(ORDER LIST: 567 U.S.)

TUESDAY, SEPTEMBER 25, 2012

CERTIORARI DENIED

12-6373 FOSTER, CLEVE V. THALER, DIR., TX DCJ (12A283)

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 Ginsburg, Justice Sotomayor, and Justice Kagan would grant the application for stay of execution.