

**04-495 WILKINSON V. AUSTIN**

DECISION BELOW: 372 F3d 346

LOWER COURT CASE NUMBER: 02-3429, 02-3816

**QUESTION PRESENTED:**

Where state prison officials decide to place a prisoner in a "super-maximum security" facility based on a predictive assessment of the security risk the prisoner presents, but prison regulations create a liberty interest for the prisoner in avoiding such placement, do procedures meeting the requirements specified in *Hewitt v. Helms*, 459 U.S. 460 (1983), satisfy the prisoner's due process rights?

CERT. GRANTED 12/10/2004