

ORDER LIST

MONDAY, DECEMBER 5, 1994

ORDERS IN PENDING CASES

- No. __. MICHAEL HOGGARD V. JAMES PURKETT, SUPERINTENDENT,
FARMINGTON CORRECTIONAL CENTER
- No. __. ALBERT J. LEVARIO V. STATE BAR OF TEXAS
- No. __. CHARLES T. LORD V. JACK DUCKWORTH
- No. __. SALVATORE VITALE, ET UX. V. PERFECTION MANAGEMENT
COMPANY, INC., ET AL.

The motions to direct the Clerk to file petitions
for writs of certiorari out-of-time are denied.

D-1444 IN THE MATTER OF DISBARMENT OF EDWARD M. GASPERI

It having been reported to the Court that Edward M.
Gasperi, of Saratoga Springs, New York, has been
suspended from the practice of law by the Appellate
Division, Supreme Court of New York, Third Judicial
Department, and this Court by order of August 24, 1994,
having suspended the said Edward M. Gasperi 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 Edward M. Gasperi 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-1454 IN THE MATTER OF DISBARMENT OF WILLIAM D. ANTHONY

It having been reported to the Court that William

D. Anthony, of Pittsburgh, Pennsylvania, has been suspended from the practice of law by the Supreme Court of Pennsylvania, Eastern District, and this Court by order of September 14, 1994, having suspended the said William D. Anthony 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 D. Anthony 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-1457 IN THE MATTER OF DISBARMENT OF WILLIAM LANCE GERLIN

It having been reported to the Court that William Lance Gerlin, of Coral Gables, Florida, has been suspended from the practice of law by the Supreme Court of Florida and this Court by order of September 26, 1994, having suspended the said William Lance Gerlin 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 William Lance Gerlin 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-1460 IN THE MATTER OF DISBARMENT OF THEODORE H. FRIEDMAN

It having been reported to the Court that Theodore H. Friedman, of New York, New York, has been disbarred from the practice of law by the Appellate Division, Supreme Court of New York, First Judicial Department, and this Court by order of October 3, 1994, having suspended the said Theodore H. 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 and served upon the respondent and that a response has been filed;

It is ordered that the said Theodore H. 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-1469 IN THE MATTER OF DISBARMENT OF PHILIP L. BONETA

It is ordered that Philip L. Boneta, of New York, 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-1470 IN THE MATTER OF DISBARMENT OF ANDREW JOSEPH ROCKER

It is ordered that Andrew Joseph Rocker, of Cambridge, 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-1471 IN THE MATTER OF DISBARMENT OF PETER L. NILES

It is ordered that Peter L. Niles, of Daytona Beach, 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-1472 IN THE MATTER OF DISBARMENT OF THOMAS P. CULLEN, JR.

It is ordered that Thomas P. Cullen, Jr., of Woodside, 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-1474 IN THE MATTER OF DISBARMENT OF JAMES PATRICK MURPHY

It is ordered that James Patrick Murphy, of Houston, 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-1475 IN THE MATTER OF DISBARMENT OF JAMES G. KINCAID

It is ordered that James G. Kincaid, of Ft. Lauderdale, 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-1476 IN THE MATTER OF DISBARMENT OF BRIAN PETER GIBBES

It is ordered that Brian Peter Gibbes, of Hilton

Head, South Carolina, 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-1477 IN THE MATTER OF DISBARMENT OF REUBEN SAMUEL DAWKINS

It is ordered that Reuben Samuel Dawkins, of Boston, Massachusetts, 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-1478 IN THE MATTER OF DISBARMENT OF RANDALL MEADS CHASTAIN

It is ordered that Randall Meads Chastain, of Columbia, South Carolina, 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-1479 IN THE MATTER OF DISBARMENT OF HAROLD T. KING

It is ordered that Harold T. King, of Bridgehampton, 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-1480 IN THE MATTER OF DISBARMENT OF JOHN EUGENE MACK

It is ordered that John Eugene Mack, of New London,

Minnesota, 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-1481 IN THE MATTER OF DISBARMENT OF PAUL GERALD LIEBER

It is ordered that Paul Gerald Lieber, of New York, 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-1482 IN THE MATTER OF DISBARMENT OF ROBERT CLYDE KNIGHT

It is ordered that Robert Clyde Knight, of Darien, Wisconsin, 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-1483 IN THE MATTER OF DISBARMENT OF VOLNEY FREDERICK MORIN, JR.

It is ordered that Volney Frederick Morin, Jr., of Ashland, Oregon, 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.

93-1408) NY STATE CONF. OF BLUE CROSS V. TRAVELERS INSURANCE, ET AL.
)
93-1414) CUOMO, GOVERNOR OF NY, ET AL V. TRAVELERS INSURANCE, ET AL.
)
93-1415) HOSP. ASSOC. OF NY STATE V. TRAVELERS INSURANCE, ET AL.

The motion of respondents New York State Health Maintenance Organization Conference, et al. for divided argument is granted to be divided as follows: 20 minutes - Travelers Insurance Co., et al.; 10 minutes -

New York State Health Maintenance Organization
Conference, et al.

- 93-1577 QUALITEX COMPANY V. JACOBSON PRODUCTS CO., INC.
93-1823 MISSOURI, ET AL. V. JENKINS, KALIMA, ET AL.
93-1883 ANDERSON, ELOISE, ET AL. V. EDWARDS, VERNA, ET AL.
93-1935 CURTISS-WRIGHT CORP. V. SCHOONEJONGEN, FRANK, ET AL.
94-18 MASTROBUONO, ANTONIO, ET UX. V. SHEARSON LEHMAN, ETC., ET AL.

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

- 94-6132 IN RE DELBERT REIDT

The motion of petitioner for reconsideration of the order denying leave to proceed *in forma pauperis* is denied.

- 94-6647 BROWN, CARSON LYNN V. BROWN, ROBERT, ET AL.

The motion of petitioner for leave to proceed *in forma pauperis* is denied. See Rule 39.8. Petitioner is allowed until December 27, 1994, 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

- 94-560 FIRST OPTIONS OF CHICAGO V. KAPLAN, MANUEL, ET UX.

The petition for a writ of certiorari is granted limited to Questions 1 and 2 presented by the petition.

CERTIORARI DENIED

93-8697 COCHRAN, WILLIAM Q. V. UNITED STATES
93-8815 COLAVITO, MICHAEL V. UNITED STATES
93-9244 SCHMELTZER, ERNEST V. UNITED STATES
93-9377 GONZALEZ, DORIS V. UNITED STATES
94-162 ROSALES, ALBERTO V. UNITED STATES
94-386 VSA, INC., DBA VSA CAROLINAS V. NLRB
94-418 SHAW, BILLIE V. UNITED STATES
94-430 BIRD, ROSS V. UNITED STATES
94-441 MACKEY, BILLIE BRYAN V. MOSS, CLIFFORD, ET AL.
94-456 BUNCE, HAZEL, ET AL. V. UNITED STATES
94-462 GRAPEVINE, TX V. DOT, ET AL.
94-469 HOLLEY, JERRY V. UNITED STATES
94-559 RAMIREZ, PHILLIP V. UNITED STATES
94-605 ANDREWS-POWLEY, BERTRAM V. UNITED STATES
94-644 HERCULES INC. V. UTAH STATE TAX COMMN., ETC.
94-647 WRIGHT, WILLIAM V. CLAY, THOMAS
94-649 GEORGE, KENNETH V. BETHLEHEM STEEL CORP.
94-652 FREEDOM RANCH, INC. V. TULSA BD. OF ADJUSTM., ET AL.
94-657 ZIMMERMAN, ROBERT V. BISHOP ESTATE, ET AL.
94-660 DeGROOTH, FREDERICK, ET AL. V. GEN. DYNAMICS CORP., ET AL.
94-664 JOHNSON, F. C., ETC. V. HYNEMAN, JOHN
94-665 BROBST, LEON V. PENNSYLVANIA, ET AL.
94-666 INTL. RECTIFIER CORP. V. SGS-THOMSON MICROELECTRONICS
94-672 BROWN, YVONNE V. NJ UNIV. OF MEDICINE, ETC.
94-673 GUYER, ROBERT, ETC., ET AL. V. ALACHUA CTY SCH. BD., ET AL.
94-674 ALLEN, ALICE, ET AL. V. DUARTE, CA, ET AL.
94-677 NGHIEM, PETER V. NEC ELEC., ET AL.

94-680 LANPHERE & URBANIAK, ET AL. V. COLORADO, ET AL.
94-681 RIES, MICHAEL V. PICHA, JOHN
94-683 BB ASSET MGMT., INC. V. SYMANTEC CORP., ET AL.
94-684 AIRBUS INDUSTRIE, ET AL. V. LINTON, LAURA, ET AL.
94-690 GRACE INVESTMENT CO., ET AL. V. RED MOUNTAIN MACHINERY CO.
94-697 BARRETT, RICHARD V. MISSISSIPPI BAR
94-703 COX, JIM V. BOEING CO., ET AL.
94-709 ENCINAS, SHON V. BOARD OF REGIS., PROF. ENGRS
94-795 BROTHERS, SHELIA, ET AL. V. KLEVENHAGEN, SHERIFF, ET AL.
94-5083 RODRIGUEZ-MEJIA, AMADOR V. UNITED STATES
94-5278 LaSALLE, FRANKIE V. UNITED STATES
94-5324 PALOMINO-FIGUEROA, SAMUEL V. UNITED STATES
94-5441 THURMOND, BRADLEY V. UNITED STATES
94-5499 MITCHELL, GREGORY V. UNITED STATES
94-5516 GIROLAMO, RICHARD P. V. UNITED STATES
94-5735 BROWN, JERRY TED V. UNITED STATES
94-5923 HARRIS, PHILLIP WAYNE V. EVANS, DAVID, ET AL.
94-5933 SMITH, WILFRED V. LOUISIANA
94-5961 WELSAND, LOREN V. UNITED STATES
94-6016 WILLIAMS, LLOYD V. UNITED STATES
94-6052 BRUNK, ROBERT EDWIN V. UNITED STATES
94-6169 IGLESIAS, LORI V. WISCONSIN
94-6214 HUDSON, ROBERT V. HEDGE, T., ET AL.
94-6242 GREEN, HARVEY L. V. NORTH CAROLINA
94-6337 ALDRIDGE, RULFORD V. USDC SD TEXAS
94-6357 RHODES, RICHARD W. V. FLORIDA
94-6373 CULLY, MARIE E. V. GRACE HOSPITAL, ET AL.
94-6378 SPENCER, JOSEPH NELSON V. IOWA
94-6390 JOHNSON, KENNETH L. V. DAVIS, RICHARD, ET AL.

94-6400 JORDAN, BARBARA V. AURORA, CO, ET AL.

94-6402 KASHANNEJAD, SHIRZADI V. BLOCK, SHERIFF, ETC., ET AL.

94-6405 FARR, DENNIS L. V. STINSON, RALPH E., ET AL.

94-6414 OWENS, MICHAEL W. V. CALL, BONNIE, ET AL.

94-6416 LONG, MICHAEL W. V. TAYLOR, GREGORY S., ET AL.

94-6418 ROYSTER, ROBERT J. V. VAUGHN, SUPT., GRATERFORD

94-6425 ZAGWOSKI, PAUL V. LOVE, SUPT., HUNTINGDON

94-6429 BALLARD, ELLEN V. GARTZ, ROGER C., ET AL.

94-6433 YBARRA, JOSE RAMON V. CALIFORNIA

94-6434 SADLER, JOHN V. BORG, WARDEN

94-6438 SEMIEN, KENNETH V. COMANCHE COUNTY, ET AL.

94-6439 JAMES, JOHNNY V. VAUGHN, SUPT., GRATERFORD

94-6441 ST. HILAIRE, GARY V. PARIN GLEN, ET AL.

94-6443 MALLORY, THOMAS W. V. SMITH, WARDEN, ET AL.

94-6451 GREEN, TOMMY V. ADAMS, JAMES L., ET AL.

94-6455 WATSON, JAMES, ET AL. V. FARLOW, CLYDE, ET AL.

94-6463 CARNEGIE, AUDREY V. DOWLING, MICHAEL J., ET AL.

94-6478 MARSH, LUDIE V. JOHN, JIM, ET AL.

94-6479 MIKKILINENI, M. R. V. AMWEST SURETY INSURANCE CO.

94-6480 MIKKILINENI, M. R. V. FOREST HILLS

94-6484 CRITTENDEN, MARK R. V. FTC, ET AL.

94-6541 ECHOLS, WILLIAM L. V. YUKON TELEPHONE CO., ET AL.

94-6545 CLECKLEY, CELESTE V. ABATE, CATHERINE, ET AL.

94-6547 CLARK, VERNON LEE V. MARYLAND

94-6568 LAWRIE, DAVID J. V. DELAWARE

94-6580 FRETER, DARYL A. V. UNITED STATES

94-6581 DURHAM, RICKY V. HENMAN, WARDEN, ET AL.

94-6582 BELL, LLOYD WILLIAM V. RICHARDSON, COMM., IRS

94-6585 HEATH, RICHARD P. V. UNITED STATES
94-6607 COOK, JOSEPH A. V. EVATT, COMMR. SC DOC, ET AL.
94-6619 WALLACE, JOSEPH CARMICHAEL V. SINGLETARY, SEC., FL DOC
94-6626 SEIWELL, WILLIAM V. LEWIS, SAMUEL, ET AL.
94-6630 BROUGHTON, CELESTE G. V. SMITH, CHARLES L., ET AL.
94-6671 SINGLETERRY, DARYL V. UNITED STATES
94-6672 SHERRILL, WILLIAM V. UNITED STATES
94-6677 GILLIARD, DONALD A. V. UNITED STATES
94-6678 HAWKINS, EDWARD P. V. UNITED STATES
94-6686 SUTHERLIN, JAMES V. UNITED STATES
94-6690 MATEO-GONZALEZ, ADOLPHO V. UNITED STATES
94-6695 BLAKE, MELVIN L. V. BLAKE, MEL L., ET AL.
94-6704 LAWTON, FITZGERALD J. V. UNITED STATES
94-6706 PARKER, ALBERT C. V. DEPT. OF JUSTICE, ET AL.
94-6709 MARSHAL, DWAYNE V. UNITED STATES
94-6710 ANDERSON, ROBERT E. V. UNITED STATES
94-6714 McCUTCHEON, BYRON L. V. UNITED STATES
94-6715 KEENAN, TIMOTHY P. V. ALLEN, GENEVIEVE
94-6718 O'NEAL, BLANE W. V. UNITED STATES
94-6723 ZENON, CHARLES RENE V. UNITED STATES
94-6725 DICKERSON, DARREN ANDREW V. UNITED STATES
94-6727 PHILBIN, PAUL A. V. UNITED STATES
94-6729 MUHAMMED, WALI V. UNITED STATES
94-6731 RATCLIFFE, ANDREW V. UNITED STATES
94-6734 THOMPSON, CHEVALIER V. UNITED STATES
94-6737 JOHNSON, BRUCE A. V. UNITED STATES
94-6740 BOWLING, JAMES H. V. UNITED STATES
94-6741 DIX, THOMAS C. V. UNITED STATES
94-6743 CREECH, JOHN E. V. UNITED STATES

94-6746 WRIGHT, BORONICA V. ALEXANDRIA DIV. OF SOC. SERV
94-6753 FURMAN, WILLIAM M. V. UNITED STATES
94-6756 GRIFFITH, TERRY L. V. UNITED STATES
94-6758 POLAN, WILLIAM S. V. UNITED STATES
94-6761 NIEVES, ANDREW V. UNITED STATES
94-6763 BROOKS, ANTHONY C. V. UNITED STATES
94-6765 WOOTEN, ANTHONY V. UNITED STATES
94-6766 WARREN, DALE MARVIN V. UNITED STATES
94-6767 ALLEN, JOHN BRETT V. UNITED STATES
94-6769 ATWOOD, THOMAS P. V. UNITED STATES
94-6770 BALDEON, EDISON EDUARDO V. UNITED STATES
94-6771 ABREGO, ANTONIO DIAGO V. UNITED STATES
94-6772 BUSHERT, JAMES V. UNITED STATES
94-6781 FORSYTH, KENDALL D. V. UNITED STATES
94-6782 GARNER, STEVE J. V. UNITED STATES
94-6794 ADAIL, TYRONE V. UNITED STATES
94-6797 ANJUM, FAYAZ V. UNITED STATES
94-6801 RODRIGUEZ-RONCANCIO, JAIME V. UNITED STATES
94-6802 RODRIGUEZ, LUIS V. UNITED STATES
94-6803 RIVAS-SABOGAL, JAIME D. V. UNITED STATES
94-6804 MOSES, BRANDON V. UNITED STATES
94-6805 LEWIS, STEVEN L. V. UNITED STATES
94-6806 OWENS, KELVIN L. V. UNITED STATES
94-6818 KRUEGER, HAROLD F. V. UNITED STATES

The petitions for writs of certiorari are denied.

93-9593 GENDRON, DANIEL A. V. UNITED STATES
94-655 INS. CO. OF PA, ET AL. V. EMPIRE FIRE & MARINE INS.

The petitions for writs of certiorari are denied.

Justice Breyer took no part in the consideration or decision of these petitions.

94-407 SGS-THOMSON MICROELECTRONICS V. INTL. RECTIFIER CORP.

The motion of American Board of Trial Advocates for leave to file a brief as *amicus curiae* is granted. The motion of Houston Intellectual Property Law Association for leave to file a brief as *amicus curiae* is granted. The petition for a writ of certiorari is denied.

94-445 UNIVERSAL MONEY CENTERS V. AT&T CO., ET AL.

The petition for a writ of certiorari is denied. Justice O'Connor took no part in the consideration or decision of this petition.

94-661 W.R. GRACE & CO. - CONN. V. MD CASUALTY CO., ET AL.

The motion of respondent to strike reply brief of petitioner is denied. The petition for a writ of certiorari is denied.

MANDAMUS DENIED

94-6342 IN RE PABLO J. AGRIO

94-6427 IN RE DARRYL WAYNE BELL

The petitions for writs of mandamus are denied.

REHEARINGS DENIED

93-8709 OWEN, ALISHA J. V. NEBRASKA

93-9435 ROBINSON, PAUL L. V. USDC ND FL

93-9614 IN RE VICTOR WRIGHT

93-9755 HUNT, FRANK A. V. GRINKER, COMMR., ETC., ET AL.

94-182 BOOSTROM, REBECCA V. BACH, STEPHEN

94-204 CHISUM, JIMMY V. UNITED STATES
94-347 MORISSETTE, MIMI, ET AL. V. YU, DIANE, ET AL.
94-353 FINIZIE, RONA V. BRIDGEPORT, CONNECTICUT
94-5768 ANDERSON, FREDERICK M. V. UNITED STATES
94-5808 BROCKMAN, KATHLEEN V. SWEETWATER CTY. SCHOOL DIST.

The petitions for rehearing are denied.

RECESS ORDER

The Court will take a recess from Monday, December 12, 1994, until Monday, January 9, 1995.

MOTIONS FOR ADMISSION

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