

ALITO, J., dissenting

SUPREME COURT OF THE UNITED STATES

JEFFREY BEARD, SECRETARY, CALIFORNIA
DEPARTMENT OF CORRECTIONS AND
REHABILITATION, PETITIONER *v.*
GILBERT R. AGUILAR

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

No. 13–677. Decided May 5, 2014

The petition for a writ of certiorari is denied.

JUSTICE ALITO, with whom JUSTICE SCALIA joins, dis-
sents from the denial of certiorari.

I dissent from the Court’s decision to deny certiorari.
See *Tolan v. Cotton*, ante, p. ____ (ALITO, J., concurring in
the judgment).