THURSDAY, SEPTEMBER 15, 1994

CERTIORARI DENIED

94-6046 GUTIERREZ, JESSE V. SCOTT, DIR., TEXAS DCJ (A-192)

> The application for stay of execution of sentence of death presented to Justice Scalia and by him referred to the Court is denied. The petition for a writ of certiorari is denied.

Justice Stevens and Justice Ginsburg would grant the application for stay of execution.

Justice Breyer took no part in the consideration or decision of this application and this petition.