

ORDER LIST

TUESDAY, AUGUST 2, 1994

ORDERS IN PENDING CASES

D-1356 IN THE MATTER OF DISBARMENT OF BERNARD M. SEEMAN

It having been reported to the Court that Bernard M. Seeman, of Lake Success, New York, has been disbarred from the practice of law by the Appellate Division, Supreme Court of New York, Second Judicial Department, and this Court by order of February 22, 1994, having suspended the said Bernard M. Seeman 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 Bernard M. Seeman 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-1371 IN THE MATTER OF DISBARMENT OF JOHN MARTIN McGRATH

It having been reported to the Court that John Martin McGrath, of Merrillville, Indiana, has been disbarred from the practice of law by the Supreme Court of Indiana and this Court by order of March 7, 1994, having suspended the said John Martin McGrath 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 John Martin McGrath 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-1383 IN THE MATTER OF DISBARMENT OF RONALD HARVEY BUDMAN

It having been reported to the Court that Ronald
Harvey Budman, of San Antonio, Texas, has been disbarred
from the practice of law by the Supreme Court of Texas
and this Court by order of April 18, 1994, having
suspended the said Ronald Harvey Budman 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 Ronald Harvey Budman 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-1384 IN THE MATTER OF DISBARMENT OF WILLIAM EUGENE WELLS

It having been reported to the Court that William
Eugene Wells, of Houston, Texas, has been disbarred from
the practice of law by the Supreme Court of Texas and
this Court by order of April 18, 1994, having suspended

the said William Eugene Wells 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 William Eugene Wells 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 having been reported to the Court that Lee J. Klein, of Lansing, Michigan, has been suspended from the practice of law by the Supreme Court of Michigan and this Court by order of April 25, 1994, having suspended the said Lee J. Klein 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 Lee J. Klein 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-1390 IN THE MATTER OF DISBARMENT OF ALAN E. DUBOW

It having been reported to the Court that Alan E. Dubow, of New York, New York, has been disbarred from the practice of law by the Supreme Court of Florida and

this Court by order of May 2, 1994, having suspended the said Alan E. Dubow 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 Alan E. Dubow 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-1393 IN THE MATTER OF DISBARMENT OF ERIO M. COMICI

It having been reported to the Court that Erio M. Comici, of Chesterfield, Missouri, has been disbarred from the practice of law by the Supreme Court of Missouri and this Court by order of May 23, 1994, having suspended the said Erio M. Comici 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 Erio M. Comici 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-1394 IN THE MATTER OF DISBARMENT OF NORMAN C. FARHAT

It having been reported to the Court that Norman C.

Farhat, of Farmington Hills, Michigan, has been suspended from the practice of law by the Supreme Court of Michigan and this Court by order of May 23, 1994, having suspended the said Norman C. Farhat 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 Norman C. Farhat 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-1395 IN THE MATTER OF DISBARMENT OF LAWRENCE D. MORINGIELLO

It having been reported to the Court that Lawrence D. Moringiello, of Brooklyn, New York, has resigned from the practice of law before the Appellate Division, Supreme Court of New York, Second Judicial Department, and this Court by order of May 23, 1994, having suspended the said Lawrence D. Moringiello 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 Lawrence D. Moringiello

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-1397 IN THE MATTER OF DISBARMENT OF EDWARD H. CLOUTIER

It having been reported to the Court that Edward H. Cloutier, of Livermore Falls, Maine, has been disbarred from the practice of law by the Supreme Judicial Court of Maine and this Court by order of May 31, 1994, having suspended the said Edward H. Cloutier 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 Edward H. Cloutier 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-1398 IN THE MATTER OF DISBARMENT OF LELAND TRICKETT SLOAN

It having been reported to the Court that Leland Trickett Sloan, of St. Albans, 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 June 6, 1994, having suspended the said Leland Trickett Sloan 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 Leland Trickett Sloan 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-1402 IN THE MATTER OF JAMES H. GRIFFIN

James H. Griffin, of Los Angeles, California, 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 June 6, 1994, is hereby discharged.

D-1417 IN THE MATTER OF DISBARMENT OF SAMUEL ASBELL

It is ordered that Samuel Asbell, of Camden, New Jersey, 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-1418 IN THE MATTER OF DISBARMENT OF JOHN B. GRIFFITH

It is ordered that John B. Griffith, of Silver Spring, Maryland, 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-1419 IN THE MATTER OF DISBARMENT OF DOUGLAS L. LASHLEY

It is ordered that Douglas L. Lashley, of Olney, Maryland, 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-1420 IN THE MATTER OF DISBARMENT OF HARRY J. BERNSTEIN

It is ordered that Harry J. Bernstein, of Belmore, 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-1421 IN THE MATTER OF DISBARMENT OF ALLAN G. SLAN

It is ordered that Allan G. Slan, of Rockville, Maryland, 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-1422 IN THE MATTER OF DISBARMENT OF FRED M. MOSELY

It is ordered that Fred M. Mosely, of East Cleveland, Ohio, 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-1423 IN THE MATTER OF DISBARMENT OF NWABUEZE VINCENT OKOCHA

It is ordered that Nwabueze Vincent Okocha, of Cleveland, Ohio, 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-1424 IN THE MATTER OF DISBARMENT OF JAMES CHARLES HOLZMANN

It is ordered that James Charles Holzmann, of San

Diego, California, 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-1425 IN THE MATTER OF DISBARMENT OF HAROLD B. ABRAMS

It is ordered that Harold B. Abrams, of Los Angeles, California, 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-1426 IN THE MATTER OF DISBARMENT OF PATRICK JAMES NOLAN

It is ordered that Patrick James Nolan, of Sacramento, California, 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-1427 IN THE MATTER OF DISBARMENT OF LAWRENCE SCHECHTERMAN

It is ordered that Lawrence Schechterman, of Boca Raton, Florida, 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-1428 IN THE MATTER OF DISBARMENT OF LES PAUL STERNBERG

It is ordered that Les Paul Sternberg, of Sunrise, Florida, 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-1429 IN THE MATTER OF DISBARMENT OF DONALD RAY BERNARD

It is ordered that Donald Ray Bernard, of Seabrook, Texas, 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-1430 IN THE MATTER OF DISBARMENT OF CARL M. FIELD

It is ordered that Carl M. Field, of Cedarhurst, 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-1431 IN THE MATTER OF DISBARMENT OF ROBERT W. SCHMIEDER

It is ordered that Robert W. Schmieder, of Belleville, Illinois, 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-1432 IN THE MATTER OF DISBARMENT OF BRUCE A. THOMPSON

It is ordered that Bruce A. Thompson, of Fair Haven, New Jersey, 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-1433 IN THE MATTER OF DISBARMENT OF CHARLES B. CORCES

It is ordered that Charles B. Corces, of Tampa,

Florida, 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.

92-2038 ASGROW SEED COMPANY V. DENNY WINTERBOER, ET AL.

93-1543 MCKENNON, CHRISTINE V. NASHVILLE BANNER PUBLISHING

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

93-1340 UNITED STATES V. MEZZANATTO, GARY

The motion of National Association of Criminal Defense Lawyers, et al. for leave to file a brief as *amici curiae* is granted.

93-1631 BENTSEN, SEC. OF TREASURY V. ADOLPH COORS COMPANY

The motion of respondent to substitute Coors Brewing Company in place of Adolph Coors Company is granted.

93-1636 SWINT, TOM, ET AL. V. CHAMBERS CTY. COMMN., ET AL.

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

93-7901 SCHLUP, LLOYD V. DELO, SUPT., POTOSI

The motion of Criminal Justice Legal Foundation for leave to file a brief as *amicus curiae* is granted.

REHEARINGS DENIED

92-7264 WALKER, WILSON V. SCOTT, DIR. TX DCJ

93-1329 DiPINTO, DENNIS, ET AL. V. SPERLING, JOHN, ETC., ET AL.

93-1377 WARDLAW, WILLIAM V. PICKETT, WILLIAM, ET AL.

93-1469 FOXWOOD MGMT. CO., ET AL. V. FDIC, ET AL.

93-1620 RUBENS, RICHARD, ET UX. V. SHINE, JULIANELLE, KARP, ETC.

93-1652 CALDERON, WARDEN, ET AL. V. HAMILTON, BERNARD LEE

93-1654 CRUTCHFIELD, MICHAEL V. MCGREGOR, CAROL

93-1730 MICCIO, ARTHUR V. NJ DEPT. OF COM. AFFAIRS

93-1815 BURNS-TOOLE, PEGGY V. BYRNE, ROGER, ET AL.

93-1868 ORTMAN, WILLIAM V. OAKLAND COUNTY, MI, ET AL.

93-7394 McCLENDON, RAYMOND L. V. CALIFORNIA

93-7936 SMITH, ERSKINE V. UNITED STATES

93-8044 TOEGEMANN, ARTHUR V. RICH, GREGORY, ET AL.

93-8272 GAYDOS, MARIA L. C. V. CHERTOFF, U.S. ATTY., ET AL.

93-8315 RUCHTI, ROBERT R. V. HEDLEY, MARY L., ET AL.

93-8368 ASRAR, RAFAT V. UNITED STATES

93-8436 REID, KEVIN J. V. FLINT, ET AL.

93-8439 CLINTON, WALI S. V. SMITH, WARDEN, ET AL.

93-8494 HAWKINS, FREDERICK L. V. GREEN, JAMES, ET AL.

93-8510 MARK, GLEN V. UNITED STATES, ET AL.

93-8530 PAYNE, RICHARD V. ESCAMBIA COUNTY SHERIFF

93-8595 KLEINSCHMIDT, MARIE, ET AL. V. LIBERTY MUTUAL INS., ET AL.

93-8619 LANGE, MICHAEL A. V. HEITKAMP, M. K., ET AL.

93-8628 TAVERAS, SIGFREDO V. NY DEPT. OF CORRECTIONAL SERVICES

93-8639 JEFFRESS, JESSE W. V. BROWN, SEC. OF VA

93-8664 BURNETT, TERRY V. FAIRLEY, LINDSEY, ET AL.

93-8695 CARPENTER, FRANKLIN, ET UX. V. BLANKENSHIP, JACQUELINE L.

93-8718 FROMAL, PATRICIA W. V. ROBINS, JOHN E., ET AL.

93-8727 POOLE, ROBERT L. V. HOLLAND, WARDEN

93-8771 EDWARDS, JERRY M. V. HARGETT, WARDEN

93-8807 SULE, USMAN SHEHU V. UNITED STATES

93-8831 BARNES, THEODORE NATHAN V. GARETNER, TIMOTHY, ET AL.

93-8861 COOLEY, WILBERT, ET UX. V. KNAPP, KENNETH L., ET AL.

93-8911 OKOR, CHRISTIAN E. V. UNITED STATES

93-9057 NEWKIRK, JAMES H. V. SMITH, WARDEN, ET AL.

93-9320 IN RE JOHN R. FRANZ

The petitions for rehearing are denied.

93-10 CULLEN, MARK T. V. TRAINOR, ROBERTSON, SMITS & WADE, ET AL.

The motion for leave to file a petition for rehearing
is denied.

93-1443 MAKIN, THOMAS V. EVANS, ROBERT, ET AL.

The motion of petitioner for leave to proceed
further herein *in forma pauperis* is granted. The
petition for rehearing is denied.

ORDER

It is ordered by this Court that Dale E. Bosley be,
and he is hereby, appointed Marshal of this Court, effective
August 1, 1994.