

05-465 MOHAWK INDUSTRIES V. WILLIAMS

DECISION BELOW: 411 F3d 1252

LOWER COURT CASE NUMBER: 04-13740

QUESTION PRESENTED:

1. Whether a defendant corporation and its agents can constitute an "enterprise" under the Racketeer Influenced and Corrupt Organizations Act, 18 U.S.C. §§ 1961-1968 ("RICO"), in light of the settled rule that a RICO defendant must "conduct" or "participate in" the affairs of some larger enterprise and not just its own affairs.
2. Whether plaintiffs state proximately caused injuries to business or property by alleging that the hourly wages they voluntarily accepted were too low.

LIMITED TO QUESTION 1 PRESENTED BY THE PETITION.

DISMISSED AS IMPROVIDENTLY GRANTED.

CERT. GRANTED 12/12/2005