

(ORDER LIST: 580 U.S.)

MONDAY, JANUARY 9, 2017

APPEAL -- SUMMARY DISPOSITION

16-588 PARROTT, NEIL, ET AL. V. LAMONE, LINDA H., ET AL.

The motion of The Campaign Legal Center, et al. for leave to file a brief as *amici curiae* is granted. The appeal is dismissed for want of jurisdiction.

CERTIORARI -- SUMMARY DISPOSITION

16-6430 PHILLIPS, PRESTON C. V. UNITED STATES

The motion of petitioner for leave to proceed *in forma pauperis* and the petition for a writ of certiorari are granted. The judgment is vacated, and the case is remanded to the United States Court of Appeals for the Eighth Circuit for further consideration in light of *Mathis v. United States*, 579 U. S. ____ (2016).

ORDERS IN PENDING CASES

16M65 HEAGNEY-O'HARA, JUDITH A. V. COLVIN, ACTING COMM'R, SSA

16M66 SCHAEFER, SUSANNA V. ATHENS-CLARKE COUNTY, GA, ET AL.

16M67 FRIES, RICHARD G. V. UNITED STATES

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

16M69 TAUBMAN, JOSEPH V. HEDGPETH, WARDEN

The motion for leave to proceed as a veteran is denied.

16M70 BOYAJIAN, RONALD V. YENTIENG, OM, ET AL.

The motion for leave to file a Bill of Complaint is denied.

16M71 HOOKS, TARIK V. UNITED STATES

16M72 PERRY, LEE V. RAILROAD COMM'N OF TX, ET AL.
The motions to direct the Clerk to file petitions for writs of certiorari out of time are denied.

15-1031 HOWELL, JOHN V. HOWELL, SANDRA
The motion of petitioner to dispense with printing the joint appendix is granted.

16-26 BULK JULIANA, ET AL. V. WORLD FUEL SERVICES
The Acting Solicitor General is invited to file a brief in this case expressing the views of the United States.

16-334 BANK MELLI V. BENNETT, MICHAEL, ET AL.
The Acting Solicitor General is invited to file a brief in this case expressing the views of the United States. Justice Breyer took no part in the consideration or decision of this petition.

16-473 FENKELL, DAVID B. V. ALLIANCE HOLDINGS, ET AL.
The Acting Solicitor General is invited to file a brief in this case expressing the views of the United States.

16-534 RUBIN, JENNY, ET AL. V. IRAN, ET AL.
The Acting Solicitor General is invited to file a brief in this case expressing the views of the United States. Justice Kagan took no part in the consideration or decision of this petition.

16-6094 WOODWORTH, MURRAY A. V. SHARTLE, WARDEN
16-6278 IN RE DAVID A. CHRISTENSON
16-6345 IN RE DAVID A. CHRISTENSON
The motions of petitioners for reconsideration of orders denying leave to proceed *in forma pauperis* are denied.

16-6446 LEASCHAUER, EITAN V. HUERTA, ADM'R, FAA

16-6447 LEASCHAUER, EITAN V. NTSB, ET AL.
16-6469 LEASCHAUER, EITAN V. FAA, ET AL.
16-6513 KNOX, SHIRLEY A. V. COLVIN, ACTING COMM'R OF SSA
16-6580 PUGH, ADRIAN D. V. MONTGOMERY CTY. BD. OF ED
16-6676 A. C. S. V. FLORIDA BOARD OF BAR EXAMINERS
16-6806 WEST, DAVID V. CIR
16-6813 MOSTAGHIM, CAMERON V. STATE BAR OF CA
16-6843 JOHNSON, LYNN M. V. BAE SYSTEMS, INC., ET AL.
16-6845 ADAMS, CHARLES D. V. MSPB, ET AL.
16-6846 WALKER, FRANK SALMERON V. COLVIN, ACTING COMM'R, SSA
16-6909 GILES, STEVEN B. V. BECKSTROM, WARDEN

The motions of petitioners for leave to proceed *in forma pauperis* are denied. Petitioners are allowed until January 30, 2017, within which to pay the docketing fees required by Rule 38(a) and to submit petitions in compliance with Rule 33.1 of the Rules of this Court.

CERTIORARI DENIED

15-830 BELIZE V. BELIZE SOCIAL DEVELOPMENT LTD.
15-1044 PA HIGHER EDUCATION ASSISTANCE V. PELE, LEE
15-1045 PA HIGHER EDUCATION ASSISTANCE V. UNITED STATES, EX REL. OBERG
15-1419 KREIPKE, CHRISTIAN V. WAYNE STATE UNIVERSITY
15-1437 UNITED STATES, EX REL. WILLETTE V. UNIVERSITY OF MA, WORCESTER
15-9685 BRIGGS, GARRON T. V. UNITED STATES
15-9695 ROBERTS, GREGORY V. WORKERS' COMP. APPEAL BD.
15-9700 BELL, RONNIE V. MATTHEWS, ELTON
16-14 FLYTENOW, INC. V. FAA
16-50 BRUMANT, ALICIA V. TEXAS
16-89 BENZEMANN, ALEXANDER A. V. CITIBANK N.A., ET AL.

16-135 BELIZE V. NEWCO LIMITED
16-136 BELIZE V. BCB HOLDINGS LIMITED, ET AL.
16-160 HARPER, FRANK V. UNITED STATES
16-175 RADCLIFFE, ROBERT, ET AL. V. HERNANDEZ, JOSE, ET AL.
16-186 FOSTER, ARLEN, ET UX. V. VILSACK, SEC. OF AGRIC.
16-203 FAUST, JOEY D., ET AL. V. TEXAS
16-236 MILBAUER, RICHARD S. V. UNITED STATES
16-253 BINFORD, LEON T. V. UNITED STATES
16-287 SAI V. TSA
16-302 GEO GROUP V. EEOC, ET AL.
16-313 ARKANSAS STATE POLICE, ET AL. V. WREN, DANIEL E.
16-331 MCNB BANK AND TRUST CO. V. WEST VIRGINIA, EX REL. DOT
16-345 GUGLIUZZA, CHARLES V. FTC
16-346 C. A. F., ET AL. V. VIACOM INC., ET AL.
16-347 CHEMTECH ROYALTY ASSOC., ET AL. V. UNITED STATES
16-352 SECURITY UNIVERSITY, LLC, ET AL. V. INT'L INFORMATION SYSTEMS
16-358 DYNAMO HOLDINGS LIMITED V. UNITED STATES, ET AL.
16-361 UNITED STATES, EX REL. PURCELL V. MWI CORPORATION
16-367 WATSON, ROBERT C. V. SIMS, BETH, ET AL.
16-382 THOMAS, KATHERINE V. MOODY, DARREN, ET AL.
16-397 FANNING, JOHN V. FTC
16-408 KMART CORP. V. U.S., EX REL. GARBE
16-415 RICH, FOSTER V. SHRADER, RALPH W., ET AL.
16-428 SINO LEGEND CHEMICAL CO. ET AL. V. INT'L TRADE COMM'N, ET AL.
16-449 BOHANNON, JONATHAN V. UNITED STATES
16-450 TUNG, MING, ET AL. V. CHINA BUDDHIST ASSN., ET AL.
16-461 CHRISTENSEN, TERRY V. UNITED STATES
16-463 FIRST HORIZON SECURITIES, ET AL. V. FDIC

16-472 KARANGWA, HILAIRE D. V. LYNCH, ATT'Y GEN.
16-474 GREEN, RICHARD V. GREEN, ROBERT J., ET AL.
16-475 WHEELING & LAKE ERIE R. CO. V. BHD. OF LOCOMOTIVE, ET AL.
16-478 ASLAM, JAVED V. CALIFORNIA
16-484 SERNA, JOSE, ET AL. V. TRANSPORT WORKERS UNION, ET AL.
16-487 GATEWAY ESTATES, INC. V. NEW CASTLE COUNTY, DE, ET AL.
16-488 FIELDS, ARDIC C. V. VANNOY, WARDEN
16-490 FLINT, EDWARD H. V. HEWLETT PACKARD CO.
16-494 BIOLITEC AG, ET AL. V. ANGIODYNAMICS, INC.
16-507 TAYLOR, DONALD V. NEVADA
16-509 HERRERA, MIGUEL A. V. TEXAS
16-510 DEVANEY, JOHN V. NARRAGANSETT, RI, ET AL.
16-512 KOZIOL, LEON R. V. KING, DANIEL, ET AL.
16-516 DIAZ, ROBINSON A. V. LYNCH, ATT'Y GEN.
16-517 MALASKY, HANK V. MALASKY, MARTIN, ET AL.
16-518 FARMER, SHAREL V. EAGLE SYSTEMS, ET AL.
16-519 GIL-DE LA MADRID, JULIO E. V. BOWLES CUSTOM POOLS & SPA
16-525 NAAMJP, ET AL. V. LYNCH, ATT'Y GEN., ET AL.
16-527 ORELLANA, CINDY V. LOS ANGELES COUNTY, CA, ET AL.
16-528 PALDO SIGN AND DISPLAY CO. V. WAGENER EQUITIES, ET AL.
16-530 KIDD, LINDA, ET AL. V. DOE, SUE, ET AL.
16-532 DE SOUZA, RONAN A. V. LYNCH, ATT'Y GEN.
16-539 MACKINAC TRIBE V. JEWELL, SEC. OF INTERIOR
16-541 EDWARDS, DRALVES G. V. BURWELL, SEC. OF H&HS, ET AL.
16-542 ERGUR PRIVATE EQUITY GROUP V. CATRON, GARY
16-546 WICKY, JESSICA L. V. OXONIAN, CRISANTO C., ET AL.
16-550 THOMAS, DANIEL P., ET AL. V. COUNTY OF SACRAMENTO, CA, ET AL.
16-551 EON CORP. IP HOLDINGS LLC V. SILVER SPRING NETWORKS, INC.

16-552 McLAUGHLIN, WARDEN V. LEJEUENE, MICHAEL
16-553 BOLUS, ROBERT, ET AL. V. FLEETWOOD RV, INC., ET AL.
16-555 DURHAM, SHERRIE L. V. HASLAM, GOV. OF TN, ET AL.
16-556 KELLER, HARRY, ET AL. V. HERDER SPRING HUNTING CLUB
16-557 XU, YAN PING V. NY CITY DEPT. OF HEALTH
16-559 KONINKLIJKE PHILIPS N.V., ET AL. V. WASHINGTON
16-560 ASCIRA PARTNERS, LLC, ET AL. V. DANIEL, SCOTT, ET AL.
16-561 WANG, JIAN V. IBM
16-563 STALLINGS, PHYLLIS V. DETROIT PUBLIC SCHOOLS
16-566 JONES, KIM V. SANDUSKY COUNTY, OH, ET AL.
16-568 PATTERSON, R. WAYNE V. U.S. SENATE, ET AL.
16-570 COTTRELL, STANLEY W. V. SMITH, PEGGY, ET AL.
16-573 FOU DY, TONI, ET VIR V. MIAMI-DADE COUNTY, FL
16-575 HARRIS, KEITH V. HAHN, HAROLD, ET AL.
16-580 LIBERTARIAN PARTY OF OHIO, ET AL V. HUSTED, OH SEC. OF STATE, ET AL.
16-583 FLINT, EDWARD H. V. COACH HOUSE, INC.
16-584 HAWKINS, FLODELIZA V. SUNTRUST BANK
16-585 FLINT, EDWARD H. V. KY ETHICS COMMISSION
16-587 UNARA, DONATUS U. V. MSPB, ET AL.
16-590 MOORE, JACSON V. LOUISIANA
16-591 McKEEVER, HEATHER, ET VIR V. GMAC MORTGAGE, ET AL.
16-592 SPIEGEL, MARSHALL V. NOVACK, JUDGE, ETC.
16-593 SELF-INSURANCE INST. OF AMERICA V. SNYDER, GOV. OF MI, ET AL.
16-594 MALOFIY, FRANCIS V. USDC ED PA
16-597 BECKER, DENNLY R. V. WELLS FARGO BANK, NA, ET AL.
16-598 PUBLIC INTEREST LAW FIRM, ET AL. V. STATE BAR OF NEVADA
16-600 VENTURA, JESSE V. KYLE, TAYA
16-604 CANUTO, TERESITA A. V. UNITED STATES

16-606 KINNEY, CHARLES G. V. SUPREME COURT OF CA, ET AL.
16-607 WELCOME, JAMES R. V. MABUS, SEC. OF NAVY
16-608 CHAVEZ-OCHOA, JOSE V. LYNCH, ATT'Y GEN.
16-611 ATTALLAH, AHDY L. V. NY COLLEGE OF MEDICINE, ET AL.
16-614 CARTER, JOHN E. V. SLATERY, ATT'Y GEN. OF TN
16-615 BLAKE, SONJA V. JOSSART, DEBRA, ET AL.
16-616 NISENAN TRIBE, ET AL. V. JEWELL, SEC. OF INTERIOR, ET AL.
16-618 FLANDER, SUSAN V. UNITED STATES
16-621 SOLARI, STEVEN V. NEW JERSEY
16-622 PAUNESCU, IOAN, ET UX. V. ECKERT, GERHARD H., ET AL.
16-624 SNELLING, LONNIE V. KENNY, PATRICK J., ET AL.
16-625 RODRIGUEZ, ROSA, ET AL. V. HOUSTON, TX
16-627 McNICOL, MARCI V. UNITED STATES
16-630 CHHABRA, VIJAY K. V. LYNCH, ATT'Y GEN.
16-633 HOLKESVIG, RANDY V. SUPREME COURT OF ND
16-640 ASBACH, TYLER V. NORTH DAKOTA
16-644 CRANTS, DOCTOR R. V. GOTTLIEB & GOTTLIEB, P.A.
16-645 SUN, LINGFEI V. NEW YORK, NY, ET AL.
16-647 FINAL CALL, INC. V. MUHAMMAD-ALI, JESUS
16-651 FARSTONE TECHNOLOGY, INC. V. APPLE INC.
16-654 MARTIN, DAWN V., ET AL. V. LONG AND FOSTER, ET AL.
16-662 JIMENEZ-MORALES, DINO V. LYNCH, ATT'Y GEN.
16-666 BARRAZA, LAURA A. V. UNITED STATES, ET AL.
16-667 LILES, WADE F. V. FLORIDA
16-675 GWINN, ODDIS K. V. MICHIGAN
16-691 BROWN, EZELL V. UNITED STATES
16-700 ARBANAS, MATTHEW R. V. TEXAS
16-713 DAVID NETZER CONSULTING V. SHELL OIL CO., ET AL.

16-715 WILSON, LAYNE V. JAMES, DEBORAH, ET AL.

16-716 SPECTOR, PHILLIP V. DIAZ, WARDEN

16-717 PATEL, RAJESH V. GA DEPT. OF BEHAVIOR HEALTH

16-719 GONZALEZ, CARLOS V. HUERTA, ABEL

16-727 DAVIS, SEPHORA K. V. EVANS, ANDREA W., ET AL.

16-740 EZRA, BEVERLY J. V. DCC LITIGATION FACILITY, INC.

16-5186 GONZALEZ SANTANA, RAFAEL V. NEW JERSEY

16-5268 PRICE, ANTHONY V. V. UNITED STATES

16-5339 TRANE, JOHN V. NORTHROP GRUMMAN CORPORATION

16-5364 ST. HILL, KEVIN V. UNITED STATES

16-5568 HUDSON, JEROME V. UNITED STATES

16-5598 NIEVES, MARIA V. UNITED STATES

16-5604 HALE, KAJUAN D. V. BURT, WARDEN

16-5622 ROLAND, FARAD V. UNITED STATES

16-5647 HOLLINGSBED, FREDERICK V. UNITED STATES

16-5696 DAVIS, BRIAN E. V. TEXAS

16-5724 RODAS-DE LEON, INOEL J. V. UNITED STATES

16-5763 WARD, MARIO M. V. UNITED STATES

16-5789 PALACIOS-GOMEZ, PABLO F. V. UNITED STATES

16-5827 HARTMAN, DOROTHY V. BANK OF NEW YORK MELLON, ET AL.

16-5851 WILSON, AARON V. UNITED STATES

16-5870 TURNER, TITAN V. NEW YORK

16-5912 RANGEL, PEDRO V. CALIFORNIA

16-5916 BURKHOLDER, JERRY L. V. UNITED STATES

16-5937 VELASCO, ARMIN C. V. RYAN, DIR., AZ DOC, ET AL.

16-5961 CARDENAS RAMIREZ, RUBEN V. DAVIS, DIR., TX DCJ

16-5969 CHAPMAN, RANDELE V. UNITED STATES

16-6085 SIMON, ROBERT V. FISHER, COMM'R, MS DOC

16-6088 WARREN, GEORGE V. UNITED STATES
16-6089 WHITE, BRENDA F. V. MATTHEWS, O. L., ET AL.
16-6132 FUENTES, DANNY V. UNITED STATES
16-6135 MUHLENBERG, CAMERON V. UNITED STATES
16-6182 CUMMINGS, RAYNARD P. V. DAVIS, WARDEN
16-6251 LOPEZ-COLLAZO, AGUSTIN V. UNITED STATES
16-6257 McGRIFF, VALERYA V. STATE CIVIL SERVICE COMM.
16-6260 CLEGG, KENNETH V. UNITED STATES
16-6307 MITCHELL, WILLIAM D. V. UNITED STATES
16-6366 LATIMER, CALVIN, ET UX. V. SSA, ET AL.
16-6367 BLACK, ANTHONY R. V. NEVADA
16-6368 JONES, ROBERT A. V. CALIFORNIA
16-6371 WILSON, HILLIARD V. WINN, WARDEN
16-6372 WILSON, JOHN J. V. CARLOS, JUAN, ET AL.
16-6381 HAYMON, GENERAL P. V. CALIFORNIA
16-6382 FINLEY, FRANCES M. V. EVANS, RICHARD P.
16-6399 SEKENDUR, ORAL V. U.S., EX REL. McCANDLISS
16-6401 FITZGERALD, DAWUD V. JOHNSON, ADM'R, NJ, ET AL.
16-6403 HYNOSKI, MARY P. V. ATWOOD MALONE TURNER, ET AL.
16-6405 COMEAUX, MICHAEL W. V. DAVIS, DIR., TX DCJ
16-6407 LEMAR, MANUEL R. V. AMERICAN TRADING CORPORATIONS
16-6408 JONES, LAVERT V. IL DEPT. OF HEALTHCARE, ET AL.
16-6414 WILKENS, ROBERT L. V. MICHIGAN
16-6415 WYCHE, QUENTIN R. V. FLORIDA
16-6416 JACOB H. V. CALIFORNIA
16-6419 ZOICA, EDMOND V. MACKIE, WARDEN
16-6420 WOODARD, ROBERT V. V. DAVIS, DIR., TX DCJ
16-6423 WALTON, MILTON T. V. DISTRICT COURT OF OK

16-6435 BROWN, KIRSHA V. FL STATE ATTORNEY OFFICE, ET AL.
16-6440 DURHAM, JACQUES M. V. TEXAS
16-6441 EVANS-BEY, LONNIE V. CASSADY, WARDEN
16-6442 CLERK, CEDRIC B. V. CASSADY, WARDEN
16-6449 ALEJANDRO, DANNY R. V. DAVIS, DIR., TX DCJ
16-6455 WILLIAMS, HERMON V. FLORIDA
16-6457 MICKEY, AUDREY L. V. SPANAGAL, JUDGE, ET AL.
16-6462 BRUMFIELD, GLENN A. V. VANNOY, WARDEN
16-6466 McELROY, RALPH V. CASSADY, WARDEN
16-6467 CARTER, CEDRIC V. JENKINS, WARDEN
16-6472 STEVENS, DONALD R. V. BITER, WARDEN
16-6473 STOKES, DAVID L. V. RYAN, DIR., AZ DOC, ET AL.
16-6474 BROWN, NORMAN V. BOWERSOX, WARDEN
16-6479 ALFRED, JERRY N. V. BONDI, ATT'Y GEN. OF FL
16-6480 DAVIS, JEREMY V. GRIFFITH, WARDEN
16-6481 RALSTON-CHARNLEY, ISABELLA V. SOUTH PALM BEACH, FL, ET AL.
16-6494 MINGO, BRUCE V. RAEMISCH, RICK, ET AL.
16-6499 O'KROLEY, COLIN V. FASTCASE, ET AL.
16-6503 PETERSON, DONALD R. V. BRILL, CHIEF JUSTICE, ET AL.
16-6504 PATTON, KENNETH V. WILLIAMS, BRIAN, ET AL.
16-6510 BARNETT, RONALD V. FLORIDA
16-6511 HALE, MATTHEW V. JULIAN, WARDEN
16-6514 JAMALI, IMRAN A. V. MARICOPA COUNTY, AZ, ET AL.
16-6515 DRAPER, ERIC N. V. WHORTON, MIKE
16-6517 RAMSEY, EDWARD L. V. PASH, WARDEN
16-6518 BROWN, WENDELL V. INDIANA, ET AL.
16-6519 BROWN, WENDELL V. RAY SKILLMAN IMPORTS, ET AL.
16-6520 THARPE, ANTHONY V. CAPITOL ONE BANK

16-6522 WHITEHEAD, DAVID V. CALIFORNIA
16-6523 CLAUDIO, RAYMOND V. JONES, SEC., FL DOC, ET AL.
16-6524 DEE, JOSEPH V. VANNOY, WARDEN
16-6527 MADDREY, DENNIS V. CLARK, SUPT., ALBION, ET AL.
16-6528 LOVINGS, CARL D. V. TEXAS
16-6529 LONGARIELLO, STEVE J. V. AURA AT MIDTOWN
16-6530 WILLIAMS, MICHAEL V. STEELE, WARDEN
16-6535 SMITH, JOSEPH E. V. PARAMO, WARDEN
16-6537 COPE, DOUGLAS A. V. OHIO
16-6539 HOCKENSMITH, BRYAN V. FLORIDA
16-6540 IRISH, LORI V. DEPT. OF JUSTICE, ET AL.
16-6541 GUZMAN-RIVADENEIRA, FELIX D. V. LYNCH, ATT'Y GEN.
16-6542 FRASER, ROBERT V. FLORIDA
16-6545 FOSTER, ROBERT L. V. REYNOLDS, WARDEN
16-6551 SATERSTAD, EDWARD H. V. WINGARD, SUPT., SOMERSET
16-6552 RAMIREZ-GOMEZ, ANA M. V. LYNCH, ATT'Y GEN.
16-6553 VANPELT, RONALD M. V. ILLINOIS
16-6554 WILLIAMS, JEREMY V. WHITE, WARDEN, ET AL.
16-6556 NETTLES, DAMOUS D. V. GROUNDS, WARDEN
16-6557 PROPST, SCOTTIE V. GEORGIA
16-6560 BROWN, ARETHA D. V. WILLIAMS, JAMES E.
16-6563 DeMOLA, NATALIE V. LATTIMORE, WARDEN
16-6564 ARMISTEAD, JAMES G. V. CLAY, WARDEN
16-6565 CARTER, CHERNARD V. GEORGIA
16-6567 BROWN, ERIC L. V. MISSISSIPPI
16-6568 BRIGHTLEY, HELMER V. CAPRA, SUPT., SING SING
16-6573 BOOTH, JIMMY V. PRINGLE, WARDEN
16-6575 STARUH, CANDICE V. TORMA, SUPT., CAMBRIDGE

16-6576 STYERS, JAMES L. V. RYAN, DIR. AZ DOC
 16-6582 DOCHERTY, ALTON V. BUSH, WARDEN
 16-6584 CHEATHAM, LARRY D. V. BAILEY, RONALD, ET AL.
 16-6585 McCORMICK, CHARLES W. V. McFADDEN, WARDEN
 16-6587 PEACOCK, MICHAEL A. V. PERRY, SEC., NC DPS
 16-6589 PATTERSON, JAMES V. HOLLOWAY, WARDEN
 16-6590 JOHNSON, DAMIEN V. MACKIE, WARDEN
 16-6592) KIEL, KEITH A. V. UNITED STATES
)
 16-6754) MARSHALL, RANDY L. V. UNITED STATES
 16-6594 YANEY, MICHELLE S. V. SUPERIOR COURT OF CA, ET AL.
 16-6598 MADDEN, PAUL V. BROWN, GOV. OF CA, ET AL.
 16-6607 JONAS, SEON D. V. RYAN, DIR., AZ DOC, ET AL.
 16-6618 WILLIAMS, MIGUEL V. KELLEY, DIR., AR DOC
 16-6620 FITZGERALD, DAWSHON V. JOHNSON, ADM'R, NJ, ET AL.
 16-6623 STRINGER, ROBERT V. GILMORE, SUPT., GREENE, ET AL.
 16-6624 FULTON, ALVIN V. NEW YORK
 16-6625 FARRAY, JEFFERSON D. V. LYNCH, ATT'Y GEN.
 16-6626 GAYOL, ROBERT V. ILLINOIS
 16-6627 YOUNG, GREGORY L. V. LOS ANGELES COUNTY, CA
 16-6629 WEST, DEWEY V. KERNAN, SEC., CA DOC
 16-6630 FREDERICK, WILLIAM M. V. CLARK, SUPT., ALBION
 16-6631 HUNTER, DEMONDZA V. BALLARD, ET AL.
 16-6633 FREEMAN, ANTONIO D. V. BRAZELTON, WARDEN
 16-6634 HOWARD, STANLEY V. CLARK, SUPT., ALBION, ET AL.
 16-6635 GOODMAN, TYRONE V. INDIANA
 16-6636 WILLIAMS, RUFUS V. MACLAREN, WARDEN
 16-6637 TAYLOR, STEVEN N. V. UNITED STATES
 16-6639 PORTER, BRIAN E. V. OHIO

16-6641 CARABALLO, FRANK V. UNITED STATES
16-6644 RICHARDSON, JACKIE H. V. UNITED STATES
16-6645 RASAKI, SEGUN M. V. LYNN, TAMMY
16-6646 GARCIA, JOHN R. V. USPS
16-6649 RODRIGUEZ, JORNAY R. V. DAVEY, WARDEN
16-6651 HORTON, NAKIA V. GARMAN, SUPT., ROCKVIEW, ET AL.
16-6652 GIVENS, FRANCOIS V. CALIFORNIA
16-6653 HUNTER, CRAIG D. V. MO DOC
16-6654 HATCHER, HASAAN V. CLARK, SUPT., ALBION, ET AL.
16-6655 FERREIRA, JEREMY B. V. CALIFORNIA
16-6656 GARDNER, MILTON L. V. TEXAS
16-6658 GARDNER, PHILLIP J. V. RYAN, S., ET AL.
16-6659 GOODMAN, KEITH D. V. PEARSON, WARDEN
16-6660 HICKLIN, JAMES W. V. STEELE, WARDEN
16-6662 JACKSON, GLORIA S. V. MEMPHIS, TN
16-6663 MANSHIP, JAMES R. V. McAULIFFE, TERENCE R., ET AL.
16-6664 KELLY, VASHON V. VANNOY, WARDEN
16-6666 SATTLER, SCOTT E. V. UNITED STATES
16-6667 SERIO, RAYMOND V. ROHLFLING, NEAL
16-6669 METTS, AKEEM V. PENNSYLVANIA
16-6671 PHA, NENG S. V. SWARTHOUT, WARDEN
16-6672 GARCIA-TICAS, JOSE I. V. DAVIS, DIR., TX DCJ
16-6673 FLORENCE, THOMAS V. DAVIS, DIR., TX DCJ
16-6678 WALTEMYER, THOMAS E. V. PENNSYLVANIA
16-6679 YOUNG, JAMES P. V. CALIFORNIA
16-6682 VELAZCO, CARLOS V. FLORIDA
16-6683 WASHINGTON, MITCHELL G. V. VANNOY, WARDEN
16-6684 GRIFFIN, ROBERT T. V. KEITH, WARDEN

16-6686 GRIMES, LAKEITA V. TODD, SAMUEL
16-6687 HARPER, HENRY N. V. OHIO
16-6688 HORTON, CHRISTOPHER J. V. NORTH CAROLINA
16-6689 GODWIN, JONATHAN V. FLORIDA
16-6690 GOODSON, KURT L. V. CALIFORNIA
16-6696 WELLS, THOMAS P. V. MILLER, JUDGE, ETC., ET AL.
16-6697 THOMPSON, TRAVIS R. V. KERNAN, SEC., CA DOC, ET AL.
16-6698 CLAY, WILLIE V. McDONALD, SEC. OF VA
16-6699 MINOR, ANTHONY V. UNITED STATES
16-6700 PICKETT, CARY V. NV BD. OF PAROLE, ET AL.
16-6701 ONYEBALA, OSINGCHI U. V. UNITED STATES
16-6702 TORRES, GUILLERMO V. NEW YORK
16-6704 CAMPBELL, JOHN V. V. TENNESSEE
16-6705 ANDERSON, DOROTHY L. V. UNITED STATES
16-6706 BURGIE, ERIC C. V. ARKANSAS
16-6708 DOVE, ANTHONY V. PATE, IMELDA J., ET AL.
16-6710 PRINTUP, EDWARD V. PENNSYLVANIA
16-6711 BOSLEY, ROBERT D. V. CALIFORNIA
16-6714 HAWKINS, REGINALD V. UNITED STATES
16-6715 HICKS, ARMANDO E. V. DAVIS, DIR., TX DCJ
16-6716 GRIMES, JEFFREY N. V. McFADDEN, WARDEN
16-6717 HOOD, STUART L. V. PASH, WARDEN
16-6718 HERNANDEZ, AARON V. GIDLEY, WARDEN
16-6719 HODGES, ANTHONY B. V. JARVIS, WARDEN
16-6720 FRENCH, NAZIR V. DAVIS, DIR., TX DCJ
16-6721 GARCIA, ARNOLDO A. V. LYNCH, ATT'Y GEN.
16-6722 HARPER, HENRY N. V. SUPREME COURT OF OHIO
16-6723 QUATRINE, CHARLES V. BERGHUIS, WARDEN

16-6724 STINE, MIKEAL G. V. SAMUELS, CHARLES E.
16-6727 HENDON, CARLOS D. V. BAROYA, I., ET AL.
16-6728 GREEN, ROBERT L. V. UNITED STATES
16-6735 JACKSON, THEODORE V. SLOAN, WARDEN
16-6736 WALDEN, ERNIE L. V. UNITED STATES
16-6737 MAXIME, EMMANUEL V. UNITED STATES
16-6738 TURNIDGE, JOSHUA A. V. OREGON
16-6740 ANDERSON, ERIC D. V. DAVIS, DIR., TX DCJ
16-6742 PILOTO, DARCY V. UNITED STATES
16-6744 DAVIS, BRADLEY A. V. PRINGLE, WARDEN
16-6745 CLAUDIO, RAYMOND V. JONES, SEC., FL DOC, ET AL.
16-6751 MIESEGAES, VADIM S. V. HARRIS, ATT'Y GEN. OF CA, ET AL.
16-6752 KOH, JUNNE KYOO V. UNITED STATES
16-6755 LEONOR, JUAN L. V. FRAKES, DIR., NE DOC
16-6756 LANE, MARK A. V. MURRIE, DAN
16-6757 JUDY, WILLIAM L. V. WILSON, WARDEN
16-6758 VISICH, PETER V. WALSH, SUPT., SULLIVAN
16-6759 ALEXANDER, JAMES V. FLORIDA
16-6763 MORROW, NANCY V. BRENNAN, POSTMASTER GEN.
16-6764 MORROW, NANCY V. BRENNAN, POSTMASTER GEN.
16-6765 MEGWA, JOSEPH V. UNITED STATES
16-6766 JOHNSON, JOE V. MISSISSIPPI
16-6767 NEZ, MARTIN V. UNITED STATES
16-6768 CHARLES, LARRY V. HARRY, SUPT., CAMP HILL, ET AL.
16-6769 CARTER, KEVIN W. V. SHERMAN, WARDEN
16-6770 SMITH, EUGENE B. V. MICHIGAN

16-6771) LONGORIA, TRAVIS K. V. UNITED STATES
)
 16-6779) LONGORIA, DANIEL V. UNITED STATES
)
 16-6794) RODRIGUEZ, DAVID V. UNITED STATES

 16-6772 MOSS, GREGORY V. FLORIDA

 16-6773 MULLENS, KHADAFY K. V. FLORIDA

 16-6774 MELENDEZ, JUAN N. V. UNITED STATES

 16-6775 MENDIETA, RAUL P. V. UNITED STATES

 16-6776 NEYHART, SAMUEL C. V. IDAHO

 16-6777 MORTON, DONNIE G. V. PERRY, SEC., NC DPS

 16-6778 CHETTANA, PARSRAM V. KIRKPATRICK, SUPT., CLINTON

 16-6781 STEVENSON, TERRELL V. UNITED STATES

 16-6782 NORTHERN, LAWRENCE V. TEGELS, LIZZIE

 16-6783 MELENDEZ-JIMENEZ, ROSA M. V. UNITED STATES

 16-6784 TEVIS, JOSHUA L. V. KENTUCKY

 16-6785 WILLIAMS, RICHARD L. V. CLARKE, DIR., VA DOC

 16-6787 JUANICO, BRIAN J. V. UNITED STATES

 16-6788 PAYNE, DAVID E. V. AMERICAN CORRECTIONS ASSOC.

 16-6789 MYERS, JASON T. V. MATHIS, JUDGE, ETC., ET AL.

 16-6790 PHILLIPS, ALFONZA A. V. BITDER, WARDEN

 16-6791 TOLBERT, SHAWN M. V. VIRGINIA

 16-6792 DIMPERIO, CARL A. V. NY DOC

 16-6793 SANTA, ERASMO V. TEXAS

 16-6797 MAGWOOD, BOBBY L. V. JONES, SEC., FL DOC, ET AL.

 16-6798 LAL, AZHAR V. PFEIFFER, WARDEN

 16-6799 BOONE, COLIN J. V. UNITED STATES

 16-6800 BONVENTRE, DANIEL V. UNITED STATES

 16-6803 LYNN, ROBERT B. V. UNITED STATES

 16-6804 BUTLER, MICHAEL V. UNITED STATES

16-6805 ECCLESTON, SABASTIAN L. V. UNITED STATES
 16-6808 GADDY, MONTEZ V. UNITED STATES
 16-6809 BENDEL, MATTHEW V. PENNSYLVANIA
 16-6810 PICKFORD, DiMARIO V. JANDA, WARDEN
 16-6811) PRESTON, GIE V. UNITED STATES
)
 16-6819) ALLEN, SONNY V. UNITED STATES
 16-6816) RUSSELL, BRAD A. V. UNITED STATES
)
 16-6877) LANGE, KRISTOFOR J. V. UNITED STATES
 16-6820 BROWN, DAQUAN T. V. UNITED STATES
 16-6821 BRANDON, JEREMY C. V. BORDERS, WARDEN
 16-6822 CATERBONE, STANLEY J. V. HALLETT, SUPT., FRAMINGHAM
 16-6824 FISHER, TWANA V. IRONTON, OH
 16-6825 FRANKLIN, ALBERT V. UNITED STATES
 16-6826 HORTON, FITZGERALD V. UNITED STATES
 16-6827 GAMBOA, EDGAR M. V. UNITED STATES, ET AL.
 16-6830 HEDRICK, ROBERT L. V. UNITED STATES MARSHALS SERVICE
 16-6832 HORNER, JOHN C. V. FLORIDA
 16-6833 FEREBEE, RENEE V. INT'L HOUSE OF PANCAKES
 16-6834 ROGERS, RAYMOND L. V. UNITED STATES
 16-6836 GIL-MARTINEZ, JONATHAN J. V. UNITED STATES
 16-6838 FREEMAN, UEL J. V. STEELE, WARDEN
 16-6839 GUERRA-GUALA, RONY E. V. UNITED STATES
 16-6841 MAGUEYAL, JOSE V. UNITED STATES
 16-6847 BAPTISTE, KENNETH E. V. HOPSON, C., ET AL.
 16-6848 JONES, JIMMY J. V. UNITED STATES
 16-6851 LANDRON-CLASS, REYNALDO V. UNITED STATES
 16-6852 STARR, BRENT T. V. OBENLAND, MIKE
 16-6853 CAMPOS, MARIO V. UNITED STATES

16-6854 VIVES-MACIAS, MIGUEL A. V. UNITED STATES
16-6857 WILLIAMS, WILLIAM D. V. FLORIDA
16-6858 JONES, DANIEL V. VIRGA, WARDEN
16-6859 DUBRULE, ROSAIRE V. UNITED STATES
16-6860 JOHNSON, ROBERT D. V. DAVEY, WARDEN
16-6862 CAVAZOS, JOSE V. UNITED STATES
16-6864 SAUNDERS, MYCHAEL V. UNITED STATES
16-6865 NELSON, CARL V. BALLARD, WARDEN
16-6867 BRUCE, ROBERT H. V. DREW, WARDEN
16-6869 DIAZ, MIGUEL M. V. UNITED STATES
16-6871 WOODS, JIMMY D. V. ARIZONA, ET AL.
16-6873 HEARD, FRANK E. V. KERNAN, SEC., CA DOC
16-6874 HERNANDEZ-AYALA, JOSE I. V. UNITED STATES
16-6876 JONES, MICHAEL A. V. UNITED STATES
16-6878 BIKUNDI, MICHAEL D. V. UNITED STATES
16-6881 LOPEZ-NEGRON, FRANCISCO E. V. UNITED STATES
16-6888 CARTER, ROBERT W. V. BRENNAN, POSTMASTER GEN.
16-6889 ESPINOZA-SANTOS, NOEL V. UNITED STATES
16-6892 ESTRADA, ALBERT V. McDOWELL, WARDEN
16-6893 McCALL, JEFFREY W. V. UNITED STATES
16-6894 RUDDOCK, LEROY O. V. LYNCH, ATT'Y GEN.
16-6896 TAFFNER, CHRIS, ET UX. V. AR DHS, ET AL.
16-6897 SHOCKEY, ANTHONY V. UNITED STATES
16-6898 MITCHELL, RORY A. V. UNITED STATES
16-6900 SCOTT, TORRANCE V. UNITED STATES
16-6905 DAVIS, ANTHONY L. V. UNITED STATES
16-6906 BURGESS, THOMAS V. UNITED STATES
16-6910 EVANS, MAURICE V. DORETHY, WARDEN

16-6912 DUKES, DARNELL V. JENKINS, WARDEN
16-6914 LEE, CLARENCE V. UNITED STATES
16-6916 MARTIN, CHRISTOPHER S. V. UNITED STATES
16-6924 RODRIGUEZ, RIGOBERTO V. UNITED STATES
16-6929 NGUYEN, JULIA N. V. UNITED STATES
16-6933 HAIRE, MAURICE D. V. UNITED STATES
16-6934 GARCIA-ESCALERA, SAMUEL V. UNITED STATES
16-6935 LAWRENCE, SEAN A. V. UNITED STATES
16-6936 BASURTO, RACHEL V. UNITED STATES
16-6937 AL-AMIN, IHSAAN V. UNITED STATES
16-6938 LOZOYA-VASQUEZ, LUIS C. V. UNITED STATES
16-6942 SMITH, MICHAEL V. UNITED STATES
16-6945 NAPOLI, JOHN V. UNITED STATES
16-6946 REDD, STARKY D. V. UNITED STATES
16-6949 BROCK, DEMETRIUS V. UNITED STATES
16-6950 CAMERON, JAMES M. V. UNITED STATES
16-6951 VERNACE, BARTOLOMEO V. UNITED STATES
16-6954 ROACH, ANTHONY V. MARYLAND
16-6955 FOX, ARNOLD E. V. UNITED STATES
16-6956 HALL, KENTORRE D. V. UNITED STATES
16-6959 RUIZ, ISRAEL V. BUTLER, WARDEN
16-6962 GRIFFIN, DeMARIO B. V. UNITED STATES
16-6963 LENZ, JASON A. V. FLORIDA
16-6965 JOHNSON, ANTHONY J. V. UNITED STATES
16-6966 BARELA, LUKE M. V. COLORADO
16-6967 BAKER, MICHAEL V. PFISTER, WARDEN
16-6968 BUTLER, AMILCAR C. V. TENNESSEE
16-6970 GRADY, BOBBY R. V. NORTH CAROLINA

16-6974 BRYANT, LAKESHA V. USPS
16-6975 AGUILAR, ARNOLD V. UNITED STATES
16-6977 ALVARADO, SALVADOR V. UNITED STATES
16-6978 VILLALOBOS-ALCALA, EMILIO V. UNITED STATES
16-6979 McMILLON, RAYMOND A. V. UNITED STATES
16-6980 POPA, GABRIEL V. UNITED STATES
16-6981 MORSETTE, THEODORA A. V. UNITED STATES
16-6983 LEWIS, ANTUN V. UNITED STATES
16-6986 BRANNAN, NATHAN D. V. UNITED STATES
16-6990 HARRIS, WALTER V. V. MEEKS, WARDEN
16-6997 TORRES-RIVAS, OCTAVIO V. UNITED STATES
16-6998 BROWNE, TONY J. V. UNITED STATES
16-7003 RIVERA-RIVERA, JOSE A. V. UNITED STATES
16-7004 WITTEN, RYAN V. UNITED STATES
16-7005 WILSON, RUFUS D. V. UNITED STATES
16-7009 GARCIA-LAGUNAS, ALEJANDRO V. UNITED STATES
16-7011 WILLIAMS, JOHNNY M. V. UNITED STATES
16-7015 RAY, CAREY V. UNITED STATES
16-7017 EWING, ANGELA M. V. UNITED STATES
16-7018 CANNON, DARIO L. V. JANDA, WARDEN
16-7021 PRIGGE, TERANCE T. V. UNITED STATES
16-7024 JAMES, LATWON V. UNITED STATES
16-7026 BOYKIN, ANTHONY V. UNITED STATES
16-7027 WASHINGTON, RANDY V. UNITED STATES
16-7029 CUNNINGHAM, THOMAS V. UNITED STATES
16-7031 TERRY, QUINCY M. V. UNITED STATES
16-7033 McQUEEN, DAVID V. UNITED STATES
16-7039 PIERRE, FRANTZ V. UNITED STATES

16-7040 BARBEE, ROBERT C. V. CABARRUS COUNTY, NC, ET AL.
16-7041 NEWSOME, DARRIS A. V. CLARKE, DIR., VA DOC
16-7042 OMRAN, MOHAMED A. V. UNITED STATES
16-7045 MURRAY, BRUCE V. UNITED STATES
16-7047 HARRISON, MICHAEL L. V. UNITED STATES
16-7049 RANDLE, MICKEY V. UNITED STATES
16-7057 LARABEL, CONNIE V. UNITED STATES
16-7058 JENKINS, JOE V. UNITED STATES
16-7062 JUSTICE, JASON M. V. PARRIS, WARDEN
16-7068 SISCO, RONALD J. V. ARIZONA
16-7074 HALL, TIMOTHY W. V. UNITED STATES
16-7075 MYTON, RASENE V. UNITED STATES
16-7076 HERNANDEZ-GARCIA, JUAN C. V. UNITED STATES
16-7085 CLEMMONS, JOAN E. V. LYNCH, ATT'Y GEN., ET AL.
16-7089 GOCHIE, GREGORY D. V. UNITED STATES
16-7090 GONZALEZ, GRABEL V. UNITED STATES
16-7091 GUY, JORDAN A. V. UNITED STATES
16-7094 VIREN, SHANE A. V. UNITED STATES
16-7095 WARREN, STEVEN C. V. UNITED STATES
16-7097 GARDNER, ERIC V. UNITED STATES
16-7098 LLOYD, ROBERT B. V. UNITED STATES
16-7102 SMITH, MICHAEL L. V. OKLAHOMA CITY, OK, ET AL.
16-7106 FREEMAN, JAMES V. MEDEIROS, SUPT., NORFOLK
16-7108 EASTER, JANET L. V. UNITED STATES
16-7113 ALSBORG, JEFFREY M. V. SWARTHOUT, WARDEN, ET AL.
16-7114 BLACK, JOHN V. UNITED STATES
16-7117 MCGEE, ANTHONY V. UNITED STATES
16-7119 MONROE, AARON V. UNITED STATES

16-7126 McDOWELL, JOHN D. V. UNITED STATES
16-7128 OKEAYAINNEH, JULIAN V. UNITED STATES
16-7129 GALIANY-CRUZ, JOSE J. V. UNITED STATES
16-7130 FABRICANT, DANNY J. V. UNITED STATES
16-7139 BRUNSON, FRANTONIO L. V. UNITED STATES
16-7140 ANNESE, RENATA N. V. UNITED STATES
16-7142 LE, THINH H. V. UNITED STATES
16-7143 KREBS, THOMAS E. V. UNITED STATES
16-7147 AWULYE, PRINCE V. UNITED STATES
16-7149 ACOSTA, RAMON E. V. UNITED STATES
16-7161 EDWARDS, GEZO V. UNITED STATES

The petitions for writs of certiorari are denied.

16-200 GOOGLE, INC. V. CIOFFI, ALFONSO, ET AL.

The motion of Public Knowledge, et al. for leave to file a brief as *amici curiae* is granted. The petition for a writ of certiorari is denied.

16-231 SOUTH CAROLINA V. MILLER, ANTONIO

The motion of respondent for leave to proceed *in forma pauperis* is granted. The petition for a writ of certiorari is denied.

16-276 JANE DOE NO. 1, ET AL. V. BACKPAGE.COM, LLC, ET AL.

The motion of The Human Trafficking Institute, et al. for leave to file a brief as *amici curiae* is granted. The motion of National Center for Missing and Exploited Children for leave to file a brief as *amicus curiae* is granted. The motion of FAIR Girls for leave to file a brief as *amicus curiae* is granted. The motion of Coalition Against Trafficking Women, et al. for leave to file a brief as *amici curiae* is granted. The motion of

Professors Chad Flanders, et al. for leave to file a brief as *amici curiae* is granted. The motion of Legal Momentum, et al. for leave to file a brief as *amici curiae* is granted. The petition for a writ of certiorari is denied.

16-360 MYLAN PHARMACEUTICALS, ET AL. V. ACORDA THERAPEUTICS, ET AL.

16-366 ETHICON ENDO-SURGERY, INC. V. COVIDIEN LP, ET AL.

16-377 LIFESCAN SCOTLAND, LTD. V. PHARMATECH SOLUTIONS, INC.

16-493 MERCK & CIE, ET AL. V. WATSON LABORATORIES

The petitions for writs of certiorari are denied. Justice Alito took no part in the consideration or decision of these petitions.

16-500 R. P., ET UX. V. LA CTY. DEPT. CHILDREN, ET AL.

The motion of respondent The Minor, Alexandria P. for leave to proceed *in forma pauperis* is granted. The motion of respondent Father J.E. for leave to proceed *in forma pauperis* is granted. The petition for a writ of certiorari is denied.

16-511 KOLAILAT, ROLA V. MCKENNETT, LINDSEY

The motion of respondent for leave to proceed *in forma pauperis* is granted. The petition for a writ of certiorari is denied.

16-558 SKINNER, RICHARD V. SCHLUMBERGER TECHNOLOGY, ET AL.

16-601 HARRIS, LEIGH A. V. VANGUARD GROUP

The petitions for writs of certiorari are denied. Justice Alito took no part in the consideration or decision of these petitions.

16-6454 ULLRICH, STEPHEN F. V. USDC ID

The motion of petitioner for leave to proceed *in forma pauperis* is denied, and the petition for a writ of certiorari is

dismissed. See Rule 39.8.

16-6495 CLARK, SEAN A. V. DEPT. OF EDUCATION, ET AL.

The motion of petitioner for leave to proceed *in forma pauperis* is denied, and the petition for a writ of certiorari is dismissed. See Rule 39.8. As the petitioner has repeatedly abused this Court's process, the Clerk is directed not to accept any further petitions in noncriminal matters from petitioner unless the docketing fee required by Rule 38(a) is paid and the petition is submitted in compliance with Rule 33.1. See *Martin v. District of Columbia Court of Appeals*, 506 U. S. 1 (1992) (*per curiam*).

16-6543 FORNEY, JAMES V. FLORIDA

The motion of petitioner for leave to proceed *in forma pauperis* is denied, and the petition for a writ of certiorari is dismissed. See Rule 39.8.

16-6581 WILLIAMS, MITCHELL V. OKLAHOMA, ET AL.

The motion of petitioner for leave to proceed *in forma pauperis* is denied, and the petition for a writ of certiorari is dismissed. See Rule 39.8. As the petitioner has repeatedly abused this Court's process, the Clerk is directed not to accept any further petitions in noncriminal matters from petitioner unless the docketing fee required by Rule 38(a) is paid and the petition is submitted in compliance with Rule 33.1. See *Martin v. District of Columbia Court of Appeals*, 506 U. S. 1 (1992) (*per curiam*).

16-6604 GERONIMO, ESTEBAN V. UNITED STATES

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

petition.

16-6628 THOMPSON, TRAVIS R. V. KERNAN, SEC., CA DOC, ET AL.

The motion of petitioner for leave to proceed *in forma pauperis* is denied, and the petition for a writ of certiorari is dismissed. See Rule 39.8.

16-6650 FINCH, ROBERT C. V. MOORE, HENRY, ET AL.

The petition for a writ of certiorari before judgment is denied.

16-6726 CARTER, HOWARD A. V. LANE, SUPT., FAYETTE, ET AL.

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

16-6741 ASPELMEIER, ANDREW M. V. ILLINOIS

The motion of petitioner for leave to proceed *in forma pauperis* is denied, and the petition for a writ of certiorari is dismissed. See Rule 39.8. As the petitioner has repeatedly abused this Court's process, the Clerk is directed not to accept any further petitions in noncriminal matters from petitioner unless the docketing fee required by Rule 38(a) is paid and the petition is submitted in compliance with Rule 33.1. See *Martin v. District of Columbia Court of Appeals*, 506 U. S. 1 (1992) (*per curiam*).

16-6829 HAQUE, SERAJUL V. UNITED STATES

The motion of petitioner for leave to proceed *in forma pauperis* is denied, and the petition for a writ of certiorari is dismissed. See Rule 39.8. Justice Kagan took no part in the consideration or decision of this motion and this petition.

16-6875 GIORDANO, PHILIP A. V. UNITED STATES

The petition for a writ of certiorari is denied. Justice Sotomayor and Justice Kagan took no part in the consideration or decision of this petition.

16-6960 GORBEY, MICHAEL S. V. RATHMAN, WARDEN

16-6961 GORBEY, MICHAEL S. V. UNITED STATES

16-7052 GORBEY, MICHAEL S. V. TAYLOR, WARDEN, ET AL.

The petitions for writs of certiorari are denied. The Chief Justice and Justice Kagan took no part in the consideration or decision of these petitions.

16-7061 MORROW, MIGUEL V. UNITED STATES

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

16-7070 SMITH, RONALD B. V. ALABAMA

The petition for a writ of certiorari is dismissed as moot.

HABEAS CORPUS DENIED

16-6969 IN RE MORRIS B. FAHNBULLEH

16-7013 IN RE ANDRE D. LEFFEBRE

16-7050 IN RE MICHAEL SHENEMAN

16-7081 IN RE GERY L. SCOTT

16-7248 IN RE ELIZABETH REYNOLDS

The petitions for writs of habeas corpus are denied.

MANDAMUS DENIED

16-6471 IN RE SUSAN ROSE

16-6572 IN RE KENNETH E. ROBINSON

16-6695 IN RE BENJAMIN TILLMAN

16-6753 IN RE WILLIAM L. KELLEY

The petitions for writs of mandamus are denied.

REHEARINGS DENIED

15-9141 IN RE OTIS BRASCOM
15-9276 IN RE NIGEL WHITTAKER
15-9322 BAZZO, FRANK M. V. ASUNCION, ACTING WARDEN
15-9328 STOCKMAN, JOHN V. BERGHUIS, WARDEN
15-9355 KENNEDY, MICHAEL A. V. TEXAS
15-9514 KORSCHGEN, RICHARD B. V. MCKINNEY, WARDEN
15-9546 TRICOME, DOMENIC V. PENNSYLVANIA
15-9581 BASHAW, DALE W. V. PARAMO, WARDEN
15-9650 REED, MYCHAL A. V. KERNAN, SEC., CA DOC
15-9711 EVERETT, RON C. V. CONLEY, WARDEN
15-9842 DAKER, WASEEM V. NATIONAL BROADCASTING CORP.
16-19 BARNUM, PEGGY J. V. OHIO STATE UNIV. MEDICAL, ET AL.
16-44 SHEK, JOHN V. ACE-USA/ESIS, ET AL.
16-119 RICKS, JASMINE V. QUALITY CARRIERS, INC., ET AL.
16-147 LANHAM, THOMAS V. HAZLETT, DAVID, ET AL.
16-322 AZKOUR, HICHAM V. LITTLE REST TWELVE, INC.
16-339 TAYLOR, CHARLES N. V. MARGO, DEE, ET AL.
16-343 TUVELL, WALTER V. IBM
16-403 ELKHARWILY, ALAA E. V. MAYO HOLDING CO., ET AL.
16-404 NAT'L ASSN. ADVANCEMENT, ET AL. V. LYNCH, ATT'Y GEN., ET AL.
16-5069 MOAN, KEVIN C. V. WISE, WILLIAM B.
16-5115 MARTINEZ, JORGE V. UNITED STATES
16-5134 LATIMER, CALVIN, ET UX. V. CHARLOTTE, NC
16-5156 LEWIS, CHARLES V. UNITED STATES
16-5167 TRIPLETT, WILLIE V. LeBLANC, SEC., LA DOC, ET AL.
16-5219 ROGERS, CHARLES G. V. NORTH CAROLINA
16-5254 RAHMAN, MUJEEB V. UNITED STATES

16-5290 ADETILOYE, ADEKUNLE O. V. UNITED STATES
16-5312 JIMENEZ-ROJAS, ENRIQUE V. UNITED STATES
16-5328 VOLPENTESTA, JOHN M. V. UNITED STATES
16-5342 IN RE RENE RAMON
16-5425 SEPEHRY-FARD, FAREED V. BANK OF NY MELLON, ET AL.
16-5470 MANNING, MELVIN V. HUDSON COUNTY, NJ
16-5497 MUA, JOSEPHAT, ET UX. V. CA CASUALTY INDEMNITY, ET AL.
16-5503 BALLARD, MARK W. V. NORTH CAROLINA
16-5514 REID, KEITH V. HURLEY MEDICAL CENTER
16-5534 JOHNSON, LEROY V. ECKERT, SUPT., WENDE
16-5535 RODARTE, JOHN E. V. DAVIS, DIR., TX DCJ
16-5539 RODARTE, JOHN E. V. BENEFICIAL TEXAS, INC.
16-5569 RIVERA-ARVELO, JESUS M. V. SUPREME COURT OF PUERTO RICO
16-5571 MITCHELL, ARTHUR V. ENLOE, WARDEN
16-5575 REQUENA, ADRIAN M. V. NORWOOD, SEC., KS DOC, ET AL.
16-5577 SMOTHERMAN, SONTAY T. V. UNITED STATES
16-5617 DESPER, JAMES P. V. CLARKE, DIR., VA DOC
16-5741 EASLEY, JOHN E. V. AQUILINA, JUDGE, ETC.
16-5742 SARVESTANEY, CYRUS F. V. SARVESTANEY, LISA A.
16-5750 OLAGUE, PETE V. WORKER'S COMP., ET AL.
16-5761 MARTIN, ROSCOE V. MACKIE, WARDEN
16-5793 KE, LEI V. DREXEL UNIVERSITY, ET AL.
16-5834 RIGGINS, RODNEY L. V. MILLER, WARDEN, ET AL.
16-5836 SMITH, CHANDLER P. V. MORRISVILLE, PA
16-5903 WRIGHT, BYRON V. JONES, SEC., FL DOC
16-5928 JOHNSON, STEVEN A. V. EBBERT, WARDEN
16-5950 JACKSON, BERNARD V. LINK, SUPT., GRATERFORD
16-5974 JONES, ERIC K. V. MCGINLEY, ACTING SUPT., COAL

16-6024 MATELYAN, ARIKA V. SUPREME COURT OF U.S.
16-6060 KNIEST, GEORGE M., ET AL. V. MISSOURI
16-6066 HIGGINS, DEONDRE C. V. UNITED STATES
16-6070 GATLING, MAURICE V. UNITED STATES
16-6083 GRANDA, PAULINO V. IVES, WARDEN
16-6096 HARRIS, VICTORIA M. V. UNITED STATES
16-6155 LITTLE COYOTE, MONTE C. V. UNITED STATES
16-6161 BURNS, CLINTON V. UNITED STATES
16-6163 HOLMES, PAMELA J. V. MSPB
16-6165 HOPE, GIRAUD V. UNITED STATES
16-6293 JANAKIEVSKI, STEVEN V. GRIFFIN, PHILIP
16-6538 GADSDEN, DaREN K. V. UNITED STATES

The petitions for rehearing are denied.

15-9925 BATISTA, SUSAN V. COUNTRYWIDE HOME LOANS, ET AL.

The petition for rehearing is denied. Justice Alito took no part in the consideration or decision of this petition.

16-310 ALFRIEND, KIMBERLY J., ET AL. V. USDC ND CA, ET AL.

The petition for rehearing is denied. Justice Breyer took no part in the consideration or decision of this petition.

16-5458 AKEL, ANTONIO V. USDC ND FL

16-6362 KISSI, DAVID M. V. UNITED STATES

The petitions for rehearing are denied. Justice Kagan took no part in the consideration or decision of these petitions.

15-1130 IN RE ELIJAH W. RATCLIFF

The motion for leave to file a petition for rehearing is denied.

ATTORNEY DISCIPLINE

D-2905 IN THE MATTER OF DISBARMENT OF JASON ERIC FISHER

Jason Eric Fisher, of Silver Spring, Maryland, having been suspended from the practice of law in this Court by order of July 18, 2016; and a rule having been issued requiring him to show cause why he should not be disbarred; and the time to file a response having expired;

It is ordered that Jason Eric Fisher is disbarred from the practice of law in this Court.

D-2906

IN THE MATTER OF DISBARMENT OF WAYNE GORDON GRACEY

Wayne Gordon Gracey, of Phoenix, Maryland, having been suspended from the practice of law in this Court by order of July 18, 2016; and a rule having been issued requiring him to show cause why he should not be disbarred; and the time to file a response having expired;

It is ordered that Wayne Gordon Gracey is disbarred from the practice of law in this Court.

D-2907

IN THE MATTER OF DISBARMENT OF KARLA W. SIMON

Karla W. Simon, of Cornwall Bridge, Connecticut, having been suspended from the practice of law in this Court by order of July 18, 2016; and a rule having been issued and served upon her requiring her to show cause why she should not be disbarred; and the time to file a response having expired;

It is ordered that Karla W. Simon is disbarred from the practice of law in this Court.

D-2908

IN THE MATTER OF DISBARMENT OF RICHARD Z. JOHNSON, JR.

Richard Z. Johnson, Jr., of Baton Rouge, Louisiana, having been suspended from the practice of law in this Court by order of July 18, 2016; and a rule having been issued requiring him to show cause why he should not be disbarred; and the time to

file a response having expired;

It is ordered that Richard Z. Johnson, Jr. is disbarred from the practice of law in this Court.

D-2910 IN THE MATTER OF DISBARMENT OF BRUCE A. KENT

Bruce A. Kent, of Arbutus, Maryland, having been suspended from the practice of law in this Court by order of July 18, 2016; and a rule having been issued requiring him to show cause why he should not be disbarred; and the time to file a response having expired;

It is ordered that Bruce A. Kent is disbarred from the practice of law in this Court.

D-2911 IN THE MATTER OF DISBARMENT OF PHILLIP DOUGLAS MILLER

Phillip Douglas Miller, of Margate, Florida, having been suspended from the practice of law in this Court by order of July 18, 2016; and a rule having been issued requiring him to show cause why he should not be disbarred; and the time to file a response having expired;

It is ordered that Phillip Douglas Miller is disbarred from the practice of law in this Court.

D-2912 IN THE MATTER OF DISBARMENT OF VINCENT J. TABONE

Vincent J. Tabone, of Staten Island, New York, having been suspended from the practice of law in this Court by order of July 18, 2016; and a rule having been issued and served upon him requiring him to show cause why he should not be disbarred; and the time to file a response having expired;

It is ordered that Vincent J. Tabone is disbarred from the practice of law in this Court.

D-2913 IN THE MATTER OF PATRICIA BALLNER

Patricia Ballner, of New York, New York, having requested to resign as a member of the Bar of this Court, it is ordered that her name be stricken from the roll of attorneys admitted to the practice of law before this Court. The Rule to Show Cause, issued on July 18, 2016, is discharged.

D-2916

IN THE MATTER OF DISBARMENT OF RICHARD WELLS MOORE, JR.

Richard Wells Moore, Jr., of Timonium, Maryland, having been suspended from the practice of law in this Court by order of July 18, 2016; and a rule having been issued requiring him to show cause why he should not be disbarred; and the time to file a response having expired;

It is ordered that Richard Wells Moore, Jr. is disbarred from the practice of law in this Court.

Per Curiam

SUPREME COURT OF THE UNITED STATES

RAY WHITE, ET AL. *v.* DANIEL T. PAULY, AS PERSONAL
REPRESENTATIVE OF THE ESTATE OF SAMUEL
PAULY, DECEASED ET AL.

ON PETITION FOR WRIT OF CERTIORARI TO THE UNITED
STATES COURT OF APPEALS FOR THE TENTH CIRCUIT

No. 16–67. Decided January 9, 2017

PER CURIAM.

This case addresses the situation of an officer who—having arrived late at an ongoing police action and having witnessed shots being fired by one of several individuals in a house surrounded by other officers—shoots and kills an armed occupant of the house without first giving a warning.

According to the District Court and the Court of Appeals, the record, when viewed in the light most favorable to respondents, shows the following. Respondent Daniel Pauly was involved in a road-rage incident on a highway near Santa Fe, New Mexico. 814 F. 3d 1060, 1064–1065 (CA10 2016). It was in the evening, and it was raining. The two women involved called 911 to report Daniel as a “drunk driver” who was “swerving all crazy.” *Id.*, at 1065. The women then followed Daniel down the highway, close behind him and with their bright lights on. Daniel, feeling threatened, pulled his truck over at an off-ramp to confront them. After a brief, nonviolent encounter, Daniel drove a short distance to a secluded house where he lived with his brother, Samuel Pauly.

Sometime between 9 p.m. and 10 p.m., Officer Kevin Truesdale was dispatched to respond to the women’s 911 call. Truesdale, arriving after Daniel had already left the scene, interviewed the two women at the off-ramp. The women told Truesdale that Daniel had been driving recklessly and gave his license plate number to Truesdale.

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The state police dispatcher identified the plate as being registered to the Pauly brothers' address.

After the women left, Officer Truesdale was joined at the off-ramp by Officers Ray White and Michael Mariscal. The three agreed there was insufficient probable cause to arrest Daniel. Still, the officers decided to speak with Daniel to (1) get his side of the story, (2) "make sure nothing else happened," and (3) find out if he was intoxicated. *Id.*, at 1065. The officers split up. White stayed at the off-ramp in case Daniel returned. Truesdale and Mariscal drove in separate patrol cars to the Pauly brothers' address, less than a half mile away. Record 215. Neither officer turned on his flashing lights.

When Officers Mariscal and Truesdale arrived at the address they had received from the dispatcher, they found two different houses, the first with no lights on inside and a second one behind it on a hill. *Id.*, at 217, 246. Lights were on in the second one. The officers parked their cars near the first house. They examined a vehicle parked near that house but did not find Daniel's truck. *Id.*, at 310.

Officers Mariscal and Truesdale noticed the lights on in the second house and approached it in a covert manner to maintain officer safety. Both used their flashlights in an intermittent manner. Truesdale alone turned on his flashlight once they got close to the house's front door. Upon reaching the house, the officers found Daniel's pickup truck and spotted two men moving around inside the residence. Truesdale and Mariscal radioed White, who left the off-ramp to join them.

At approximately 11 p.m., the Pauly brothers became aware of the officers' presence and yelled out "Who are you?" and "What do you want?" 814 F.3d, at 1066. In response, Officers Mariscal and Truesdale laughed and responded: "Hey, (expletive), we got you surrounded. Come out or we're coming in." *Ibid.* Truesdale shouted once: "Open the door, State Police, open the door." *Ibid.*

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Mariscal also yelled: “Open the door, open the door.” *Ibid.*

The Pauly brothers heard someone yelling, “We’re coming in. We’re coming in.” *Ibid.* Neither Samuel nor Daniel heard the officers identify themselves as state police. Record 81–82. The brothers armed themselves, Samuel with a handgun and Daniel with a shotgun. One of the brothers yelled at the police officers that “We have guns.” 814 F. 3d, at 1066. The officers saw someone run to the back of the house, so Officer Truesdale positioned himself behind the house and shouted “Open the door, come outside.” *Ibid.*

Officer White had parked at the first house and was walking up to its front door when he heard shouting from the second house. He half-jogged, half-walked to the Paulys’ house, arriving “just as one of the brothers said: ‘We have guns.’” *Ibid.*; see also Civ. No. 12–1311 (D NM, Feb. 5, 2014), App. to Pet. for Cert. 75–78. When White heard that statement, he drew his gun and took cover behind a stone wall 50 feet from the front of the house. Officer Mariscal took cover behind a pickup truck.

Just “a few seconds” after the “We have guns” statement, Daniel stepped part way out of the back door and fired two shotgun blasts while screaming loudly. 814 F. 3d, at 1066–1067. A few seconds after those shots, Samuel opened the front window and pointed a handgun in Officer White’s direction. Officer Mariscal fired immediately at Samuel but missed. “Four to five seconds” later, White shot and killed Samuel. *Id.*, at 1067.

The District Court denied the officers’ motions for summary judgment, and the facts are viewed in the light most favorable to the Paulys. *Mullenix v. Luna*, 577 U. S. ____, ____, n. (2015) (*per curiam*) (slip op., at 2, n.). Because this case concerns the defense of qualified immunity, however, the Court considers only the facts that were knowable to the defendant officers. *Kingsley v. Hendrickson*, 576 U. S.

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____, ____ (2015) (slip op., at 9).

Samuel's estate and Daniel filed suit against, *inter alia*, Officers Mariscal, Truesdale, and White. One of the claims was that the officers were liable under Rev. Stat. §1979, 42 U. S. C. §1983, for violating Samuel's Fourth Amendment right to be free from excessive force. All three officers moved for summary judgment on qualified immunity grounds. White in particular argued that the Pauly brothers could not show that White's use of force violated the Fourth Amendment and, regardless, that Samuel's Fourth Amendment right to be free from deadly force under the circumstances of this case was not clearly established.

The District Court denied qualified immunity. A divided panel of the Court of Appeals for the Tenth Circuit affirmed. As to Officers Mariscal and Truesdale, the court held that "[a]ccepting as true plaintiffs' version of the facts, a reasonable person in the officers' position should have understood their conduct would cause Samuel and Daniel Pauly to defend their home and could result in the commission of deadly force against Samuel Pauly by Officer White." 814 F. 3d, at 1076. The panel majority analyzed Officer White's claim separately from the other officers because "Officer White did not participate in the events leading up to the armed confrontation, nor was he there to hear the other officers ordering the brothers to 'Come out or we're coming in.'" *Ibid.* Despite the fact that "Officer White . . . arrived late on the scene and heard only 'We have guns' . . . before taking cover behind a stone wall," the majority held that a jury could have concluded that White's use of deadly force was not reasonable. *Id.*, at 1077, 1082. The majority also decided that this rule—that a reasonable officer in White's position would believe that a warning was required despite the threat of serious harm—was clearly established at the time of Samuel's death. The Court of Appeals' ruling relied on general

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statements from this Court’s case law that (1) “the reasonableness of an officer’s use of force depends, in part, on whether the officer was in danger at the precise moment that he used force” and (2) “if the suspect threatens the officer with a weapon[,] deadly force may be used if necessary to prevent escape, and if[,] where feasible, some warning has been given.” *Id.*, at 1083 (citing, *inter alia*, *Tennessee v. Garner*, 471 U. S. 1 (1985), and *Graham v. Connor*, 490 U. S. 386 (1989); emphasis deleted; internal quotation marks and alterations omitted). The court concluded that a reasonable officer in White’s position would have known that, since the Paulys could not have shot him unless he moved from his position behind a stone wall, he could not have used deadly force without first warning Samuel Pauly to drop his weapon.

Judge Moritz dissented, contending that the “majority impermissibly second-guesses” Officer White’s quick choice to use deadly force. 814 F. 3d, at 1084. Judge Moritz explained that the majority also erred by defining the clearly established law at too high a level of generality, in contravention of this Court’s precedent.

The officers petitioned for rehearing en banc, which 6 of the 12 judges on the Court of Appeals voted to grant. In a dissent from denial of rehearing, Judge Hartz noted that he was “unaware of any clearly established law that suggests . . . that an officer . . . who faces an occupant pointing a firearm in his direction must refrain from firing his weapon but, rather, must identify himself and shout a warning while pinned down, kneeling behind a rock wall.” 817 F. 3d 715, 718 (CA10 2016). Judge Hartz expressed his hope that “the Supreme Court can clarify the governing law.” *Id.*, at 719.

The officers petitioned for certiorari. The petition is now granted, and the judgment is vacated: Officer White did not violate clearly established law on the record described by the Court of Appeals panel.

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Qualified immunity attaches when an official's conduct "does not violate clearly established statutory or constitutional rights of which a reasonable person would have known." *Mullenix v. Luna*, 577 U. S., at ___–___ (slip op., at 4–5). While this Court's case law "do[es] not require a case directly on point" for a right to be clearly established, "existing precedent must have placed the statutory or constitutional question beyond debate." *Id.*, at ___ (slip op., at 5). In other words, immunity protects "all but the plainly incompetent or those who knowingly violate the law." *Ibid.*

In the last five years, this Court has issued a number of opinions reversing federal courts in qualified immunity cases. See, e.g., *City and County of San Francisco v. Sheehan*, 575 U. S. ___, ___, n. 3 (2015) (slip op., at 10, n.3) (collecting cases). The Court has found this necessary both because qualified immunity is important to "society as a whole," *ibid.*, and because as "an immunity from suit," qualified immunity "is effectively lost if a case is erroneously permitted to go to trial," *Pearson v. Callahan*, 555 U. S. 223, 231 (2009).

Today, it is again necessary to reiterate the longstanding principle that "clearly established law" should not be defined "at a high level of generality." *Ashcroft v. al-Kidd*, 563 U. S. 731, 742 (2011). As this Court explained decades ago, the clearly established law must be "particularized" to the facts of the case. *Anderson v. Creighton*, 483 U. S. 635, 640 (1987). Otherwise, "[p]laintiffs would be able to convert the rule of qualified immunity . . . into a rule of virtually unqualified liability simply by alleging violation of extremely abstract rights." *Id.*, at 639.

The panel majority misunderstood the "clearly established" analysis: It failed to identify a case where an officer acting under similar circumstances as Officer White was held to have violated the Fourth Amendment. Instead, the majority relied on *Graham*, *Garner*, and their

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Court of Appeals progeny, which—as noted above—lay out excessive-force principles at only a general level. Of course, “general statements of the law are not inherently incapable of giving fair and clear warning” to officers, *United States v. Lanier*, 520 U. S. 259, 271 (1997), but “in the light of pre-existing law the unlawfulness must be apparent,” *Anderson v. Creighton*, *supra*, at 640. For that reason, we have held that *Garner* and *Graham* do not by themselves create clearly established law outside “an obvious case.” *Brosseau v. Haugen*, 543 U. S. 194, 199 (2004) (*per curiam*); see also *Plumhoff v. Rickard*, 572 U. S. ___, ___ (2014) (slip op., at 13) (emphasizing that *Garner* and *Graham* “are ‘cast at a high level of generality’”).

This is not a case where it is obvious that there was a violation of clearly established law under *Garner* and *Graham*. Of note, the majority did not conclude that White’s conduct—such as his failure to shout a warning—constituted a run-of-the-mill Fourth Amendment violation. Indeed, it recognized that “this case presents a unique set of facts and circumstances” in light of White’s late arrival on the scene. 814 F. 3d, at 1077. This alone should have been an important indication to the majority that White’s conduct did not violate a “clearly established” right. Clearly established federal law does not prohibit a reasonable officer who arrives late to an ongoing police action in circumstances like this from assuming that proper procedures, such as officer identification, have already been followed. No settled Fourth Amendment principle requires that officer to second-guess the earlier steps already taken by his or her fellow officers in instances like the one White confronted here.

On the record described by the Court of Appeals, Officer White did not violate clearly established law. The Court notes, however, that respondents contend Officer White arrived on the scene only two minutes after Officers

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Truesdale and Mariscal and more than three minutes before Daniel's shots were fired. On the assumption that the conduct of Officers Truesdale and Mariscal did not adequately alert the Paulys that they were police officers, respondents suggest that a reasonable jury could infer that White witnessed the other officers' deficient performance and should have realized that corrective action was necessary before using deadly force. Brief in Opposition 11, 22, n. 5. This Court expresses no position on this potential alternative ground for affirmance, as it appears that neither the District Court nor the Court of Appeals panel addressed it. The Court also expresses no opinion on the question whether this ground was properly preserved or whether—in light of this Court's holding today—Officers Truesdale and Mariscal are entitled to qualified immunity.

For the foregoing reasons, the petition for certiorari is granted; the judgment of the Court of Appeals is vacated; and the case is remanded for further proceedings consistent with this opinion.

It is so ordered.

GINSBURG, J., concurring

SUPREME COURT OF THE UNITED STATES

RAY WHITE, ET AL. *v.* DANIEL T. PAULY, AS PERSONAL
REPRESENTATIVE OF THE ESTATE OF SAMUEL
PAULY, DECEASED ET AL.

ON PETITION FOR WRIT OF CERTIORARI TO THE UNITED
STATES COURT OF APPEALS FOR THE TENTH CIRCUIT

No. 16–67. Decided January 9, 2017

JUSTICE GINSBURG, concurring.

I join the Court’s opinion on the understanding that it does not foreclose the denial of summary judgment to Officers Truesdale and Mariscal. See 814 F. 3d 1060, 1068, 1073, 1074 (CA10 2016) (Court of Appeals emphasized, repeatedly, that fact disputes exist on question whether Truesdale and Mariscal “adequately identified themselves” as police officers before shouting “Come out or we’re coming in” (internal quotation marks omitted)). Further, as to Officer White, the Court, as I comprehend its opinion, leaves open the propriety of denying summary judgment based on fact disputes over when Officer White arrived at the scene, what he may have witnessed, and whether he had adequate time to identify himself and order Samuel Pauly to drop his weapon before Officer White shot Pauly. Compare *id.*, at 1080, with *ante*, at 8. See also Civ. No. 12–1311 (D NM, Feb. 5, 2014), pp. 7, and n. 5, 9, App. to Pet. for Cert. 75–76, and n. 5, 77 (suggesting that Officer White may have been on the scene when Officers Truesdale and Mariscal threatened to invade the Pauly home).