

ORDER LIST

MONDAY, APRIL 25, 1994

CERTIORARI -- SUMMARY DISPOSITION

93-764 MIDWEST MARINE CONTRACTOR V. RUFOLLO, JAMES, ET AL.

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 Seventh Circuit for further consideration in light of *McDermott, Inc. v. AmClyde*, 511 U. S. ____ (1994) and *Boca Grande Club, Inc. v. Florida Power & Light Company, Inc.*, 511 U. S. ____ (1994).

93-7599 WELLS, DUNNING V. UNITED STATES

The motion of petitioner for leave to proceed *in forma pauperis* is granted. The petition for a writ of certiorari is granted limited to Question 3 presented by the petition. The judgment is vacated and the case is remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of the position presently asserted by the Solicitor General in his brief for the United States filed March 30, 1994.

ORDERS IN PENDING CASES

No. ____ JAY D. SCOTT V. OHIO

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

D-1369 IN THE MATTER OF DISBARMENT OF JESSE LINCOLN WOODARD

It having been reported to the Court that Jesse

Lincoln Woodard, of Washington, D. C., has been
disbarred from the practice of law by the District of
Columbia Court of Appeals and this Court by order of
February 22, 1994, having suspended the said Jesse
Lincoln Woodard 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 Jesse Lincoln Woodard
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-1388 IN THE MATTER OF DISBARMENT OF LEE J. KLEIN

It is ordered that Lee J. Klein, of Lansing,
Michigan, 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.

CERTIORARI GRANTED

93-7927 KYLES, CURTIS L. V. WHITLEY, WARDEN

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

CERTIORARI DENIED

93-154 HERITAGE CAPITAL CORP. V. DELOITTE, HASKINS & SELLS

93-1015 CARDWELL, DONNA F. V. UNITED STATES
93-1024 AMERADA HESS CORP., ET AL. V. OWENS-CORNING FIBERGLAS CORP.
93-1030 MANSFIELD, CLYDE V. UNITED STATES
93-1047 BRANTON, PETER V. FCC, ET AL.
93-1246 CASCADE GENERAL, INC. V. NLRB
93-1315 PECK, ROBERT, ET AL. V. UNITED STATES
93-1367 IN RE LIANG-HOUH SHIEH
93-1371 GEPFRICH, THOMAS V. GEPFRICH, MARJORIE, ET AL.
93-1374 SANDERS, JO ANN V. KANSAS CITY, KANSAS, ET AL.
93-1376 FLORIDA V. POUGH, EDWARD, ET AL.
93-1378 NAPLIN, WAYNE V. UNITED STATES
93-1381 RYNDAK, PATRICK V. RIVER GROVE POLICE, ETC.
93-1387 GIBSON, GLEN V. MACOMBER, SUE
93-1388 LAMBERT, JANINE, ET AL. V. GENESEE HOSPITAL, ET AL.
93-1390 SPAIN, JANELLE, ET AL. V. AETNA LIFE INSURANCE CO.
93-1398 STAUFFACHER, DAVID V. TELEDYNE CONTINENTAL MOTORS
93-1399 ENCORE SYSTEMS, INC., ET AL. V. LADNEY, MICHAEL
93-1404 MARTIN, BRENDA V. FL POWER CORP.
93-1429 CONYERS COM. CHURCH, ET AL. V. STEVENS, RAY, ET UX., ET AL.
93-1430 LEWIS, MERWIN V. CADLE COMPANY II, INC.
93-1432 ADAMO, SAMUEL, ET UX. V. STATE FARM LLOYDS CO.
93-1448 MILOSLAVSKY, YURY, ET UX. V. UNITED STATES, ET AL.
93-1464 STROBRIDGE, GEORGE V. UNITED STATES, ET AL.
93-1472 SIEGEL, WILBURT V. JAMES ISLAND PUB SERVICE, ET AL.
93-1503 GOAD, ROLAND V. WILLIAMS, JAY
93-1531 POLYAK, EARLENE V. HAMILTON, JIM
93-1534 FISCHL, ROBERT V. UNITED STATES
93-6952 WATERS, ERIC MYRON V. UNITED STATES

93-7201 MCGLOCKLIN, LARRY R. V. UNITED STATES
93-7329 WILSON, ZACHERY LEE V. UNITED STATES
93-7647 DANIELS, SHAWN, ET AL. V. UNITED STATES
93-7704 MCKENZIE, CHESTER L. V. UNITED STATES
93-7720 MOORE, WILLIE C. V. UNITED STATES
93-7744 HILL, OBERIAN L. V. UNITED STATES
93-7883 ADEPEGBA, VALENTINO B. V. UNITED STATES
93-7916 MORGAN, LEE N. V. UNITED STATES
93-7998 VAN WAGNER, GEORGE V. UNITED STATES
93-8007 RAMSEY, MELODY V. CROSBY, WAYNE M., ET AL.
93-8023 HALE, JIMMY R. V. VIA, JIMMY W., ET AL.
93-8025 ORTEGA, DANIEL V. CALIFORNIA
93-8031 L. A. E. V. DAVIS, CARL, ET AL.
93-8032 STREETER, SAMUEL V. BURTON, LARRY
93-8037 HUNNEWELL, ALFRED L. V. UNITED STATES
93-8038 CLAY, ALBERT R. V. MURRAY, DIR., VA DOC
93-8044 TOEGEMANN, ARTHUR V. RICH, GREGORY, ET AL.
93-8046 DINGLE, BERNIE V. CRAWFORD, QUENIE, ET AL.
93-8048 WILLIAMS, STEPHEN V. HAWLEY, WARDEN
93-8051 WHITEHEAD, DAVID V. BRADLEY UNIVERSITY, ET AL.
93-8054 MANNS, GARY E. V. INDIANA
93-8057 BRINSON, LUCIOUS V. GRAYSON, WARDEN
93-8059 SAVICH, PAUL V. SAVICH, KARMEN
93-8060 BROWN, JAMES MERIDA V. BOISE, ET AL.
93-8065 ESTRADA, ROBERT R. V. GOMEZ, DIR., CA DOC, ET AL.
93-8066 WITCHER, PHYLLIS V. WITCHER, MURRAY
93-8067 ARNEY, JOUETT EDGAR V. ROBERTS, DEP. SEC., KS DOC
93-8069 WILLIAMS, FRANK V. CALIFORNIA
93-8072 SHELTON, JOSEPH V. ESTELLE, WARDEN

93-8074 CALVENTO, LINA V. GARZA, JURE & KING, ET AL.

93-8075 STILLWELL, DENNIS GALE V. IDAHO

93-8079 HANZY, ALONZO V. CALIFORNIA

93-8083 NARD, LEE V. REED, WARDEN, ET AL.

93-8085 MABERY, FRED V. MANN, SUPT., SHAWANGUNK

93-8091 BAKER, SALLY MARIE V. LOPATIN, MILLER, FREEDMAN, ET AL.

93-8092 BAXTER, PETER V. SUPERIOR COURT OF LA COUNTY

93-8097 DICK, RAYMOND V. PETERS, DIR., IL DOC, ET AL.

93-8104 WASHINGTON, ROGER V. CALIFORNIA

93-8107 SHACKFORD, DAVID WAYNE V. MURRAY, DIR., VA DOC

93-8108 YARRELL, DENNIS V. NUNNELEE, TILLIE, ET AL.

93-8116 CASTILLO, VINCENT V. CALIFORNIA

93-8117 TENNER, WILLIE V. CALIFORNIA

93-8121 GHEITH, MARIAM V. FL DEPT. OF HEALTH & REHAB.

93-8125 MURILLO, MARIO V. TANSY, WARDEN

93-8138 WILSON, DAVID LAWRENCE V. UNITED STATES

93-8155 WOLFE, BURTON V. MEYERS, JAMES, ET AL.

93-8157 CORNELLIER, ALLACE L. V. AVENENTI, JOHN, ET AL.

93-8159 BROWN-BRUNSON, V., ET VIR V. HUNTER, SUPT., ETC., ET AL.

93-8179 COSCIA, MICHAEL V. UNITED STATES

93-8209 MORGAN, THEODORE S. V. UNITED STATES

93-8217 ZINK, DAVID V. TURNER, WARDEN

93-8252 WILLIAMS, TRAVIS, ET AL. V. UNITED STATES

93-8274 SALAZAR, DAVID VICTOR V. UNITED STATES

93-8277 WOOLERY, JAMES V. ARAVE, WARDEN

93-8282 ANDERSON, CHRISTOPHER ERIC V. UNITED STATES

93-8305 ROSCH, JOHN F. V. UNITED STATES

93-8311 ANDERSON, TIMOTHY CRAIG V. UNITED STATES

93-8369 ALSTON, ROGER GOMEZ V. SWISHER, DEBORAH, ET AL.
93-8389 BROWN, KEVIN LAMAR V. UNITED STATES
93-8390 ALTER, HARVEY V. UNITED STATES
93-8391 BOYD, BARRY V. UNITED STATES
93-8393 RAMSDEN, TERENCE PHILIP V. UNITED STATES
93-8396 MARSHALL, MICHAEL T. V. UNITED STATES
93-8402 TREADWELL, COREY MAURICE V. UNITED STATES
93-8407 LANHAM, RAYFORD A. V. UNITED STATES
93-8408 RICO-RUIZ, JOSE M. V. UNITED STATES
93-8409 PATTON, WILLIE V. UNITED STATES
93-8410 LANE, ROY V. UNITED STATES
93-8411 MULHOLLAN, DONALD V. UNITED STATES
93-8412 PORTER, ELVIN V. UNITED STATES
93-8414 MCGEOUGH, GERARD V. UNITED STATES
93-8415 ORTIZ, CARLO V. UNITED STATES
93-8417 CRUZ-MORENO, ENRIQUE V. UNITED STATES
93-8432 ARIAS, JOHN V. UNITED STATES
93-8437 OTERO, ISIDRO D. V. UNITED STATES
93-8441 BIEREGU, POLYNS V. UNITED STATES
93-8444 HUDSON, BERNARD V. UNITED STATES
93-8448 SIMMONS, RONALD LEE V. MURRAY, EDWARD W., ET AL.
93-8449 ELZAATARI, ALICE M. V. UNITED STATES
93-8451 FERRELL, WILLIAM V. UNITED STATES
93-8452) FITZHERBERT, DEAN T. V. UNITED STATES
)
93-8453) FITZHERBERT, EDWARD L. V. UNITED STATES
93-8456 DIAZ, ESAUL V. UNITED STATES
93-8457 ACOSTA, NELSON A. V. UNITED STATES
93-8459 FURMAN, WILLIAM M. V. UNITED STATES
93-8469 AHAMEFULE, HENRY V. UNITED STATES

93-8475 TURNBULL, JEROME V. UNITED STATES
93-8476 WHITEHEAD, MARK, ET AL. V. UNITED STATES
93-8488 KENNEDY, DAWN F. V. UNITED STATES
93-8489 KIDD, NORMAN V. UNITED STATES
93-8493 KRAMER, DANIEL P. V. UNITED STATES
93-8498 HERRING, PERRY L. V. MEACHUM, COMM., CT DOC
93-8499 GALBRAITH, TIMOTHY L. V. UNITED STATES
93-8500 KERR, DONNA V. UNITED STATES
93-8508 NEYENS, ROSS A. V. IOWA
93-8514 PAGE-BEY, RICHARD V. UNITED STATES
93-8520 BARNETT, BERNARD V. UNITED STATES
93-8523 TARVER, CURTIS LEON V. UNITED STATES
93-8544 SANTIAGO, JOSE V. UNITED STATES
93-8545 SANTIAGO-GODINEZ, ANTONIO V. UNITED STATES
93-8546 TELLEZ, EDUARDO SANCHEZ V. UNITED STATES
93-8552 REED, MICHAEL V. UNITED STATES
93-8554 LODGE, EDDIE J. V. GRAYSON, WARDEN

The petitions for writs of certiorari are denied.

93-1012 NORRIS, DIR., AR DOC V. ORNDORFF, MICHAEL
93-1380 ARAVE, WARDEN V. BEAM, ALBERT

The motions of respondents for leave to proceed *in forma pauperis* are granted. The petitions for writs of certiorari are denied.

93-1402 SOLICK, WALTER V. PARIS ACCESSORIES, INC.

The motion of respondent for damages is denied. The petition for a writ of certiorari is denied.

93-7098) RICHLEY, DARRYL V. V. ENDELL, DIR., AR DOC
)
93-7167) HOLMES, JAMES W., ET AL. V. ENDELL, DIR., AR DOC

93-7287 SMITH, TOMMIE V. INDIANA
93-7378 MADISON, DERYL W. V. TEXAS
93-7730 ELKINS, MICHAEL E. V. SOUTH CAROLINA
93-7777 BARNES, WILLIS JAY V. TEXAS
93-8105 WEST, THOMAS PAUL 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.

93-7765 MERLOS, PABLO J. V. UNITED STATES

The petition for a writ of certiorari is denied.

Justice Ginsburg took no part in the consideration or decision of this petition.

93-8161 HOLT, GEORGE V. JONES, ASST. WARDEN, ET AL.

The motion of petitioner to strike brief in opposition and for sanctions is denied. The petition for a writ of certiorari is denied.

HABEAS CORPUS DENIED

93-8531 IN RE CHARLES RENTSCHLER

The petition for a writ of habeas corpus is denied.

MANDAMUS DENIED

93-1364 IN RE GENE SCROGGY, ET AL.

The petition for a writ of mandamus is denied.

REHEARINGS DENIED

93-980 ANDRISANI, SAMUEL V. SUPERIOR CT. OF CA., ET AL.
93-1161 IVIMEY, KATHERINE, ET AL. V. AMERICAN BANK OF CONNECTICUT
93-6591 KIM, SANG J. V. REICH, SEC. OF LABOR
93-7425 KEEGAN, KAREN A. V. FL DEPT. OF HEALTH & REHAB.
93-7426 PARRIS, DEBRA V. CUTHBERT, MARGARET, ET AL.
93-7464 ABIDEKUN, OLU S. V. COMMR. OF SOCIAL SERVICES
93-7532 COPELAND, GAIL CARRINGTON V. CHESAPEAKE & POTOMAC TELEPH.
93-7558 MOSLEY, JEROME V. CLARK COUNTY

The petitions for rehearing are denied.

93-1226 IN RE JAMES T. KUONO

The motion of petitioner for leave amend the petition for rehearing is denied. The petition for rehearing is denied.

ORDER

It is ordered that the call of the calendar, except for any special assignments, be suspended for the Term upon the conclusion of the arguments in the cases listed for hearing this week.

RECESS ORDER

The Court will take a recess from Monday, May 2, 1994, until Monday, May 16, 1994.

MOTIONS FOR ADMISSION

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