-7558 MOSLEY, JEROME V. CLARK COUNTY

93-7567 KING, GENNIE D. V. UNITED STATES

93-7584 AMANN, RICHARD, ET AL. V. TOWN OF STOW, ET AL.

93-7593 LOWE, DWAYNE C. V. UNITED STATES

93-7615 HESS, DWAYNE V. UNITED STATES

93-7617 EBBOLE, HAROLD A. V. UNITED STATES

93-7625 DORSEY, ROHN DERRICK V. OREGON BOARD OF PAROLE

93-7637 BROWN, TOMMY EUGENE V. COLLINS, DIR., TX DCJ

93-7656 BELL, J. C. V. LOCKHART, DIR., AR DOC

93-7661 ORR, JOHN M. V. UNITED STATES

93-7664 WHITLOCK, LaWANDA V. UNITED STATES

93-7666 TUCKER, HOMER LEE V. UNITED STATES

93-7667 STEWART, WARREN V. UNITED STATES

93-7668 WILLIAMS, KENZIE V. UNITED STATES

93-7676 QUEEN, WALTER RAY V. UNITED STATES

93-7677 MIRANDA, RUBEN V. UNITED STATES

93-7683 PHILLIPS, CHERIE V. MD DEPT. OF ECON. AND EMPLOY

93-7684 LYNN, MICHAEL I. V. UNITED STATES

93-7687 TERNES, LEONARD JAMES V. UNITED STATES

93-7690 CLEMONS, DANIEL ROBERT V. RIGHTSELL, JIM, ET AL.

93-7695 FIELDS, WALLACE V. UNITED STATES

93-7696 GANT, ROBERT L. V. UNITED STATES

93-7703 MILLER, LEONARD F. V. UNITED STATES
93-7705 OKEGBENRO, ABIODUN V. UNITED STATES
93-7707 MITCHEM, ROBERT N. V. UNITED STATES
93-7708 ZIRRETTA, PHILLIP V. UNITED STATES
93-7712 DAWN, CHARLES W. V. UNITED STATES
93-7713 BOSTIC, LEE ROY B. V. HURST, G. E., ET AL.
93-7714 SILVA, NATIVIDAD V. UNITED STATES
93-7717 JACKSON, LARON V. UNITED STATES
93-7725 COLMENERO-PEREZ, MIGUEL V. UNITED STATES
93-7729 VILLANUEVA, HECTOR V. UNITED STATES
93-7732 GILBERT, PETE V. UNITED STATES
93-7733 JESSEE, LARRY V. UNITED STATES
93-7734 GONZALEZ, ROBERT V. UNITED STATES
93-7737 BRAY, ANTHONY A. V. UNITED STATES
93-7738 COLEMAN, JERRY CRAIG V. UNITED STATES
93-7742 HAMBLIN, ANDREW D., ET AL. V. UNITED STATES
93-7743 GOMEZ, EDGAR M. V. UNITED STATES
93-7747 MOONEY, GERALD V. UNITED STATES
93-7748 NWANKWO, FRANCIS V. UNITED STATES
93-7758 UDUKO, OKECHUKWU V. UNITED STATES
93-7760 VAUGHN, MICHAEL V. UNITED STATES
93-7761 SHEPHARD, RITA ANN V. UNITED STATES
93-7762 SCRUGGS, SAM REED V. UNITED STATES
93-7781 DAVIS, JAMES SMITH V. UNITED STATES
93-7782 HUDSON, MARY K. V. UNITED STATES
93-7784 JOE, MELVIN V. UNITED STATES
93-7799 GORDON, HARRY J. V. UNITED STATES

The petitions for writs of certiorari are denied.

93-799 STANDARD INSURANCE COMPANY V. SAKLAD, JEROME

The motion of Health Insurance Association of America for leave to file a brief as *amicus curiae* is granted. The motion of American Council of Life Insurance, et al. for leave to file a brief as *amici curiae* is granted. The petition for a writ of certiorari is denied.

93-839 VOSE, DIR., RI DEPT. CORR. V. BOWLING, THOMAS

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

93-7039 RUSSELL, CLIFTON C. V. COLLINS, DIR., TX DCJ

93-7230 TREVINO, JOE MARIO V. TEXAS

93-7322 LEWIS, DONALD V. OHIO

93-7386 SMITH, ROBERT DOUGLAS V. ARIZONA

93-7682 LAMBRIGHT, JOSEPH V. ARIZONA

The petitions for writs of certiorari are denied.
Justice Blackmun dissenting:

Adhering to my view that the death penalty cannot be imposed fairly within the constraints of our Constitution, see my dissent in *Callins v. Collins*, 510 U.S. ___, ___ (1994), I would grant certiorari and vacate the death sentences in these cases.

MANDAMUS DENIED

93-1226 IN RE JAMES T. KUONO

93-7461 IN RE BONNIE B. ERWIN

The petitions for writs of mandamus are denied.

93-7492 IN RE RICKKE L. GREEN

The petition for writ of mandamus and/or
prohibition is denied.

REHEARINGS DENIED

93-798 BUCHBINDER, BRUCE, ET UX. V. CIR
93-6255 STEINES, LORIN, ET UX. V. IRS
93-6652 LAFFEY, CARMEN M. V. INDEP. SCHOOL DIST., #625

The petitions for rehearing are denied.

MOTIONS FOR ADMISSION

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