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OCTOBER 4, 2021, THROUGH FEBRUARY 18, 2022

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REBECCA A. WOMELDORF

REPORTER OF DECISIONS



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Dismissal Under Rule 46

No. 21–275. STARS INTERACTIVE HOLDINGS (IOM) LTD., FKA AMAYA GROUP HOLDINGS (IOM) LTD., ET AL. *v.* KENTUCKY EX REL. BROWN, SECRETARY OF THE GOVERNOR’S EXECUTIVE CABINET. Sup. Ct. Ky. Certiorari dismissed under this Court’s Rule 46. Reported below: 617 S. W. 3d 792.

Affirmed on Appeal

No. 20–1279. CASTANON ET AL *v.* UNITED STATES ET AL. Affirmed on appeal from D. C. D. C. See *Adams v. Clinton*, 531 U. S. 941 (2000). JUSTICE THOMAS and JUSTICE GORSUCH would dismiss the appeal for lack of jurisdiction.

Certiorari Granted—Vacated and Remanded

No. 20–685. BIDEN, PRESIDENT OF THE UNITED STATES, ET AL. *v.* SIERRA CLUB ET AL. C. A. 9th Cir. Certiorari granted, judgment vacated, and case remanded to the Court of Appeals with instructions to direct the District Court to vacate its judgments. The District Court should consider what further proceedings are necessary and appropriate in light of the changed circumstances in this case. Reported below: 977 F. 3d 853.

No. 20–1144. BAYER HEALTHCARE PHARMACEUTICALS INC. ET AL. *v.* ULLESEIT ET AL. C. A. 9th Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *BP p.l.c. v. Mayor and City Council of Baltimore*, 593 U. S. 230 (2021). Reported below: 826 Fed. Appx. 627.

No. 20–1522. UNITED STATES *v.* NASIR. C. A. 3d Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Greer v. United States*, 593 U. S. 503 (2021). Reported below: 982 F. 3d 144.

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No. 20–7678. *JOINER v. UNITED STATES*. C. A. 5th Cir. Reported below: 829 Fed. Appx. 53;

No. 20–7790. *VILLARREAL v. UNITED STATES*. C. A. 5th Cir.;

No. 20–7855. *AYERS v. UNITED STATES*. C. A. 6th Cir.

No. 20–7974. *TRAVIS v. UNITED STATES*. C. A. 5th Cir. Reported below: 830 Fed. Appx. 444;

No. 20–7984. *LIPSCOMB v. UNITED STATES*. C. A. 5th Cir. Reported below: 982 F. 3d 927; and

No. 20–8257. *RIOS BENITEZ v. UNITED STATES*. C. A. 5th Cir. Reported below: 832 Fed. Appx. 917. Motions of petitioners for leave to proceed *in forma pauperis* granted. Certiorari granted, judgments vacated, and cases remanded for further consideration in light of *Borden v. United States*, 593 U. S. 420 (2021).

No. 20–7749. *KAMAHELE v. UNITED STATES*. C. A. 10th Cir. Reported below: 822 Fed. Appx. 848; and

No. 20–7750. *MAUMAU v. UNITED STATES*. C. A. 10th Cir. Reported below: 822 Fed. Appx. 848. Motions of petitioners for leave to proceed *in forma pauperis* granted. Certiorari granted, judgments vacated, and cases remanded for further consideration in light of *Borden v. United States*, 593 U. S. 420 (2021). JUSTICE GORSUCH took no part in the consideration or decision of these motions and these petitions.

Certiorari Dismissed

No. 20–8079. *MARTIN v. COTTER ET AL.* C. A. 7th Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied, and certiorari dismissed. See this Court’s Rule 39.8. As 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*).

No. 20–8086. *ALLEN v. PENNSYLVANIA*. Sup. Ct. Pa. Motion of petitioner for leave to proceed *in forma pauperis* denied, and certiorari dismissed. See this Court’s Rule 39.8. JUSTICE ALITO took no part in the consideration or decision of this motion and this petition.

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No. 20–8088. *UDOH v. MINNESOTA*. Ct. App. Minn. Motion of petitioner for leave to proceed *in forma pauperis* denied, and certiorari dismissed. See this Court’s Rule 39.8.

No. 20–8089. *UDOH v. MINNESOTA DEPARTMENT OF HUMAN SERVICES ET AL.* C. A. 8th Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied, and certiorari dismissed. See this Court’s Rule 39.8.

No. 20–8141. *CASTONGUAY v. NEBRASKA*. Ct. App. Neb. Motion of petitioner for leave to proceed *in forma pauperis* denied, and certiorari dismissed. See this Court’s Rule 39.8. Reported below: 29 Neb. App. —.

No. 20–8142. *ROSA v. FINKELSTEIN ET AL.* C. A. 11th Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied, and certiorari dismissed. See this Court’s Rule 39.8. Reported below: 837 Fed. Appx. 704.

No. 20–8163. *PATKINS v. PIANTINI*. Ct. App. Cal., 4th App. Dist., Div. 2. Motion of petitioner for leave to proceed *in forma pauperis* denied, and certiorari dismissed. See this Court’s Rule 39.8.

No. 20–8331. *ROSA v. SATZ ET AL.* C. A. 11th Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied, and certiorari dismissed. See this Court’s Rule 39.8. Reported below: 840 Fed. Appx. 491.

No. 20–8336. *VERA v. CALIFORNIA ET AL.* C. A. 9th Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied, and certiorari dismissed. See this Court’s Rule 39.8. As 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*).

No. 20–8396. *BELL v. FLORIDA HIGHWAY PATROL ET AL.* C. A. 11th Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied, and certiorari dismissed. See this Court’s Rule 39.8. As petitioner has repeatedly abused this Court’s process,

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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*). Reported below: 786 Fed. Appx. 998.

No. 20–8409. *WHITE v. MATTHEWS ET AL.* Ct. App. Mich. Motion of petitioner for leave to proceed *in forma pauperis* denied, and certiorari dismissed. See this Court's Rule 39.8.

No. 20–8410. *WHITE v. SOUTHEAST MICHIGAN SURGICAL HOSPITAL ET AL.* Ct. App. Mich. Motion of petitioner for leave to proceed *in forma pauperis* denied, and certiorari dismissed. See this Court's Rule 39.8.

No. 21–5026. *MARTIN v. LEDFORD.* C. A. 7th Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied, and certiorari dismissed. See this Court's Rule 39.8. As 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*).

No. 21–5170. *MCCOLM v. CALIFORNIA ET AL.* C. A. 9th Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied, and certiorari dismissed. See this Court's Rule 39.8. As 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*).

No. 21–5187. *MCCOLM v. TRINITY COUNTY, CALIFORNIA, ET AL.* C. A. 9th Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied, and certiorari dismissed. See this Court's Rule 39.8. As 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 submit-

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ted in compliance with Rule 33.1. See *Martin v. District of Columbia Court of Appeals*, 506 U. S. 1 (1992) (*per curiam*).

No. 21–5200. *HIMMELREICH v. SPAULDING, WARDEN*. C. A. 1st Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied, and certiorari dismissed. See this Court’s Rule 39.8.

No. 21–5253. *WILSON v. INCH, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 11th Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied, and certiorari dismissed. See this Court’s Rule 39.8.

Miscellaneous Orders

No. 21A22. *PROTECT OUR PARKS, INC., ET AL. v. BUTTIGIEG, SECRETARY OF TRANSPORTATION, ET AL.* D. C. N. D. Ill. Application for injunctive relief, addressed to THE CHIEF JUSTICE and referred to the Court, denied.

No. 21M1. *SHORTEN v. UNITED STATES*;

No. 21M2. *STEPHENS v. STEPHENS*;

No. 21M13. *McGEE v. DEJOY, POSTMASTER GENERAL, ET AL.*;

No. 21M14. *RICHARDSON v. PAYNE, WARDEN*;

No. 21M16. *MEANS v. INCH, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.*;

No. 21M18. *MIZELL v. VANNOY, WARDEN*;

No. 21M20. *SADOWSKI v. HARMON*;

No. 21M22. *RICHARDS v. KIJAKAZI, ACTING COMMISSIONER OF SOCIAL SECURITY*; and

No. 21M23. *OLSON v. FARMERS NEW WORLD LIFE INSURANCE Co. ET AL.* Motions to direct the Clerk to file petitions for writs of certiorari out of time denied.

No. 21M3. *DOE ET AL. v. EXPRESS SCRIPTS, INC., ET AL.*;

No. 21M4. *MUTHANA v. BLINKEN, SECRETARY OF STATE, ET AL.*;

No. 21M9. *C. C. v. S. T.*;

No. 21M12. *SMITH v. UNITED STATES*;

No. 21M15. *JESSICA W. v. ADMINISTRATION FOR CHILDREN’S SERVICES*;

No. 21M25. *CONERLY ET AL. v. SUPERIOR COURT OF CALIFORNIA, SACRAMENTO COUNTY, ET AL.*; and

No. 21M26. *CONERLY ET AL. v. WINN, JUDGE, SUPERIOR COURT OF CALIFORNIA, SACRAMENTO COUNTY, ET AL.* Motions

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for leave to file petitions for writs of certiorari with supplemental appendixes under seal granted.

No. 21M5. *WHITEHEAD v. TRAVELER’S INSURANCE CO. ET AL.* Motion for leave to proceed as a veteran denied.

No. 21M6. *UNDER SEAL v. VIRGINIA BOARD OF MEDICINE*;

No. 21M11. *BLACK ET AL. v. PENSION BENEFIT GUARANTY CORPORATION*;

No. 21M17. *NELSON v. UNITED STATES*; and

No. 21M21. *T. E. L., A MINOR v. FLORIDA*. Motions for leave to file petitions for writs of certiorari under seal with redacted copies for the public record granted.

No. 21M7. *POWELL v. UNITED STATES*. Motion for leave to file petition for writ of certiorari with supplemental appendix under seal is granted. JUSTICE KAGAN and JUSTICE GORSUCH took no part in the consideration or decision of this motion.

No. 21M8. *BANERJEE v. BANK OF AMERICA, N. A.* Motion for leave to file petition for writ of certiorari with the motion for leave to proceed *in forma pauperis* and the declaration of indigency under seal denied.

No. 21M10. *PAYTON v. BALLINGER ET AL.* Motion to direct the Clerk to file petition for writ of certiorari out of time denied. JUSTICE GORSUCH took no part in the consideration or decision of this motion.

No. 21M19. *IN RE BIRON*. Motion for leave to file petition for an extraordinary writ with supplemental appendix under seal granted.

No. 65, Orig. *TEXAS v. NEW MEXICO*. Motion of the River Master for fees and expenses granted, and the River Master is awarded a total of \$6,673.24, for the period July 1, 2020, through June 30, 2021, to be paid equally by the parties. [For earlier decision herein, see, *e. g.*, 592 U. S. 98.]

No. 145, Orig. *DELAWARE v. PENNSYLVANIA ET AL.*; and

No. 146, Orig. *ARKANSAS ET AL. v. DELAWARE*. Report of the Special Master received and ordered filed. Exceptions to the Report, with supporting briefs, may be filed within 45 days. Replies, if any, with supporting briefs, may be filed within 30 days.

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Surreplies, if any, with supporting briefs, may be filed within 30 days. [For earlier order herein, see, *e. g.*, 581 U. S. 901.]

No. 20–1029. CITY OF AUSTIN, TEXAS *v.* REAGAN NATIONAL ADVERTISING OF AUSTIN, LLC, ET AL. C. A. 5th Cir. [Certiorari granted, *sub nom.* *City of Austin v. Reagan National Advertising of Austin, Inc.*, 594 U. S. 925.] Motion of the Acting Solicitor General for leave to participate in oral argument as *amicus curiae*, for divided argument, and for enlargement of time for oral argument granted.

No. 20–1076. SE PROPERTY HOLDINGS, LLC, AS SUCCESSOR BY MERGER TO VISION BANK *v.* GADDY. C. A. 11th Cir. Motions for damages pursuant to this Court’s Rule 42.2 denied.

No. 20–1229. ROBERTSON *v.* INTRATEK COMPUTER, INC. C. A. 5th Cir.;

No. 20–1394. PERSONALWEB TECHNOLOGIES, LLC *v.* PATREON, INC., ET AL. C. A. Fed. Cir.; and

No. 20–1425. C. H. ROBINSON WORLDWIDE, INC. *v.* MILLER. C. A. 9th Cir. The Acting Solicitor General is invited to file briefs in these cases expressing the views of the United States.

No. 20–7770. IN RE SALIH EL BEY. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* [594 U. S. 903] denied.

No. 20–8153. JACKSON *v.* AT&T RETIREMENT SAVINGS PLAN ET AL. C. A. 5th Cir.;

No. 20–8419. PARSON *v.* SELECT PORTFOLIO SERVICING ET AL. C. A. 5th Cir.;

No. 21–5082. DUBAY *v.* KING ET AL. C. A. 11th Cir.; and

No. 21–5222. BUSH *v.* NATHAN, TRUSTEE. C. A. 6th Cir. Motions of petitioners for leave to proceed *in forma pauperis* denied. Petitioners are allowed until October 25, 2021, 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.

No. 20–1729. IN RE PATTERSON;

No. 20–1730. IN RE PATTERSON;

No. 20–8358. IN RE SANCHEZ;

No. 20–8456. IN RE RUFUS;

No. 21–54. IN RE RAY;

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No. 21–285. IN RE PATTERSON;
No. 21–334. IN RE WAFER;
No. 21–5138. IN RE SMITH;
No. 21–5139. IN RE BOSWELL;
No. 21–5178. IN RE DRUMMOND;
No. 21–5256. IN RE HARRIS;
No. 21–5258. IN RE JAMES;
No. 21–5285. IN RE VOITS;
No. 21–5395. IN RE BURGESS;
No. 21–5435. IN RE CRAWFORD; and
No. 21–5476. IN RE SLADE. Petitions for writs of habeas corpus denied.

No. 21–5614. IN RE WILLIAMS. Petition for writ of habeas corpus denied. JUSTICE ALITO took no part in the consideration or decision of this petition.

No. 20–8454. IN RE JACKSON;
No. 21–5262. IN RE MAKDESSI;
No. 21–5313. IN RE LEONOR; and
No. 21–5611. IN RE JOHNSTON. Motions of petitioners for leave to proceed *in forma pauperis* denied, and petitions for writs of habeas corpus dismissed. See this Court’s Rule 39.8.

No. 21–5494. IN RE POIRIER. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of habeas corpus dismissed. See this Court’s Rule 39.8. As 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*).

No. 20–1766. IN RE TODD;
No. 20–1804. IN RE CULPEPPER;
No. 20–7925. IN RE MOSSERI;
No. 20–8049. IN RE DOUCE;
No. 20–8133. IN RE WILSON;
No. 20–8299. IN RE SKILLERN;
No. 21–103. IN RE ROBERSON;
No. 21–165. IN RE MCBROOM;
No. 21–5018. IN RE AJJAHNON; and

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No. 21–5116. IN RE POWELL. Petitions for writs of mandamus denied.

No. 20–8461. IN RE LUSSY. Petition for writ of mandamus denied. THE CHIEF JUSTICE took no part in the consideration or decision of this petition.

No. 20–1561. IN RE RILEY; and

No. 21–5207. IN RE MARTIN. Petitions for writs of mandamus and/or prohibition denied.

Certiorari Denied

No. 20–869. HENRY *v.* CASTLE MEDICAL CENTER. C. A. 9th Cir. Certiorari denied. Reported below: 970 F. 3d 1126.

No. 20–905. INDEPENDENT SCHOOL DISTRICT NO. 283 *v.* E. M. D. H., A MINOR, BY AND THROUGH HER PARENTS AND NEXT FRIENDS, L. H. ET AL. C. A. 8th Cir. Certiorari denied. Reported below: 960 F. 3d 1073.

No. 20–990. DART, SHERIFF, COOK COUNTY, ILLINOIS *v.* MAYS ET AL. C. A. 7th Cir. Certiorari denied. Reported below: 974 F. 3d 810.

No. 20–1026. EAGLE TRUST FUND *v.* UNITED STATES POSTAL SERVICE ET AL. C. A. D. C. Cir. Certiorari denied. Reported below: 811 Fed. Appx. 669.

No. 20–1057. ORACLE AMERICA, INC. *v.* UNITED STATES ET AL. C. A. Fed. Cir. Certiorari denied. Reported below: 975 F. 3d 1279.

No. 20–1184. KEE FOOD, INC., ET AL. *v.* LOUISIANA. Ct. App. La., 1st Cir. Certiorari denied. Reported below: 2019–0795 (La. App. 1 Cir. 5/11/20), 303 So. 3d 672.

No. 20–1206. BANNISTER ET AL. *v.* GARLAND, ATTORNEY GENERAL. C. A. 8th Cir. Certiorari denied. Reported below: 960 F. 3d 492.

No. 20–1240. PALILLERO *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 829 Fed. Appx. 351.

No. 20–1246. VALENTINE, WARDEN *v.* PHILLIPS. C. A. 6th Cir. Certiorari denied. Reported below: 826 Fed. Appx. 447.

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No. 20–1287. *RECOVERY INNOVATIONS, INC., ET AL. v. RAWSON*. C. A. 9th Cir. Certiorari denied. Reported below: 975 F. 3d 742.

No. 20–1298. *KEAHEY v. MARQUIS, WARDEN*. C. A. 6th Cir. Certiorari denied. Reported below: 978 F. 3d 474.

No. 20–1315. *LOUISIANA v. HAUSER*. Ct. App. La., 3d Cir. Certiorari denied. Reported below: 2019–341 (La. App. 3 Cir. 12/30/19), 317 So. 3d 598.

No. 20–1326. *MORIELLO v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 980 F. 3d 924.

No. 20–1327. *PDX NORTH, INC. v. ASARO-ANGELO, COMMISSIONER, NEW JERSEY DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT*. C. A. 3d Cir. Certiorari denied. Reported below: 978 F. 3d 871.

No. 20–1328. *DALE v. GARLAND, ATTORNEY GENERAL*. C. A. 2d Cir. Certiorari denied. Reported below: 967 F. 3d 133.

No. 20–1346. *CALVARY CHAPEL OF BANGOR v. MILLS, GOVERNOR OF MAINE*. C. A. 1st Cir. Certiorari denied. Reported below: 984 F. 3d 21.

No. 20–1349. *THREATT v. FARRELL ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 827 Fed. Appx. 628.

No. 20–1356. *LOPEZ v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 829 Fed. Appx. 949.

No. 20–1362. *GOFFIN v. ASHCRAFT ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 977 F. 3d 687.

No. 20–1364. *BOFI HOLDING, INC., ET AL. v. HOUSTON MUNICIPAL EMPLOYEES PENSION SYSTEM*. C. A. 9th Cir. Certiorari denied. Reported below: 977 F. 3d 781.

No. 20–1369. *JABATEH v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 974 F. 3d 281.

No. 20–1370. *WAKED HATUM v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 969 F. 3d 1156.

No. 20–1377. *WILLIAM V. ET AL. v. COPPERAS COVE INDEPENDENT SCHOOL DISTRICT*. C. A. 5th Cir. Certiorari denied. Reported below: 826 Fed. Appx. 374.

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No. 20–1378. *RIZZO-RUPON ET AL. v. INTERNATIONAL ASSOCIATION OF MACHINISTS AND AEROSPACE WORKERS, AFL–CIO DISTRICT 141, LOCAL 914, ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 822 Fed. Appx. 49.

No. 20–1379. *SOUTHEASTERN PENNSYLVANIA TRANSPORTATION AUTHORITY v. CENTER FOR INVESTIGATIVE REPORTING.* C. A. 3d Cir. Certiorari denied. Reported below: 975 F. 3d 300.

No. 20–1385. *OBAID v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 971 F. 3d 1095.

No. 20–1390. *REYES-ROMERO v. GARLAND, ATTORNEY GENERAL.* C. A. 6th Cir. Certiorari denied. Reported below: 832 Fed. Appx. 426.

No. 20–1391. *SPORTSWEAR, INC., DBA PREP SPORTSWEAR v. SAVANNAH COLLEGE OF ART AND DESIGN, INC.* C. A. 11th Cir. Certiorari denied. Reported below: 983 F. 3d 1273.

No. 20–1392. *FOWLER ET AL. v. IRISH ET AL.* C. A. 1st Cir. Certiorari denied. Reported below: 979 F. 3d 65.

No. 20–1396. *TORMASI v. WESTERN DIGITAL CORP.* C. A. Fed. Cir. Certiorari denied. Reported below: 825 Fed. Appx. 783.

No. 20–1400. *ELLIOTT ET AL. v. FINANCIAL OVERSIGHT AND MANAGEMENT BOARD FOR PUERTO RICO ET AL.* C. A. 1st Cir. Certiorari denied. Reported below: 987 F. 3d 173.

No. 20–1402. *HAMMONDS v. THEAKSTON ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 833 Fed. Appx. 295.

No. 20–1419. *RUSSELL v. NEW JERSEY.* Super. Ct. N. J., App. Div. Certiorari denied.

No. 20–1430. *AMA MULTIMEDIA, LLC v. WANAT.* C. A. 9th Cir. Certiorari denied. Reported below: 970 F. 3d 1201.

No. 20–1443. *AGUILERA, AKA SGAGGIO v. CITY OF COLORADO SPRINGS, COLORADO, ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 836 Fed. Appx. 665.

No. 20–1444. *GRIFFIN v. COCA-COLA REFRESHMENTS USA, INC., ET AL.; and*

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No. 20–1655. *GRIFFIN v. DELTA AIR LINES, INC., ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 989 F. 3d 923.

No. 20–1453. *CAL CARTAGE TRANSPORTATION EXPRESS, LLC, ET AL. v. CALIFORNIA ET AL.* Ct. App. Cal., 2d App. Dist., Div. 4. Certiorari denied. Reported below: 57 Cal. App. 5th 619, 271 Cal. Rptr. 3d 570.

No. 20–1461. *ACOSTA v. TAN LAM, AS SUCCESSOR-IN-INTEREST TO DECEDENT LAM, AKA SON TUNG LAM.* C. A. 9th Cir. Certiorari denied. Reported below: 976 F. 3d 986.

No. 20–1462. *ENI USA GAS MARKETING LLC v. GULF LNG ENERGY, LLC, ET AL.* Sup. Ct. Del. Certiorari denied. Reported below: 242 A. 3d 575.

No. 20–1466. *HERMANDAD DE EMPLEADOS DEL FONDO DEL SEGURO DEL ESTADO, INC., ET AL. v. COMMONWEALTH OF PUERTO RICO ET AL.* C. A. 1st Cir. Certiorari denied. Reported below: 979 F. 3d 10.

No. 20–1468. *DUPUCH-CARRON ET UX. v. BECERRA, SECRETARY OF HEALTH AND HUMAN SERVICES.* C. A. Fed. Cir. Certiorari denied. Reported below: 969 F. 3d 1318.

No. 20–1471. *LOZADA v. TEEL, AS PERSONAL REPRESENTATIVE OF THE ESTATE OF TEEL.* C. A. 11th Cir. Certiorari denied. Reported below: 826 Fed. Appx. 880.

No. 20–1474. *COLONE v. SUPERIOR COURT OF CALIFORNIA, SAN FRANCISCO COUNTY, ET AL.* Ct. App. Cal., 1st App. Dist., Div. 1. Certiorari denied.

No. 20–1511. *CARPENTER v. CARPENTER.* Ct. App. Mich. Certiorari denied.

No. 20–1516. *BADESCU v. BADESCU.* Ct. App. Ohio, 10th App. Dist., Franklin County. Certiorari denied. Reported below: 2020-Ohio-4312.

No. 20–1518. *QDOS, INC. v. HAYDEN ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 830 Fed. Appx. 248.

No. 20–1520. *GRUBER ET AL. v. OREGON STATE BAR ET AL.;*
and

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No. 20–1678. *CROWE ET AL. v. OREGON STATE BAR ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 989 F. 3d 714.

No. 20–1521. *IANNUCCI v. MACOMB COUNTY FRIEND OF THE COURT.* Ct. App. Mich. Certiorari denied.

No. 20–1524. *ADVANTAGEOUS COMMUNITY SERVICES, LLC, ET AL. v. KING ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 844 Fed. Appx. 58.

No. 20–1526. *WARNOCK ENGINEERING, L. L. C., ET AL. v. CANTON MUNICIPAL UTILITIES.* C. A. 5th Cir. Certiorari denied. Reported below: 832 Fed. Appx. 914.

No. 20–1529. *CERRITOS-QUINTANILLA ET AL. v. GARLAND, ATTORNEY GENERAL.* C. A. 5th Cir. Certiorari denied. Reported below: 826 Fed. Appx. 386.

No. 20–1532. *GARVEY v. McDONOUGH, SECRETARY OF VETERANS AFFAIRS.* C. A. Fed. Cir. Certiorari denied. Reported below: 972 F. 3d 1333.

No. 20–1533. *CURRY v. CITY OF MANSFIELD, OHIO, ET AL.* Ct. App. Ohio, 5th App. Dist., Richland County. Certiorari denied. Reported below: 2020-Ohio-4125.

No. 20–1538. *DEBOSE v. UNIVERSITY OF SOUTH FLORIDA BOARD OF TRUSTEES ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 844 Fed. Appx. 99.

No. 20–1542. *MOGAN v. HENRY ET AL.* Ct. App. Cal., 1st App. Dist., Div. 3. Certiorari denied. Reported below: 56 Cal. App. 5th 1197, 270 Cal. Rptr. 3d 803.

No. 20–1549. *BROADHURST v. CITIMORTGAGE, INC.* C. A. 3d Cir. Certiorari denied. Reported below: 838 Fed. Appx. 671.

No. 20–1550. *XIU JIAN SUN v. CONTRERAS.* C. A. D. C. Cir. Certiorari denied. Reported below: 839 Fed. Appx. 558.

No. 20–1552. *NAKED TM, LLC v. AUSTRALIAN THERAPEUTIC SUPPLIES PTY. LTD.* C. A. Fed. Cir. Certiorari denied. Reported below: 965 F. 3d 1370.

No. 20–1553. *KEOHANE v. INCH, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS.* C. A. 11th Cir. Certiorari denied. Reported below: 952 F. 3d 1257.

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No. 20–1555. *MCLEAN v. 800 DC, LLC, ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 842 Fed. Appx. 803.

No. 20–1556. *HERNDON v. UPTON, WARDEN.* C. A. 5th Cir. Certiorari denied. Reported below: 985 F. 3d 443.

No. 20–1558. *YADAV v. TEXAS.* Ct. App. Tex., 4th Dist. Certiorari denied.

No. 20–1559. *JAMUL ACTION COMMITTEE ET AL. v. SIMERMEYER ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 974 F. 3d 984.

No. 20–1567. *KHAN v. CLARK COUNTY ENFORCEMENT ET AL.* C. A. 9th Cir. Certiorari denied.

No. 20–1569. *DESROSIERS ET AL. v. BAKER, GOVERNOR OF MASSACHUSETTS.* Sup. Jud. Ct. Mass. Certiorari denied. Reported below: 486 Mass. 369, 158 N. E. 3d 827.

No. 20–1572. *JOHNSON v. NOVARTIS PHARMACEUTICALS CORP. ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 845 Fed. Appx. 305.

No. 20–1575. *AMERICARE EMERGENCY MEDICAL SERVICE, INC. v. NEW JERSEY OFFICE OF EMERGENCY MEDICAL SERVICES ET AL.* Super. Ct. N. J., App. Div. Certiorari denied. Reported below: 463 N. J. Super. 562, 233 A. 3d 602.

No. 20–1577. *BARTH v. BUCKLEY ET AL.* C. A. 1st Cir. Certiorari denied.

No. 20–1579. *EPPS v. CVS HEALTH CORP.* C. A. 9th Cir. Certiorari denied. Reported below: 821 Fed. Appx. 868.

No. 20–1580. *CHEN ET AL. v. TURNER ET AL.* Ct. App. Md. Certiorari denied. Reported below: 471 Md. 525, 242 A. 3d 1120.

No. 20–1582. *WEI-PING ZENG v. TEXAS TECH UNIVERSITY HEALTH SCIENCE CENTER AT EL PASO ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 836 Fed. Appx. 203.

No. 20–1584. *HOLMES v. GENERAL DYNAMICS MISSION SYSTEMS, INC.* C. A. 4th Cir. Certiorari denied. Reported below: 835 Fed. Appx. 688.

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No. 20–1585. *GEORGE v. SNYDER ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 847 Fed. Appx. 544.

No. 20–1588. *KONOWICZ, AKA PHILLIPS, ET AL. v. CARR ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 838 Fed. Appx. 1.

No. 20–1589. *KASZUBA, DBA HOLLYWOOD GROUP v. HIRSHFELD, ACTING UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND DIRECTOR, UNITED STATES PATENT AND TRADEMARK OFFICE.* C. A. Fed. Cir. Certiorari denied. Reported below: 823 Fed. Appx. 973.

No. 20–1590. *KIMNER v. CAPITAL TITLE OF TEXAS, LLC, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 840 Fed. Appx. 267.

No. 20–1591. *KHOBRAGADE v. COVIDIEN LP.* C. A. 9th Cir. Certiorari denied. Reported below: 821 Fed. Appx. 834.

No. 20–1595. *MORGOVSKY ET AL. v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 827 Fed. Appx. 701.

No. 20–1596. *TAYLOR LOHMEYER LAW FIRM P. L. L. C. v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 957 F. 3d 505.

No. 20–1601. *XIU JIAN SUN v. COHEN ET AL.* C. A. 2d Cir. Certiorari denied.

No. 20–1602. *BERRY ET AL. v. DEUTSCHE BANK NATIONAL TRUST CO. ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 831 Fed. Appx. 199.

No. 20–1604. *BIOGEN MA INC. v. EMD SERONO, INC., ET AL.* C. A. Fed. Cir. Certiorari denied. Reported below: 976 F. 3d 1326.

No. 20–1607. *MICHIGAN v. OWEN.* Ct. App. Mich. Certiorari denied.

No. 20–1611. *HEALTHCARE DISTRIBUTION ALLIANCE ET AL. v. JAMES, ATTORNEY GENERAL OF NEW YORK, ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 974 F. 3d 216.

No. 20–1613. *COLLINS v. GREEN, WARDEN.* C. A. 6th Cir. Certiorari denied. Reported below: 838 Fed. Appx. 161.

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No. 20–1615. *MASSEAU ET UX. v. HENNING ET AL.* Sup. Ct. Vt. Certiorari denied. Reported below: 2021 VT 9, 214 Vt. 196, 252 A. 3d 788.

No. 20–1621. *LERNER v. CITIGROUP.* C. A. 3d Cir. Certiorari denied. Reported below: 838 Fed. Appx. 682.

No. 20–1623. *BOHLER v. CITY OF FAIRVIEW, TENNESSEE.* C. A. 6th Cir. Certiorari denied. Reported below: 830 Fed. Appx. 465.

No. 20–1624. *BUTTS v. SPERFSLAGE, WARDEN.* C. A. 8th Cir. Certiorari denied.

No. 20–1626. *SCHULZ v. UNITED STATES.* C. A. 2d Cir. Certiorari denied. Reported below: 831 Fed. Appx. 48.

No. 20–1628. *TEKLE v. CLARKE, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS.* C. A. 4th Cir. Certiorari denied. Reported below: 837 Fed. Appx. 212.

No. 20–1629. *WINGATE v. FULFORD ET AL.*; and

No. 20–1685. *FULFORD ET AL. v. WINGATE.* C. A. 4th Cir. Certiorari denied. Reported below: 987 F. 3d 299.

No. 20–1632. *STOCKDALE ET AL. v. HELPER*; and

No. 20–1806. *HELPER v. STOCKDALE ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 979 F. 3d 498.

No. 20–1633. *SALAZAR v. ANDERSON ET AL.* Ct. App. Colo. Certiorari denied.

No. 20–1634. *JOHNSON-GELLINEAU v. STIENE & ASSOCIATES, P. C., ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 837 Fed. Appx. 8.

No. 20–1635. *CASILLAS v. MINNESOTA.* Sup. Ct. Minn. Certiorari denied. Reported below: 952 N. W. 2d 629.

No. 20–1638. *EDOKOBI v. GRIMM, JUDGE, UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MARYLAND.* C. A. 4th Cir. Certiorari denied. Reported below: 837 Fed. Appx. 237.

No. 20–1640. *WEBER v. OHIO.* Sup. Ct. Ohio. Certiorari denied. Reported below: 163 Ohio St. 3d 125, 2020-Ohio-6832, 168 N. E. 3d 468.

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No. 20–1642. *DOTY v. TAPPAN ZEE CONSTRUCTORS, LLC*. C. A. 2d Cir. Certiorari denied. Reported below: 831 Fed. Appx. 10.

No. 20–1643. *BAISLEY v. INTERNATIONAL ASSOCIATION OF MACHINISTS AND AEROSPACE WORKERS*. C. A. 5th Cir. Certiorari denied. Reported below: 983 F. 3d 809.

No. 20–1646. *STANLEY v. QUIROS, COMMISSIONER, CONNECTICUT DEPARTMENT OF CORRECTION*. App. Ct. Conn. Certiorari denied. Reported below: 194 Conn. App. 903, 220 A. 3d 244.

No. 20–1647. *HANEY v. CHURCH OF SCIENTOLOGY INTERNATIONAL ET AL.* Ct. App. Cal., 2d App. Dist., Div. 5. Certiorari denied.

No. 20–1649. *HYATT v. CALIFORNIA*. Ct. App. Cal., 2d App. Dist., Div. 8. Certiorari denied.

No. 20–1651. *DEMARTINI ET UX. v. DEMARTINI ET UX*. C. A. 9th Cir. Certiorari denied. Reported below: 964 F. 3d 813.

No. 20–1652. *BELASKI ET AL. v. SECURITIES AND EXCHANGE COMMISSION*. C. A. D. C. Cir. Certiorari denied. Reported below: 839 Fed. Appx. 566.

No. 20–1657. *MCNEIL v. UNITED STATES ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 839 Fed. Appx. 29.

No. 20–1658. *RIMINI v. DEPARTMENT OF LABOR*. C. A. 1st Cir. Certiorari denied.

No. 20–1659. *50509 MARINE LLC ET AL. v. PENSION BENEFIT GUARANTY CORPORATION*. C. A. 11th Cir. Certiorari denied. Reported below: 981 F. 3d 927.

No. 20–1662. *TRESCOTT v. FEDERAL MOTOR CARRIER SAFETY ADMINISTRATION ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 986 F. 3d 841.

No. 20–1664. *JETT v. MICHIGAN*. Ct. App. Mich. Certiorari denied.

No. 20–1665. *PALMER v. WILLIAMS*. Sup. Ct. Ind. Certiorari denied.

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No. 20–1666. *O'DWYER v. UNITED STATES COURT OF APPEALS FOR THE FIFTH CIRCUIT*. C. A. 5th Cir. Certiorari denied. Reported below: 771 Fed. Appx. 556.

No. 20–1667. *CITY OF EAST CLEVELAND, OHIO, ET AL. v. BLACK*. Ct. App. Ohio, 8th App. Dist., Cuyahoga County. Certiorari denied. Reported below: 2020-Ohio-3976, 157 N. E. 3d 193.

No. 20–1670. *GOLZ v. FUDGE, SECRETARY OF HOUSING AND URBAN DEVELOPMENT*. C. A. 10th Cir. Certiorari denied. Reported below: 829 Fed. Appx. 853.

No. 20–1672. *LIPIN v. WISEHART SPRINGS INN, INC., ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 843 Fed. Appx. 103.

No. 20–1674. *MILLS v. HASSAN ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 823 Fed. Appx. 191.

No. 20–1677. *RANKIN v. TEXAS*. Ct. App. Tex., 1st Dist. Certiorari denied. Reported below: 617 S. W. 3d 169.

No. 20–1681. *BARNES v. UNITED STATES*;
No. 20–1692. *EVANS v. UNITED STATES*; and
No. 20–1694. *MOLDEN v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 979 F. 3d 283.

No. 20–1682. *BADILLO v. RHODE ISLAND DEPARTMENT OF CORRECTIONS ET AL.* C. A. 1st Cir. Certiorari denied.

No. 20–1683. *GIDEON v. OHIO*. Sup. Ct. Ohio. Certiorari denied. Reported below: 165 Ohio St. 3d 156, 2020-Ohio-6961, 176 N. E. 3d 720.

No. 20–1684. *HARTRANFT v. MIDLAND FUNDING, LLC, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 829 Fed. Appx. 805.

No. 20–1686. *HAMPTON v. VANNOY, WARDEN*. Sup. Ct. La. Certiorari denied. Reported below: 2020–00390 (La. 12/08/20), 306 So. 3d 430.

No. 20–1687. *STUER v. DUESLER*. Ct. App. Tex., 5th Dist. Certiorari denied.

No. 20–1688. *L. C. v. S. C. ET AL.* Super. Ct. N. J., App. Div. Certiorari denied.

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No. 20–1689. *STEWART v. PALACIO*. Ct. App. D. C. Certiorari denied.

No. 20–1691. *ROBINSON v. McDONOUGH, SECRETARY OF VETERANS AFFAIRS*. C. A. Fed. Cir. Certiorari denied. Reported below: 833 Fed. Appx. 340.

No. 20–1693. *OSBY v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 832 Fed. Appx. 230.

No. 20–1695. *PHILLIPPI v. HUMBLE DESIGN, L. L. C., ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 982 F. 3d 392.

No. 20–1696. *EDWARDS v. HARMON ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 841 Fed. Appx. 79.

No. 20–1697. *KIMBLE v. UNITED STATES*. C. A. Fed. Cir. Certiorari denied. Reported below: 991 F. 3d 1238.

No. 20–1698. *PALADE ET AL. v. BOARD OF TRUSTEES UNIVERSITY OF ARKANSAS SYSTEM ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 830 Fed. Appx. 171.

No. 20–1699. *E. M. M. ET AL. v. DOUGLAS COUNTY, COLORADO, ET AL.* (Reported below: 840 Fed. Appx. 349); and *M. A. C. v. GILDNER ET AL.* (853 Fed. Appx. 207). C. A. 10th Cir. Certiorari denied.

No. 20–1701. *VARGO v. D & M TOURS, INC., ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 841 Fed. Appx. 794.

No. 20–1702. *COBB v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 20–1703. *DEKOM v. FEDERAL NATIONAL MORTGAGE ASSOCIATION ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 846 Fed. Appx. 14.

No. 20–1705. *RENOVO SERVICES, LLC, ET AL. v. BADEEN ET AL.* C. A. 6th Cir. Certiorari denied.

No. 20–1706. *ROUNDTREE v. WISCONSIN*. Sup. Ct. Wis. Certiorari denied. Reported below: 2021 WI 1, 395 Wis. 2d 94, 952 N. W. 2d 765.

No. 20–1707. *JACOBS v. JOHNSON STORAGE & MOVING CO. HOLDINGS, LLC*. C. A. 8th Cir. Certiorari denied. Reported below: 829 Fed. Appx. 152.

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No. 20–1710. *YADIGAROV v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 840 Fed. Appx. 487.

No. 20–1711. *TUNG v. FOU*. Super. Ct. N. J., App. Div. Certiorari denied.

No. 20–1712. *PHOENIX v. FLORIDA BAR*. Sup. Ct. Fla. Certiorari denied. Reported below: 311 So. 3d 825.

No. 20–1713. *MANDAWALA v. ERA LIVING, LLC, ET AL.* Ct. App. Wash. Certiorari denied. Reported below: 15 Wash. App. 2d 1005.

No. 20–1714. *MOONEY ET UX. v. UNITED STATES*. C. A. Fed. Cir. Certiorari denied. Reported below: 829 Fed. Appx. 520.

No. 20–1715. *TAYLOR-TRAVIS v. JACKSON STATE UNIVERSITY*. C. A. 5th Cir. Certiorari denied. Reported below: 984 F. 3d 1107.

No. 20–1716. *WALKER v. WOLF, GOVERNOR OF PENNSYLVANIA, ET AL.* C. A. 3d Cir. Certiorari denied.

No. 20–1717. *HARRIS COUNTY HOSPITAL DISTRICT v. PUBLIC UTILITY COMMISSION OF TEXAS ET AL.* Ct. App. Tex., 3d Dist. Certiorari denied. Reported below: 577 S. W. 3d 370.

No. 20–1718. *SLOAN v. CHILDRESS ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 827 Fed. Appx. 348.

No. 20–1719. *SHAY v. SIEGEL*. C. A. 9th Cir. Certiorari denied.

No. 20–1720. *TAYLOR-COTTEN v. DISTRICT OF COLUMBIA PUBLIC SCHOOLS*. Ct. App. D. C. Certiorari denied.

No. 20–1721. *SAWYER v. SAWYER ET AL.* Ct. App. Cal., 6th App. Dist. Certiorari denied. Reported below: 57 Cal. App. 5th 724, 271 Cal. Rptr. 3d 627.

No. 20–1722. *CRUZ v. VAZQUEZ*. Sup. Ct. P. R. Certiorari denied.

No. 20–1723. *DOE v. DEWEES ET AL.* Ct. Sp. App. Md. Certiorari denied. Reported below: 246 Md. App. 769.

No. 20–1724. *MURPHY v. CITIGROUP GLOBAL MARKETS, INC., ET AL.* App. Div., Sup. Ct. N. Y., 1st Jud. Dept. Certiorari de-

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nied. Reported below: 185 App. Div. 3d 486, 125 N. Y. S. 3d 560.

No. 20–1725. SEIDEMANN ET AL. *v.* PROFESSIONAL STAFF CONGRESS LOCAL 2334 ET AL. C. A. 2d Cir. Certiorari denied. Reported below: 842 Fed. Appx. 655.

No. 20–1726. MEIDINGER *v.* UNITED STATES. C. A. Fed. Cir. Certiorari denied. Reported below: 989 F. 3d 1353.

No. 20–1727. O'BRIEN *v.* SECURITIES AND EXCHANGE COMMISSION. C. A. 2d Cir. Certiorari denied. Reported below: 842 Fed. Appx. 652.

No. 20–1728. SANDERS *v.* RADTKE, WARDEN. C. A. 7th Cir. Certiorari denied. Reported below: 981 F. 3d 637.

No. 20–1731. OETTLE *v.* CADIGAN, CHAIRMAN, ILLINOIS STATE BOARD OF ELECTIONS, ET AL. App. Ct. Ill., 5th Dist. Certiorari denied. Reported below: 2020 IL App (5th) 190306, 189 N. E. 3d 22.

No. 20–1733. BECTON *v.* SOCIAL SECURITY ADMINISTRATION. C. A. 4th Cir. Certiorari denied. Reported below: 848 Fed. Appx. 147.

No. 20–1734. DAKER *v.* WARD, COMMISSIONER, GEORGIA DEPARTMENT OF CORRECTIONS, ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 799 Fed. Appx. 790.

No. 20–1736. WEBSTER *v.* HARKER, ACTING SECRETARY OF THE NAVY, ET AL. C. A. D. C. Cir. Certiorari denied.

No. 20–1739. CURRY *v.* BIDEN, PRESIDENT OF THE UNITED STATES, ET AL. C. A. 6th Cir. Certiorari denied.

No. 20–1740. UCEDA-ALVARES ET AL. *v.* GARLAND, ATTORNEY GENERAL. C. A. 11th Cir. Certiorari denied.

No. 20–1741. TANG *v.* JPMORGAN CHASE BANK, N. A., ET AL. Ct. App. Cal., 6th App. Dist. Certiorari denied.

No. 20–1742. JAHl, AKA CARTER *v.* TENNESSEE. Ct. Crim. App. Tenn. Certiorari denied.

No. 20–1743. OVALLES *v.* GARLAND, ATTORNEY GENERAL. C. A. 5th Cir. Certiorari denied. Reported below: 984 F. 3d 1120.

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No. 20–1746. *SHARIFI v. UNITED STATES*. C. A. Fed. Cir. Certiorari denied. Reported below: 987 F. 3d 1063.

No. 20–1747. *SORENSEN v. MASSACHUSETTS*. App. Ct. Mass. Certiorari denied. Reported below: 98 Mass. App. 789, 159 N. E. 3d 750.

No. 20–1748. *GARCIA-TINOCO v. GARLAND, ATTORNEY GENERAL*. C. A. 5th Cir. Certiorari denied. Reported below: 838 Fed. Appx. 108.

No. 20–1749. *SEBASTIAN-SOLER v. GARLAND, ATTORNEY GENERAL*. C. A. 11th Cir. Certiorari denied. Reported below: 830 Fed. Appx. 272.

No. 20–1750. *RAHIMI v. KOHLER*. Sup. Ct. Utah. Certiorari denied.

No. 20–1752. *HURD v. FREDENBURGH*. C. A. 2d Cir. Certiorari denied. Reported below: 984 F. 3d 1075.

No. 20–1753. *GILBERTI v. ADRURRA GROUP, INC., ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 810 Fed. Appx. 806.

No. 20–1754. *SMITH v. INCH, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 11th Cir. Certiorari denied.

No. 20–1756. *FULLERTON ET AL. v. LG CHEM, LTD.* C. A. 11th Cir. Certiorari denied. Reported below: 849 Fed. Appx. 855.

No. 20–1757. *SHORTER v. AMADOR ET AL.* (two judgments). C. A. 9th Cir. Certiorari denied.

No. 20–1758. *RD LEGAL FUNDING, LLC, ET AL. v. CONSUMER FINANCIAL PROTECTION BUREAU ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 828 Fed. Appx. 68.

No. 20–1759. *SARABIA-ARREDONDO v. GARLAND, ATTORNEY GENERAL*. C. A. 11th Cir. Certiorari denied. Reported below: 853 Fed. Appx. 511.

No. 20–1760. *ILIFE TECHNOLOGIES, INC. v. NINTENDO OF AMERICA, INC.* C. A. Fed. Cir. Certiorari denied. Reported below: 839 Fed. Appx. 534.

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No. 20–1761. *BERRIER, ACTING SECRETARY, PENNSYLVANIA DEPARTMENT OF LABOR AND INDUSTRY v. DELAWARE RIVER JOINT TOLL BRIDGE COMMISSION*. C. A. 3d Cir. Certiorari denied. Reported below: 985 F. 3d 189.

No. 20–1762. *CALIGURI v. JPMORGAN CHASE BANK, N. A.* Ct. App. N. Y. Certiorari denied. Reported below: 36 N. Y. 3d 953, 160 N. E. 3d 693.

No. 20–1763. *STEWART v. ROSS, SECRETARY OF COMMERCE, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 833 Fed. Appx. 995.

No. 20–1764. *GEORGE v. KIJAKAZI, ACTING COMMISSIONER OF SOCIAL SECURITY*. C. A. 11th Cir. Certiorari denied. Reported below: 828 Fed. Appx. 699.

No. 20–1765. *HARDEN v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 986 F. 3d 701.

No. 20–1768. *FENN v. CITY OF TRUTH OR CONSEQUENCES, NEW MEXICO, ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 983 F. 3d 1143.

No. 20–1769. *FRITZE v. NEXSTAR BROADCASTING, INC.* C. A. 6th Cir. Certiorari denied. Reported below: 847 Fed. Appx. 312.

No. 20–1770. *XIU JIAN SUN v. NORTHWELL HEALTH ET AL.* App. Div., Sup. Ct. N. Y., 1st Jud. Dept. Certiorari denied.

No. 20–1771. *SIMONSON v. BOROUGH OF TAYLOR, PENNSYLVANIA, ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 839 Fed. Appx. 735.

No. 20–1772. *SHUMATE v. CALIFORNIA*. Ct. App. Cal., 4th App. Dist., Div. 3. Certiorari denied.

No. 20–1774. *ALLAHYARI v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 980 F. 3d 684.

No. 20–1776. *ALEXANDER v. BREAKING GROUND ET AL.* C. A. 2d Cir. Certiorari denied.

No. 20–1777. *HALL v. BICKHAM, WARDEN*. C. A. 5th Cir. Certiorari denied.

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No. 20–1781. *WRIGHT v. DEPARTMENT OF LABOR, ADMINISTRATIVE REVIEW BOARD*. C. A. 5th Cir. Certiorari denied. Reported below: 836 Fed. Appx. 248.

No. 20–1782. *DREXLER v. SPAHN ET AL.* Sup. Ct. Colo. Certiorari denied.

No. 20–1783. *CHRISTINE v. CLARK, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT ALBION, ET AL.* C. A. 3d Cir. Certiorari denied.

No. 20–1784. *OHIO v. DEUBLE*. Ct. App. Ohio, 8th App. Dist., Cuyahoga County. Certiorari denied. Reported below: 2020-Ohio-3970.

No. 20–1785. *OGLE ET AL. v. SEVIER COUNTY REGIONAL PLANNING COMMISSION ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 838 Fed. Appx. 913.

No. 20–1789. *CHANNER v. PENNSYLVANIA HIGHER EDUCATION ASSISTANCE AUTHORITY*. C. A. 2d Cir. Certiorari denied. Reported below: 833 Fed. Appx. 502.

No. 20–1792. *EARNEST ET AL. v. ELLISON ET AL.* C. A. 6th Cir. Certiorari denied.

No. 20–1793. *MOODY, ON BEHALF OF HER MINOR CHILD, J. M. v. NATIONAL FOOTBALL LEAGUE*. C. A. 2d Cir. Certiorari denied.

No. 20–1795. *HAYNES v. STATE BAR OF CALIFORNIA*. Sup. Ct. Cal. Certiorari denied.

No. 20–1796. *STROLIS v. HEISE*. C. A. 11th Cir. Certiorari denied. Reported below: 834 Fed. Appx. 523.

No. 20–1797. *REDD v. FEDERAL NATIONAL MORTGAGE ASSOCIATION ET AL.* C. A. 2d Cir. Certiorari denied.

No. 20–1798. *RENE v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied.

No. 20–1799. *ROWELL v. FERREIRA ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 830 Fed. Appx. 698.

No. 20–1801. *MENDEZ v. NRZ REO X LLC*. Ct. App. Ariz. Certiorari denied.

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No. 20–1802. *ROWLEY v. CITY OF NEW BEDFORD, MASSACHUSETTS*. C. A. 1st Cir. Certiorari denied.

No. 20–1803. *SINENENG-SMITH v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 982 F. 3d 766.

No. 20–1805. *HETTINGA v. UNITED STATES ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 828 Fed. Appx. 468.

No. 20–1807. *DRAKES v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 826 Fed. Appx. 408.

No. 20–1808. *BILLINGS v. UNITED STATES*. C. A. 8th Cir. Certiorari denied.

No. 20–1809. *VOIP-PAL.COM, INC. v. APPLE, INC., ET AL.* C. A. Fed. Cir. Certiorari denied. Reported below: 828 Fed. Appx. 717.

No. 20–1810. *ROBERSON v. HANESBRANDS ET AL.* C. A. 4th Cir. Certiorari denied.

No. 20–1811. *CHAGOLLA, PARENT ON BEHALF OF B. C. ET AL. v. VULLO ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 834 Fed. Appx. 350.

No. 20–1812. *KUPPERSTEIN v. SCHALL, PERSONAL REPRESENTATIVE OF THE PROBATE ESTATE OF KUHN, ET AL.* C. A. 1st Cir. Certiorari denied. Reported below: 994 F. 3d 673.

No. 20–1813. *FOSTER ET AL. v. INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS, LOCAL 1516, ET AL.* C. A. 8th Cir. Certiorari denied.

No. 20–1814. *RUDD v. ILLINOIS*. App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 2020 IL App (1st) 182037, 174 N. E. 3d 539.

No. 20–1818. *HULL, INDIVIDUALLY AND IN HER CAPACITY AS CO-EXECUTRIX OF THE ESTATE OF HULL, ET AL. v. NASHERALNEAM ET AL.* Sup. Ct. App. W. Va. Certiorari denied.

No. 20–1819. *HUGHES v. GEORGIA*. Sup. Ct. Ga. Certiorari denied. Reported below: 310 Ga. 453, 851 S. E. 2d 580.

No. 20–1820. *WANTOU Siantou v. CVS RX SERVICES, INC.* C. A. 4th Cir. Certiorari denied. Reported below: 822 Fed. Appx. 204.

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No. 20–1821. *SHIFCHIK ET AL. v. WYNDHAM WORLDWIDE CORP. ET AL.* Super. Ct. N. J., App. Div. Certiorari denied.

No. 20–1823. *K. S. v. WEST VIRGINIA DEPARTMENT OF HEALTH AND HUMAN RESOURCES.* Sup. Ct. App. W. Va. Certiorari denied.

No. 20–1824. *LUCAS v. MOORE ET AL.* C. A. 6th Cir. Certiorari denied.

No. 20–1825. *MCCLATCHY v. TEXAS.* Ct. Crim. App. Tex. Certiorari denied.

No. 20–1826. *NEWELL v. GARLAND, ATTORNEY GENERAL, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 846 Fed. Appx. 523.

No. 20–1827. *MERCER v. VIRGINIA.* Sup. Ct. Va. Certiorari denied.

No. 20–1829. *MONBO v. BLAIR.* C. A. 4th Cir. Certiorari denied. Reported below: 837 Fed. Appx. 241.

No. 20–7125. *WILLIAMS v. LOUISIANA.* Sup. Ct. La. Certiorari denied. Reported below: 2020–00069 (La. 8/14/20), 300 So. 3d 860.

No. 20–7231. *BAKER v. UNITED STATES.* C. A. 6th Cir. Certiorari denied. Reported below: 839 Fed. Appx. 984.

No. 20–7313. *OVERMYER v. UNITED STATES.* C. A. 6th Cir. Certiorari denied. Reported below: 834 Fed. Appx. 175.

No. 20–7339. *WATSON v. VIRGINIA.* Sup. Ct. Va. Certiorari denied.

No. 20–7394. *RAMOS DE LA CRUZ v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 819 Fed. Appx. 266.

No. 20–7410. *MCCAIN v. UNITED STATES.* C. A. 4th Cir. Certiorari denied. Reported below: 974 F. 3d 506.

No. 20–7427. *COLE v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 823 Fed. Appx. 911.

No. 20–7482. *PURCELL v. UNITED STATES.* C. A. 2d Cir. Certiorari denied. Reported below: 967 F. 3d 159.

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No. 20–7491. *RODRIGUEZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 821 Fed. Appx. 371.

No. 20–7553. *DAVIS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 971 F. 3d 524.

No. 20–7589. *DALLAS v. RAYBON, WARDEN*. C. A. 11th Cir. Certiorari denied. Reported below: 964 F. 3d 1285.

No. 20–7592. *MILLER v. DUNN, COMMISSIONER, ALABAMA DEPARTMENT OF CORRECTIONS*. C. A. 11th Cir. Certiorari denied. Reported below: 826 Fed. Appx. 743.

No. 20–7604. *JOHNSON v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 833 Fed. Appx. 665.

No. 20–7683. *BAKER v. CALIFORNIA*. Sup. Ct. Cal. Certiorari denied. Reported below: 10 Cal. 5th 1044, 480 P. 3d 49.

No. 20–7686. *HOWARD v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 977 F. 3d 671.

No. 20–7687. *HAMILTON v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied.

No. 20–7714. *REYES-TORRES v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 832 Fed. Appx. 890.

No. 20–7731. *ALLEN v. UNITED STATES*. C. A. 5th Cir. Certiorari denied.

No. 20–7742. *WARREN v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 984 F. 3d 1301.

No. 20–7761. *PETERSON v. BUTLER, WARDEN*. C. A. 6th Cir. Certiorari denied.

No. 20–7792. *GAMBINA v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 829 Fed. Appx. 765.

No. 20–7818. *LINDSAY v. ALABAMA*. Ct. Crim. App. Ala. Certiorari denied.

No. 20–7820. *LITTLE v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 828 Fed. Appx. 34.

No. 20–7834. *COOPER v. FLORIDA*. Dist. Ct. App. Fla., 1st Dist. Certiorari denied.

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No. 20–7840. *LANE v. ALABAMA*. Ct. Crim. App. Ala. Certiorari denied. Reported below: 327 So. 3d 691.

No. 20–7863. *LEWIS v. HENDRIX, WARDEN*. C. A. 9th Cir. Certiorari denied. Reported below: 829 Fed. Appx. 239.

No. 20–7870. *TIGNOR v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 981 F. 3d 826.

No. 20–7886. *STEPHEN v. UNITED STATES*. Ct. App. D. C. Certiorari denied.

No. 20–7891. *SHAREEF v. BUTLER COUNTY PUBLIC NEWSPAPER ET AL.* C. A. 3d Cir. Certiorari denied.

No. 20–7892. *ARANOFF v. ARANOFF*. Ct. App. N. Y. Certiorari denied. Reported below: 36 N. Y. 3d 1083, 166 N. E. 3d 1059.

No. 20–7893. *BRIDGET v. CALIFORNIA*. Ct. App. Cal., 4th App. Dist., Div. 3. Certiorari denied.

No. 20–7894. *McKENZIE v. TEXAS*. Ct. App. Tex., 5th Dist. Certiorari denied.

No. 20–7895. *FRANKS v. FORD, WARDEN*. C. A. 11th Cir. Certiorari denied. Reported below: 975 F. 3d 1165.

No. 20–7896. *GAYDEN v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 977 F. 3d 1146.

No. 20–7900. *LOZOYA v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 982 F. 3d 648.

No. 20–7902. *LAPONTE v. CALIFORNIA*. Sup. Ct. Cal. Certiorari denied.

No. 20–7905. *SKAGEN v. OREGON STATE BAR*. Sup. Ct. Ore. Certiorari denied. Reported below: 367 Ore. 236, 476 P. 3d 942.

No. 20–7907. *SOLANO v. CALIFORNIA*. Ct. App. Cal., 2d App. Dist., Div. 3. Certiorari denied.

No. 20–7909. *PRICE v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 980 F. 3d 1211.

No. 20–7911. *ATES v. FLORIDA*. C. A. 11th Cir. Certiorari denied. Reported below: 794 Fed. Appx. 929.

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No. 20–7915. *VAUGHN v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied.

No. 20–7916. *WINSTON v. BOUGHTON, WARDEN*. C. A. 7th Cir. Certiorari denied.

No. 20–7920. *WEST-EL v. CITY OF MIAMI GARDENS, FLORIDA, ET AL.* C. A. 11th Cir. Certiorari denied.

No. 20–7921. *WEST-EL v. BAKER*. C. A. 11th Cir. Certiorari denied.

No. 20–7922. *WEST-EL v. FLORIDA DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES ET AL.* C. A. 11th Cir. Certiorari denied.

No. 20–7923. *WEST-EL v. MIAMI PARKING AUTHORITY ET AL.* C. A. 11th Cir. Certiorari denied.

No. 20–7924. *WEST-EL v. VASQUEZ*. C. A. 11th Cir. Certiorari denied.

No. 20–7927. *RIGGINS v. MORRIS ET AL.* C. A. 11th Cir. Certiorari denied.

No. 20–7929. *ROUSER v. CALIFORNIA*. Sup. Ct. Cal. Certiorari denied.

No. 20–7930. *SMITH v. TENNESSEE*. Ct. Crim. App. Tenn. Certiorari denied.

No. 20–7932. *PRESNELL v. FORD, WARDEN*. C. A. 11th Cir. Certiorari denied. Reported below: 975 F. 3d 1199.

No. 20–7933. *JACOBS v. 35 WEST APARTMENTS*. Sup. Ct. Okla. Certiorari denied.

No. 20–7935. *DURAN-GOMEZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 984 F. 3d 366.

No. 20–7938. *PHILLIPS v. ROWLEY*. Ct. App. Idaho. Certiorari denied.

No. 20–7942. *DANIELS v. FLORIDA*. Sup. Ct. Fla. Certiorari denied.

No. 20–7943. *URSERY v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 830 Fed. Appx. 474.

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No. 20–7947. *ANDERSON v. PASTUNA ET AL.* C. A. 9th Cir. Certiorari denied.

No. 20–7949. *HOLCOMB v. WHITTEN, WARDEN.* C. A. 10th Cir. Certiorari denied. Reported below: 836 Fed. Appx. 682.

No. 20–7951. *FLORES v. HOAGLAND ET AL.* Ct. App. Cal., 4th App. Dist., Div. 1. Certiorari denied.

No. 20–7954. *BUTLER v. FLORIDA.* Sup. Ct. Fla. Certiorari denied.

No. 20–7957. *KELLER v. PFEIFFER, WARDEN.* C. A. 9th Cir. Certiorari denied. Reported below: 820 Fed. Appx. 600.

No. 20–7958. *JEAN v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 838 Fed. Appx. 370.

No. 20–7960. *CARROLL v. MICHIGAN.* Ct. App. Mich. Certiorari denied.

No. 20–7962. *EARNEST v. DAVIS, WARDEN, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 837 Fed. Appx. 218.

No. 20–7963. *SCOTT v. TURNER, WARDEN.* C. A. 6th Cir. Certiorari denied.

No. 20–7965. *SUNDWALL v. FLORIDA.* Dist. Ct. App. Fla., 3d Dist. Certiorari denied. Reported below: 306 So. 3d 1061.

No. 20–7967. *SLOBODA v. OBENLAND, SUPERINTENDENT, MONROE CORRECTIONAL COMPLEX.* C. A. 9th Cir. Certiorari denied.

No. 20–7968. *AHUMADA v. UNITED STATES.* C. A. 8th Cir. Certiorari denied. Reported below: 994 F. 3d 958.

No. 20–7972. *ROBERSON ET AL. v. UNITED STATES.* C. A. 3d Cir. Certiorari denied.

No. 20–7977. *TERRICK v. VANNOY, WARDEN.* C. A. 5th Cir. Certiorari denied.

No. 20–7979. *TALIB v. GUERRERO ET AL.*; and

No. 20–7996. *REESE-BEY v. GUERRERO ET AL.* C. A. 9th Cir. Certiorari denied.

No. 20–7982. *JACOBS v. INCH, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS.* C. A. 11th Cir. Certiorari denied.

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No. 20–7983. *LAM v. TANNER, WARDEN*. C. A. 5th Cir. Certiorari denied.

No. 20–7985. *LEE v. MASON, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT MAHANOEY, ET AL.* C. A. 3d Cir. Certiorari denied.

No. 20–7986. *DUNBAR v. ARIZONA*. Ct. App. Ariz. Certiorari denied. Reported below: 249 Ariz. 37, 465 P. 3d 527.

No. 20–7988. *POYSON v. ARIZONA*. Sup. Ct. Ariz. Certiorari denied. Reported below: 250 Ariz. 48, 475 P. 3d 293.

No. 20–7989. *PAWLEY v. INCH, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS*. C. A. 11th Cir. Certiorari denied.

No. 20–7992. *PRIMEAUX v. LOUISIANA*. Ct. App. La., 3d Cir. Certiorari denied. Reported below: 2019–841 (La. App. 3 Cir. 10/21/20), 305 So. 3d 1014.

No. 20–7993. *KORTE v. CALIFORNIA ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 846 Fed. Appx. 535.

No. 20–7995. *STUART v. ARIZONA*. Sup. Ct. Ariz. Certiorari denied.

No. 20–7997. *SLOAN v. PENNSYLVANIA DEPARTMENT OF CORRECTIONS ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 800 Fed. Appx. 143.

No. 20–7999. *LOLA v. MIAMI HERALD, INC., ET AL.* C. A. 11th Cir. Certiorari denied.

No. 20–8000. *KEEPERS v. VIRGINIA*. Sup. Ct. Va. Certiorari denied.

No. 20–8005. *MATWYUK v. BRNOVICH, ATTORNEY GENERAL OF ARIZONA, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 20–8007. *CARAFFA v. ARIZONA ET AL.* C. A. 9th Cir. Certiorari denied.

No. 20–8010. *DIEZ v. GOOGLE LLC*. C. A. 5th Cir. Certiorari denied. Reported below: 831 Fed. Appx. 723.

No. 20–8012. *VO v. CALIFORNIA*. Sup. Ct. Cal. Certiorari denied.

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No. 20–8015. *BROWN v. PENNSYLVANIA*. C. A. 3d Cir. Certiorari denied.

No. 20–8016. *BLACKWELL v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 20–8019. *TORNER v. UNITED STATES*. C. A. 3d Cir. Certiorari denied.

No. 20–8020. *WIGGINS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 840 Fed. Appx. 498.

No. 20–8022. *HENDERSON v. FRAKES, DIRECTOR, NEBRASKA DEPARTMENT OF CORRECTIONAL SERVICES, ET AL.* C. A. 8th Cir. Certiorari denied.

No. 20–8023. *GAUSE v. HOOKS, SECRETARY, NORTH CAROLINA DEPARTMENT OF PUBLIC SAFETY*. C. A. 4th Cir. Certiorari denied. Reported below: 837 Fed. Appx. 1002.

No. 20–8025. *FAST v. INCH, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 826 Fed. Appx. 764.

No. 20–8026. *MANUEL MORAN v. HIGGINS*. C. A. 9th Cir. Certiorari denied.

No. 20–8027. *BRYANT v. EXECUTIVE OFFICE FOR UNITED STATES ATTORNEYS*. C. A. 4th Cir. Certiorari denied. Reported below: 833 Fed. Appx. 998.

No. 20–8028. *BRANNON v. TEXAS*. Ct. App. Tex., 7th Dist. Certiorari denied.

No. 20–8029. *WARREN v. INDIANA*. Ct. App. Ind. Certiorari denied. Reported below: 149 N. E. 3d 692.

No. 20–8030. *WILSON v. NORTH CAROLINA*. Ct. App. N. C. Certiorari denied. Reported below: 269 N. C. App. 648, 839 S. E. 2d 438.

No. 20–8032. *GRIGALANZ v. GRIGALANZ*. Ct. App. Ind. Certiorari denied. Reported below: 150 N. E. 3d 1100.

No. 20–8034. *POOLE v. UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF MISSOURI*. C. A. 8th Cir. Certiorari denied.

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No. 20–8035. *MOORE v. OHIO*. Ct. App. Ohio, 11th App. Dist., Lawrence County. Certiorari denied. Reported below: 2020-Ohio-4321, 158 N. E. 3d 111.

No. 20–8038. *GRATE v. OHIO*. Sup. Ct. Ohio. Certiorari denied. Reported below: 2020-Ohio-5584.

No. 20–8040. *KELSEY v. NEW YORK*. County Ct., St. Lawrence County, N. Y. Certiorari denied.

No. 20–8041. *KAMPFER v. ARGOTSINGER ET AL.* C. A. 2d Cir. Certiorari denied.

No. 20–8042. *CERVANTES v. INCH, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 11th Cir. Certiorari denied.

No. 20–8045. *BENSON v. TENNESSEE ET AL.* C. A. 6th Cir. Certiorari denied.

No. 20–8047. *CAPLE v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 830 Fed. Appx. 632.

No. 20–8048. *COLLEY v. FLORIDA*. Sup. Ct. Fla. Certiorari denied. Reported below: 310 So. 3d 2.

No. 20–8050. *VAN BERGEN, AKA STONE v. KOPPEL*. Dist. Ct. App. Fla., 1st Dist. Certiorari denied. Reported below: 315 So. 3d 640.

No. 20–8056. *BRESSI v. MCCLOUD ET AL.* C. A. 3d Cir. Certiorari denied.

No. 20–8059. *SHAREEF v. MOORE ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 844 Fed. Appx. 487.

No. 20–8061. *DAVIS v. ILLINOIS*. App. Ct. Ill., 4th Dist. Certiorari denied. Reported below: 2019 IL App (4th) 170431–U.

No. 20–8068. *MCDANIEL v. PHILBIN, WARDEN*. Sup. Ct. Ga. Certiorari denied.

No. 20–8071. *MARC v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 806 Fed. Appx. 820.

No. 20–8072. *MONTIJO-MAYSONET v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 974 F. 3d 34.

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No. 20–8073. *JENNINGS v. LOUISIANA*. Ct. App. La., 3d Cir. Certiorari denied. Reported below: 2020–97 (La. App. 3 Cir. 7/15/20), 304 So. 3d 494.

No. 20–8075. *GRAHAM v. OHIO*. Sup. Ct. Ohio. Certiorari denied. Reported below: 2020-Ohio-6700.

No. 20–8077. *CLAYTON v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 831 Fed. Appx. 486.

No. 20–8078. *MACK v. FLORIDA*. Sup. Ct. Fla. Certiorari denied.

No. 20–8082. *ADAMS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 831 Fed. Appx. 155.

No. 20–8084. *BROWN v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 831 Fed. Appx. 488.

No. 20–8090. *UDOH v. MINNESOTA*. Ct. App. Minn. Certiorari denied.

No. 20–8092. *WILLIAMS v. KIJAKAZI, ACTING COMMISSIONER OF SOCIAL SECURITY, ET AL.* C. A. 11th Cir. Certiorari denied.

No. 20–8093. *KIPP v. BROOMFIELD, ACTING WARDEN*. C. A. 9th Cir. Certiorari denied. Reported below: 971 F. 3d 866.

No. 20–8095. *LOZANO v. LEGRAND, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 20–8096. *ARANOFF v. ARANOFF*. Ct. App. N. Y. Certiorari denied. Reported below: 36 N. Y. 3d 1113, 169 N. E. 3d 243.

No. 20–8098. *SALEEM v. GARMAN, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT ROCKVIEW, ET AL.* C. A. 3d Cir. Certiorari denied.

No. 20–8099. *REINWAND v. NOVAK, WARDEN*. C. A. 7th Cir. Certiorari denied.

No. 20–8100. *McGILL v. FLORIDA DEPARTMENT OF CORRECTIONS*. Dist. Ct. App. Fla., 1st Dist. Certiorari denied. Reported below: 308 So. 3d 1124.

No. 20–8101. *SMITH v. RUSSELL, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 983 F. 3d 383.

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No. 20–8102. *ROSEN v. MASON, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT MAHANOEY, ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 972 F. 3d 245.

No. 20–8104. *OCCHINO v. GEO. SHERMAN AND ASSOCIATES ET AL.* C. A. 8th Cir. Certiorari denied.

No. 20–8106. *TAYLOR v. BRANN, COMMISSIONER, NEW YORK DEPARTMENT OF CORRECTIONS.* Ct. App. N. Y. Certiorari denied. Reported below: 36 N. Y. 3d 1046, 164 N. E. 3d 283.

No. 20–8107. *TURNER v. MERIT SYSTEMS PROTECTION BOARD.* C. A. Fed. Cir. Certiorari denied. Reported below: 845 Fed. Appx. 927.

No. 20–8109. *CRAYTON v. MASSACHUSETTS.* App. Ct. Mass. Certiorari denied. Reported below: 98 Mass. App. 1118, 157 N. E. 3d 115.

No. 20–8110. *JACKSON v. MARYLAND.* Ct. App. Md. Certiorari denied.

No. 20–8111. *JACKSON-BEY v. UNITED STATES.* C. A. 8th Cir. Certiorari denied. Reported below: 964 F. 3d 730.

No. 20–8113. *COLESON v. PARKER ET AL.* C. A. 2d Cir. Certiorari denied.

No. 20–8114. *JACKSON v. NORTH CAROLINA.* C. A. 4th Cir. Certiorari denied. Reported below: 794 Fed. Appx. 333.

No. 20–8115. *MERRILL v. WHITMER, GOVERNOR OF MICHIGAN, ET AL.* C. A. 6th Cir. Certiorari denied.

No. 20–8117. *ARRINGTON v. UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA.* C. A. 3d Cir. Certiorari denied.

No. 20–8118. *BROUGHTON v. FLORIDA.* Dist. Ct. App. Fla., 3d Dist. Certiorari denied. Reported below: 317 So. 3d 1147.

No. 20–8121. *ONWUKA v. CALIFORNIA.* Ct. App. Cal., 4th App. Dist., Div. 3. Certiorari denied.

No. 20–8122. *MUSTAFA v. MICHIGAN.* Ct. App. Mich. Certiorari denied.

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No. 20–8124. *OWENS v. PAYNE*, DIRECTOR, ARKANSAS DIVISION OF CORRECTION. Sup. Ct. Ark. Certiorari denied. Reported below: 2020 Ark. 413, 612 S. W. 3d 169.

No. 20–8128. *OGLE v. PARRIS*, WARDEN. C. A. 6th Cir. Certiorari denied.

No. 20–8130. *MCCULLOUGH v. HERRON ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 838 Fed. Appx. 837.

No. 20–8131. *LANG v. HUSS*, WARDEN. C. A. 6th Cir. Certiorari denied.

No. 20–8134. *JIMENEZ v. TEXAS*. Ct. App. Tex., 14th Dist. Certiorari denied.

No. 20–8139. *BLOND v. NEW YORK*. App. Div., Sup. Ct. N. Y., 3d Jud. Dept. Certiorari denied.

No. 20–8140. *DIGGS v. VANNOY*, WARDEN. C. A. 5th Cir. Certiorari denied. Reported below: 840 Fed. Appx. 779.

No. 20–8144. *ROUHI v. KETTLER ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 831 Fed. Appx. 636.

No. 20–8145. *ROUHI v. COMCAST CABLE COMMUNICATIONS, LLC*. C. A. 4th Cir. Certiorari denied. Reported below: 831 Fed. Appx. 636.

No. 20–8147. *SHAREEF v. O'DONNELL ET AL.* C. A. 3d Cir. Certiorari denied.

No. 20–8148. *VIGIL v. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT*. C. A. 9th Cir. Certiorari denied.

No. 20–8149. *CRUZ v. LUMPKIN*, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION. C. A. 5th Cir. Certiorari denied.

No. 20–8150. *CABEZAS v. CORCORAN*, FLORIDA COMMISSIONER OF EDUCATION. Dist. Ct. App. Fla., 1st Dist. Certiorari denied. Reported below: 293 So. 3d 602.

No. 20–8151. *WILLIAMS v. CALIFORNIA*. Ct. App. Cal., 3d App. Dist. Certiorari denied.

No. 20–8154. *JORDAN v. UNITED STATES ET AL.* C. A. 7th Cir. Certiorari denied.

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No. 20–8155. *SMITH v. CALIFORNIA*. Ct. App. Cal., 2d App. Dist., Div. 4. Certiorari denied.

No. 20–8161. *BELYEW v. PALLARES, WARDEN*. C. A. 9th Cir. Certiorari denied.

No. 20–8162. *JORDAN v. RIVERS ET AL.* C. A. 7th Cir. Certiorari denied.

No. 20–8164. *MOSLEY v. RICH, SUPERINTENDENT, ELMIRA CORRECTIONAL FACILITY*. C. A. 2d Cir. Certiorari denied.

No. 20–8165. *NICHOLAS v. TERRITORY OF THE VIRGIN ISLANDS*. C. A. 3d Cir. Certiorari denied.

No. 20–8166. *PORTEE v. KOENIG, WARDEN*. C. A. 9th Cir. Certiorari denied.

No. 20–8167. *MILLER v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 839 Fed. Appx. 875.

No. 20–8170. *OGLE v. PARRIS, WARDEN*. C. A. 6th Cir. Certiorari denied.

No. 20–8171. *OGLE v. PARRIS, WARDEN*. C. A. 6th Cir. Certiorari denied.

No. 20–8172. *PEREZ, AKA HAMM v. NEWSOM ET AL.* C. A. 9th Cir. Certiorari denied.

No. 20–8175. *MARR v. INCH, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 11th Cir. Certiorari denied.

No. 20–8176. *WILLIS v. O'TOOLE, JUDGE, COURT OF COMMON PLEAS OF PENNSYLVANIA, ALLEGHENY COUNTY, ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 804 Fed. Appx. 116.

No. 20–8178. *SHIM-LARKIN v. UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF NEW YORK*. C. A. 2d Cir. Certiorari denied.

No. 20–8179. *SODERMAN v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 983 F. 3d 369.

No. 20–8180. *ROSS v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 847 Fed. Appx. 316.

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No. 20–8181. *STEPHENS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 837 Fed. Appx. 1022.

No. 20–8182. *SANCHEZ v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied.

No. 20–8185. *LYNN v. KIJAKAZI, ACTING COMMISSIONER OF SOCIAL SECURITY*. C. A. 11th Cir. Certiorari denied. Reported below: 791 Fed. Appx. 888.

No. 20–8187. *TAKHVAR v. FLORIDA*. Dist. Ct. App. Fla., 5th Dist. Certiorari denied.

No. 20–8188. *WINTERS v. KIJAKAZI, ACTING COMMISSIONER OF SOCIAL SECURITY*. C. A. 9th Cir. Certiorari denied.

No. 20–8190. *SCOTT v. CALIFORNIA*. Sup. Ct. Cal. Certiorari denied.

No. 20–8193. *PRICE v. IRONS ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 832 Fed. Appx. 904.

No. 20–8195. *REID v. MICHIGAN*. Ct. App. Mich. Certiorari denied.

No. 20–8196. *SEVERS v. BRUCK, ACTING ATTORNEY GENERAL OF NEW JERSEY, ET AL.* C. A. 3d Cir. Certiorari denied.

No. 20–8197. *SMITH v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 840 Fed. Appx. 782.

No. 20–8199. *BROWN v. CALIFORNIA*. Ct. App. Cal., 1st App. Dist., Div. 2. Certiorari denied.

No. 20–8200. *BROOKS-DAVIS v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 984 F. 3d 695.

No. 20–8201. *AYON-BRITO, AKA DIAZ GARCIA v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 981 F. 3d 265.

No. 20–8202. *HILL v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 838 Fed. Appx. 212.

No. 20–8203. *HOSLEY v. HILL, WARDEN*. C. A. 9th Cir. Certiorari denied. Reported below: 845 Fed. Appx. 539.

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No. 20–8204. *MARTINEZ-ROJAS v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 853 Fed. Appx. 733.

No. 20–8206. *MORRIS v. OKLAHOMA*. Ct. Crim. App. Okla. Certiorari denied.

No. 20–8207. *JACKSON v. FLORIDA*. Dist. Ct. App. Fla., 5th Dist. Certiorari denied. Reported below: 314 So. 3d 272.

No. 20–8208. *LUSBY v. ILLINOIS*. Sup. Ct. Ill. Certiorari denied. Reported below: 2020 IL 124046, 182 N. E. 3d 563.

No. 20–8210. *PATEL v. SUPERIOR COURT OF CALIFORNIA, LOS ANGELES COUNTY, ET AL.* Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 20–8211. *ALLMENDINGER v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 838 Fed. Appx. 757.

No. 20–8214. *TISDALE v. CASA PARTNERS V, L. P. THE PARK AT WINTERSET, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 805 Fed. Appx. 230.

No. 20–8215. *WALTON v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 840 Fed. Appx. 46.

No. 20–8216. *WILSON v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 838 Fed. Appx. 750.

No. 20–8217. *TURNER v. UNITED STATES*. C. A. 8th Cir. Certiorari denied.

No. 20–8218. *VERKLER, AKA GOFF, AKA PEARSON v. UNITED STATES*. C. A. 9th Cir. Certiorari denied.

No. 20–8219. *YOUNG v. UNITED STATES*. C. A. 6th Cir. Certiorari denied.

No. 20–8220. *VERCRUYSSSE v. MORRISON, WARDEN*. C. A. 6th Cir. Certiorari denied.

No. 20–8221. *THOMAS v. MICHIGAN*. Ct. App. Mich. Certiorari denied.

No. 20–8223. *BRIDGES v. LUMPKIN, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION*. C. A. 5th Cir. Certiorari denied.

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No. 20–8224. *BASEY v. TEXAS DEPARTMENT OF CRIMINAL JUSTICE; BASEY v. CHAVEZ ET AL.*; and *BASEY v. UNITED STATES COURT OF APPEALS FOR THE FIFTH CIRCUIT*. C. A. 5th Cir. Certiorari denied.

No. 20–8225. *ANDERSON v. UNIVERSITY OF IOWA ET AL.* Sup. Ct. Iowa. Certiorari denied.

No. 20–8227. *ANDERSON v. LILLEY, SUPERINTENDENT, EASTERN CORRECTIONAL FACILITY*. C. A. 2d Cir. Certiorari denied.

No. 20–8228. *CAMPBELL v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 850 Fed. Appx. 178.

No. 20–8230. *DE LOS SANTOS v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 827 Fed. Appx. 757.

No. 20–8232. *ROBINSON v. GREATER LAKES RECOVERY CENTER*. C. A. 9th Cir. Certiorari denied. Reported below: 848 Fed. Appx. 774.

No. 20–8233. *STREGE v. UNITED STATES*. C. A. 1st Cir. Certiorari denied.

No. 20–8234. *BROWN v. UNITED STATES*. C. A. 6th Cir. Certiorari denied.

No. 20–8235. *PEDERSEN v. OREGON BOARD OF PAROLE AND POST-PRISON SUPERVISION*. C. A. 9th Cir. Certiorari denied. Reported below: 831 Fed. Appx. 863.

No. 20–8236. *RAY v. KENTUCKY*. Sup. Ct. Ky. Certiorari denied. Reported below: 611 S. W. 3d 250.

No. 20–8237. *RAD v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 844 Fed. Appx. 593.

No. 20–8238. *SAMUEL v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 826 Fed. Appx. 806.

No. 20–8239. *WHITAKER v. PARRIS, WARDEN*. C. A. 6th Cir. Certiorari denied.

No. 20–8240. *YANCY v. LUMPKIN, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION*. C. A. 5th Cir. Certiorari denied. Reported below: 826 Fed. Appx. 414.

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No. 20–8241. *DOE v. UNITED STATES*. C. A. 4th Cir. Certiorari denied.

No. 20–8242. *DAVIS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 837 Fed. Appx. 1004.

No. 20–8243. *ANDREWS v. MICHIGAN*. Ct. App. Mich. Certiorari denied.

No. 20–8244. *AZIZ v. NEW JERSEY*. Super. Ct. N. J., App. Div. Certiorari denied.

No. 20–8245. *DERVISHI v. DEPARTMENT OF SPECIAL EDUCATION ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 846 Fed. Appx. 10.

No. 20–8246. *KING v. PAYNE, WARDEN*. C. A. 8th Cir. Certiorari denied.

No. 20–8247. *JONES v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 842 Fed. Appx. 878.

No. 20–8248. *WILLIAMS v. KORNEMAN, WARDEN*. C. A. 8th Cir. Certiorari denied.

No. 20–8249. *YOUNG v. ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY ET AL.* C. A. 9th Cir. Certiorari denied.

No. 20–8251. *THOMAS v. WEST VIRGINIA*. Sup. Ct. App. W. Va. Certiorari denied.

No. 20–8252. *THOMPSON v. KELLY, SUPERINTENDENT, OREGON STATE PENITENTIARY*. C. A. 9th Cir. Certiorari denied.

No. 20–8253. *MILAM v. LUMPKIN, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION*. C. A. 5th Cir. Certiorari denied. Reported below: 832 Fed. Appx. 918.

No. 20–8254. *PETERSON v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 840 Fed. Appx. 844.

No. 20–8255. *WILLIAMS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 835 Fed. Appx. 549.

No. 20–8256. *WILSON v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 823 Fed. Appx. 712.

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No. 20–8258. *DANIELS v. VIRGINIA*. Sup. Ct. Va. Certiorari denied.

No. 20–8259. *SOROKAPUT v. PENNSYLVANIA*. Super. Ct. Pa. Certiorari denied. Reported below: 241 A. 3d 421.

No. 20–8260. *SMITH v. MARVIN*. C. A. 5th Cir. Certiorari denied. Reported below: 846 Fed. Appx. 259.

No. 20–8261. *FELIX v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 843 Fed. Appx. 844.

No. 20–8262. *HILT ET AL. v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 834 Fed. Appx. 312.

No. 20–8263. *SUAREZ CLARK v. REPUBLIC OF PERU ET AL.* C. A. D. C. Cir. Certiorari denied. Reported below: 839 Fed. Appx. 564.

No. 20–8264. *HOUGH v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 833 Fed. Appx. 985.

No. 20–8265. *LICAUSI v. NEW YORK*. Sup. Ct. N. Y., Suffolk County. Certiorari denied.

No. 20–8266. *LUCAS v. FLORIDA DEPARTMENT OF CORRECTIONS ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 842 Fed. Appx. 357.

No. 20–8267. *KELLEY v. UNITED STATES*. C. A. 6th Cir. Certiorari denied.

No. 20–8268. *JETT v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 982 F. 3d 1072.

No. 20–8269. *MARSHALL v. PAYNE, DIRECTOR, ARKANSAS DIVISION OF CORRECTION*. C. A. 8th Cir. Certiorari denied.

No. 20–8270. *JACKSON v. RANSOM, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT DALLAS, ET AL.* C. A. 3d Cir. Certiorari denied.

No. 20–8271. *KRIEHN v. LANCER INSURANCE*. Sup. Ct. Nev. Certiorari denied. Reported below: 137 Nev. 931, 480 P. 3d 836.

No. 20–8273. *BABCOCK v. FLORIDA*. Dist. Ct. App. Fla., 2d Dist. Certiorari denied. Reported below: 313 So. 3d 93.

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No. 20–8274. *BARBER v. FRAKES, DIRECTOR, NEBRASKA DEPARTMENT OF CORRECTIONAL SERVICES, ET AL.* C. A. 8th Cir. Certiorari denied.

No. 20–8276. *BARCELONA v. INCH, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 847 Fed. Appx. 689.

No. 20–8277. *BRYAN v. UTTECHT, WARDEN.* C. A. 9th Cir. Certiorari denied.

No. 20–8278. *POWERS v. MORBURGER.* Dist. Ct. App. Fla., 3d Dist. Certiorari denied. Reported below: 320 So. 3d 741.

No. 20–8279. *COTTOM v. UNITED STATES.* C. A. 8th Cir. Certiorari denied.

No. 20–8280. *SLONE v. UNITED STATES.* C. A. 7th Cir. Certiorari denied. Reported below: 990 F. 3d 568.

No. 20–8281. *FRANZA v. STINSON, SUPERINTENDENT, GREAT MEADOW CORRECTIONAL FACILITY.* C. A. 2d Cir. Certiorari denied.

No. 20–8282. *LUCIO v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 985 F. 3d 482.

No. 20–8283. *FOLK v. UNITED STATES.* C. A. 3d Cir. Certiorari denied.

No. 20–8285. *HURTADO v. UNITED STATES.* C. A. 9th Cir. Certiorari denied.

No. 20–8287. *WALKER v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 832 Fed. Appx. 915.

No. 20–8288. *INGRAM v. UNITED STATES.* C. A. 6th Cir. Certiorari denied. Reported below: 846 Fed. Appx. 374.

No. 20–8289. *WRIGHT-EL, AKA OWENS-EL v. THOMAS, WARDEN, ET AL.* C. A. 2d Cir. Certiorari denied.

No. 20–8290. *WAITS v. UNITED STATES.* C. A. 8th Cir. Certiorari denied. Reported below: 830 Fed. Appx. 790.

No. 20–8291. *WEHMHOEFER v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 835 Fed. Appx. 208.

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No. 20–8292. *TYNDALE v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 841 Fed. Appx. 770.

No. 20–8293. *FONTANEZ v. UNITED STATES*. C. A. 8th Cir. Certiorari denied.

No. 20–8294. *LOYD v. FLORIDA*. Dist. Ct. App. Fla., 5th Dist. Certiorari denied. Reported below: 311 So. 3d 858.

No. 20–8295. *ANTONIO MARTINEZ v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 991 F. 3d 347.

No. 20–8296. *STURGIS v. MARYLAND*. Ct. Sp. App. Md. Certiorari denied. Reported below: 243 Md. App. 749.

No. 20–8297. *RUGGLES v. IGE, GOVERNOR OF HAWAII, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 20–8298. *RAMEY v. SUPERIOR COURT OF CALIFORNIA, SAN BERNARDINO COUNTY, ET AL.* Ct. App. Cal., 4th App. Dist., Div. 2. Certiorari denied.

No. 20–8300. *NORTON v. UTAH*. Sup. Ct. Utah. Certiorari denied. Reported below: 2021 UT 02, 481 P. 3d 445.

No. 20–8301. *HEFFLEY v. STEELE ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 826 Fed. Appx. 227.

No. 20–8302. *GUMBS v. HARRIGAN ET AL.* Sup. Ct. V. I. Certiorari denied.

No. 20–8303. *DONG SHENG HUANG v. HILL ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 792 Fed. Appx. 329.

No. 20–8304. *GOSTON v. PAYNE, DIRECTOR, ARKANSAS DIVISION OF CORRECTION*. C. A. 8th Cir. Certiorari denied.

No. 20–8305. *GUISO v. INCH, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 806 Fed. Appx. 682.

No. 20–8307. *McKNIGHT v. GASTELO, WARDEN*. C. A. 9th Cir. Certiorari denied.

No. 20–8309. *MELCHIOR v. LUMPKIN, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION*. C. A. 5th Cir. Certiorari denied.

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No. 20–8310. *BRATHWAITE v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 847 Fed. Appx. 58.

No. 20–8311. *BARNABY v. BERRIEN COUNTY TREASURER*. Ct. App. Mich. Certiorari denied.

No. 20–8312. *BURKE v. WASHINGTON*. Sup. Ct. Wash. Certiorari denied. Reported below: 196 Wash. 2d 712, 478 P. 3d 1096.

No. 20–8313. *BELL v. MACY’S CORPORATION SERVICES ET AL.* C. A. 11th Cir. Certiorari denied.

No. 20–8314. *BREWER v. ECKERT, SUPERINTENDENT, WENDE CORRECTIONAL FACILITY*. C. A. 2d Cir. Certiorari denied.

No. 20–8315. *BARCELONA v. ESCOTTO RODRIGUEZ ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 847 Fed. Appx. 739.

No. 20–8318. *YOUKER v. UNITED STATES*. C. A. 9th Cir. Certiorari denied.

No. 20–8319. *WILSON v. FLORIDA*. Dist. Ct. App. Fla., 3d Dist. Certiorari denied. Reported below: 305 So. 3d 341.

No. 20–8320. *NOTTINGHAM v. HARRY, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT CAMP HILL, ET AL.* C. A. 3d Cir. Certiorari denied.

No. 20–8321. *MIXTON v. ARIZONA*. Sup. Ct. Ariz. Certiorari denied. Reported below: 250 Ariz. 282, 478 P. 3d 1227.

No. 20–8323. *WEBB v. PACHECO, WARDEN, ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 849 Fed. Appx. 729.

No. 20–8324. *VALDEZ v. WALKER ET AL.* C. A. 9th Cir. Certiorari denied.

No. 20–8325. *BERMUDEZ-CHAVEZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 833 Fed. Appx. 414.

No. 20–8326. *ADEYEMO, AKA ADETILOYE v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 819 Fed. Appx. 469.

No. 20–8327. *BARRIO v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 849 Fed. Appx. 762.

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No. 20–8328. *SEARY-COLON v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 997 F. 3d 1.

No. 20–8329. *ROBINSON v. FLORIDA*. Dist. Ct. App. Fla., 5th Dist. Certiorari denied. Reported below: 307 So. 3d 697.

No. 20–8330. *STRONG v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 833 Fed. Appx. 578.

No. 20–8332. *RABB v. PFEIFFER, WARDEN*. C. A. 9th Cir. Certiorari denied.

No. 20–8333. *DECK v. BLAIR, WARDEN, ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 978 F. 3d 578.

No. 20–8334. *WILLIAMS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 985 F. 3d 813.

No. 20–8337. *TORRES v. SANTISTEVAN, WARDEN, ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 842 Fed. Appx. 271.

No. 20–8338. *WOODS v. UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA*. C. A. 3d Cir. Certiorari denied.

No. 20–8339. *WILSON v. INCH, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 11th Cir. Certiorari denied.

No. 20–8340. *HARVEY v. TENNESSEE ET AL.* C. A. 6th Cir. Certiorari denied.

No. 20–8341. *LAWRENCE v. FLORIDA*. Sup. Ct. Fla. Certiorari denied. Reported below: 308 So. 3d 544.

No. 20–8343. *JENKINS v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 832 Fed. Appx. 736.

No. 20–8344. *JAMES v. BRICKHOUSE ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 849 Fed. Appx. 44.

No. 20–8346. *PATRONE v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 985 F. 3d 81.

No. 20–8347. *MCALLISTER v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 834 Fed. Appx. 24.

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No. 20–8348. *HAWKINS v. CALIFORNIA*. Sup. Ct. Cal. Certiorari denied.

No. 20–8349. *GORDON v. DELAWARE*. Sup. Ct. Del. Certiorari denied. Reported below: 245 A. 3d 499.

No. 20–8350. *HOLLIMAN v. TEXAS*. Ct. App. Tex., 1st Dist. Certiorari denied.

No. 20–8351. *HERRIOTT v. JOYNER ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 830 Fed. Appx. 123.

No. 20–8352. *ALEXANDRE v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 989 F. 3d 54.

No. 20–8353. *ARMFIELD v. NICKLAUS, WARDEN*. C. A. 7th Cir. Certiorari denied. Reported below: 985 F. 3d 536.

No. 20–8354. *HICKMAN v. UNITED STATES*. C. A. 4th Cir. Certiorari denied.

No. 20–8355. *GEE v. LUMPKIN, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 20–8356. *HARRELL v. KIJAKAZI, ACTING COMMISSIONER OF SOCIAL SECURITY*. C. A. 8th Cir. Certiorari denied. Reported below: 802 Fed. Appx. 229.

No. 20–8357. *HENDRICKS v. SCHIRALDI, COMMISSIONER, NEW YORK DEPARTMENT OF CORRECTIONS AND COMMUNITY SUPERVISION, ET AL.* App. Div., Sup. Ct. N. Y., 3d Jud. Dept. Certiorari denied. Reported below: 179 App. Div. 3d 1232, 116 N. Y. S. 3d 443.

No. 20–8359. *CASTLE v. UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF CALIFORNIA*. C. A. 9th Cir. Certiorari denied.

No. 20–8360. *VERDEJO RUIZ v. EDGE, WARDEN*. C. A. 5th Cir. Certiorari denied. Reported below: 842 Fed. Appx. 930.

No. 20–8361. *SMALL ET AL. v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 988 F. 3d 241.

No. 20–8362. *SLEUGH v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 827 Fed. Appx. 645.

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No. 20–8364. *GILMARTIN v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 803 Fed. Appx. 538.

No. 20–8365. *GATHERCOLE v. UNITED STATES*. C. A. 8th Cir. Certiorari denied.

No. 20–8366. *GARRETT v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 805 Fed. Appx. 709.

No. 20–8367. *GRAHAM v. BENTON, WARDEN*. Sup. Ct. Ga. Certiorari denied.

No. 20–8368. *FARMER v. FOLEY, WARDEN*. C. A. 6th Cir. Certiorari denied.

No. 20–8369. *CLARK v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 829 Fed. Appx. 562.

No. 20–8370. *THOMAS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 20–8371. *HERNANDEZ v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 831 Fed. Appx. 932.

No. 20–8373. *HERRIOTT v. FORD, ASSOCIATE WARDEN, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 829 Fed. Appx. 660.

No. 20–8374. *IKHARO v. GARLAND, ATTORNEY GENERAL*. C. A. 6th Cir. Certiorari denied.

No. 20–8375. *LIBERTO ET AL. v. GEISINGER HOSPITAL ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 830 Fed. Appx. 72.

No. 20–8376. *HAYNES v. BOYD, WARDEN*. C. A. 6th Cir. Certiorari denied.

No. 20–8377. *GARDNER v. LUMPKIN, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 20–8378. *GORE v. BRUCK, ACTING ATTORNEY GENERAL OF NEW JERSEY, ET AL.* C. A. 3d Cir. Certiorari denied.

No. 20–8379. *JOHNSON v. ROWAN HELPING MINISTRIES*. C. A. 4th Cir. Certiorari denied. Reported below: 828 Fed. Appx. 914.

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No. 20–8380. *SIMMONS v. HOUSER*, SUPERINTENDENT, GOOSE CREEK CORRECTIONAL CENTER. C. A. 9th Cir. Certiorari denied.

No. 20–8381. *DIAZ v. FRAUENHEIM*, WARDEN. C. A. 9th Cir. Certiorari denied.

No. 20–8382. *ESSILFIE v. KEATING ET AL.* Ct. App. Wash. Certiorari denied. Reported below: 13 Wash. App. 2d 1097.

No. 20–8383. *ANTONIO RIOS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 846 Fed. Appx. 184.

No. 20–8384. *RODRIGUEZ-CALDERON v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 833 Fed. Appx. 597.

No. 20–8385. *JACKSON v. INDIANA*. Ct. App. Ind. Certiorari denied. Reported below: 167 N. E. 3d 720.

No. 20–8386. *GRIFFIN v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 847 Fed. Appx. 752.

No. 20–8387. *FELIX v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 850 Fed. Appx. 374.

No. 20–8388. *LEAL v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 840 Fed. Appx. 806.

No. 20–8389. *LEA v. UNITED STATES*. C. A. D. C. Cir. Certiorari denied. Reported below: 839 Fed. Appx. 551.

No. 20–8390. *WORKMAN v. KENT*, WARDEN. C. A. 5th Cir. Certiorari denied.

No. 20–8391. *PRICE v. FOLEY*, WARDEN. Sup. Ct. Ohio. Certiorari denied. Reported below: 163 Ohio St. 3d 1438, 2021-Ohio-1896, 168 N. E. 3d 1196.

No. 20–8392. *PRONIN v. JOHNSON ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 834 Fed. Appx. 802.

No. 20–8393. *MCDANIEL v. GEORGIA*. Sup. Ct. Ga. Certiorari denied. Reported below: 311 Ga. 367, 857 S. E. 2d 479.

No. 20–8394. *PETERS v. ADAMICK ET AL.* C. A. 5th Cir. Certiorari denied.

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No. 20–8395. *BERNAL-VILLAREAL v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 835 Fed. Appx. 269.

No. 20–8397. *BANKS v. DISTRICT OF COLUMBIA ET AL.* C. A. D. C. Cir. Certiorari denied. Reported below: 833 Fed. Appx. 485.

No. 20–8398. *HILLS v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 834 Fed. Appx. 442.

No. 20–8399. *HOPKINS v. ILLINOIS*. App. Ct. Ill., 3d Dist. Certiorari denied. Reported below: 2020 IL App (3d) 170253, 161 N. E. 3d 1161.

No. 20–8400. *BARLEY v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 831 Fed. Appx. 629.

No. 20–8401. *THORNTON v. FLORIDA*. Dist. Ct. App. Fla., 1st Dist. Certiorari denied. Reported below: 309 So. 3d 721.

No. 20–8402. *CHICA-GUTIERREZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 833 Fed. Appx. 592.

No. 20–8403. *CRAVEN v. FLORIDA*. Sup. Ct. Fla. Certiorari denied. Reported below: 310 So. 3d 891.

No. 20–8404. *BROWN ET AL. v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 828 Fed. Appx. 366.

No. 20–8405. *VESTAL v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 833 Fed. Appx. 599.

No. 20–8406. *PETERS v. TEXAS ET AL.* C. A. 5th Cir. Certiorari denied.

No. 20–8407. *LITTLEPAGE v. SHOOP, WARDEN*. C. A. 6th Cir. Certiorari denied.

No. 20–8408. *DEICHSEL v. TEGELS, WARDEN*. C. A. 7th Cir. Certiorari denied.

No. 20–8411. *C. T. v. ORANGE COUNTY SOCIAL SERVICES AGENCY*. Ct. App. Cal., 4th App. Dist., Div. 3. Certiorari denied.

No. 20–8412. *DUARTE v. SNAP-ON INC. ET AL.* Dist. Ct. App. Fla., 2d Dist. Certiorari denied. Reported below: 315 So. 3d 648.

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No. 20–8413. *BROOKS v. DEPARTMENT OF LABOR, ADMINISTRATIVE REVIEW BOARD*. C. A. 9th Cir. Certiorari denied.

No. 20–8414. *STIGER v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 843 Fed. Appx. 555.

No. 20–8416. *RAMOS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 834 Fed. Appx. 946.

No. 20–8417. *SUTTON v. UNITED STATES*. Ct. App. D. C. Certiorari denied. Reported below: 248 A. 3d 112.

No. 20–8418. *BUTLER v. MICHIGAN*. Ct. App. Mich. Certiorari denied.

No. 20–8420. *O’NEAL v. CHRISTENSEN*. C. A. 9th Cir. Certiorari denied.

No. 20–8421. *PEREZ v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 844 Fed. Appx. 113.

No. 20–8422. *PORTER v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 825 Fed. Appx. 127.

No. 20–8423. *TORRES v. NEW YORK LEGAL ASSISTANCE GROUP ET AL.* C. A. 2d Cir. Certiorari denied.

No. 20–8424. *GODIKSEN v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 841 Fed. Appx. 322.

No. 20–8425. *CARSON v. SHINN, DIRECTOR, ARIZONA DEPARTMENT OF CORRECTIONS, REHABILITATION AND REENTRY, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 20–8426. *BIN YANG v. CALIFORNIA BOARD OF REGISTERED NURSING*. Ct. App. Cal., 2d App. Dist., Div. 1. Certiorari denied.

No. 20–8427. *BIN YANG v. SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES, ET AL.* Sup. Ct. Cal. Certiorari denied.

No. 20–8428. *GEORGE v. SPEARMAN, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 20–8429. *FORMAN v. PENNSYLVANIA*. Super. Ct. Pa. Certiorari denied. Reported below: 241 A. 3d 467.

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No. 20–8430. *GAYDEN v. ILLINOIS*. App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 2020 IL App (1st) 162636–U.

No. 20–8431. *DUDLEY v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 839 Fed. Appx. 792.

No. 20–8432. *GARZA v. KLEINE ET AL.* C. A. 8th Cir. Certiorari denied.

No. 20–8433. *GOULD v. UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF NORTH CAROLINA*. C. A. 4th Cir. Certiorari denied. Reported below: 831 Fed. Appx. 675.

No. 20–8434. *HENNING v. MICHIGAN STATE TREASURER*. Sup. Ct. Mich. Certiorari denied.

No. 20–8435. *EUGENE v. FLORIDA*. Dist. Ct. App. Fla., 4th Dist. Certiorari denied.

No. 20–8436. *HUGHES v. ANDERSON ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 829 Fed. Appx. 724.

No. 20–8437. *JAN G. v. SEMPLE ET AL.* App. Ct. Conn. Certiorari denied. Reported below: 202 Conn. App. 202, 244 A.3d 644.

No. 20–8438. *LIVINGSTON v. ALABAMA*. Ct. Crim. App. Ala. Certiorari denied.

No. 20–8439. *COTO-MENDOZA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 986 F.3d 583.

No. 20–8440. *DOUGLAS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 855 Fed. Appx. 881.

No. 20–8441. *MILLS v. CALIFORNIA ET AL.* C. A. 9th Cir. Certiorari denied.

No. 20–8442. *PIERRE v. INCH, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 11th Cir. Certiorari denied.

No. 20–8443. *GREEN v. LOUISIANA*. Sup. Ct. La. Certiorari denied. Reported below: 2021–00051 (La. 3/9/21), 312 So.3d 583.

No. 20–8444. *DAVISON v. OKLAHOMA*. Ct. Crim. App. Okla. Certiorari denied. Reported below: 2020 OK CR 22, 478 P.3d 462.

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No. 20–8445. *CRAWFORD v. FLORIDA*. Dist. Ct. App. Fla., 2d Dist. Certiorari denied. Reported below: 310 So. 3d 925.

No. 20–8446. *GRANT v. FLORIDA*. Dist. Ct. App. Fla., 2d Dist. Certiorari denied. Reported below: 316 So. 3d 300.

No. 20–8447. *GARCIA v. LUMPKIN, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 20–8448. *RICHARDSON v. GOMEZ, WARDEN*. C. A. 4th Cir. Certiorari denied. Reported below: 831 Fed. Appx. 660.

No. 20–8449. *GORHAM v. LUMPKIN, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 20–8450. *GOMEZ v. PFEIFFER, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 20–8451. *J. P. v. ARKANSAS*. Ct. App. Ark. Certiorari denied. Reported below: 2020 Ark. App. 493.

No. 20–8452. *LOTT, AKA MOORE v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 834 Fed. Appx. 370.

No. 20–8453. *TUCKER v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 838 Fed. Appx. 453.

No. 20–8455. *LEDFORD v. EASTERN BAND OF CHEROKEE INDIANS*. C. A. 4th Cir. Certiorari denied. Reported below: 845 Fed. Appx. 260.

No. 20–8459. *SMITH v. UNITED STATES*. C. A. 9th Cir. Certiorari denied.

No. 20–8460. *SNIPES v. FLORIDA*. Dist. Ct. App. Fla., 2d Dist. Certiorari denied. Reported below: 313 So. 3d 92.

No. 20–8463. *HAYNES v. HOUSTON, WARDEN*. C. A. 9th Cir. Certiorari denied.

No. 20–8465. *AMBRIZ-VALDOVINOS v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 830 Fed. Appx. 906.

No. 20–8466. *ASHBY v. UNITED STATES*. Ct. App. D. C. Certiorari denied. Reported below: 199 A. 3d 634.

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No. 20–8467. *CASBY v. UNITED STATES*. C. A. 5th Cir. Certiorari denied.

No. 20–8468. *PETTY v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 834 Fed. Appx. 107.

No. 20–8469. *NELSON v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 834 Fed. Appx. 374.

No. 20–8470. *MCLEES v. KIJAKAZI, ACTING COMMISSIONER OF SOCIAL SECURITY*. C. A. 8th Cir. Certiorari denied.

No. 20–8471. *MORALES v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 834 Fed. Appx. 304.

No. 20–8472. *OROSCO v. LUMPKIN, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 20–8473. *MCCRAY v. FEDEX EXPRESS*. C. A. 6th Cir. Certiorari denied.

No. 20–8474. *PLOURDE v. MAINE ET AL.* C. A. 1st Cir. Certiorari denied.

No. 20–8475. *ANGULO-AGUIRRE v. UNITED STATES*. C. A. 2d Cir. Certiorari denied.

No. 20–8476. *BAUER v. BRNOVICH, ATTORNEY GENERAL OF ARIZONA, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 20–8477. *AGUIAR v. UNITED STATES*. C. A. 2d Cir. Certiorari denied.

No. 21–1. *ABELL v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 985 F. 3d 111.

No. 21–4. *BUIS v. DLI ASSETS BRAVO, LLC*. Sup. Ct. Va. Certiorari denied.

No. 21–5. *ADU-BENIAKO v. MICHIGAN DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS*. Ct. App. Mich. Certiorari denied.

No. 21–6. *MARANO v. METROPOLITAN MUSEUM OF ART*. C. A. 2d Cir. Certiorari denied. Reported below: 844 Fed. Appx. 436.

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No. 21–8. *PENNINGTON-THURMAN v. FEDERAL HOME LOAN MORTGAGE CORPORATION ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 835 Fed. Appx. 896.

No. 21–9. *PRESTI v. MAYORKAS, SECRETARY OF HOMELAND SECURITY.* C. A. 7th Cir. Certiorari denied. Reported below: 836 Fed. Appx. 443.

No. 21–10. *BRAUN v. BURKE ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 983 F. 3d 999.

No. 21–13. *KINDERCARE EDUCATION, LLC v. SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN FRANCISCO, ET AL.* Ct. App. Cal., 1st App. Dist., Div. 2. Certiorari denied.

No. 21–14. *WEINSTEIN v. VILLAGE OF BRIARCLIFF MANOR ET AL.* (two judgments). C. A. 2d Cir. Certiorari denied.

No. 21–15. *PETERSON ET AL. v. JONES ET AL.* C. A. 5th Cir. Certiorari denied.

No. 21–16. *CLEDERA v. UNITED STATES ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 834 Fed. Appx. 969.

No. 21–18. *RICE v. GONZALEZ, SHERIFF, HARRIS COUNTY, TEXAS.* C. A. 5th Cir. Certiorari denied. Reported below: 985 F. 3d 1069.

No. 21–19. *SULLIVAN v. TEXAS A&M UNIVERSITY SYSTEM.* C. A. 5th Cir. Certiorari denied. Reported below: 986 F. 3d 593.

No. 21–20. *CHAPPELL v. UNITED STATES.* C. A. 8th Cir. Certiorari denied. Reported below: 990 F. 3d 673.

No. 21–21. *ROSS v. JUDSON INDEPENDENT SCHOOL DISTRICT.* C. A. 5th Cir. Certiorari denied. Reported below: 993 F. 3d 315.

No. 21–22. *PENG v. F. M. TARBELL Co.* Ct. App. Cal., 2d App. Dist., Div. 2. Certiorari denied.

No. 21–24. *DANIELS ET AL. v. HOLTZ ET AL.* Sup. Ct. Iowa. Certiorari denied. Reported below: 957 N. W. 2d 280.

No. 21–25. *JANUSZ v. ILLINOIS.* App. Ct. Ill., 2d Dist. Certiorari denied.

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No. 21–28. *JONES v. VIRGINIA STATE UNIVERSITY ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 834 Fed. Appx. 824.

No. 21–29. *LEITCH ET AL. v. AMERICAN FEDERATION OF STATE, COUNTY, AND MUNICIPAL EMPLOYEES, COUNCIL 31, AFL–CIO.* C. A. 7th Cir. Certiorari denied.

No. 21–30. *MARCEAUX v. TIFFANY & BOSCO, P. A., ET AL.* Ct. App. Ariz. Certiorari denied.

No. 21–32. *ELIZABETH C. v. LOS ANGELES COUNTY DEPARTMENT OF CHILDREN AND FAMILY SERVICES.* Ct. App. Cal., 2d App. Dist., Div. 7. Certiorari denied.

No. 21–34. *BOUTROS v. HONY ET AL.* C. A. 9th Cir. Certiorari denied.

No. 21–35. *GOSSAGE v. OFFICE OF PERSONNEL MANAGEMENT.* C. A. Fed. Cir. Certiorari denied.

No. 21–36. *GOSSAGE v. MERIT SYSTEMS PROTECTION BOARD.* C. A. Fed. Cir. Certiorari denied.

No. 21–37. *GOSSAGE v. OFFICE OF PERSONNEL MANAGEMENT.* C. A. Fed. Cir. Certiorari denied.

No. 21–38. *GOSSAGE v. MERIT SYSTEMS PROTECTION BOARD.* C. A. Fed. Cir. Certiorari denied.

No. 21–39. *RAMIREZ RUIZ v. CALIFORNIA.* Ct. App. Cal., 1st App. Dist., Div. 2. Certiorari denied. Reported below: 56 Cal. App. 5th 809, 270 Cal. Rptr. 3d 702.

No. 21–40. *SANGSTER v. VALENCIA.* Ct. App. Cal., 4th App. Dist., Div. 2. Certiorari denied.

No. 21–41. *JACKSON v. TEXAS* (two judgments). Ct. Crim. App. Tex. Certiorari denied.

No. 21–42. *BLACK v. VITELLO ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 841 Fed. Appx. 334.

No. 21–43. *AL-DOLEMY v. MICHIGAN.* Ct. App. Mich. Certiorari denied.

No. 21–44. *BOUTTE v. BOUTTE.* Sup. Ct. La. Certiorari denied. Reported below: 2020–00985 (La. 12/8/20), 306 So. 3d 426.

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No. 21–45. *BENEDITH v. CUYAHOGA COUNTY, OHIO, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 846 Fed. Appx. 544.

No. 21–46. *PLANY v. UNITED STATES.* C. A. 9th Cir. Certiorari denied.

No. 21–47. *KHAI QUANG BUI v. ALSHAER.* Sup. Ct. Va. Certiorari denied.

No. 21–50. *D. R. S. v. D. P. H. L. ET AL.* Sup. Ct. Fla. Certiorari denied.

No. 21–52. *EDOKOBI v. TOYOTA MOTOR CREDIT CORP. ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 843 Fed. Appx. 515.

No. 21–55. *MCCANN v. TALEFF ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 828 Fed. Appx. 461.

No. 21–56. *MUIR v. UNITED STATES.* C. A. 2d Cir. Certiorari denied. Reported below: 961 F. 3d 105.

No. 21–58. *RAZZOUK v. UNITED STATES.* C. A. 2d Cir. Certiorari denied. Reported below: 984 F. 3d 181.

No. 21–59. *GORDON v. REGENTS OF THE UNIVERSITY OF CALIFORNIA ET AL.* Ct. App. Cal., 2d App. Dist., Div. 5. Certiorari denied.

No. 21–60. *DRINKARD v. INCH, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS.* C. A. 11th Cir. Certiorari denied. Reported below: 843 Fed. Appx. 200.

No. 21–61. *CHS-GLENWELL INC. ET AL. v. OHIO DEPARTMENT OF MEDICAID.* Ct. App. Ohio, 10th App. Dist., Franklin County. Certiorari denied.

No. 21–62. *POUPART v. LOUISIANA ET AL.* Ct. App. Cal., 5th App. Dist. Certiorari denied.

No. 21–64. *MC Laughlin v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 847 Fed. Appx. 573.

No. 21–65. *BOWERS v. LYNX ASSET SERVICES, LLC.* Super. Ct. N. J., App. Div. Certiorari denied.

No. 21–66. *PBS COALS, INC., ET AL. v. PENNSYLVANIA DEPARTMENT OF TRANSPORTATION.* Sup. Ct. Pa. Certiorari denied. Reported below: 664 Pa. 393, 244 A. 3d 386.

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No. 21–67. *RODAS ROSALES ET AL. v. GARLAND, ATTORNEY GENERAL*. C. A. 2d Cir. Certiorari denied. Reported below: 839 Fed. Appx. 592.

No. 21–69. *HUCKABAY v. IDAHO*. Sup. Ct. Idaho. Certiorari denied. Reported below: 168 Idaho 117, 480 P. 3d 771.

No. 21–70. *ALBRIGHT ET AL. v. UNITED STATES*. C. A. Fed. Cir. Certiorari denied. Reported below: 838 Fed. Appx. 512.

No. 21–71. *WASHINGTON COUNTY, UTAH v. CROWSON*. C. A. 10th Cir. Certiorari denied. Reported below: 983 F. 3d 1166.

No. 21–72. *TURAANI v. WRAY, DIRECTOR, FEDERAL BUREAU OF INVESTIGATION, ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 988 F. 3d 313.

No. 21–73. *DIAMOND v. INCH, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS*. C. A. 11th Cir. Certiorari denied.

No. 21–74. *LEMON v. MYERS BIGEL, P. A., ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 985 F. 3d 392.

No. 21–75. *OJIN KIM v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 988 F. 3d 803.

No. 21–76. *VACCHINO v. NATIONSTAR MORTGAGE, LLC*. Sup. Ct. Fla. Certiorari denied.

No. 21–77. *TECHNICAL EDUCATION SERVICES INC. v. PINKERTON*. Ct. App. Mo., Western Dist. Certiorari denied. Reported below: 616 S. W. 3d 477.

No. 21–78. *GLM DFW, INC. v. WINDSTREAM HOLDINGS, INC.* C. A. 2d Cir. Certiorari denied. Reported below: 838 Fed. Appx. 634.

No. 21–79. *HERRERA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied.

No. 21–81. *NEWSOME ET AL. v. COOPER ET AL.* Sup. Ct. Ala. Certiorari denied. Reported below: 333 So. 3d 940.

No. 21–83. *SORKPOR v. HARLO FENWAY*. C. A. 1st Cir. Certiorari denied.

No. 21–85. *LEEDS v. HANMI BANK*. Ct. App. Cal., 2d App. Dist., Div. 3. Certiorari denied.

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No. 21–87. *CAMPBELL v. BETTA-COLE ET AL.* C. A. 8th Cir. Certiorari denied.

No. 21–88. *PAYLAN v. DIRKS ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 847 Fed. Appx. 595.

No. 21–89. *LEEAL ET AL. v. DITECH FINANCIAL, LLC.* C. A. 6th Cir. Certiorari denied. Reported below: 849 Fed. Appx. 144.

No. 21–90. *BELMONTE v. CITY OF DALLAS, TEXAS.* C. A. 5th Cir. Certiorari denied.

No. 21–91. *PERKINS v. BREWSTER, EXECUTIVE DIRECTOR, TEXAS DEPARTMENT OF MOTOR VEHICLES, ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 843 Fed. Appx. 637.

No. 21–92. *MACHUCA v. DEJOY, POSTMASTER GENERAL.* C. A. 5th Cir. Certiorari denied. Reported below: 831 Fed. Appx. 159.

No. 21–93. *LAWYERS' COMMITTEE FOR 9/11 INQUIRY, INC., ET AL. v. WRAY, DIRECTOR, FEDERAL BUREAU OF INVESTIGATION, ET AL.* C. A. D. C. Cir. Certiorari denied. Reported below: 848 Fed. Appx. 428.

No. 21–94. *SCHREIBER, LIEUTENANT COLONEL (RET.) v. RENAUD, ACTING DIRECTOR, UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICES, ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 981 F. 3d 766.

No. 21–95. *FOLEY ET AL. v. ORANGE COUNTY, FLORIDA, ET AL.* Sup. Ct. Fla. Certiorari denied.

No. 21–96. *DANIELS ET AL. v. COUNTY OF ALAMEDA, CALIFORNIA, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 842 Fed. Appx. 110.

No. 21–97. *TELASCO v. FLORIDA BAR.* C. A. 11th Cir. Certiorari denied. Reported below: 853 Fed. Appx. 608.

No. 21–98. *WARNER v. CARDONA, SECRETARY OF EDUCATION.* C. A. 8th Cir. Certiorari denied. Reported below: 835 Fed. Appx. 169.

No. 21–99. *MCCALLA v. LIBERTY LIFE ASSURANCE COMPANY OF BOSTON ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 839 Fed. Appx. 651.

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No. 21–100. *LERDTHAISONG ET AL. v. CUNNINGHAM ET AL.* Sup. Ct. Tex. Certiorari denied.

No. 21–101. *KARSJENS ET AL., INDIVIDUALLY AND ON BEHALF OF ALL OTHERS SIMILARLY SITUATED v. LOUREY ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 988 F. 3d 1047.

No. 21–105. *TAYLOR v. CITY OF SHERMAN, TEXAS, ET AL.* C. A. 5th Cir. Certiorari denied.

No. 21–106. *KIMNER v. BERKELEY COUNTY, SOUTH CAROLINA.* C. A. 9th Cir. Certiorari denied. Reported below: 851 Fed. Appx. 768.

No. 21–109. *CALIFORNIA STATE LANDS COMMISSION v. DAVIS, LIQUIDATING TRUSTEE OF THE VENOCO LIQUIDATING TRUST, ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 998 F. 3d 94.

No. 21–112. *ERICKSON ET AL. v. NEVADA COUNTY, CALIFORNIA.* Ct. App. Cal., 3d App. Dist. Certiorari denied.

No. 21–113. *UJ-EIGHTY CORP. v. CITY OF BLOOMINGTON BOARD OF ZONING APPEALS.* Sup. Ct. Ind. Certiorari denied. Reported below: 163 N. E. 3d 264.

No. 21–114. *CLIFFORD v. NEW YORK.* App. Term, Sup. Ct. N. Y., 9th and 10th Jud. Dists. Certiorari denied. Reported below: 69 Misc. 3d 135, 132 N. Y. S. 3d 233.

No. 21–115. *ROSARIO v. UNITED STATES.* C. A. 2d Cir. Certiorari denied. Reported below: 842 Fed. Appx. 694.

No. 21–116. *MISSOURI EX REL. HAGAN v. BERRY, JUDGE, 45TH JUDICIAL CIRCUIT, PIKE COUNTY, MISSOURI, ET AL.* Sup. Ct. Mo. Certiorari denied.

No. 21–117. *DECK v. WELLS FARGO BANK, N. A., ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 834 Fed. Appx. 424.

No. 21–122. *WATERS v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 846 Fed. Appx. 263.

No. 21–123. *MARTIN v. TELEPERFORMANCE INC.* C. A. 11th Cir. Certiorari denied. Reported below: 839 Fed. Appx. 443.

No. 21–128. *WALDNER ET AL. v. UNITED STATES.* C. A. 8th Cir. Certiorari denied.

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No. 21–129. *LOPEZ v. RAMIREZ*, PRESIDING JUSTICE, COURT OF APPEAL OF CALIFORNIA, FOURTH APPELLATE DISTRICT, DIVISION TWO, ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 837 Fed. Appx. 567.

No. 21–131. *BROWN v. FRIEL*, POLICE CHIEF, ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 842 Fed. Appx. 792.

No. 21–132. *PILCHMAN v. NATIONAL LABOR RELATIONS BOARD ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 831 Fed. Appx. 46.

No. 21–137. *AMANDA P. ET AL., AS PARENTS AND NEXT FRIENDS OF T. P., A MINOR INDIVIDUAL WITH A DISABILITY v. COPPERAS COVE INDEPENDENT SCHOOL DISTRICT.* C. A. 5th Cir. Certiorari denied. Reported below: 838 Fed. Appx. 104.

No. 21–140. *GARITY v. APWU NATIONAL LABOR ORGANIZATION.* C. A. 9th Cir. Certiorari denied. Reported below: 840 Fed. Appx. 924.

No. 21–143. *RODRIGUEZ-RIVERA v. UNITED STATES.* C. A. 1st Cir. Certiorari denied. Reported below: 989 F. 3d 183.

No. 21–149. *RIVERA v. GRANILLO.* C. A. 10th Cir. Certiorari denied. Reported below: 846 Fed. Appx. 664.

No. 21–157. *ANDERSON & ANDERSON LLP-GUANGZHOU ET AL. v. NORTH AMERICAN FOREIGN TRADING CORP.* C. A. 2d Cir. Certiorari denied. Reported below: 844 Fed. Appx. 382.

No. 21–158. *BOBCAR MEDIA, LLC v. AARDVARK EVENT LOGISTICS, INC.* C. A. Fed. Cir. Certiorari denied. Reported below: 839 Fed. Appx. 545.

No. 21–162. *WILLIAMS v. STATE BAR OF ARIZONA.* Sup. Ct. Ariz. Certiorari denied.

No. 21–163. *CANTU v. PROVIDENCE HOSPITAL ET AL.* Ct. App. Wash. Certiorari denied. Reported below: 14 Wash. App. 2d 1011.

No. 21–166. *CERVANTES-MERAZ v. OREGON.* Ct. App. Ore. Certiorari denied. Reported below: 307 Ore. App. 849, 476 P. 3d 1282.

No. 21–168. *DE JESUS v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 842 Fed. Appx. 492.

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No. 21–173. *TILLMAN-CONERLY v. OFFICE OF PERSONNEL MANAGEMENT ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 851 Fed. Appx. 812.

No. 21–176. *TATARA v. INCH, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 849 Fed. Appx. 858.

No. 21–177. *KALLAS v. EGAN, EXECUTIVE DEPUTY COMMISSIONER OF THE DEPARTMENT OF MOTOR VEHICLES OF THE STATE OF NEW YORK.* C. A. 2d Cir. Certiorari denied. Reported below: 842 Fed. Appx. 676.

No. 21–178. *KINNEY v. THREE ARCH BAY COMMUNITY SERVICES DISTRICT ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 829 Fed. Appx. 273.

No. 21–179. *ROLLE v. ST. GEORGE.* C. A. 2d Cir. Certiorari denied. Reported below: 833 Fed. Appx. 844.

No. 21–180. *LATHIGEE v. BRITISH COLUMBIA SECURITIES COMMISSION.* Sup. Ct. Nev. Certiorari denied. Reported below: 136 Nev. 670, 477 P. 3d 352.

No. 21–185. *SOLOMON v. AMERICAN FEDERATION OF STATE, COUNTY, AND MUNICIPAL EMPLOYEES, DISTRICT COUNCIL 37, AFL–CIO.* C. A. 2d Cir. Certiorari denied.

No. 21–189. *OKEY v. PENNSYLVANIA.* Super. Ct. Pa. Certiorari denied. Reported below: 241 A. 3d 476.

No. 21–192. *SIMPSON v. UNITED STATES.* C. A. Armed Forces. Certiorari denied. Reported below: 81 M. J. 33.

No. No. 21–193. *CENTRIPETAL NETWORKS, INC. v. CISCO SYSTEMS, INC.* (two judgments). C. A. Fed. Cir. Certiorari denied. Reported below: 847 Fed. Appx. 869 (first judgment) and 881 (second judgment).

No. 21–197. *REIGNAT-VODI v. MARYLAND MOTOR VEHICLE ADMINISTRATION.* Ct. Sp. App. Md. Certiorari denied.

No. 21–203. *MANDACINA v. ENTZEL, WARDEN.* C. A. 7th Cir. Certiorari denied. Reported below: 991 F. 3d 758.

No. 21–207. *BEHRMAN CAPITAL IV, L. P., ET AL. v. REYNOLDS, TRUSTEE.* C. A. 11th Cir. Certiorari denied. Reported below: 988 F. 3d 1314.

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No. 21–209. HUPING HU ET AL. *v.* HIRSHFELD, ACTING UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND DIRECTOR, UNITED STATES PATENT AND TRADEMARK OFFICE. C. A. Fed. Cir. Certiorari denied. Reported below: 848 Fed. Appx. 416.

No. 21–222. WALKER *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 849 Fed. Appx. 822.

No. 21–224. JAMMAL ET AL. *v.* AMERICAN FAMILY INSURANCE CO. ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 839 Fed. Appx. 1017.

No. 21–240. KWS INC., A MEMBER OF THE THIELE GROUP *v.* SCALLA. Super. Ct. Pa. Certiorari denied. Reported below: 240 A. 3d 131.

No. 21–282. TURNER *v.* MISSISSIPPI. Sup. Ct. Miss. Certiorari denied. Reported below: 319 So. 3d 1066.

No. 21–287. TROTT *v.* MARYLAND. Ct. App. Md. Certiorari denied. Reported below: 473 Md. 245, 249 A. 3d 833.

No. 21–317. KOCH *v.* OHIO DEPARTMENT OF NATURAL RESOURCES ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 858 Fed. Appx. 832.

No. 21–318. LEYSE *v.* BANK OF AMERICA, N. A. C. A. 3d Cir. Certiorari denied. Reported below: 856 Fed. Appx. 408.

No. 21–5001. SMITH *v.* ILLINOIS. App. Ct. Ill., 2d Dist. Certiorari denied.

No. 21–5002. ROBINSON *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 993 F. 3d 839.

No. 21–5003. CARTER *v.* PHILLIPS, WARDEN. C. A. 6th Cir. Certiorari denied.

No. 21–5004. SHAFER *v.* LUMPKIN, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION. C. A. 5th Cir. Certiorari denied.

No. 21–5005. SEMIEN *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 838 Fed. Appx. 88.

No. 21–5006. SMITH *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied.

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No. 21–5007. *THOMAS BEY v. NORTH CAROLINA ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 846 Fed. Appx. 193.

No. 21–5008. *CROWNHART v. COLLINS.* C. A. 10th Cir. Certiorari denied.

No. 21–5009. *TARVER v. MARYLAND.* Ct. App. Md. Certiorari denied. Reported below: 471 Md. 282, 241 A. 3d 869.

No. 21–5010. *TAYLOR v. FLORIDA.* Dist. Ct. App. Fla., 1st Dist. Certiorari denied. Reported below: 303 So. 3d 520.

No. 21–5011. *FARMER v. UNITED STATES.* C. A. 1st Cir. Certiorari denied. Reported below: 988 F. 3d 55.

No. 21–5013. *COUNCIL v. UNITED STATES;* and

No. 21–5032. *POE v. UNITED STATES.* C. A. 7th Cir. Certiorari denied. Reported below: 973 F. 3d 667.

No. 21–5014. *FIFIELD v. UNITED STATES.* C. A. 10th Cir. Certiorari denied. Reported below: 836 Fed. Appx. 715.

No. 21–5015. *FRANKLIN v. LEGRAND, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 21–5019. *PEREZ v. BAKER, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 21–5020. *POTERE v. STATE BAR OF CALIFORNIA.* Sup. Ct. Cal. Certiorari denied.

No. 21–5021. *SENN v. TEXAS.* Ct. App. Tex., 2d Dist. Certiorari denied.

No. 21–5022. *TERRELL v. LUMPKIN, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION.* C. A. 5th Cir. Certiorari denied. Reported below: 834 Fed. Appx. 121.

No. 21–5023. *TWIGGS v. SHINN, DIRECTOR, ARIZONA DEPARTMENT OF CORRECTIONS, REHABILITATION AND REENTRY, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 21–5024. *McKINLEY v. EIGHTH JUDICIAL DISTRICT COURT OF NEVADA, CLARK COUNTY, ET AL.* Sup. Ct. Nev. Certiorari denied. Reported below: 137 Nev. 940, 480 P. 3d 264.

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No. 21–5025. *HANNA v. SHOOP, WARDEN*. C. A. 6th Cir. Certiorari denied. Reported below: 987 F. 3d 605.

No. 21–5027. *LAGRANGE v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 981 F. 3d 1119.

No. 21–5028. *COPEs, AKA HENDERSON-COPEs v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 837 Fed. Appx. 898.

No. 21–5029. *DOMINGO-MORALES v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 838 Fed. Appx. 120.

No. 21–5031. *PITT v. UNITED STATES*. C. A. 2d Cir. Certiorari denied.

No. 21–5033. *PHILLIPS v. MADDOX, SHERIFF, DEKALB COUNTY, GEORGIA*. Super. Ct. DeKalb County, Ga. Certiorari denied.

No. 21–5035. *PYLES v. EPPINGER, WARDEN*. Sup. Ct. Ohio. Certiorari denied. Reported below: 162 Ohio St. 3d 1419, 2021-Ohio-1201, 166 N. E. 3d 6.

No. 21–5036. *MCCUNE v. PHH MORTGAGE CORP. ET AL.* Sup. Ct. Ariz. Certiorari denied.

No. 21–5037. *VAUGHN v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 973 F. 3d 667.

No. 21–5038. *BLEDsOE v. STOCKTON POLICE DEPARTMENT ET AL.* C. A. 9th Cir. Certiorari denied.

No. 21–5040. *CUNNINGHAM v. JPMORGAN CHASE BANK, N. A.* C. A. 3d Cir. Certiorari denied. Reported below: 815 Fed. Appx. 686.

No. 21–5041. *CHANTHAKOUMMANE v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied.

No. 21–5043. *SARAGOZA-BOTELLO v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 837 Fed. Appx. 316.

No. 21–5044. *HOLLIE v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 834 Fed. Appx. 122.

No. 21–5045. *HIGGINS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 834 Fed. Appx. 965.

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No. 21–5049. *MYERS v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 965 F. 3d 933.

No. 21–5051. *WASHINGTON v. TAYLOR, WARDEN, ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 847 Fed. Appx. 734.

No. 21–5052. *DRUMMOND v. INCH, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS*. Sup. Ct. Fla. Certiorari denied.

No. 21–5053. *JAVIER VERGARA v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 21–5054. *WATSON v. VIRGINIA*. Sup. Ct. Va. Certiorari denied.

No. 21–5055. *WILSON v. UNITED STATES*. C. A. 5th Cir. Certiorari denied.

No. 21–5056. *VINCENT v. AUTOZONE*. C. A. 4th Cir. Certiorari denied. Reported below: 848 Fed. Appx. 586.

No. 21–5057. *LAVERT v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 830 Fed. Appx. 894.

No. 21–5058. *PHIPPS v. MCDOWELL, WARDEN*. C. A. 9th Cir. Certiorari denied.

No. 21–5061. *LUCAS v. VIRGINIA*. Sup. Ct. Va. Certiorari denied.

No. 21–5062. *BURGOS v. UNITED STATES*. C. A. 7th Cir. Certiorari denied.

No. 21–5063. *CANO v. ILLINOIS*. App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 2020 IL App (1st) 182100–U.

No. 21–5064. *CHANNON ET VIR v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 973 F. 3d 1105.

No. 21–5066. *MOORE v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 843 Fed. Appx. 498.

No. 21–5067. *WISEMAN v. WACHTENDORF, WARDEN, ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 984 F. 3d 649.

No. 21–5068. *GRIFFIN v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 835 Fed. Appx. 783.

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No. 21–5069. *BURCH v. FREEDOM MORTGAGE CORP. ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 835 Fed. Appx. 741.

No. 21–5070. *BERNHARDT v. UNITED STATES.* C. A. 8th Cir. Certiorari denied.

No. 21–5071. *LITTLEFIELD v. CALIFORNIA.* Sup. Ct. Cal. Certiorari denied.

No. 21–5072. *SAENZ-QUINTELA v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 838 Fed. Appx. 887.

No. 21–5073. *SLOAN v. UNITED STATES.* C. A. 10th Cir. Certiorari denied. Reported below: 845 Fed. Appx. 750.

No. 21–5074. *RIDDER v. SHOOP, WARDEN.* C. A. 6th Cir. Certiorari denied.

No. 21–5075. *SHAW v. SHAW.* Ct. App. Mich. Certiorari denied.

No. 21–5076. *ROSA v. FLORIDA.* C. A. 11th Cir. Certiorari denied.

No. 21–5077. *CASTILLO JUAREZ ET UX. v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 851 Fed. Appx. 963.

No. 21–5078. *JOHNSON v. UNITED STATES.* C. A. 4th Cir. Certiorari denied.

No. 21–5079. *BLEDSON v. GUILIANI, JUDGE, SUPERIOR COURT OF CALIFORNIA, SAN JOAQUIN COUNTY, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 851 Fed. Appx. 766.

No. 21–5080. *BROWN v. SHALKH.* C. A. 11th Cir. Certiorari denied. Reported below: 823 Fed. Appx. 910.

No. 21–5083. *BREITENBACH v. KANSAS.* Sup. Ct. Kan. Certiorari denied. Reported below: 313 Kan. 73, 483 P. 3d 448.

No. 21–5084. *KIMBALL v. ALTOONA POLICE DEPARTMENT ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 830 Fed. Appx. 793.

No. 21–5085. *LOLA v. FLORIDA.* Dist. Ct. App. Fla., 3d Dist. Certiorari denied.

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No. 21–5086. *PURPERA v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 844 Fed. Appx. 614.

No. 21–5087. *PEBLEY v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 846 Fed. Appx. 671.

No. 21–5088. *JOHNSON v. NICHOLS ET AL.* Dist. Ct. App. Fla., 4th Dist. Certiorari denied. Reported below: 312 So. 3d 73.

No. 21–5089. *LAWRENCE v. UNITED STATES*. C. A. 8th Cir. Certiorari denied.

No. 21–5090. *SMITH v. CITY OF BREMERTON, WASHINGTON*. C. A. 9th Cir. Certiorari denied.

No. 21–5091. *DUNKLEY v. PHILLIPS, WARDEN*. C. A. 6th Cir. Certiorari denied.

No. 21–5093. *BARBEE v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied. Reported below: 616 S. W. 3d 836.

No. 21–5094. *JALOWIEC v. OHIO*. Ct. App. Ohio, 9th App. Dist., Lorain County. Certiorari denied. Reported below: 2020-Ohio-4177.

No. 21–5096. *MARTINEZ-ROJAS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 836 Fed. Appx. 317.

No. 21–5098. *BROWN v. UNITED STATES*. C. A. 4th Cir. Certiorari denied.

No. 21–5100. *HAYMOND v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 830 Fed. Appx. 484.

No. 21–5101. *VIOLA v. SHINN, DIRECTOR, ARIZONA DEPARTMENT OF CORRECTIONS, REHABILITATION AND REENTRY, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 21–5102. *MEZA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 843 Fed. Appx. 592.

No. 21–5103. *YATES v. WACHTENDORF, WARDEN*. C. A. 8th Cir. Certiorari denied.

No. 21–5105. *WRIGHT v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 993 F. 3d 1054.

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No. 21–5106. *VIQUESNEY v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 829 Fed. Appx. 382.

No. 21–5107. *WALKER v. GEORGIA ET AL.* C. A. 11th Cir. Certiorari denied.

No. 21–5108. *WILLIS v. ILLINOIS*. App. Ct. Ill., 1st Dist. Certiorari denied.

No. 21–5110. *BAPTISTE v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 843 Fed. Appx. 212.

No. 21–5111. *RICE v. UNITED STATES*. C. A. 6th Cir. Certiorari denied.

No. 21–5113. *ALMENDAREZ v. LUMPKIN, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 21–5114. *DANIELS v. FLORIDA*. Dist. Ct. App. Fla., 1st Dist. Certiorari denied. Reported below: 308 So. 3d 212.

No. 21–5117. *ALLRED v. WASHINGTON*. C. A. 9th Cir. Certiorari denied.

No. 21–5118. *DYERS v. GEORGIA*. Ct. App. Ga. Certiorari denied.

No. 21–5119. *WOLFE v. PAYNE, DIRECTOR, ARKANSAS DIVISION OF CORRECTION*. Sup. Ct. Ark. Certiorari denied. Reported below: 2021 Ark. 87, 622 S. W. 3d 625.

No. 21–5120. *TAYLOR v. OTERO*. Ct. App. Cal., 3d App. Dist. Certiorari denied.

No. 21–5121. *YOUNG v. CRESCENT MANAGEMENT, LLC, ET AL.* Sup. Ct. Okla. Certiorari denied.

No. 21–5122. *VELASQUEZ-CANALES v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 987 F. 3d 367.

No. 21–5123. *THOMAS v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 851 Fed. Appx. 138.

No. 21–5124. *WILSON v. UNITED STATES*. C. A. 2d Cir. Certiorari denied.

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No. 21–5125. *THOMAS v. UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF CALIFORNIA*. C. A. 9th Cir. Certiorari denied.

No. 21–5126. *BEACH v. FLORIDA*. Sup. Ct. Fla. Certiorari denied.

No. 21–5127. *ALDANA v. INCH, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS*. C. A. 11th Cir. Certiorari denied.

No. 21–5128. *HANSMEIER v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 988 F. 3d 428.

No. 21–5129. *PEEL v. ZARRICK*. C. A. 7th Cir. Certiorari denied.

No. 21–5131. *NEGRITO, FKA NOEL v. BUONAUGURIO*. C. A. 2d Cir. Certiorari denied. Reported below: 836 Fed. Appx. 36.

No. 21–5132. *REYNOLDS v. UNITED STATES*. C. A. 3d Cir. Certiorari denied.

No. 21–5133. *SKILLERN v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 21–5134. *REINER v. COX COMMUNICATIONS CALIFORNIA, LLC*. Ct. App. Cal., 4th App. Dist., Div. 3. Certiorari denied.

No. 21–5135. *ORR v. TEXAS*. Ct. App. Tex., 12th Dist. Certiorari denied.

No. 21–5136. *RUSSELL v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 852 Fed. Appx. 834.

No. 21–5137. *RAJAPAKSE v. CREDIT ACCEPTANCE CORP. ET AL.* C. A. 6th Cir. Certiorari denied.

No. 21–5140. *ARKINSON v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 836 Fed. Appx. 573.

No. 21–5141. *EDWARDS v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 838 Fed. Appx. 245.

No. 21–5142. *WILLIAMS v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 852 Fed. Appx. 992.

No. 21–5143. *CARR v. NATIONAL PRESTO INDUSTRIES ET AL.* C. A. 5th Cir. Certiorari denied.

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No. 21–5144. *SARRATT v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 836 F. 3d 189.

No. 21–5145. *DONALDSON v. LUMPKIN, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 21–5146. *ADAMS v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 846 Fed. Appx. 653.

No. 21–5147. *AYOUBI v. ILLINOIS*. App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 2020 IL App (1st) 180518, 163 N. E. 3d 224.

No. 21–5149. *BARRAZA v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 892 F. 3d 1106.

No. 21–5150. *FREITAS v. BANK OF AMERICA*. C. A. 9th Cir. Certiorari denied. Reported below: 840 Fed. Appx. 973.

No. 21–5151. *IVERY v. OHIO*. Ct. App. Ohio, 9th App. Dist., Summit County. Certiorari denied. Reported below: 2020-Ohio-3349.

No. 21–5152. *FOX v. OHIO*. Ct. App. Ohio, 10th App. Dist., Franklin County. Certiorari denied. Reported below: 2020-Ohio-5521.

No. 21–5153. *ROGERS v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 988 F. 3d 106.

No. 21–5154. *STEWART v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 843 Fed. Appx. 600.

No. 21–5155. *SHELLITO v. INCH, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 11th Cir. Certiorari denied.

No. 21–5156. *SHABAZZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 844 Fed. Appx. 778.

No. 21–5157. *SIMMONDS v. TERRITORY OF THE VIRGIN ISLANDS*. C. A. 3d Cir. Certiorari denied. Reported below: 837 Fed. Appx. 109.

No. 21–5158. *BERDEJA-MEDINA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 836 Fed. Appx. 340.

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No. 21–5159. *CENTOFANTI v. NEVADA*. Ct. App. Nev. Certiorari denied. Reported below: 136 Nev. —, — P. 3d —.

No. 21–5160. *CARTER v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 837 Fed. Appx. 308.

No. 21–5161. *DRAPER v. MARTIN, WARDEN*. C. A. 10th Cir. Certiorari denied. Reported below: 843 Fed. Appx. 126.

No. 21–5162. *COX v. UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEW JERSEY*. C. A. 3d Cir. Certiorari denied. Reported below: 849 Fed. Appx. 371.

No. 21–5163. *STEPHEN v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 984 F. 3d 625.

No. 21–5164. *COKER v. ALABAMA*. Ct. Crim. App. Ala. Certiorari denied.

No. 21–5166. *VALLADARES v. KOENIG, WARDEN*. C. A. 9th Cir. Certiorari denied.

No. 21–5167. *DEWAYNE v. JPMORGAN MORTGAGE ACQUISITION CORP. ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 829 Fed. Appx. 633.

No. 21–5168. *CROSS v. DAVIDSON ET AL.* C. A. 11th Cir. Certiorari denied.

No. 21–5169. *NUNEZ v. KIJAKAZI, ACTING COMMISSIONER OF SOCIAL SECURITY*. C. A. 2d Cir. Certiorari denied. Reported below: 848 Fed. Appx. 35.

No. 21–5172. *GANDARA ESCARCEGA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 837 Fed. Appx. 321.

No. 21–5173. *WEBSTER v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 844 Fed. Appx. 937.

No. 21–5174. *CRUZ-MIGUEL v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 837 Fed. Appx. 302.

No. 21–5175. *CHAVEZ-PORTILLO v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 837 Fed. Appx. 320.

No. 21–5177. *CHIRAS v. MARSHALL, SUPERINTENDENT, COLORADO MENTAL HEALTH INSTITUTE AT PUEBLO*. C. A. 10th Cir. Certiorari denied. Reported below: 832 Fed. Appx. 573.

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No. 21–5179. *COLEMAN v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 835 Fed. Appx. 73.

No. 21–5180. *DOWDY v. JACKSON, WARDEN*. C. A. 6th Cir. Certiorari denied.

No. 21–5181. *THOMAS v. LUMPKIN, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 21–5182. *TEJEDA v. MINNESOTA*. Ct. App. Minn. Certiorari denied.

No. 21–5183. *MCMILLIAN v. UNITED STATES*. Ct. App. D. C. Certiorari denied. Reported below: 246 A. 3d 155.

No. 21–5184. *PASTOR v. PARTNERSHIP FOR CHILDREN’S RIGHTS*. C. A. 2d Cir. Certiorari denied. Reported below: 856 Fed. Appx. 343.

No. 21–5185. *PELLEW v. UNITED STATES*. Ct. App. D. C. Certiorari denied. Reported below: 238 A. 3d 941.

No. 21–5186. *MELKONYAN v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 831 Fed. Appx. 319.

No. 21–5188. *NASIR v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 982 F. 3d 144.

No. 21–5189. *HATTER v. WILLIAMS ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 844 Fed. Appx. 870.

No. 21–5190. *HINES v. REISCH, INTERIM SECRETARY, SOUTH DAKOTA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 8th Cir. Certiorari denied.

No. 21–5191. *HEPBURN v. TELEPERFORMANCE*. C. A. 9th Cir. Certiorari denied. Reported below: 828 Fed. Appx. 439.

No. 21–5192. *GUILLEN-HERNANDEZ v. TEXAS*. Ct. App. Tex., 1st Dist. Certiorari denied.

No. 21–5194. *SOTO v. MINNESOTA SUPREME COURT ET AL.* C. A. 8th Cir. Certiorari denied.

No. 21–5195. *M. T. Q. v. OFFICE OF THE ATTORNEY GENERAL OF TEXAS ET AL.* Ct. App. Tex., 9th Dist. Certiorari denied.

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No. 21–5196. *STOLTZ v. UNITED STATES*. C. A. 9th Cir. Certiorari denied.

No. 21–5197. *T. A. S., FATHER OF R. A. S., A MINOR CHILD v. FLORIDA DEPARTMENT OF CHILDREN AND FAMILIES*. Dist. Ct. App. Fla., 1st Dist. Certiorari denied. Reported below: 309 So. 3d 209.

No. 21–5198. *LAWRENCE v. OHIO*. Ct. App. Ohio, 12th App. Dist., Butler County. Certiorari denied. Reported below: 2020-Ohio-855.

No. 21–5199. *JOHNSON v. SHOOP, WARDEN*. C. A. 6th Cir. Certiorari denied.

No. 21–5201. *SCOTT v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 852 Fed. Appx. 274.

No. 21–5202. *FIGUEROA-LARREA v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 849 Fed. Appx. 688.

No. 21–5203. *ABDALLA, AKA AKASHA v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 839 Fed. Appx. 656.

No. 21–5204. *PATRICK v. THOMAS, WARDEN*. C. A. 11th Cir. Certiorari denied. Reported below: 828 Fed. Appx. 518.

No. 21–5205. *MENDIA v. HARMAN ET AL.* Ct. App. Kan. Certiorari denied.

No. 21–5206. *S. J., MOTHER OF A. C. ET AL., EACH A MINOR CHILD v. DEPARTMENT OF CHILDREN AND FAMILIES*. Sup. Ct. Fla. Certiorari denied.

No. 21–5208. *WANI v. GEORGE FOX UNIVERSITY ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 856 Fed. Appx. 672.

No. 21–5209. *COLLIE v. SOUTH CAROLINA COMMISSION ON LAWYER CONDUCT*. Sup. Ct. S. C. Certiorari denied.

No. 21–5210. *HART v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 852 Fed. Appx. 596.

No. 21–5211. *PETTAWAY v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 842 Fed. Appx. 406.

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No. 21–5212. *O’LAUGHLIN v. BOEING CO. ET AL.* C. A. 8th Cir. Certiorari denied.

No. 21–5213. *TAYLOR v. GEORGIA.* Sup. Ct. Ga. Certiorari denied. Reported below: 303 Ga. 624, 814 S. E. 2d 353.

No. 21–5214. *ADEBAYO v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 836 Fed. Appx. 852.

No. 21–5215. *BATES v. UNITED STATES.* C. A. 11th Cir. Certiorari denied.

No. 21–5216. *KORYAL v. SCHROEDER, WARDEN.* C. A. 6th Cir. Certiorari denied.

No. 21–5217. *KELLER v. ILLINOIS.* App. Ct. Ill., 2d Dist. Certiorari denied. Reported below: 2020 IL App (2d) 170750–U.

No. 21–5218. *ROBINSON v. FLORIDA ET AL.* C. A. 11th Cir. Certiorari denied.

No. 21–5219. *COLLINS v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 836 Fed. Appx. 326.

No. 21–5220. *BRANTLEY v. FLORIDA DEPARTMENT OF REVENUE.* Dist. Ct. App. Fla., 2d Dist. Certiorari denied. Reported below: 321 So. 3d 730.

No. 21–5221. *ADAMS v. KAUFFMAN, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT HUNTINGDON, ET AL.* C. A. 3d Cir. Certiorari denied.

No. 21–5223. *BLEDSON v. CBS TELEVISION NETWORK ET AL.* C. A. 9th Cir. Certiorari denied.

No. 21–5224. *MARTIN v. LUMPKIN, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION.* C. A. 5th Cir. Certiorari denied. Reported below: 839 Fed. Appx. 921.

No. 21–5225. *LUMSDEN v. TEXAS.* Ct. Crim. App. Tex. Certiorari denied.

No. 21–5227. *BAHENA v. ILLINOIS.* App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 2020 IL App (1st) 180197, 170 N. E. 3d 1014.

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No. 21–5229. *RICHMOND ET AL. v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 845 Fed. Appx. 223.

No. 21–5230. *STEWART v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 841 Fed. Appx. 885.

No. 21–5233. *GODOY v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 837 Fed. Appx. 526.

No. 21–5234. *GALVEZ-MARTINEZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 837 Fed. Appx. 319.

No. 21–5235. *HOLTON v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 987 F. 3d 924.

No. 21–5236. *EVANS v. GEORGIA*. Sup. Ct. Ga. Certiorari denied.

No. 21–5237. *BROWN v. INCH, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 11th Cir. Certiorari denied.

No. 21–5238. *KHALILL v. MONTGOMERY, WARDEN*. C. A. 9th Cir. Certiorari denied. Reported below: 996 F. 3d 596.

No. 21–5239. *CRAIG v. WINN, WARDEN*. C. A. 6th Cir. Certiorari denied.

No. 21–5240. *CRUZ-BERMUDEZ v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 847 Fed. Appx. 436.

No. 21–5241. *MENDOZA-BATRES v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 837 Fed. Appx. 318.

No. 21–5242. *WASHINGTON v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 816 Fed. Appx. 197.

No. 21–5243. *GIVENS v. INCH, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 11th Cir. Certiorari denied.

No. 21–5244. *FAISON v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 840 Fed. Appx. 736.

No. 21–5245. *HAHN v. GEORGIA*. Ct. App. Ga. Certiorari denied. Reported below: 356 Ga. App. 79, 846 S. E. 2d 258.

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No. 21–5246. *FERGUSON v. COOK COUNTY CORRECTIONAL FACILITY/CERMAK ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 836 Fed. Appx. 438.

No. 21–5247. *HAMMERLE v. RADTKE, WARDEN.* C. A. 7th Cir. Certiorari denied.

No. 21–5249. *KYTE v. PERSSON, SUPERINTENDENT, COFFEE CREEK CORRECTIONAL FACILITY.* C. A. 9th Cir. Certiorari denied.

No. 21–5250. *MARTINEZ-RAMIREZ v. UNITED STATES.* C. A. 8th Cir. Certiorari denied.

No. 21–5251. *UTSEY v. WALLACE, WARDEN.* C. A. 4th Cir. Certiorari denied. Reported below: 845 Fed. Appx. 244.

No. 21–5252. *TWARDZIK v. NORTH CAROLINA.* C. A. 4th Cir. Certiorari denied. Reported below: 850 Fed. Appx. 852.

No. 21–5254. *TAAL v. ST. MARY’S BANK ET AL.* Sup. Ct. N. H. Certiorari denied.

No. 21–5255. *APPLEBY-EL v. MARYLAND.* Ct. Sp. App. Md. Certiorari denied. Reported below: 248 Md. App. 722.

No. 21–5257. *HAYNES v. CHAPMAN, WARDEN.* C. A. 6th Cir. Certiorari denied.

No. 21–5263. *EDWARDS v. VANNOY, WARDEN.* C. A. 5th Cir. Certiorari denied.

No. 21–5265. *REED v. UNITED STATES.* C. A. 6th Cir. Certiorari denied. Reported below: 993 F. 3d 441.

No. 21–5266. *STEPANETS v. UNITED STATES.* C. A. 1st Cir. Certiorari denied. Reported below: 989 F. 3d 88.

No. 21–5267. *DRAWN v. NEUSCHMID, WARDEN.* C. A. 9th Cir. Certiorari denied.

No. 21–5268. *DAVIS v. LUDWICK, WARDEN.* C. A. 8th Cir. Certiorari denied.

No. 21–5269. *SMITH v. TORRES ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 845 Fed. Appx. 623.

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No. 21–5270. *STANARD v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 849 Fed. Appx. 649.

No. 21–5271. *SURINE v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 840 Fed. Appx. 674.

No. 21–5272. *SMITH v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 853 Fed. Appx. 589.

No. 21–5275. *ENDER v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 851 Fed. Appx. 1011.

No. 21–5276. *BRANSFORD v. WINKELSKI, WARDEN*. C. A. 7th Cir. Certiorari denied.

No. 21–5277. *EADDY v. PENNSYLVANIA*. Super. Ct. Pa. Certiorari denied. Reported below: 240 A. 3d 195.

No. 21–5278. *HEARD v. ILLINOIS*. App. Ct. Ill., 4th Dist. Certiorari denied. Reported below: 2021 IL App (4th) 190228–U.

No. 21–5279. *FRANCIS v. CONNECTICUT*. Sup. Ct. Conn. Certiorari denied. Reported below: 338 Conn. 671, 258 A. 3d 1257.

No. 21–5283. *HAAS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 986 F. 3d 467.

No. 21–5284. *HECTOR v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 846 Fed. Appx. 487.

No. 21–5287. *BREWER v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 858 Fed. Appx. 888.

No. 21–5290. *NITKA v. DEPARTMENT OF EDUCATION*. C. A. 10th Cir. Certiorari denied. Reported below: 857 Fed. Appx. 965.

No. 21–5291. *GARCIA MORALES v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 846 Fed. Appx. 872.

No. 21–5292. *LIN OUYANG v. ACHEM INDUSTRY AMERICA, INC.* Ct. App. Cal., 2d App. Dist., Div. 4. Certiorari denied.

No. 21–5293. *MILLS v. KIJAKAZI, ACTING COMMISSIONER OF SOCIAL SECURITY*. C. A. 11th Cir. Certiorari denied.

No. 21–5294. *KING v. BROWN, ACTING WARDEN*. C. A. 6th Cir. Certiorari denied.

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No. 21–5295. *JONES v. FLOYD, WARDEN*. C. A. 6th Cir. Certiorari denied.

No. 21–5301. *FOUST v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 989 F. 3d 842.

No. 21–5303. *PRUITT v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 843 Fed. Appx. 231.

No. 21–5304. *DITIRRO v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 835 Fed. Appx. 280.

No. 21–5310. *SILVER v. SIEGEL ET AL.* Ct. App. Cal., 2d App. Dist., Div. 3. Certiorari denied.

No. 21–5312. *REYES v. ILLINOIS*. App. Ct. Ill., 2d Dist. Certiorari denied. Reported below: 2020 IL App (2d) 170379, 174 N. E. 3d 127.

No. 21–5314. *JENKINS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 844 Fed. Appx. 676.

No. 21–5315. *COTO CHINCHILLA v. LOUISIANA*. Ct. App. La., 5th Cir. Certiorari denied. Reported below: 20–60 (La. App. 5 Cir. 12/23/20), 307 So. 3d 1189.

No. 21–5318. *MUNYENYEZI v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 989 F. 3d 161.

No. 21–5319. *DEVENCENZI v. UNITED STATES*. C. A. 9th Cir. Certiorari denied.

No. 21–5321. *KIEFFER v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 991 F. 3d 630.

No. 21–5323. *TRADER v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 981 F. 3d 961.

No. 21–5324. *ROBINSON v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 843 Fed. Appx. 607.

No. 21–5325. *ADRIAN TORRES v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 853 Fed. Appx. 151.

No. 21–5328. *DOWTY v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 964 F. 3d 703.

No. 21–5329. *SHARPE v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 852 Fed. Appx. 596.

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No. 21–5335. *ISRAEL-GRIFFIN v. UNITED STATES*. C. A. 6th Cir. Certiorari denied.

No. 21–5336. *HOWARD v. UNITED STATES*. C. A. 7th Cir. Certiorari denied.

No. 21–5339. *MILLER v. UNITED STATES*. C. A. 7th Cir. Certiorari denied.

No. 21–5340. *HILER v. UNITED STATES*. C. A. 9th Cir. Certiorari denied.

No. 21–5342. *WORTHAM v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 990 F. 3d 586.

No. 21–5344. *WOODBERRY v. CITY OF DETROIT, MICHIGAN*. C. A. 6th Cir. Certiorari denied.

No. 21–5346. *TONEY v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 859 Fed. Appx. 1.

No. 21–5350. *KEYS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 846 Fed. Appx. 275.

No. 21–5357. *HARMON v. DEPARTMENT OF FINANCE, SUSSEX COUNTY, DELAWARE, ET AL.* C. A. 3d Cir. Certiorari denied.

No. 21–5358. *RODRIGUEZ-CARAVEO v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 847 Fed. Appx. 250.

No. 21–5360. *ROBERTS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 851 Fed. Appx. 437.

No. 21–5361. *FLORES v. SHARP GROSSMONT HOSPITAL*. Ct. App. Cal., 4th App. Dist., Div. 1. Certiorari denied.

No. 21–5362. *CRAWFORD v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 828 Fed. Appx. 450.

No. 21–5364. *CAMMON v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 849 Fed. Appx. 541.

No. 21–5365. *WILKINSON v. BURTLOW, WARDEN, ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 846 Fed. Appx. 742.

No. 21–5367. *SMITH v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 850 Fed. Appx. 579.

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No. 21–5368. *RODRIGUEZ v. ALLISON, SECRETARY, CALIFORNIA DEPARTMENT OF CORRECTIONS AND REHABILITATION*. C. A. 9th Cir. Certiorari denied. Reported below: 845 Fed. Appx. 584.

No. 21–5370. *AGUIRRE v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 853 Fed. Appx. 748.

No. 21–5374. *HARRISON v. WELLS FARGO BANK ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 854 Fed. Appx. 123.

No. 21–5379. *MACK v. NEW YORK*. App. Div., Sup. Ct. N. Y., 2d Jud. Dept. Certiorari denied. Reported below: 183 App. Div. 3d 916, 122 N. Y. S. 3d 547.

No. 21–5382. *RICO v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 3 F. 4th 1236.

No. 21–5383. *STINSON v. YATES, WARDEN*. C. A. 8th Cir. Certiorari denied.

No. 21–5386. *YOUNG v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 846 Fed. Appx. 179.

No. 21–5391. *MOSS v. GEORGIA*. Sup. Ct. Ga. Certiorari denied. Reported below: 311 Ga. 123, 856 S. E. 2d 280.

No. 21–5392. *RODRIGUEZ-YANEZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 841 Fed. Appx. 728.

No. 21–5393. *NEUMAN v. GEORGIA*. Sup. Ct. Ga. Certiorari denied. Reported below: 311 Ga. 83, 856 S. E. 2d 289.

No. 21–5397. *CAREY v. UNITED STATES*. C. A. 3d Cir. Certiorari denied.

No. 21–5398. *ESTES v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 985 F. 3d 99.

No. 21–5399. *DOMINGUEZ-GUTIERREZ v. GARLAND, ATTORNEY GENERAL*. C. A. 10th Cir. Certiorari denied. Reported below: 859 Fed. Appx. 853.

No. 21–5400. *GONZALEZ MALDONADO v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 855 Fed. Appx. 629.

No. 21–5402. *WEST v. UNITED STATES*. Ct. App. D. C. Certiorari denied.

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No. 21–5404. *DUARTE GODINEZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 842 Fed. Appx. 935.

No. 21–5406. *TUESNO v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 838 Fed. Appx. 908.

No. 21–5421. *PAYNE v. OHIO*. Ct. App. Ohio, 9th App. Dist., Summit County. Certiorari denied.

No. 21–5433. *WHITE v. CALIFORNIA*. Ct. App. Cal., 2d App. Dist., Div. 5. Certiorari denied.

No. 21–5440. *DIXON v. INCH, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 11th Cir. Certiorari denied.

No. 21–5446. *CARTER v. MASON, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT RETREAT, ET AL.* C. A. 3d Cir. Certiorari denied.

No. 21–5447. *EDWARDS v. OBERLANDER, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT FOREST, ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 845 Fed. Appx. 148.

No. 21–5448. *KYTE v. MARION COUNTY POLICE*. C. A. 7th Cir. Certiorari denied.

No. 21–5459. *ENCARNACION v. ANNUCCI, ACTING COMMISSIONER, NEW YORK DEPARTMENT OF CORRECTIONS AND COMMUNITY SUPERVISION, ET AL.* C. A. 2d Cir. Certiorari denied.

No. 21–5479. *ALMANZA-GARCIA v. COURSEY, SUPERINTENDENT, EASTERN OREGON CORRECTIONAL INSTITUTION*. C. A. 9th Cir. Certiorari denied. Reported below: 838 Fed. Appx. 301.

No. 21–5481. *WATTS v. MISSISSIPPI*. Sup. Ct. Miss. Certiorari denied. Reported below: 733 So. 2d 214.

No. 21–5519. *BUBENCHIK v. FENDER, WARDEN*. C. A. 6th Cir. Certiorari denied.

No. 21–5529. *MARTINEZ MONTEALVO v. IOWA*. Ct. App. Iowa. Certiorari denied. Reported below: 957 N. W. 2d 328.

No. 21–5553. *DALY v. MAINE*. Sup. Jud. Ct. Me. Certiorari denied. Reported below: 2021 ME 37, 254 A. 3d 426.

No. 20–997. *JAMES ET AL. v. BARTELT*. C. A. 3d Cir. Certiorari denied. Reported below: 957 F. 3d 165.

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SOTOMAYOR, J., dissenting

JUSTICE SOTOMAYOR, dissenting.

On May 24, 2011, Willie Gibbons was shot and killed by a police officer. It is undisputed that the officer who shot him knew that Gibbons suffered from a mental illness and that he was holding a gun to his own temple. It is also undisputed that Gibbons never threatened the officer in any way and that the encounter was over within seconds, leaving Gibbons fatally wounded. The remaining facts surrounding his tragic death are disputed, including whether Gibbons' right arm was by his side or raised in surrender, whether the officer instructed Gibbons to drop the weapon or spoke unintelligibly, and whether the officer gave Gibbons a chance to comply or opened fire immediately. In light of these substantial disputes of material fact, the District Court declined to grant qualified immunity to the officer on summary judgment. The Third Circuit took a different view of the facts, reversing and granting qualified immunity.

For the reasons ably set forth by Judge McKee in his dissent from denial of en banc review, the Third Circuit erred by improperly resolving factual disputes in respondent's favor and by overlooking binding precedent to conclude that he did not violate a clearly established constitutional right. See *Gibbons v. New Jersey State Police*, 969 F. 3d 419 (2020). I add only that qualified immunity properly shields police officers from liability when they act reasonably to protect themselves and the public. See, e.g., *White v. Pauly*, 580 U. S. 73, 74 (2017) (*per curiam*) (holding officer who "witnessed shots being fired by one of several individuals in a house surrounded by other officers" before shooting and killing an armed occupant of that house did not violate clearly established rights); *Plumhoff v. Rickard*, 572 U. S. 765, 768 (2014) (holding officers who shot the driver of a fleeing vehicle "to put an end to a dangerous car chase" were entitled to qualified immunity). It does not protect an officer who inflicts deadly force on a person who is only a threat to himself. That proposition is so "apparent" that any reasonable officer is surely "on notice" that such a use of force is unlawful. *Hope v. Pelzer*, 536 U. S. 730, 739 (2002) (internal quotation marks omitted).

I would grant the petition and summarily reverse the Third Circuit's judgment. I respectfully dissent from the Court's failure to do so.

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No. 20–1006. *CITY OF HAYWARD, CALIFORNIA, ET AL. v. STODDARD-NUNEZ*. C. A. 9th Cir. Motions of International Municipal Lawyers Association and Peace Officers’ Research Association of California et al. for leave to file briefs as *amici curiae* granted. Certiorari denied. Reported below: 817 Fed. Appx. 375.

No. 20–1141. *DOE CO. v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. JUSTICE BREYER took no part in the consideration or decision of this petition. Reported below: 966 F. 3d 991.

No. 20–1388. *PERKINS ET VIR v. COMMISSIONER OF INTERNAL REVENUE*. C. A. 2d Cir. Motion to substitute Mark A. Perkins, authorized representative, as petitioner in place of Alice Perkins, deceased, granted. Certiorari denied. Reported below: 970 F. 3d 148.

No. 20–1523. *CRUZ ET AL. v. UNITED STATES*;

No. 20–7796. *ATKINSON v. UNITED STATES*;

No. 20–7868. *KELLY v. UNITED STATES*; and

No. 20–7889. *SISTRUNK v. UNITED STATES*. C. A. 3d Cir. Motions of respondent Maurice Atkinson for leave to proceed *in forma pauperis* in Nos. 20–1523, 20–7868, and 20–7889 granted. Motion of respondent Tyree Eatmon for leave to proceed *in forma pauperis* in No. 20–1523 granted. Motion of respondent Anthony Sistrunk for leave to proceed *in forma pauperis* in No. 20–7868 granted. Certiorari denied. Reported below: 974 F. 3d 320.

No. 20–1551. *ARMSTRONG v. NORTH CAROLINA ET AL.* Sup. Ct. N. C. Certiorari denied. JUSTICE ALITO took no part in the consideration or decision of this petition.

No. 20–1562. *STRAIN, AS GUARDIAN OF PRATT v. REGALADO ET AL.* C. A. 10th Cir. Motions of Former Corrections Officials and 21 Law Professors for leave to file briefs as *amici curiae* granted. Certiorari denied. Reported below: 977 F. 3d 984.

No. 20–1587. *LOUISIANA v. HILL*. Sup. Ct. La. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied. Reported below: 2020–00323 (La. 12/9/20).

No. 20–1599. *DOE ET AL. v. CHIQUITA BRANDS INTERNATIONAL, INC.* C. A. 11th Cir. Motion of Partners in Justice International et al. for leave to file brief as *amici curiae* granted. Certiorari denied. Reported below: 965 F. 3d 1238.

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No. 20–1608. *NORTH CAROLINA v. BEST*. Sup. Ct. N. C. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied. Reported below: 376 N. C. 340, 852 S. E. 2d 191.

No. 20–1610. *RICHARDSON v. GARLAND, ATTORNEY GENERAL, ET AL.* C. A. 9th Cir. Certiorari before judgment denied. Reported below: 849 Fed. Appx. 196.

No. 20–1612. *ZIRVI ET AL. v. FLATLEY ET AL.* C. A. 2d Cir. Certiorari denied. THE CHIEF JUSTICE took no part in the consideration or decision of this petition. Reported below: 838 Fed. Appx. 582.

No. 20–1627. *S. S. ET AL. v. S. B.* Sup. Ct. Pa. Motion of Women’s and Children’s Advocacy Project et al. for leave to file brief as *amici curiae* out of time denied. Certiorari denied. Reported below: 664 Pa. 1, 243 A. 3d 90.

No. 20–1661. *ARMSTRONG v. SCHOOL DISTRICT OF PHILADELPHIA.* C. A. 3d Cir. Certiorari denied. JUSTICE ALITO took no part in the consideration or decision of this petition.

No. 20–1673. *NETTLES v. MIDLAND FUNDING LLC ET AL.* C. A. 7th Cir. Certiorari denied. JUSTICE BARRETT took no part in the consideration or decision of this petition. Reported below: 983 F. 3d 896.

No. 20–1794. *CHAPLAINCY OF FULL GOSPEL CHURCHES ET AL. v. DEPARTMENT OF THE NAVY ET AL.* C. A. D. C. Cir. Certiorari denied. THE CHIEF JUSTICE, JUSTICE KAGAN, and JUSTICE KAVANAUGH took no part in the consideration or decision of this petition.

No. 20–1815. *RICHARDSON v. UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLORADO.* C. A. 10th Cir. Certiorari before judgment denied.

No. 20–1816. *WHITEHEAD v. PARAMOUNT PICTURES CORP. ET AL.* C. A. D. C. Cir. Certiorari denied. THE CHIEF JUSTICE and JUSTICE KAVANAUGH took no part in the consideration or decision of this petition.

No. 20–7480. *THOMAS v. PAYNE, DIRECTOR, ARKANSAS DIVISION OF CORRECTION.* C. A. 8th Cir. Certiorari denied. Reported below: 960 F. 3d 465.

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Statement of JUSTICE SOTOMAYOR respecting the denial of certiorari.

A jury convicted petitioner Mickey Thomas of capital murder and sentenced him to death. After pursuing relief in state court, Thomas filed a timely federal habeas petition. Thomas argued, in part, that he received ineffective assistance of counsel because his trial counsel failed to investigate and present mitigating evidence during the penalty phase of his trial. The District Court agreed. Yet without giving Thomas an opportunity to respond, the Court of Appeals reversed on the basis of a procedural-default argument that the State never raised on appeal.

I do not dissent from the denial of certiorari because Thomas' claim does not satisfy this Court's traditional criteria for granting certiorari. See this Court's Rule 10. As Judge Colloton rightly observed in his dissent from denial of rehearing en banc, however, the Court of Appeals' decision to reverse based on an argument that the State failed to make on appeal, and that Thomas never had the opportunity to address, deprived Thomas of "fair notice that the issue was 'in play.'" 977 F. 3d 697 (CA8 2020); see *Day v. McDonough*, 547 U. S. 198, 210 (2006) ("Of course, before acting on its own initiative, a court must accord the parties fair notice and an opportunity to present their positions"). This lack of notice left Thomas without a meaningful opportunity to dispute the grounds on which the court reversed the District Court's decision to grant him habeas relief.

Where, as here, a State declines to argue procedural default on appeal, a court of appeals should at a minimum afford a capital petitioner the opportunity to respond and be heard before adopting an argument on the State's behalf. The denial of certiorari should not be understood to endorse the Court of Appeals' failure to do so here.

No. 20–7701. *GANN v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 827 Fed. Appx. 566.

Statement of JUSTICE SOTOMAYOR respecting the denial of certiorari.

The Armed Career Criminal Act (ACCA) mandates a minimum 15-year prison sentence for an individual convicted of being a felon in possession of a firearm who has at least three prior "violent felony" convictions. 18 U. S. C. § 924(e). Section 924(e) defines "violent felony" to include generic "burglary," defined as

“unlawful or unprivileged entry into, or remaining in, a building or structure, with intent to commit a crime.” *Taylor v. United States*, 495 U.S. 575, 599 (1990). To determine whether a prior conviction qualifies as generic burglary, courts apply the categorical approach: “They focus solely on whether the elements of the crime of conviction sufficiently match the elements of generic burglary, while ignoring the particular facts of the case.” *Mathis v. United States*, 579 U.S. 500, 504 (2016).

When petitioner Samuel Gann was convicted of being a felon in possession of a firearm, he had three prior convictions for aggravated burglary under Tennessee law. See Tenn. Code Ann. § 39–14–402(a)(3) (2018) (“A person commits burglary who, without the effective consent of the property owner . . . [e]nters a building and commits or attempts to commit a felony, theft or assault”). Gann argued that his Tennessee convictions did not qualify as generic burglary under the ACCA because they lacked the element of “intent to commit a crime.” *Taylor*, 495 U.S., at 599. According to Gann, his crime of conviction could be committed by an unlawful entry into a building followed by commission of a reckless crime, without ever developing the intent to commit a crime. The District Court rejected Gann’s argument and sentenced him to the ACCA’s 15-year mandatory minimum.

Gann appealed and reprised his argument that his Tennessee aggravated burglary convictions lacked the element of intent to commit a crime, rendering the ACCA enhancement inapplicable. The Sixth Circuit rejected Gann’s argument, citing *United States v. Nance*, 481 F.3d 882 (CA6 2007), and *Brumbach v. United States*, 929 F.3d 791 (CA6 2019) (reaffirming *Nance* as the law of the Circuit), decisions in which it had rejected different arguments for why different elements of Tennessee’s aggravated burglary did not match the elements of generic burglary. The Sixth Circuit reasoned that these decisions “[l]eft no room for raising still more arguments about Tennessee aggravated burglary.” 827 Fed. Appx. 566, 569 (2020) (internal quotation marks omitted).

However, “[q]uestions which merely lurk in the record, neither brought to the attention of the court nor ruled upon, are not to be considered as having been so decided as to constitute precedents.” *Webster v. Fall*, 266 U.S. 507, 511 (1925); accord, *e.g.*, *United States v. L. A. Tucker Truck Lines, Inc.*, 344 U.S. 33, 38 (1952) (where an issue was neither “raised in briefs or argument nor discussed in the opinion of the [c]ourt,” there is no “binding prece-

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dent on th[e] point”). In *Nance*, for example, the Sixth Circuit held that Tennessee aggravated burglary “comports with [the] definition of a generic burglary as committed in a building or enclosed space.” 481 F. 3d, at 888 (internal quotation marks omitted). But the parties in *Nance* and *Brumbach* did not address in their briefs, and the Sixth Circuit neither discussed nor decided, whether Tennessee aggravated burglary also comports with the requirement that generic burglary include the intent to commit a crime.

Gann’s argument has not been addressed by the Sixth Circuit, which leaves this Court without a reasoned decision to review. I nevertheless agree with the decision to deny certiorari because further consideration by the lower courts would assist this Court’s analysis of this new argument. To that end, I would expect the Sixth Circuit to give the argument full and fair consideration in a future case.

No. 20–7975. *WELENC v. DEPARTMENT OF JUSTICE ET AL.* C. A. D. C. Cir. Certiorari before judgment denied.

No. 20–8031. *HUDSON v. WHITTEN, WARDEN.* C. A. 10th Cir. Certiorari denied. JUSTICE GORSUCH took no part in the consideration or decision of this petition. Reported below: 839 Fed. Appx. 278.

No. 20–8043. *BUNTION v. LUMPKIN, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION.* C. A. 5th Cir. Certiorari denied. Reported below: 982 F. 3d 945.

Statement of JUSTICE BREYER respecting the denial of certiorari.

Carl Wayne Buntion was convicted of capital murder in Texas and sentenced to death in 1991. App. to Pet. for Cert. 18. Because his original sentencing was unconstitutional, he was granted a resentencing and again sentenced to death in 2012. *Id.*, at 18–21. He has now been on death row under threat of execution for 30 years. He tells us that he has spent the last 20 of those years in solitary confinement, isolated in his cell for 23 hours a day. Pet. for Cert. 1. He further tells us that, at age 77, he is now the oldest prisoner on Texas’ death row. *Ibid.* Texas does not dispute these facts. Buntion now asks the Court to consider whether execution after such an extended delay is cruel and unusual in violation of the Eighth Amendment.

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I recognize the procedural obstacles that make it difficult for the Court to grant certiorari in Buntion’s case. I write, however, to underscore how this case illustrates the problems with the death penalty that I identified in my dissenting opinion in *Glossip v. Gross*, 576 U. S. 863, 908 (2015), and in a number of other cases since then, see, e. g., *Hamm v. Dunn*, 583 U. S. 1153 (2018) (statement respecting denial of application for stay and denial of certiorari); *Smith v. Ryan*, 581 U. S. 954, 955 (2017) (statement respecting denial of certiorari). I continue to believe that excessive delay both “undermines the death penalty’s penological rationale” and is “in and of itself . . . especially cruel because it ‘subjects death row inmates to decades of especially severe, dehumanizing conditions of confinement.’” *Glossip*, 576 U. S., at 925. The Court has previously recognized that the uncertainty of waiting in prison under the threat of execution, even for a span of just four weeks, is “one of the most horrible feelings to which [a person] can be subjected.” *In re Medley*, 134 U. S. 160, 172 (1890). On top of that, solitary confinement bears “a further terror and peculiar mark of infamy.” *Id.*, at 170; see also *Davis v. Ayala*, 576 U. S. 257, 289 (2015) (Kennedy, J., concurring) (“Years on end of near-total isolation exact a terrible price”). Buntion has now been subjected to those conditions for decades. His lengthy confinement, and the confinement of others like him, calls into question the constitutionality of the death penalty and reinforces the need for this Court, or other courts, to consider that question in an appropriate case.

No. 20–8159. *ROBLEDO-VALDEZ v. ARAMARK CORRECTIONAL SERVICES, LLC, ET AL.* C. A. 10th Cir. Certiorari denied. JUSTICE GORSUCH took no part in the consideration or decision of this petition.

No. 20–8229. *REINER v. ROBERTS, CHIEF JUSTICE, SUPREME COURT OF THE UNITED STATES, ET AL.* C. A. D. C. Cir. Certiorari denied. THE CHIEF JUSTICE and JUSTICE KAGAN took no part in the consideration or decision of this petition. Reported below: 831 Fed. Appx. 522.

No. 20–8250. *THOMAS v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. JUSTICE KAGAN took no part in the consideration or decision of this petition.

No. 20–8272. *RENE MARTINEZ v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. JUSTICE KAGAN took no part in the con-

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sideration or decision of this petition. Reported below: 845 Fed. Appx. 918.

No. 20–8308. *MONTGOMERY v. NBC TELEVISION ET AL.* C. A. 2d Cir. Certiorari denied. THE CHIEF JUSTICE took no part in the consideration or decision of this petition. Reported below: 833 Fed. Appx. 361.

No. 20–8457. *SEALS v. ALLISON ET AL.* C. A. 9th Cir. Certiorari denied. JUSTICE BREYER took no part in the consideration or decision of this petition.

No. 20–8464. *SOLAR-SOMOHANO v. COCA-COLA Co. ET AL.* C. A. Fed. Cir. Certiorari before judgment denied.

No. 21–2. *LEWIS ET AL. v. PENSION BENEFIT GUARANTY CORPORATION.* C. A. D. C. Cir. Certiorari denied. JUSTICE KAVANAUGH took no part in the consideration or decision of this petition. Reported below: 831 Fed. Appx. 523.

No. 21–3. *SCHMITT, ATTORNEY GENERAL OF MISSOURI, ET AL. v. REPRODUCTIVE HEALTH SERVICES OF PLANNED PARENTHOOD OF THE ST. LOUIS REGION, INC., ET AL.* C. A. 8th Cir. Certiorari denied. After this petition was filed, the United States Court of Appeals for the Eighth Circuit withdrew the panel opinion from which the petition sought certiorari. Accordingly, given the absence of any opinion for our review at this time, the petition is denied without prejudice to the filing of a new petition by either party following the Eighth Circuit’s final disposition of the case.

No. 21–49. *TOLLE v. ROCKWELL COLLINS CONTROL TECHNOLOGIES, INC., DBA ROCKWELL COLLINS, INC., ET AL.* C. A. 4th Cir. Certiorari denied. JUSTICE BREYER and JUSTICE ALITO took no part in the consideration or decision of this petition. Reported below: 846 Fed. Appx. 220.

No. 21–5030. *BRINDA v. UNITED STATES.* C. A. 6th Cir. Certiorari denied. JUSTICE KAGAN took no part in the consideration or decision of this petition. Reported below: 851 Fed. Appx. 565.

No. 21–5059. *AUSTIN v. SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN FRANCISCO, ET AL.* C. A. 9th Cir. Certiorari denied. JUSTICE BREYER took no part in the consideration or decision of this petition.

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No. 21–5130. *STOREY v. CITY OF ALTON, ILLINOIS*. App. Ct. Ill., 5th Dist. Certiorari denied. JUSTICE BARRETT took no part in the consideration or decision of this petition. Reported below: 2020 IL App (5th) 200065–U.

No. 21–5165. *CUSTARD v. CROW, WARDEN*. C. A. 10th Cir. Certiorari denied. JUSTICE GORSUCH took no part in the consideration or decision of this petition. Reported below: 838 Fed. Appx. 362.

No. 21–5171. *CUMMINGS v. DOLBY LABORATORIES, INC., ET AL.*; and *CUMMINGS v. LIGHTSTORM ENTERTAINMENT, INC., ET AL.* C. A. 9th Cir. Certiorari before judgment denied.

No. 21–5193. *COLLINS v. NEW JERSEY*. Super. Ct. N. J., App. Div. Certiorari denied. JUSTICE ALITO took no part in the consideration or decision of this petition.

No. 21–5231. *SALAZAR v. UNITED STATES* (Reported below: 987 F. 3d 1248); and *UMAN v. UNITED STATES* (845 Fed. Appx. 802). C. A. 10th Cir. Certiorari denied. JUSTICE KAGAN took no part in the consideration or decision of this petition.

No. 21–5302. *DAHDA v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. JUSTICE GORSUCH took no part in the consideration or decision of this petition. Reported below: 854 Fed. Appx. 267.

No. 21–5322. *TWITTY v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. JUSTICE GORSUCH took no part in the consideration or decision of this petition. Reported below: 859 Fed. Appx. 310.

No. 21–5354. *JOYNER v. NEWS JOURNAL*. Sup. Ct. Del. Certiorari denied. JUSTICE ALITO took no part in the consideration or decision of this petition. Reported below: 244 A. 3d 1006.

Rehearing Denied

No. 20–1540. *EDNEY v. HINES ET AL.*, 594 U. S. 929;

No. 20–7595. *THOMAS v. STANSON ET AL.*, 593 U. S. 1027;

No. 20–7662. *LUEVANO v. YEAKEL, JUDGE, UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF TEXAS, ET AL.*, 593 U. S. 1035;

No. 20–7817. *IN RE BENNETT*, 593 U. S. 1043;

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No. 20–7819. *LOGAN v. TOWN OF WINDSOR, NEW YORK, ET AL.*, 593 U. S. 1048;

No. 20–7844. *JOLIVETTE v. UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF CALIFORNIA*, 594 U. S. 931; and

No. 20–8060. *POFF v. UNITED STATES*, 593 U. S. 1050. Petitions for rehearing denied.

No. 20–7727. *SHAREEF v. PALKO ET AL.*, 593 U. S. 1048. Motion for leave to file petition for rehearing denied.

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Certiorari Denied

No. 21–5854 (21A51). *JOHNSON v. BLAIR, WARDEN*. Sup. Ct. Mo. Application for stay of execution of sentence of death, presented to JUSTICE KAVANAUGH, and by him referred to the Court, denied. Certiorari denied. Reported below: 628 S. W. 3d 375.

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Certiorari Granted—Vacated and Remanded

No. 20–1738. *YELLEN, SECRETARY OF THE TREASURY, ET AL. v. UNITED STATES HOUSE OF REPRESENTATIVES*. C. A. D. C. Cir. Certiorari granted, judgment vacated, and case remanded with instructions to dismiss the case as moot. See *United States v. Munsingwear, Inc.*, 340 U. S. 36 (1950). Reported below: 976 F. 3d 1.

No. 20–7609. *KING ET AL. v. UNITED STATES*. C. A. 8th Cir. Reported below: 969 F. 3d 829; and

No. 21–5017. *MONDRAGON GARCIA v. UNITED STATES*. C. A. 5th Cir. Reported below: 838 Fed. Appx. 901. Motions of petitioners for leave to proceed *in forma pauperis* granted. Certiorari granted, judgments vacated, and cases remanded for further consideration in light of *Borden v. United States*, 593 U. S. 420 (2021).

No. 21–5046. *WILKINS v. UNITED STATES*. C. A. 10th Cir. Motion of petitioner for leave to proceed *in forma pauperis* granted. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Borden v. United States*, 593 U. S. 420 (2021). JUSTICE GORSUCH took no part in the consideration or decision of this motion and this petition. Reported below: 839 Fed. Appx. 280.

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Certiorari Dismissed

No. 21–5585. DAVIS *v.* UNITED STATES. C. A. 3d Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied, and certiorari dismissed. See this Court’s Rule 39.8.

Miscellaneous Orders

No. 21M24. HEDICAN *v.* WALMART STORES EAST, L. P., ET AL. Motion of Edward Hedican for leave to intervene to file petition for writ of certiorari denied.

No. 21M27. DUBOIS *v.* TUCKER;

No. 21M28. WILLIAMS *v.* ILLINOIS; and

No. 21M29. STONE *v.* VIEGELAHN. Motions to direct the Clerk to file petitions for writs of certiorari out of time denied.

No. 21M30. JACOBO *v.* UNITED STATES. Motion for leave to file petition for writ of certiorari under seal with redacted copies for the public record granted.

No. 19–1392. DOBBS, STATE HEALTH OFFICER OF THE MISSISSIPPI DEPARTMENT OF HEALTH, ET AL. *v.* JACKSON WOMEN’S HEALTH ORGANIZATION ET AL. C. A. 5th Cir. [Certiorari granted, 593 U. S. 984.] Motion of the Acting Solicitor General for leave to participate in oral argument as *amicus curiae*, for divided argument, and for enlargement of time for oral argument granted.

No. 20–804. HOUSTON COMMUNITY COLLEGE SYSTEM *v.* WILSON. C. A. 5th Cir. [Certiorari granted, 593 U. S. 962.] Motion of the Acting Solicitor General for leave to participate in oral argument as *amicus curiae*, for divided argument, and for enlargement of time for oral argument granted.

No. 20–828. FEDERAL BUREAU OF INVESTIGATION ET AL. *v.* FAZAGA ET AL. C. A. 9th Cir. [Certiorari granted, 593 U. S. 1031.] Motion of Agent Respondents for divided argument and for enlargement of time for oral argument granted.

No. 20–843. NEW YORK STATE RIFLE & PISTOL ASSN., INC., ET AL. *v.* BRUEN, SUPERINTENDENT OF NEW YORK STATE POLICE, ET AL. C. A. 2d Cir. [Certiorari granted *sub nom.* *New York State Rifle & Pistol Assn., Inc. v. Corlett*, 593 U. S. 962.] Motion of the Acting Solicitor General for leave to participate in

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oral argument as *amicus curiae*, for divided argument, and for enlargement of time for oral argument granted. Motion of Criminal Legal Scholars for leave to file brief as *amici curiae* out of time granted.

No. 20–915. UNICOLORS, INC. *v.* H&M HENNES & MAURITZ, L. P. C. A. 9th Cir. [Certiorari granted, 593 U.S. 1024.] Motion of the Acting Solicitor General for leave to participate in oral argument as *amicus curiae*, for divided argument, and for enlargement of time for oral argument granted.

No. 20–1426. EPIC SYSTEMS CORP. *v.* TATA CONSULTANCY SERVICES LTD. ET AL. C. A. 7th Cir. The Acting Solicitor General is invited to file a brief in this case expressing the views of the United States. JUSTICE BARRETT took no part in the consideration of this petition.

No. 21–5422. OLSON *v.* UNITED STATES ET AL. C. A. 8th Cir.; and

No. 21–5458. DuLAURENCE *v.* WOODLOCK, JUDGE, UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MASSACHUSETTS. C. A. 1st Cir. Motions of petitioners for leave to proceed *in forma pauperis* denied. Petitioners are allowed until November 2, 2021, 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.

No. 21–5592. RAMIREZ *v.* COLLIER, EXECUTIVE DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, ET AL. C. A. 5th Cir. Motion of respondents for leave to file volume II of the joint appendix under seal granted. Motion of the Acting Solicitor General for leave to participate in oral argument as *amicus curiae*, for divided argument, and for enlargement of time for oral argument granted. Motion of Becket Fund for Religious Liberty for leave to participate in oral argument as *amicus curiae*, for divided argument, and for enlargement of time for oral argument denied.

No. 21–5645. IN RE MACK;

No. 21–5653. IN RE PHILLIPS;

No. 21–5721. IN RE WAPPLER; and

No. 21–5746. IN RE CONGHAU HUU TO. Petitions for writs of habeas corpus denied.

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No. 21–283. IN RE PATTERSON;
No. 21–284. IN RE BYRD;
No. 21–5264. IN RE DINKINS;
No. 21–5298. IN RE THIBEAUX;
No. 21–5300. IN RE LUSSY;
No. 21–5359. IN RE KEYES; and
No. 21–5516. IN RE PERKINS. Petitions for writs of mandamus denied.

No. 21–5316. IN RE CHRISTIAN. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of mandamus dismissed. See this Court’s Rule 39.8.

No. 21–5306. IN RE KAUL. Petition for writ of prohibition denied.

Certiorari Denied

No. 20–1438. CATES *v.* STROUD ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 976 F. 3d 972.

No. 20–1614. LEONTARITIS *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 977 F. 3d 447.

No. 20–1735. ORTIZ-DIAZ ET AL. *v.* UNITED STATES ET AL. C. A. 1st Cir. Certiorari denied. Reported below: 985 F. 3d 71.

No. 20–1744. GOOGLE LLC ET AL. *v.* DOE ET AL. Ct. App. Cal., 1st App. Dist., Div. 4. Certiorari denied. Reported below: 54 Cal. App. 5th 948, 268 Cal. Rptr. 3d 783.

No. 20–1755. HOTOP ET AL. *v.* CITY OF SAN JOSE, CALIFORNIA. C. A. 9th Cir. Certiorari denied. Reported below: 982 F. 3d 710.

No. 20–1767. SARASOTA WINE MARKET, LLC, ET AL. *v.* SCHMITT, ATTORNEY GENERAL OF MISSOURI, ET AL. C. A. 8th Cir. Certiorari denied. Reported below: 987 F. 3d 1171.

No. 20–1773. PASADENA REPUBLICAN CLUB *v.* WESTERN JUSTICE CENTER ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 985 F. 3d 1161.

No. 20–7998. TUAN NGOC LUONG *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 965 F. 3d 973.

No. 20–8231. SEIGLER *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 990 F. 3d 331.

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No. 21–17. *HARGREAVES v. NUVERRA ENVIRONMENTAL SOLUTIONS, INC., AKA HECKMANN CORP., AKA ROUGH RIDER ESCROW, INC., ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 834 Fed. Appx. 729.

No. 21–124. *TORRES v. BAY AREA CREDIT SERVICES ET AL.* C. A. 2d Cir. Certiorari denied.

No. 21–126. *BARROGA v. BOARD OF ADMINISTRATION OF CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM.* C. A. 9th Cir. Certiorari denied. Reported below: 837 Fed. Appx. 525.

No. 21–127. *GUTIERREZ AVILA v. JANSSEN, WARDEN.* C. A. 8th Cir. Certiorari denied.

No. 21–135. *MONROE v. COLUMBIA COLLEGE CHICAGO ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 990 F. 3d 1098 and 855 Fed. Appx. 284.

No. 21–139. *GILLIAM v. DISCOVER BANK ET AL.* Ct. App. N. Y. Certiorari denied. Reported below: 37 N. Y. 3d 927, 169 N. E. 3d 1229.

No. 21–141. *FINLEY v. FINLEY.* Ct. App. Cal., 5th App. Dist. Certiorari denied.

No. 21–142. *FREY v. MINTER ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 829 Fed. Appx. 432.

No. 21–146. *CLIFFORD, AS ADMINISTRATOR OF THE ESTATE OF CLIFFORD, ET AL. v. FEDERMAN ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 855 Fed. Appx. 525.

No. 21–148. *CALIFORNIA RESTAURANT ASSN., INC. v. SUPERIOR COURT OF CALIFORNIA, LOS ANGELES COUNTY, ET AL.* Ct. App. Cal., 2d App. Dist., Div. 4. Certiorari denied. Reported below: 61 Cal. App. 5th 478, 275 Cal. Rptr. 3d 752.

No. 21–150. *TEXAS BRANDON CORP., INC., ET AL. v. EOG RESOURCES, INC., ET AL.* Ct. App. Tex., 4th Dist. Certiorari denied.

No. 21–152. *ESTATE OF JENSEN, BY HER PERSONAL REPRESENTATIVE JENSEN v. TUBBS.* C. A. 10th Cir. Certiorari denied. Reported below: 989 F. 3d 848.

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No. 21-153. *MANKARUSE v. INTEL CORP. ET AL.* C. A. Fed. Cir. Certiorari denied. Reported below: 855 Fed. Appx. 722.

No. 21-156. *AMERICAN CONTRACTORS SUPPLY, LLC v. HD SUPPLY CONSTRUCTION SUPPLY, LTD.* C. A. 11th Cir. Certiorari denied. Reported below: 989 F. 3d 1224.

No. 21-160. *CORLISS v. MCGINLEY, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT COAL TOWNSHIP, ET AL.* C. A. 3d Cir. Certiorari denied.

No. 21-167. *DASLER v. DASLER.* Sup. Ct. Vt. Certiorari denied.

No. 21-170. *RAIN COMPUTING, INC. v. SAMSUNG ELECTRONICS AMERICA, INC., ET AL.* C. A. Fed. Cir. Certiorari denied. Reported below: 989 F. 3d 1002.

No. 21-174. *WHITEHEAD v. UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF ARKANSAS.* C. A. 8th Cir. Certiorari denied.

No. 21-181. *PETERSON v. GARLAND, ATTORNEY GENERAL.* C. A. 3d Cir. Certiorari denied.

No. 21-182. *CLARK v. SCHROEDER, COMMISSIONER, NEW YORK STATE DEPARTMENT OF MOTOR VEHICLES.* C. A. 2d Cir. Certiorari denied. Reported below: 847 Fed. Appx. 92.

No. 21-188. *RAMSARAN v. SLOANE ET AL.* App. Ct. Mass. Certiorari denied. Reported below: 99 Mass. App. 1105, 159 N. E. 3d 1088.

No. 21-190. *SANTIAGO v. TOUCET ET AL.* Sup. Ct. P. R. Certiorari denied.

No. 21-191. *VINKOV v. UNITED STATES DISTRICT COURT FOR THE CENTRAL DISTRICT OF CALIFORNIA ET AL.* C. A. 9th Cir. Certiorari denied.

No. 21-200. *WALKER v. MOODY, ATTORNEY GENERAL OF FLORIDA, ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 848 Fed. Appx. 404.

No. 21-205. *RIMINI v. DEPARTMENT OF LABOR.* C. A. 2d Cir. Certiorari denied.

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No. 21–220. *DOORDASH, INC. v. CAMPBELL*. Ct. App. Cal., 1st App. Dist., Div. 3. Certiorari denied.

No. 21–223. *MAYEN-LOPEZ v. GARLAND, ATTORNEY GENERAL*. C. A. 5th Cir. Certiorari denied.

No. 21–227. *SPRINGS v. NORTH CAROLINA STATE BAR*. Ct. App. N. C. Certiorari denied. Reported below: 273 N. C. App. 407, 846 S. E. 2d 858.

No. 21–237. *CLAY ET AL. v. COMMISSIONER OF INTERNAL REVENUE*. C. A. 11th Cir. Certiorari denied. Reported below: 990 F. 3d 1296.

No. 21–238. *FOSTER v. UNITED STATES*. C. A. 9th Cir. Certiorari denied.

No. 21–239. *LORING v. UNITED STATES ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 839 Fed. Appx. 35.

No. 21–242. *DESIRE, LLC v. MANNA TEXTILES, INC., ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 986 F. 3d 1253.

No. 21–245. *PYROTECHNIC SPECIALTIES, INC. v. AUSTIN, SECRETARY OF DEFENSE*. C. A. Fed. Cir. Certiorari denied. Reported below: 835 Fed. Appx. 607.

No. 21–246. *SCHNEIDER v. NEW YORK*. Ct. App. N. Y. Certiorari denied. Reported below: 37 N. Y. 3d 187, 173 N. E. 3d 61.

No. 21–249. *BONDYOPADHYAY v. UNITED STATES*. C. A. Fed. Cir. Certiorari denied. Reported below: 850 Fed. Appx. 761.

No. 21–250. *LALL v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 852 Fed. Appx. 625.

No. 21–256. *LOVE v. UNITED STATES*. C. A. 5th Cir. Certiorari denied.

No. 21–272. *ABEKASSIS v. CITY OF NEW YORK, NEW YORK, ET AL.* C. A. 2d Cir. Certiorari denied.

No. 21–276. *SAFEHOUSE v. DEPARTMENT OF JUSTICE ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 985 F. 3d 225.

No. 21–278. *KRAKOWSKI ET AL. v. ALLIED PILOTS ASSN. ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 834 Fed. Appx. 660.

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No. 21–280. *HARRISON v. LILLY ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 854 Fed. Appx. 554.

No. 21–281. *FALCON v. GARLAND, ATTORNEY GENERAL.* C. A. 5th Cir. Certiorari denied. Reported below: 841 Fed. Appx. 707.

No. 21–286. *MEKONNEN v. OTG MANAGEMENT, LLC, ET AL.* C. A. 1st Cir. Certiorari denied.

No. 21–288. *WHITE v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 852 Fed. Appx. 434.

No. 21–291. *SILVA v. UNITED STATES.* C. A. 10th Cir. Certiorari denied. Reported below: 859 Fed. Appx. 285.

No. 21–292. *HEALY v. WATKINS.* C. A. 6th Cir. Certiorari denied. Reported below: 986 F. 3d 648.

No. 21–297. *CROFT v. UNITED STATES.* C. A. 4th Cir. Certiorari denied. Reported below: 987 F. 3d 93.

No. 21–298. *WILSON v. PHOENIX NEWSPAPERS, INC., ET AL.* Ct. App. Ariz. Certiorari denied.

No. 21–307. *BAKER, DONELSON, BEARMAN, CALDWELL & BERKOWITZ, P. C. v. SHUFELDT.* C. A. 6th Cir. Certiorari denied. Reported below: 855 Fed. Appx. 239.

No. 21–314. *REYNOLDS ET AL. v. DALTON, AS PERSONAL REPRESENTATIVE OF THE ESTATE OF BASCOM, AND NEXT FRIEND TO M. B., A MINOR CHILD ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 2 F. 4th 1300.

No. 21–316. *WILLIAMS v. KALLIS, WARDEN.* C. A. 7th Cir. Certiorari denied.

No. 21–338. *CHRISTENSEN v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 845 Fed. Appx. 635.

No. 21–342. *HONG TANG v. VISNAUSKAS, COMMISSIONER, NEW YORK DIVISION OF HOUSING AND COMMUNITY RENEWAL, ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 847 Fed. Appx. 24.

No. 21–345. *SINGH v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 836 Fed. Appx. 331.

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No. 21–349. *LEBERE v. TRANI, WARDEN, ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 850 Fed. Appx. 593.

No. 21–364. *MOHAPATRA v. HIRSHFELD, ACTING UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND DIRECTOR, UNITED STATES PATENT AND TRADEMARK OFFICE.* C. A. Fed. Cir. Certiorari denied. Reported below: 842 Fed. Appx. 635.

No. 21–366. *JONES v. UNITED STATES*; and

No. 21–367. *JONES v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 979 F. 3d 283.

No. 21–375. *GRAY v. MAINE DEPARTMENT OF PUBLIC SAFETY.* Sup. Jud. Ct. Me. Certiorari denied. Reported below: 2021 ME 19, 248 A. 3d 212.

No. 21–387. *BERKA v. CITY OF MIDDLETOWN, CONNECTICUT, ET AL.* App. Ct. Conn. Certiorari denied. Reported below: 205 Conn. App. 213, 257 A. 3d 384.

No. 21–390. *EVERSON v. LANTZ ET AL.* C. A. 2d Cir. Certiorari denied.

No. 21–391. *ALEXANDER, AKA HAYES v. UNITED STATES.* C. A. 4th Cir. Certiorari denied. Reported below: 834 Fed. Appx. 825.

No. 21–392. *OWNER-OPERATOR INDEPENDENT DRIVERS ASSN., INC., ET AL. v. HOLCOMB, GOVERNOR OF INDIANA, ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 990 F. 3d 565.

No. 21–397. *CANO v. TEXAS* (two judgments). Ct. Crim. App. Tex. Certiorari denied.

No. 21–400. *BALTAZAR-SEBASTIAN v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 990 F. 3d 939.

No. 21–402. *WILLIAMS v. UNITED STATES.* C. A. 5th Cir. Certiorari denied.

No. 21–408. *PARKER v. UNITED STATES.* C. A. 5th Cir. Certiorari denied.

No. 21–409. *PROVITOLA ET UX. v. COMMISSIONER OF INTERNAL REVENUE.* C. A. 11th Cir. Certiorari denied. Reported below: 859 Fed. Appx. 474.

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No. 21–410. *GIGLIOTTI ET AL. v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 849 Fed. Appx. 281.

No. 21–416. *ANDERSON v. UNITED STATES*. C. A. 6th Cir. Certiorari denied.

No. 21–5012. *JOHNSEN v. CALIFORNIA*. Sup. Ct. Cal. Certiorari denied. Reported below: 10 Cal. 5th 1116, 480 P. 3d 2.

No. 21–5048. *RUIZ v. LUMPKIN, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION*. C. A. 5th Cir. Certiorari denied. Reported below: 819 Fed. Appx. 238.

No. 21–5060. *BROWN v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 822 Fed. Appx. 878.

No. 21–5232. *SHORT v. OHIO*. Ct. App. Ohio, 2d App. Dist., Montgomery County. Certiorari denied. Reported below: 2020-Ohio-5034.

No. 21–5248. *JEFFERSON v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 989 F. 3d 1173.

No. 21–5259. *SAMS v. MCDOWELL, WARDEN*. C. A. 9th Cir. Certiorari denied.

No. 21–5260. *NOTTINGHAM v. HARRY ET AL.* C. A. 3d Cir. Certiorari denied.

No. 21–5273. *WHEELER v. HEPP, WARDEN*. C. A. 7th Cir. Certiorari denied.

No. 21–5281. *BURDA v. PENNSYLVANIA DEPARTMENT OF HUMAN SERVICES*. Commw. Ct. Pa. Certiorari denied. Reported below: 221 A. 3d 770.

No. 21–5282. *GREEN v. BRUCK, ACTING ATTORNEY GENERAL OF NEW JERSEY, ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 841 Fed. Appx. 420.

No. 21–5286. *CALMESE v. ARIZONA* (two judgments). Sup. Ct. Ariz. Certiorari denied.

No. 21–5288. *JONES v. ILLINOIS*. App. Ct. Ill., 4th Dist. Certiorari denied. Reported below: 2021 IL App (4th) 190166–U.

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No. 21–5289. *MOORE, INDIVIDUALLY, AND ON BEHALF OF J. M., ET AL. v. COUNTY OF ORANGE, CALIFORNIA, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 829 Fed. Appx. 280.

No. 21–5296. *LYNN v. LUNDY.* C. A. 10th Cir. Certiorari denied.

No. 21–5297. *CURTIS v. SHINN, DIRECTOR, ARIZONA DEPARTMENT OF CORRECTIONS, REHABILITATION AND REENTRY, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 21–5299. *JOHNSON v. TEXAS.* Ct. App. Tex., 11th Dist. Certiorari denied.

No. 21–5308. *LYNCH v. GARMAN, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT ROCKVIEW, ET AL.* C. A. 3d Cir. Certiorari denied.

No. 21–5309. *COOPER v. VIRGINIA.* Sup. Ct. Va. Certiorari denied.

No. 21–5311. *SOPER v. IDAHO.* Ct. App. Idaho. Certiorari denied.

No. 21–5317. *MELLENDEZ v. BAKER, WARDEN.* Sup. Ct. Nev. Certiorari denied. Reported below: 137 Nev. 940, 481 P. 3d 1256.

No. 21–5320. *TOMPKINS v. HACKETT.* C. A. 3d Cir. Certiorari denied. Reported below: 841 Fed. Appx. 367.

No. 21–5330. *SCOTT v. PATEL ET AL.* C. A. 6th Cir. Certiorari denied.

No. 21–5333. *HARRIS v. AKIDI.* C. A. 9th Cir. Certiorari denied.

No. 21–5334. *BROWN v. UNITED STATES ET AL.* (two judgments). C. A. 9th Cir. Certiorari denied.

No. 21–5337. *MC ELVEEN v. ILLINOIS.* App. Ct. Ill., 5th Dist. Certiorari denied. Reported below: 2020 IL App (5th) 180280–U.

No. 21–5338. *MOORE v. LUMPKIN, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION.* C. A. 5th Cir. Certiorari denied.

No. 21–5341. *EARLE v. SHREVES ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 990 F. 3d 774.

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No. 21–5343. *WASHINGTON v. UNITED STATES DISTRICT COURT FOR THE DISTRICT OF SOUTH CAROLINA*. C. A. 4th Cir. Certiorari denied. Reported below: 840 Fed. Appx. 755.

No. 21–5345. *THURMAN v. MEDICAL TRANSPORTATION MANAGEMENT, INC.* C. A. 5th Cir. Certiorari denied. Reported below: 982 F. 3d 953.

No. 21–5349. *MILLER v. RAVNSBORG, ATTORNEY GENERAL OF SOUTH DAKOTA, ET AL.* C. A. 8th Cir. Certiorari denied.

No. 21–5351. *JACKSON v. TRANSPORTATION SECURITY ADMINISTRATION*. C. A. 6th Cir. Certiorari denied.

No. 21–5363. *COPE v. VANNOY, WARDEN*. C. A. 5th Cir. Certiorari denied.

No. 21–5366. *SOLLMAN v. NEBRASKA*. Ct. App. Neb. Certiorari denied. Reported below: 29 Neb. App. 356, 953 N. W. 2d 569.

No. 21–5371. *HENDERSON v. CALIFORNIA*. Ct. App. Cal., 6th App. Dist. Certiorari denied.

No. 21–5373. *HOLLOMOND v. RAY, WARDEN*. C. A. 4th Cir. Certiorari denied. Reported below: 846 Fed. Appx. 197.

No. 21–5376. *ABRAM v. LEU ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 848 Fed. Appx. 868.

No. 21–5378. *KIRKLAND v. OHIO*. Sup. Ct. Ohio. Certiorari denied. Reported below: 160 Ohio St. 3d 389, 2020-Ohio-4079, 157 N. E. 3d 716.

No. 21–5380. *FLEMING v. FLORIDA*. Dist. Ct. App. Fla., 2d Dist. Certiorari denied. Reported below: 313 So. 3d 605.

No. 21–5384. *MASTERS v. BONTA, ATTORNEY GENERAL OF CALIFORNIA*. C. A. 9th Cir. Certiorari denied. Reported below: 841 Fed. Appx. 1.

No. 21–5385. *KUN v. STATE BAR OF CALIFORNIA ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 837 Fed. Appx. 530.

No. 21–5388. *KELLY v. LOUISIANA*. Sup. Ct. La. Certiorari denied. Reported below: 2020–01478 (La. 4/7/21), 313 So. 3d 264.

No. 21–5394. *BOYD v. UNITED STATES*. C. A. 6th Cir. Certiorari denied.

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No. 21–5405. *LUNA v. VALENTINE, WARDEN*. C. A. 6th Cir. Certiorari denied.

No. 21–5408. *RUTHERFORD v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 841 Fed. Appx. 711.

No. 21–5409. *REECE v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 849 Fed. Appx. 480.

No. 21–5410. *ROBINSON v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 839 Fed. Appx. 936.

No. 21–5413. *WALLACE v. UNITED STATES* (Reported below: 991 F. 3d 810); *GORDON v. UNITED STATES*; and *CARTER v. UNITED STATES*. C. A. 7th Cir. Certiorari denied.

No. 21–5418. *BUCIO v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 857 Fed. Appx. 217.

No. 21–5419. *DAT v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 983 F. 3d 1045.

No. 21–5425. *SAWATZKY v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 994 F. 3d 919.

No. 21–5428. *RIVERS v. UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF VIRGINIA*. C. A. 4th Cir. Certiorari denied. Reported below: 832 Fed. Appx. 204.

No. 21–5429. *REYES v. JENSEN ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 857 Fed. Appx. 436.

No. 21–5431. *MACKEY v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 849 Fed. Appx. 406.

No. 21–5434. *WILSON v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 853 Fed. Appx. 297.

No. 21–5437. *CRUMP v. SOCIAL SECURITY ADMINISTRATION ET AL.* C. A. 9th Cir. Certiorari denied.

No. 21–5441. *BJERKNES v. UNITED STATES*. C. A. 8th Cir. Certiorari denied.

No. 21–5450. *COOK v. WASMER, WARDEN, ET AL.* C. A. 8th Cir. Certiorari denied.

No. 21–5451. *WASSON v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 838 Fed. Appx. 272.

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No. 21–5452. *JOSEPH v. VANNOY, WARDEN*. C. A. 5th Cir. Certiorari denied.

No. 21–5453. *SENKE v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 986 F. 3d 300.

No. 21–5455. *GRANADOS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 853 Fed. Appx. 961.

No. 21–5456. *GARCIA v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 982 F. 3d 844.

No. 21–5462. *KERNS v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 9 F. 4th 342.

No. 21–5463. *TYLER v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 850 Fed. Appx. 175.

No. 21–5472. *JONES v. INCH, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS*. C. A. 11th Cir. Certiorari denied.

No. 21–5473. *ROSADO v. GARLAND, ATTORNEY GENERAL*. C. A. 3d Cir. Certiorari denied. Reported below: 838 Fed. Appx. 719.

No. 21–5474. *SPENCER v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 998 F. 3d 843.

No. 21–5475. *SPENCER v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 998 F. 3d 843.

No. 21–5477. *SETER v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 983 F. 3d 1289.

No. 21–5478. *ALVARADO v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 857 Fed. Appx. 262.

No. 21–5484. *DIAZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 989 F. 3d 390.

No. 21–5485. *DIAZ v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 846 Fed. Appx. 846.

No. 21–5486. *SANFORD v. VIRGINIA*. Sup. Ct. Va. Certiorari denied.

No. 21–5488. *BLACKMON v. UTTECHT, WARDEN*. C. A. 9th Cir. Certiorari denied. Reported below: 828 Fed. Appx. 388.

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No. 21–5492. *PHILLIPS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 856 Fed. Appx. 508.

No. 21–5499. *REYNA-ARAGON v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 992 F. 3d 381.

No. 21–5502. *MUNOZ v. NEBRASKA*. Sup. Ct. Neb. Certiorari denied. Reported below: 309 Neb. 285, 959 N. W. 2d 806.

No. 21–5503. *WOODBERRY ET AL. v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 987 F. 3d 1231.

No. 21–5504. *WORLEY v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 858 Fed. Appx. 818.

No. 21–5518. *PEREZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 840 Fed. Appx. 792.

No. 21–5520. *ROBERTS v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 842 Fed. Appx. 8.

No. 21–5523. *KOECH v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 992 F. 3d 686.

No. 21–5524. *LARA-UNZUETA v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 843 Fed. Appx. 977.

No. 21–5525. *RICHARDSON v. NEVADA*. Sup. Ct. Nev. Certiorari denied. Reported below: 137 Nev. 956, 481 P. 3d 233.

No. 21–5526. *KELLY v. JOHNSON, ADMINISTRATOR, NEW JERSEY STATE PRISON*. C. A. 3d Cir. Certiorari denied.

No. 21–5528. *MARTINEZ v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 851 Fed. Appx. 946.

No. 21–5530. *GOMEZ-CASTRO v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 839 Fed. Appx. 238.

No. 21–5531. *FARRIS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 834 Fed. Appx. 811.

No. 21–5532. *SPRUHAN v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 989 F. 3d 266.

No. 21–5537. *CREECH v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 852 Fed. Appx. 172.

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No. 21–5538. *EDMONDSON v. MOODY, ATTORNEY GENERAL OF FLORIDA, ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 853 Fed. Appx. 484.

No. 21–5540. *URBINA-RODRIGUEZ v. UNITED STATES.* C. A. 8th Cir. Certiorari denied. Reported below: 986 F. 3d 1095.

No. 21–5541. *DELVA v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 851 Fed. Appx. 148.

No. 21–5543. *MATTHEWS v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 849 Fed. Appx. 668.

No. 21–5544. *SCOTT v. SHERMAN, WARDEN.* C. A. 9th Cir. Certiorari denied.

No. 21–5548. *ANDERSON v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 841 Fed. Appx. 729.

No. 21–5554. *GIBBS v. SOUTH CAROLINA.* Sup. Ct. S. C. Certiorari denied.

No. 21–5559. *HERNANDEZ v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 841 Fed. Appx. 736.

No. 21–5560. *HENRY v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 984 F. 3d 1343.

No. 21–5563. *FERGUSON v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 843 Fed. Appx. 934.

No. 21–5564. *REGER v. TEXAS.* Ct. App. Tex., 2d Dist. Certiorari denied.

No. 21–5565. *SAIN v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 858 Fed. Appx. 730.

No. 21–5566. *SHULAYA v. UNITED STATES.* C. A. 2d Cir. Certiorari denied. Reported below: 853 Fed. Appx. 714.

No. 21–5570. *BOYLE v. UNITED STATES.* C. A. 3d Cir. Certiorari denied. Reported below: 849 Fed. Appx. 325.

No. 21–5571. *HOLCOMB v. KIJAKAZI, ACTING COMMISSIONER OF SOCIAL SECURITY.* C. A. 9th Cir. Certiorari denied. Reported below: 832 Fed. Appx. 505.

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No. 21–5572. *ISRAEL v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 838 Fed. Appx. 856.

No. 21–5574. *MARQUES-MEJIA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 849 Fed. Appx. 112.

No. 21–5575. *ARAYATANON v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 980 F. 3d 444.

No. 21–5577. *ANDERSON v. INCH, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS*. C. A. 11th Cir. Certiorari denied.

No. 21–5582. *EVANS v. MILLER, WARDEN*. C. A. 9th Cir. Certiorari denied. Reported below: 850 Fed. Appx. 515.

No. 21–5583. *BELL v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 842 Fed. Appx. 922.

No. 21–5584. *ALEXIS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 844 Fed. Appx. 227.

No. 21–5595. *HARRIS v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 966 F. 3d 755.

No. 21–5597. *HOLT v. UNITED STATES*. C. A. 6th Cir. Certiorari denied.

No. 21–5599. *HENSLEY v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 982 F. 3d 1147.

No. 21–5600. *HARDISON v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 850 Fed. Appx. 443.

No. 21–5601. *HAMIDULLAH v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 847 Fed. Appx. 659.

No. 21–5603. *GAINER v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 845 Fed. Appx. 912.

No. 21–5604. *HARRIS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 991 F. 3d 552.

No. 21–5607. *SMITH v. UNITED STATES*. C. A. 6th Cir. Certiorari denied.

No. 21–5609. *STASZAK v. UNITED STATES ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 847 Fed. Appx. 365.

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No. 21–5610. *HARDY v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 999 F. 3d 250.

No. 21–5612. *PATTERSON v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 852 Fed. Appx. 1004.

No. 21–5613. *MCCOLLUM v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 21–5615. *MORA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 843 Fed. Appx. 613.

No. 21–5616. *ANTEQUERA RIVERA v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 847 Fed. Appx. 717.

No. 21–5617. *NDOROMO v. GARLAND, ATTORNEY GENERAL, ET AL.* C. A. D. C. Cir. Certiorari denied.

No. 21–5620. *CRUM v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 843 Fed. Appx. 404.

No. 21–5624. *KIBBLE v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 992 F. 3d 326.

No. 21–5625. *HORTON v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 993 F. 3d 370.

No. 21–5627. *BALL v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 835 Fed. Appx. 493.

No. 21–5632. *CARRILLO v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 860 Fed. Appx. 72.

No. 21–5638. *GRIFFIN v. TERRIS, WARDEN*. C. A. 6th Cir. Certiorari denied.

No. 21–5639. *FUIMAONA v. HUDSON, WARDEN*. C. A. 10th Cir. Certiorari denied. Reported below: 845 Fed. Appx. 795.

No. 21–5640. *DALTON v. MADDEN, WARDEN*. C. A. 9th Cir. Certiorari denied.

No. 21–5641. *FRANKLIN ET AL. v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 847 Fed. Appx. 387.

No. 21–5642. *DIBBLE v. BROOKHART, WARDEN*. C. A. 7th Cir. Certiorari denied.

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No. 21–5647. *SYMONETTE v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 21–5654. *ORTEGA, AKA HERRERO FLORES v. OREGON*. Ct. App. Ore. Certiorari denied. Reported below: 308 Ore. App. 660, 479 P. 3d 285.

No. 21–5659. *POWELL v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 844 Fed. Appx. 280.

No. 21–5661. *MOYA v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 5 F. 4th 1168.

No. 21–5670. *VINES v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 9 F. 4th 500.

No. 21–5673. *FREDRICKSON v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 996 F. 3d 821.

No. 21–5678. *THOMASON v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 991 F. 3d 910.

No. 21–5679. *TUTIS v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 845 Fed. Appx. 122.

No. 21–5686. *SOTO-MELCHOR v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 860 Fed. Appx. 114.

No. 21–5693. *GUILLEN-MORALES v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 844 Fed. Appx. 743.

No. 21–5694. *PASCHAL v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 844 Fed. Appx. 752.

No. 20–1334. *BOARDMAN ET AL. v. INSLEE, GOVERNOR OF WASHINGTON, ET AL.* C. A. 9th Cir. Certiorari denied. JUSTICE THOMAS, JUSTICE ALITO, and JUSTICE GORSUCH would grant the petition for writ of certiorari. Reported below: 978 F. 3d 1092.

No. 21–125. *BASILE v. LOS ANGELES FILM SCHOOL ET AL.* C. A. 9th Cir. Certiorari before judgment denied.

No. 21–138. *GONZÁLEZ-BERMÚDEZ v. ABBOTT LABORATORIES P. R. INC. ET AL.* C. A. 1st Cir. Certiorari denied. JUSTICE ALITO took no part in the consideration or decision of this petition. Reported below: 990 F. 3d 37.

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No. 21–154. *MANKARUSE v. RAYTHEON CO. ET AL.* C. A. Fed. Cir. Certiorari denied. JUSTICE BREYER and JUSTICE ALITO took no part in the consideration or decision of this petition. Reported below: 855 Fed. Appx. 728.

No. 21–299. *MONTGOMERY COUNTY, MARYLAND v. REYAZUD-DIN.* C. A. 4th Cir. Motion of International Municipal Lawyers Association for leave to file brief as *amicus curiae* granted. Certiorari denied. Reported below: 988 F. 3d 794.

No. 21–332. *WHITE v. SPROUL, WARDEN.* C. A. 7th Cir. Certiorari denied. JUSTICE KAGAN took no part in the consideration or decision of this petition.

No. 21–344. *QUEST INTERNATIONAL MONITOR SERVICE, INC. v. ROCKWELL COLLINS, INC.* C. A. 9th Cir. Certiorari denied. JUSTICE BREYER and JUSTICE ALITO took no part in the consideration or decision of this petition. Reported below: 845 Fed. Appx. 591.

No. 21–414. *FIRST MIDWEST BANK, AS GUARDIAN OF THE ESTATE OF LAPORTA v. CITY OF CHICAGO, ILLINOIS.* C. A. 7th Cir. Certiorari denied. JUSTICE BARRETT took no part in the consideration or decision of this petition. Reported below: 988 F. 3d 978.

No. 21–5387. *ADAMS, AKA BROWN, AKA WHITEKER v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. JUSTICE KAGAN took no part in the consideration or decision of this petition.

No. 21–5436. *DICKERSON v. UNITED STATES.* C. A. 7th Cir. Certiorari denied. JUSTICE BARRETT took no part in the consideration or decision of this petition. Reported below: 834 Fed. Appx. 274.

No. 21–5468. *MACKIE v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. JUSTICE BREYER took no part in the consideration or decision of this petition.

Rehearing Denied

No. 20–1527. *YANEY v. STATE BAR OF CALIFORNIA*, 594 U. S. 909; and

No. 20–8112. *JACKSON v. UNITED STATES*, 594 U. S. 932. Petitions for rehearing denied.

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No. 20–1219. *CURRY v. MACKENZIE*, 593 U. S. 986; and
No. 20–1451. *NIXON v. GENERAL MOTORS CORP.*, 594 U. S.
908. Motions for leave to file petitions for rehearing denied.

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Certiorari Granted—Vacated and Remanded

No. 20–1492. *ABDULLA v. GARLAND, ATTORNEY GENERAL*. C. A. 3d Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of the brief filed by the Acting Solicitor General for the United States on August 27, 2021. Reported below: 971 F. 3d 409.

No. 20–1631. *HIRSHFELD, ACTING UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND DIRECTOR, UNITED STATES PATENT AND TRADEMARK OFFICE v. IMPLICIT, LLC, ET AL.; HIRSHFELD, ACTING UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND DIRECTOR, UNITED STATES PATENT AND TRADEMARK OFFICE v. TRANSTEX INC., FKA TRANSTEX COMPOSITE INC., ET AL.; HIRSHFELD, ACTING UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND DIRECTOR, UNITED STATES PATENT AND TRADEMARK OFFICE v. NEW VISION GAMING & DEVELOPMENT, INC., ET AL.* (Reported below: 996 F. 3d 1378); and *HIRSHFELD, ACTING UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND DIRECTOR, UNITED STATES PATENT AND TRADEMARK OFFICE v. UNILOC 2017 LLC ET AL.* C. A. Fed. Cir. Certiorari granted, judgments vacated, and case remanded for further consideration in light of *United States v. Arthrex, Inc.*, 594 U. S. 1 (2021).

Certiorari Granted—Reversed. (See *Rivas-Villegas v. Cortesluna*, 595 U. S. 1 (2021) (*per curiam*); and *City of Tahlequah v. Bond*, 595 U. S. 9 (2021) (*per curiam*).)

Certiorari Dismissed

No. 21–5331. *RUSK v. FIDELITY BROKERAGE SERVICES*. C. A. 10th Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied, and certiorari dismissed. See this Court’s Rule 39.8. JUSTICE GORSUCH took no part in the consideration or decision of this motion and this petition. Reported below: 850 Fed. Appx. 657.

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Miscellaneous Orders

No. 21M31. DAKOTA ACCESS, LLC *v.* STANDING ROCK SIOUX TRIBE ET AL. Motion for leave to file petition for writ of certiorari with supplemental appendix under seal granted. JUSTICE ALITO and JUSTICE KAVANAUGH took no part in the consideration or decision of this motion.

No. 19–896. JOHNSON, ACTING DIRECTOR OF U. S. IMMIGRATION AND CUSTOMS ENFORCEMENT, ET AL. *v.* ARTEAGA-MARTINEZ. C. A. 3d Cir. [Certiorari granted, 594 U.S. 973.] Motion of petitioners to dispense with printing joint appendix granted.

No. 19–1392. DOBBS, STATE HEALTH OFFICER OF THE MISSISSIPPI DEPARTMENT OF HEALTH, ET AL. *v.* JACKSON WOMEN’S HEALTH ORGANIZATION ET AL. C. A. 5th Cir. [Certiorari granted, 593 U.S. 984.] The time for oral argument is allotted as follows: 35 minutes for petitioners, 20 minutes for respondents, and 15 minutes for the Acting Solicitor General.

No. 20–219. CUMMINGS *v.* PREMIER REHAB KELLER, P. L. L. C. C. A. 5th Cir. [Certiorari granted, 594 U.S. 952.] Motion of the Acting Solicitor General for leave to participate in oral argument as *amicus curiae*, for divided argument, and for enlargement of time for oral argument granted, and the time is allotted as follows: 20 minutes for petitioner, 15 minutes for the Acting Solicitor General, and 35 minutes for respondent.

No. 20–322. GARLAND, ATTORNEY GENERAL, ET AL. *v.* ALAMAN GONZALEZ ET AL.; and GARLAND, ATTORNEY GENERAL, ET AL. *v.* FLORES TEJADA ET AL. C. A. 9th Cir. [Certiorari granted, 594 U.S. 973.] Motion of petitioners to dispense with printing joint appendix granted.

No. 20–804. HOUSTON COMMUNITY COLLEGE SYSTEM *v.* WILSON. C. A. 5th Cir. [Certiorari granted, 593 U.S. 962.] The time for oral argument is allotted as follows: 20 minutes for petitioner, 15 minutes for the Acting Solicitor General, and 35 minutes for respondent.

No. 20–843. NEW YORK STATE RIFLE & PISTOL ASSN., INC., ET AL. *v.* BRUEN, SUPERINTENDENT OF NEW YORK STATE PO-

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LICE, ET AL. C. A. 2d Cir. [Certiorari granted *sub nom.* *New York State Rifle & Pistol Assn., Inc. v. Corlett*, 593 U.S. 962.] The time for oral argument is allotted as follows: 35 minutes for petitioners, 20 minutes for respondents, and 15 minutes for the Acting Solicitor General.

No. 20–915. UNICOLORS, INC. *v.* H&M HENNES & MAURITZ, L. P. C. A. 9th Cir. [Certiorari granted, 593 U.S. 1024.] The time for oral argument is allotted as follows: 20 minutes for petitioner, 15 minutes for the Acting Solicitor General, and 35 minutes for respondent.

No. 20–1029. CITY OF AUSTIN, TEXAS *v.* REAGAN NATIONAL ADVERTISING OF AUSTIN, LLC, ET AL. C. A. 5th Cir. [Certiorari granted *sub nom.* *City of Austin, Texas v. Reagan National Advertising of Austin, Inc.*, 594 U.S. 925.] The time for oral argument is allotted as follows: 20 minutes for petitioner, 15 minutes for the Acting Solicitor General, and 35 minutes for respondents.

No. 21–463. WHOLE WOMAN’S HEALTH ET AL. *v.* JACKSON, JUDGE, DISTRICT COURT OF TEXAS, 114TH DISTRICT, ET AL. C. A. 5th Cir. Petitioners’ motion to expedite consideration of the petition for writ of certiorari before judgment granted, and respondents directed to file a response to the petition on or before noon on Thursday, October 21, 2021.

No. 21–5443. CROOK *v.* SHEA FIDUCIARY SERVICES ET AL. C. A. 9th Cir.; and

No. 21–5464. WALKER *v.* UNITED STATES ET AL. C. A. 9th Cir. Motions of petitioners for leave to proceed *in forma pauperis* denied. Petitioners are allowed until November 8, 2021, 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.

No. 21–436. IN RE LOGGINS; and

No. 21–5732. IN RE GILLISPIE. Petitions for writs of habeas corpus denied.

No. 21–5787. IN RE MCARTY; and

No. 21–5809. IN RE STOUTAMIRE. Motions of petitioners for leave to proceed *in forma pauperis* denied, and petitions for writs of habeas corpus dismissed. See this Court’s Rule 39.8.

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Certiorari Granted

No. 20–493. *YSLETA DEL SUR PUEBLO ET AL. v. TEXAS*. C. A. 5th Cir. Certiorari granted. Reported below: 955 F. 3d 408.

No. 20–7622. *DENEZPI v. UNITED STATES*. C. A. 10th Cir. Motion of petitioner leave to proceed *in forma pauperis* granted. Certiorari granted. Reported below: 979 F. 3d 777.

Certiorari Denied

No. 20–1654. *SONOS, INC. v. IMPLICIT, LLC, ET AL.* C. A. Fed. Cir. Certiorari denied.

No. 20–1669. *WILL v. LUMPKIN, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION*. C. A. 5th Cir. Certiorari denied. Reported below: 978 F. 3d 933.

No. 20–1690. *CORTESLUNA v. RIVAS-VILLEGAS ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 979 F. 3d 645.

No. 20–1745. *SYLVESTER v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 993 F. 3d 16.

No. 20–7778. *SCOTT v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 990 F. 3d 94.

No. 20–8143. *SMITH v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 978 F. 3d 613.

No. 20–8306. *PHILLIPS v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 851 Fed. Appx. 712.

No. 20–8316. *WILLIAMS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 832 Fed. Appx. 924.

No. 20–8335. *CHRISTIAN v. OKLAHOMA*. Ct. Crim. App. Okla. Certiorari denied.

No. 21–204. *SIBLEY v. GERACI ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 858 Fed. Appx. 415.

No. 21–206. *NEAL v. CITY OF DETROIT, MICHIGAN*. Cir. Ct. Wayne County, Mich. Certiorari denied.

No. 21–208. *STEWART v. IHT INSURANCE AGENCY GROUP, LLC WELFARE BENEFITS PLAN, ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 990 F. 3d 455.

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No. 21–215. *SMITH v. UNITED STATES CONGRESS ET AL.* (two judgments). C. A. 7th Cir. Certiorari denied. Reported below: 840 Fed. Appx. 31 (first judgment).

No. 21–216. *BROWN v. CITIZENS PROPERTY INSURANCE CORP. ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 845 Fed. Appx. 860.

No. 21–221. *CRETACCI v. CALL ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 988 F. 3d 860.

No. 21–229. *NEWMAN v. YORK.* Ct. App. Ind. Certiorari denied. Reported below: 157 N. E. 3d 1235.

No. 21–232. *SHARMA v. TERRANOVA ET AL.* C. A. 1st Cir. Certiorari denied.

No. 21–236. *DREAD v. MARYLAND STATE POLICE.* C. A. 4th Cir. Certiorari denied. Reported below: 851 Fed. Appx. 408.

No. 21–247. *COALITION FOR BETTER GOVERNMENT ET AL. v. ALLIANCE FOR GOOD GOVERNMENT.* C. A. 5th Cir. Certiorari denied. Reported below: 998 F. 3d 661.

No. 21–261. *ELDRIDGE v. COMMISSIONER OF INTERNAL REVENUE.* C. A. 9th Cir. Certiorari denied. Reported below: 835 Fed. Appx. 271.

No. 21–262. *ROUGE HOUSE, LLC v. 308 DECATUR-NEW ORLEANS, LLC.* Ct. App. La., 4th Cir. Certiorari denied. Reported below: 2020–0358 (La. App. 4 Cir. 12/23/20), 312 So. 3d 686.

No. 21–263. *KIMBRO STEPHENS INSURANCE TRUST ET AL. v. SMITH ET AL.* Ct. App. Ark. Certiorari denied. Reported below: 2021 Ark. 127.

No. 21–302. *JAROS v. VILLAGE OF DOWNERS GROVE, ILLINOIS, ET AL.* App. Ct. Ill., 2d Dist. Certiorari denied. Reported below: 2020 IL App (2d) 180654, 180 N. E. 3d 125.

No. 21–313. *VESEY v. ENVOY AIR, INC., DBA AMERICAN EAGLE AIRLINES, INC.* C. A. 7th Cir. Certiorari denied. Reported below: 999 F. 3d 456.

No. 21–329. *GARITY v. DEJOY, POSTMASTER GENERAL.* C. A. 9th Cir. Certiorari denied. Reported below: 845 Fed. Appx. 664.

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No. 21–353. *HOGGATT ET AL. v. ALLSTATE INSURANCE ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 849 Fed. Appx. 74.

No. 21–359. *TEALEH v. WARD COUNTY, NORTH DAKOTA, ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 839 Fed. Appx. 30.

No. 21–389. *MOMOX-CASELIS ET AL. v. DONOHUE ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 987 F. 3d 835.

No. 21–403. *ZITKA ET UX. v. MICHIGAN.* Ct. App. Mich. Certiorari denied. Reported below: 335 Mich. App. 324, 966 N. W. 2d 786.

No. 21–412. *ROUSSELL v. BANK OF NEW YORK MELLON.* Dist. Ct. App. Fla., 4th Dist. Certiorari denied. Reported below: 308 So. 3d 618.

No. 21–446. *PANNELL v. ABSHIRE ET AL.* Ct. App. Tex., 1st Dist. Certiorari denied.

No. 21–5081. *DAVIS v. UNITED STATES.* C. A. 3d Cir. Certiorari denied. Reported below: 841 Fed. Appx. 375.

No. 21–5095. *LUCIO v. LUMPKIN, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION.* C. A. 5th Cir. Certiorari denied. Reported below: 987 F. 3d 451.

No. 21–5347. *GRAHAM v. OHIO.* Sup. Ct. Ohio. Certiorari denied. Reported below: 164 Ohio St. 3d 187, 2020-Ohio-6700, 172 N. E. 3d 841.

No. 21–5353. *NAPPER v. SINGLETON, WARDEN.* Sup. Ct. Ga. Certiorari denied.

No. 21–5355. *JUNG WON YUN v. CHUNG CHA KIM ET AL.* C. A. 9th Cir. Certiorari denied.

No. 21–5356. *WRIGHT v. FLORIDA.* Sup. Ct. Fla. Certiorari denied. Reported below: 312 So. 3d 59.

No. 21–5369. *RIVERA v. UNKNOWN.* C. A. 9th Cir. Certiorari denied.

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No. 21–5377. *ASCENCIO v. LUMPKIN, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 21–5381. *TYLER v. PHH MORTGAGE CORP., DBA PHH MORTGAGE SERVICES, ET AL.* C. A. 5th Cir. Certiorari denied.

No. 21–5389. *MARTINEZ v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied.

No. 21–5390. *LIPINSKI v. CASTANEDA ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 830 Fed. Appx. 770.

No. 21–5396. *ARGUELLO v. RAVNSBORG, ATTORNEY GENERAL OF SOUTH DAKOTA, ET AL.* C. A. 8th Cir. Certiorari denied.

No. 21–5401. *WILSON v. FENDER, WARDEN*. C. A. 6th Cir. Certiorari denied.

No. 21–5403. *TUMLINSON v. LUMPKIN, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 21–5407. *MANNING v. MICHIGAN*. Sup. Ct. Mich. Certiorari denied. Reported below: 506 Mich. 1033, 951 N. W. 2d 905.

No. 21–5412. *CARAFFA v. CALIFORNIA HOUSING SECURITIES, INC., ET AL.* C. A. 9th Cir. Certiorari denied.

No. 21–5415. *BROWN v. ORLEANS PARISH SHERIFF’S OFFICE ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 849 Fed. Appx. 491.

No. 21–5416. *BLEDSON v. FACEBOOK ET AL.* C. A. 9th Cir. Certiorari denied.

No. 21–5417. *CARAFFA v. TEMPE POLICE DEPARTMENT ET AL.* C. A. 9th Cir. Certiorari denied.

No. 21–5424. *CANALES v. LUMPKIN, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 21–5427. *MILES-EL v. HORTON, WARDEN*. Ct. App. Mich. Certiorari denied.

No. 21–5438. *MORIN v. LUMPKIN, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION*. C. A. 5th Cir. Certiorari denied.

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No. 21–5439. *PETERS v. LUMPKIN, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 21–5449. *CUADRADO-CONCEPCION v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 851 Fed. Appx. 985.

No. 21–5470. *LOMELI-GARCIA v. SHINN, DIRECTOR, ARIZONA DEPARTMENT OF CORRECTIONS, REHABILITATION AND REENTRY, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 21–5498. *CONCEPCION v. MASSACHUSETTS*. Sup. Jud. Ct. Mass. Certiorari denied. Reported below: 487 Mass. 77, 164 N. E. 3d 842.

No. 21–5521. *SHIELDS v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 858 Fed. Appx. 427.

No. 21–5533. *SPRINGER v. HOWARD, WARDEN*. C. A. 6th Cir. Certiorari denied.

No. 21–5534. *MAKINI, FKA MIGNON, FKA WILLIAMS v. MICHIGAN ET AL.* Ct. App. Mich. Certiorari denied.

No. 21–5594. *HEFFLEY v. PENNSYLVANIA ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 835 Fed. Appx. 680.

No. 21–5608. *ANGEL SIFUENTES v. PRELESNIK, WARDEN*. C. A. 6th Cir. Certiorari denied.

No. 21–5630. *EVERETT v. STATE BAR OF CALIFORNIA*. Sup. Ct. Cal. Certiorari denied.

No. 21–5655. *LENERS v. WYOMING*. Sup. Ct. Wyo. Certiorari denied. Reported below: 2021 WY 67, 486 P. 3d 1013.

No. 21–5687. *HOCHHALTER v. CLENDENION, WARDEN*. C. A. 6th Cir. Certiorari denied.

No. 21–5690. *ZAVALA-ARMENDARIZ v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 854 Fed. Appx. 79.

No. 21–5704. *HILL-EL v. JOHNSON, WARDEN*. C. A. 4th Cir. Certiorari denied. Reported below: 841 Fed. Appx. 614.

No. 21–5712. *FERRER SANCHEZ v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 847 Fed. Appx. 825.

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No. 21–5716. *COUSAR v. NEW YORK-PRESBYTERIAN QUEENS*. C. A. 2d Cir. Certiorari denied. Reported below: 845 Fed. Appx. 34.

No. 21–5720. *WILSON v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 843 Fed. Appx. 889.

No. 21–5723. *PARDO-OSGUERA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 844 Fed. Appx. 739.

No. 21–5725. *AMAYA-MARTINEZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 844 Fed. Appx. 733.

No. 21–5727. *CISNEROS v. UNITED STATES*. C. A. 6th Cir. Certiorari denied.

No. 21–5728. *SOLAR-SOMOHANO v. HIRSHFELD, ACTING UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND DIRECTOR, UNITED STATES PATENT AND TRADEMARK OFFICE*. C. A. Fed. Cir. Certiorari denied.

No. 21–5783. *SMITH v. MONTANA*. Sup. Ct. Mont. Certiorari denied. Reported below: 404 Mont. 552, 485 P. 3d 205.

No. 21–231. *WARTLUFT, FKA BARTELS, ET AL. v. MILTON HERSHEY SCHOOL ET AL.* C. A. 3d Cir. Motion of Protect The Hersheys’ Children, Inc., for leave to file brief as *amicus curiae* granted. Certiorari denied. Reported below: 844 Fed. Appx. 499.

No. 21–399. *RENEAU v. CARDINAS ET AL.* C. A. 10th Cir. Certiorari denied. JUSTICE GORSUCH took no part in the consideration or decision of this petition. Reported below: 852 Fed. Appx. 311.

No. 21–5719. *ZINNER v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. JUSTICE ALITO took no part in the consideration or decision of this petition. Reported below: 845 Fed. Appx. 105.

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Certiorari Denied

No. 21–6055 (21A99). *SMITH v. DUNN, COMMISSIONER, ALABAMA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 11th Cir. Application for stay of execution of sentence of death, presented to JUSTICE THOMAS, and by him referred to the Court, denied. Certiorari denied.

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Statement of SOTOMAYOR, J.

Statement of JUSTICE SOTOMAYOR respecting the denial of application for stay.

Willie B. Smith III, who is sentenced to die tonight by lethal injection in Alabama, seeks instead to be executed by nitrogen hypoxia, which has been a statutorily approved method of execution in Alabama since 2018. See 2018 Ala. Acts no. 2018–353. When the Alabama Legislature adopted nitrogen hypoxia as an approved means of execution, it expressly provided that individuals like Smith who were already on death row could choose to be executed by nitrogen hypoxia, but provided only a 30-day window in June 2018 in which to make this election. See Ala. Code § 15–18–82.1(b)(2) (2021).

Smith alleges that he missed this opportunity because his intellectual disabilities rendered him unable to understand the election form that the Alabama Department of Corrections (ADOC) provided during that time. He filed suit in November 2019 seeking to elect nitrogen hypoxia as an alternative to lethal injection. Rather than agreeing to execute Smith using nitrogen hypoxia, Alabama opposed his request. Today, the State will execute Smith by lethal injection while Smith’s challenge remains pending.

The law compels denial of Smith’s request for a stay of execution for the reasons identified by the Eleventh Circuit. Judge Jill Pryor, concurring in the decision below, however, identified serious concerns with the way the ADOC has administered the Alabama Legislature’s directive to allow those on death row to choose nitrogen hypoxia as their means of execution. *Smith v. Commissioner, Ala. Dept. of Corrections*, No. 21–13581 (Oct. 21, 2021), p. 11. I share these concerns.

The reasons why Alabama chose to limit people on death row to a 30-day time window in which to familiarize themselves with the State’s new means of execution, consider its risks and potential benefits, and, ultimately, to make the momentous decision as to whether they wished to die by this novel procedure, are not currently before this Court. The Court has previously considered the inequities engendered by this tight timeline. See *Dunn v. Price*, 587 U.S. 929 (2019). In *Price*, as here, the evidence indicated that inmates received the application form only days before the election window closed, presenting the possibility that some inmates were “given no more than 72 hours to decide how [they] wanted to die, notwithstanding the 30-day period prescribed by state law.” *Id.*, at 932 (BREYER, J., dissenting from

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grant of application to vacate stay). As Judge Pryor concluded, evidence suggests that the “feckless way” in which the ADOC chose to notify individuals on death row of this development was at odds with the gravity of that task and the humanity of those affected. No. 21–13581, at 12 (concurring opinion).

Alabama does not dispute that Willie Smith has significantly below-average intellectual functioning. Although the State debates his precise reading level and IQ, those disputes do not resolve the fundamental inequity: the State’s compressed timeline for notifying eligible inmates and haphazard approach to doing so. Once a State has determined that individuals on death row should have a choice as to how the State will execute them, it should ensure that a meaningful choice is provided.

OCTOBER 22, 2021

Certiorari Granted

No. 21–463. *WHOLE WOMAN’S HEALTH ET AL. v. JACKSON, JUDGE, DISTRICT COURT OF TEXAS, 114TH DISTRICT, ET AL.* C. A. 5th Cir. Certiorari before judgment granted. Briefs of the parties, limited to 13,000 words, are to be filed electronically on or before 5 p.m., Wednesday, October 27, 2021. Reply briefs, if any, limited to 6,000 words, are to be filed electronically on or before 5 p.m., Friday, October 29, 2021. Any *amicus curiae* briefs are to be filed electronically on or before 5 p.m., Wednesday, October 27, 2021. Booklet format briefs prepared in compliance with this Court’s Rule 33.1 shall be submitted as soon as possible thereafter. The parties are not required to file a joint appendix. Case is set for oral argument on Monday, November 1, 2021.

No. 21–588 (21A85). *UNITED STATES v. TEXAS ET AL.* C. A. 5th Cir. Consideration of the application (21A85) to vacate stay, presented to JUSTICE ALITO, and by him referred to the Court, deferred pending oral argument. In addition, the application is treated as a petition for writ of certiorari before judgment, and the petition is granted limited to the following question: “May the United States bring suit in federal court and obtain injunctive or declaratory relief against the State, state-court judges, state-court clerks, other state officials, or all private parties to prohibit S. B. 8 [87th Leg., Reg. Sess. (Tex. 2021)] from being enforced.” Briefs of the parties in No. 21–588, limited to 13,000 words, are to be filed electronically on or before 5 p.m., Wednesday, October 27,

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2021. Reply briefs, if any, limited to 6,000 words, are to be filed electronically on or before 5 p.m., Friday, October 29, 2021. Any *amicus curiae* briefs are to be filed electronically on or before 5 p.m., Wednesday, October 27, 2021. Booklet format briefs prepared in compliance with this Court's Rule 33.1 shall be submitted as soon as possible thereafter. The parties are not required to file a joint appendix. Case is set for oral argument on Monday, November 1, 2021.

JUSTICE SOTOMAYOR, concurring in part and dissenting in part.

For the second time, the Court is presented with an application to enjoin a statute enacted in open disregard of the constitutional rights of women seeking abortion care in Texas. For the second time, the Court declines to act immediately to protect these women from grave and irreparable harm.

The Court is right to calendar this application for argument and to grant certiorari before judgment in both this case and *Whole Woman's Health v. Jackson*, No. 21–463, in recognition of the public importance of the issues these cases raise. The promise of future adjudication offers cold comfort, however, for Texas women seeking abortion care, who are entitled to relief now. These women will suffer personal harm from delaying their medical care, and as their pregnancies progress, they may even be unable to obtain abortion care altogether. Because every day the Court fails to grant relief is devastating, both for individual women and for our constitutional system as a whole, I dissent from the Court's refusal to stay administratively the Fifth Circuit's order.

I

Texas Senate Bill 8 (S. B. 8 or the Act) imposes a near-categorical ban on abortions beginning six weeks after a woman's last menstrual period, before many women even realize they are pregnant. *Whole Woman's Health v. Jackson*, 594 U. S. 975, 979 (2021) (SOTOMAYOR, J., dissenting). This is patently unconstitutional. See, e. g., *June Medical Services L. L. C. v. Russo*, 591 U. S. 299, 344 (2020) (ROBERTS, C. J., concurring in judgment); *Planned Parenthood of Southeastern Pa. v. Casey*, 505 U. S. 833 (1992); *Roe v. Wade*, 410 U. S. 113 (1973). Rather than authorizing state officials to enforce this illegal law, the Act deputizes ordinary citizens as bounty hunters, offering \$10,000 in damages (plus attorney's fees and costs) to anyone who sues a person who

provides an abortion in violation of S. B. 8, “aids or abets” such an abortion, or intends to engage in such conduct. Tex. Health & Safety Code Ann. §§ 171.208(a), (b)(2) (West 2021). The legislature designed this scheme to make it more complicated to enjoin the Act. *Whole Woman’s Health*, 594 U.S., at 976–977 (ROBERTS, C. J., dissenting). To that end, S. B. 8 also purports to restrict constitutional and procedural defenses, limit the preclusive effect of court rulings, and impose retroactive liability for services provided while the Act is enjoined if the injunction is later overturned. See Tex. Health & Safety Code Ann. §§ 171.208(e)(3)–(5), 171.209.

In July 2021, abortion providers and advocates filed suit to challenge S. B. 8. As relevant, they sought to prevent Texas judges and court clerks from accepting S. B. 8 suits. Three days before the District Court’s scheduled hearing on preliminary injunctive relief, a panel of the Fifth Circuit stayed the proceedings. The plaintiffs applied to this Court for emergency relief. S. B. 8 took effect on September 1, and this Court denied relief that evening. See *Whole Woman’s Health*, 594 U.S., at 975. The Fifth Circuit later opined that “[p]laintiffs’ claims against a state judge and court clerk are specious” on the view that the *Ex parte Young* exception to state sovereign immunity “explicitly excludes judges from the scope of relief it authorizes.” *Whole Woman’s Health v. Jackson*, 13 F. 4th 434, 443 (2021) (citing *Ex parte Young*, 209 U.S. 123, 163 (1908)). As a result, in the Fifth Circuit’s estimation, the abortion providers could not win relief from the law.

State sovereign immunity, however, poses no bar to a challenge by the United States. See *Alden v. Maine*, 527 U.S. 706, 755 (1999). Accordingly, after this Court issued its order in *Whole Woman’s Health*, the United States filed the present suit. On October 6, the District Court issued a 113-page opinion in which it thoroughly considered and carefully addressed the procedural questions presented, held this case justiciable, and enjoined the Texas law. 566 F. Supp. 3d 605 (WD Tex. 2021). But a divided Fifth Circuit panel granted the State’s request for a stay pending appeal. 2021 WL 4786458, *1 (2021) (*per curiam*). Despite the fact that the instant suit presents distinct issues from those raised in *Whole Woman’s Health*, the Fifth Circuit majority relied entirely on rulings from that litigation. The totality of its reasoning was as follows: “The emergency

motions to stay the preliminary injunction pending appeal are granted for the reasons stated in *Whole Woman's Health v. Jackson*, 13 F. 4th 434 (5th Cir. 2021), and *Whole Woman's Health v. Jackson*, [594 U.S. 975] (2021)." 2021 WL 4786458, *1.

II

Recognizing that Texas' scheme raises concerns of imperative public importance, the Court properly grants certiorari before judgment. See this Court's Rule 11. However, the Court's failure to issue an administrative stay of the Fifth Circuit's order pending its decision on this application will have profound and immediate consequences. By delaying any remedy, the Court enables continued and irreparable harm to women seeking abortion care and providers of such care in Texas—exactly as S. B. 8's architects intended, see *infra*, at 1027–1028. Whatever equities favor caution in staying a state law under normal circumstances cannot outweigh the total and intentional denial of a constitutional right to women while this Court considers the serious questions presented.

The District Court concluded that S. B. 8 “has had an immediate and devastating effect on abortion care in Texas.” 566 F. Supp. 3d, at 668. That is because the Act’s chilling effects “operate . . . as an effective deterrent to provision of pre-viability abortion services in Texas, precluding the vast majority of individuals from accessing this constitutional right” and causing a “dismantling of the provider network” across the State. *Id.*, at 669–670. Before the District Court, Texas identified only one abortion that had occurred in the State beyond S. B. 8’s unlawful 6-week restriction since the law took effect. *Id.*, at 674. The court explained that most abortion patients in Texas first seek care more than six weeks after their last menstrual periods. *Id.*, at 623. The court thus found that S. B. 8 has prohibited as many as 95% of abortions previously provided in the State. *Id.*, at 673; see *Whole Woman's Health*, 594 U.S., at 980 (SOTOMAYOR, J., dissenting) (warning that S. B. 8 would “immediately prohibi[t] care for at least 85% of Texas abortion patients and . . . force many abortion clinics to close”).

On a human level, the District Court relied on credible declarations that described the threat of liability under S. B. 8 as “nothing short of agonizing” for abortion care providers. 566 F. Supp. 3d, at 670 (internal quotation marks omitted). Providers are

“seriously concerned that even providing abortions in compliance with S. B. 8 will draw lawsuits from anti-abortion vigilantes or others seeking financial gain.” *Ibid.* (internal quotation marks omitted). Patients are “devastated” to learn they cannot access care, and the “turmoil” caused by the Act leaves them “panicked, both for themselves and their loved ones.” *Id.*, at 672 (internal quotation marks omitted).^{*} Even among the few women who are able to receive abortion services in Texas, S. B. 8 pushes patients “to make a decision about their abortion before they are truly ready to do so.” *Id.*, at 673 (internal quotation marks omitted).

The District Court rejected the State’s claim that Texas residents could travel to other States to access abortion care. *Id.*, at 674. To be sure, the court agreed, “[p]regnant people from Texas are scared and are frantically trying to get appointments” in other States. *Id.*, at 679 (internal quotation marks omitted). The court found, however, that many patients are unable to seek out-of-state care based on financial constraints, dangerous family situations, immigration status, or other reasons. *Id.*, at 675. These individuals “are being forced to carry their pregnancy to term against their will or to seek ways to end their pregnancies on their own.” *Ibid.* (internal quotation marks omitted).

The court also found that patients who are able to leave Texas have encountered restrictions and backlogs exacerbated by S. B. 8, citing evidence of the Act’s “stunning” and “crushing” impacts on clinics in Oklahoma, Kansas, Colorado, New Mexico, and Nevada. *Id.*, at 677–681. An Oklahoma provider, for example, reported a “staggering 646% increase of Texan patients per day,” occupying between 50% and 75% of capacity. *Id.*, at 679 (internal quotation marks omitted). A Kansas clinic similarly reported that about half of its patients now come from Texas. *Id.*, at 680. The District Court found that this “constant stream of Texas patients has created backlogs that in some places prevent residents from accessing abortion services in their own communities.” *Id.*, at 681.

^{*}The harm to vulnerable populations is especially acute. For example, because Texas’ judicial bypass process for minors seeking abortion care “cannot realistically happen” before six weeks after the last menstrual period, S. B. 8 forces pregnant minors who cannot confide in their families (and unaccompanied migrant teenagers who cannot reach their families) to choose between “carry[ing] to term” and “tak[ing] matters into their own hands.” 566 F. Supp. 3d, at 673, and n. 62 (internal quotation marks omitted).

I cannot capture the totality of this harm in these pages. But as these excerpts illustrate, the State (empowered by this Court's inaction) has so thoroughly chilled the exercise of the right recognized in *Roe* as to nearly suspend it within its borders and strain access to it in other States. The State's gambit has worked. The impact is catastrophic.

These ruinous effects were foreseeable and intentional. Were there any doubt, proponents of S. B. 8 have boasted in this very litigation that "Texas has boxed out the judiciary" and crowed that "[a]bortion . . . is a court-invented right that may not even have majority support on the current Supreme Court." Reply Brief for Intervenor in No. 21-50949 (CA5), pp. 3, 4; see also *id.*, at 4 ("The Supreme Court's *interpretations* of the Constitution are not the Constitution itself—they are, after all, called *opinions*").

There is no dispute that under this Court's precedents, women have a constitutional right to seek abortion care prior to viability. As noted, S. B. 8 was created to frustrate that right by raising seemingly novel procedural issues, and it has had precisely the intended effect. Under such unique circumstances, the equities plainly favor administrative relief while this Court sorts out these issues. Every day that S. B. 8 remains in effect is a day in which such tactics are rewarded. And every day the scheme succeeds increases the likelihood that it will be adapted to attack other federal constitutional rights.

* * *

There are women in Texas who became pregnant on or around the day that S. B. 8 took effect. As I write these words, some of those women do not know they are pregnant. When they find out, should they wish to exercise their constitutional right to seek abortion care, they will be unable to do so anywhere in their home State. Those with sufficient resources may spend thousands of dollars and multiple days anxiously seeking care from out-of-state providers so overwhelmed with Texas patients that they cannot adequately serve their own communities. Those without the ability to make this journey, whether due to lack of money or child-care or employment flexibility or the myriad other constraints that shape people's day-to-day lives, may be forced to carry to term against their wishes or resort to dangerous methods of self-help. None of this is seriously in dispute.

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These circumstances are exceptional. Women seeking abortion care in Texas are entitled to relief from this Court now. Because of the Court's failure to act today, that relief, if it comes, will be too late for many. Once again, I dissent.

OCTOBER 26, 2021

Miscellaneous Order

No. 21–463. *WHOLE WOMAN'S HEALTH ET AL. v. JACKSON*, JUDGE, DISTRICT COURT OF TEXAS, 114TH DISTRICT, ET AL.; and

No. 21–588 (21A85). *UNITED STATES v. TEXAS ET AL.* C. A. 5th Cir. [Certiorari granted, 595 U. S. 1022.] Motion of respondents in No. 21–463 for divided argument denied. Motion of respondents in No. 21–588 (21A85) for divided argument granted. In lieu of filing separate briefs in both cases, state respondents may file a single opening brief, limited to 20,000 words, and a single reply brief, limited to 9,000 words.

OCTOBER 27, 2021

Miscellaneous Order

No. 21A80 (21–401). *ZF AUTOMOTIVE US, INC., ET AL. v. LUXSHARE, LTD.* Application for stay, presented to JUSTICE KAVANAUGH, and by him referred to the Court, granted, and it is ordered that the order of the United States District Court for the Eastern District of Michigan, entered August 17, 2021, is stayed pending disposition of the petition for writ of certiorari before judgment. Should the petition for writ of certiorari before judgment be denied, this stay shall terminate automatically. In the event the petition for writ of certiorari before judgment is granted, the stay shall terminate upon the sending down of the judgment of this Court.

OCTOBER 28, 2021

Miscellaneous Order

No. 21A116. *CROW, DIRECTOR, OKLAHOMA DEPARTMENT OF CORRECTIONS, ET AL. v. JONES ET AL.* Application to vacate stays of execution entered by the United States Court of Appeals for the Tenth Circuit on October 27, 2021, presented to JUSTICE KAVANAUGH, and by him referred to the Court, granted. JUSTICE BREYER, JUSTICE SOTOMAYOR, and JUSTICE KAGAN would deny the application. JUSTICE GORSUCH took no part in the consideration or decision of this application.

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OCTOBER 29, 2021

Miscellaneous Order

No. 21A90. DOE ET AL. *v.* MILLS, GOVERNOR OF MAINE, ET AL. D. C. Me. Application for injunctive relief, presented to JUSTICE BREYER, and by him referred to the Court, denied.

JUSTICE BARRETT, with whom JUSTICE KAVANAUGH joins, concurring.

When this Court is asked to grant extraordinary relief, it considers, among other things, whether the applicant “is likely to succeed on the merits.” *Nken v. Holder*, 556 U.S. 418, 434 (2009). I understand this factor to encompass not only an assessment of the underlying merits but also a discretionary judgment about whether the Court should grant review in the case. See, e.g., *Hollingsworth v. Perry*, 558 U.S. 183, 190 (2010) (*per curiam*); cf. Supreme Court Rule 10. Were the standard otherwise, applicants could use the emergency docket to force the Court to give a merits preview in cases that it would be unlikely to take—and to do so on a short fuse without benefit of full briefing and oral argument. In my view, this discretionary consideration counsels against a grant of extraordinary relief in this case, which is the first to address the questions presented.

JUSTICE GORSUCH, with whom JUSTICE THOMAS and JUSTICE ALITO join, dissenting.

Maine has adopted a new regulation requiring certain health-care workers to receive COVID-19 vaccines if they wish to keep their jobs. Unlike comparable rules in most other States, Maine’s rule contains no exemption for those whose sincerely held religious beliefs preclude them from accepting the vaccination. The applicants before us are a physician who operates a medical practice and eight other healthcare workers. No one questions that these individuals have served patients on the front line of the COVID-19 pandemic with bravery and grace for 18 months now. App. to Application for Injunctive Relief, Exh. 6, ¶8 (Complaint). Yet, with Maine’s new rule coming into effect, one of the applicants has already lost her job for refusing to betray her faith; another risks the imminent loss of his medical practice. The applicants ask us to enjoin further enforcement of Maine’s new rule

as to them, at least until we can decide whether to accept their petition for certiorari. I would grant that relief.

Start with the first question confronting any injunction or stay request—whether the applicants are likely to succeed on the merits. The First Amendment protects the exercise of sincerely held religious beliefs. *Masterpiece Cakeshop, Ltd. v. Colorado Civil Rights Comm’n*, 584 U. S. 617, 634–636 (2018). Laws that single out sincerely held religious beliefs or conduct based on them for sanction are “doubtless . . . unconstitutional.” *Employment Div., Dept. of Human Resources of Ore. v. Smith*, 494 U. S. 872, 877 (1990). But what about other laws? Under this Court’s current jurisprudence, a law may survive First Amendment scrutiny if it is generally applicable and neutral toward religion. If the law fails either of those tests, it may yet survive but the State must satisfy strict scrutiny. To do that, the State must prove its law serves a compelling interest and employs the least restrictive means available for doing so. See *Church of Lukumi Babalu Aye, Inc. v. Hialeah*, 508 U. S. 520, 531–532 (1993); *Smith*, 494 U. S., at 879.

Maine does not dispute that its rule burdens the exercise of sincerely held religious beliefs. The applicants explain that receiving the COVID–19 vaccines violates their faith because of what they view as an impermissible connection between the vaccines and the cell lines of aborted fetuses. More specifically, they allege that the Johnson & Johnson vaccine required the use of abortion-related materials in its production, and that Moderna and Pfizer relied on aborted fetal cell lines to develop their vaccines. Complaint ¶¶61–68. This much, the applicants say, violates foundational principles of their religious faith. For purposes of these proceedings, Maine has contested none of this.

That takes us to the question whether Maine’s rule qualifies as neutral and generally applicable. Under this Court’s precedents, a law fails to qualify as generally applicable, and thus triggers strict scrutiny, if it creates a mechanism for “individualized exemptions.” *Lukumi*, 508 U. S., at 537; see also *Fulton v. Philadelphia*, 593 U. S. 522, 533 (2021).

That description applies to Maine’s regulation. The State’s vaccine mandate is not absolute; individualized exemptions are available, but only if they invoke certain preferred (nonreligious) justifications. Under Maine law, employees can avoid the vaccine mandate if they produce a “written statement” from a doctor or

other care provider indicating that immunization “may be” medically inadvisable. Me. Rev. Stat. Ann., Tit. 22, § 802(4-B) (2021). Nothing in Maine’s law requires this note to contain an explanation why vaccination may be medically inadvisable, nor does the law limit what may qualify as a valid “medical” reason to avoid inoculation. So while COVID-19 vaccines have Food and Drug Administration labels describing certain contraindications for their use, individuals in Maine may refuse a vaccine for other reasons too. From all this, it seems Maine will respect even mere *trepidation* over vaccination as sufficient, but only so long as it is phrased in medical and not religious terms. That kind of double standard is enough to trigger at least a more searching (strict scrutiny) review.

Strict scrutiny applies to Maine’s vaccine mandate for another related reason. This Court has explained that a law is not neutral and generally applicable if it treats “*any* comparable secular activity more favorably than religious exercise.” *Tandon v. Newsom*, 593 U.S. 61, 62 (2021) (*per curiam*); see also *Fulton*, 593 U.S., at 534; *Lukumi*, 508 U.S., at 542–546. And again, this description applies to Maine’s rule. The State allows those invoking medical reasons to avoid the vaccine mandate on the apparent premise that these individuals can take alternative measures (such as the use of protective gear and regular testing) to safeguard their patients and co-workers. But the State refuses to allow those invoking religious reasons to do the very same thing.

Unpack this point further. Maine has offered four justifications for its vaccination mandate:

- (1) Protecting individual patients from contracting COVID-19;
- (2) Protecting individual healthcare workers from contracting COVID-19;
- (3) Protecting the State’s healthcare infrastructure, including the work force, by preventing COVID-caused absences that could cripple a facility’s ability to provide care; and
- (4) Reducing the likelihood of outbreaks within healthcare facilities caused by an infected healthcare worker bringing the virus to work. App. to Brief for Respondents, Decl. of N. Shah, p. 43, ¶56 (Shah Decl.).

Now consider the first, second, and fourth of these. No one questions that protecting patients and healthcare workers from

contracting COVID-19 is a laudable objective. But Maine does not suggest a worker who is unvaccinated for medical reasons is less likely to spread or contract the virus than someone who is unvaccinated for religious reasons. Nor may any government blithely assume those claiming a medical exemption will be more willing to wear protective gear, submit to testing, or take other precautions than someone seeking a religious exemption. A State may not assume “the best” of individuals engaged in their secular lives while assuming “the worst” about the habits of religious persons. *Roberts v. Neace*, 958 F. 3d 409, 414 (CA6 2020). In fact, the applicants before us have already demonstrated a serious commitment to public health during this pandemic and expressly stated that they, no less than those seeking a medical exemption, will abide by rules concerning protective gear, testing, or the like. Complaint ¶76.

That leaves Maine’s third asserted interest: protecting the State’s healthcare infrastructure. According to Maine, “[a]n outbreak among healthcare workers requiring them to quarantine, or to be absent . . . as a result of illness caused by COVID-19, could cripple the facility’s ability to provide care.” Shah Decl. 44, ¶56. But as we have already seen, Maine does not dispute that unvaccinated religious objectors and unvaccinated medical objectors are equally at risk for contracting COVID-19 or spreading it to their colleagues. Nor is it any answer to say that, if the State required vaccination for medical objectors, they might suffer side effects resulting in fewer medical staff available to treat patients. If the State refuses religious exemptions, religious workers will be fired for refusing to violate their faith, which will *also* mean fewer healthcare workers available to care for patients. Slice it how you will, medical exemptions and religious exemptions are on comparable footing when it comes to the State’s asserted interests.

The Court of Appeals found Maine’s rule neutral and generally applicable due to an error this Court has long warned against—restating the State’s interests on its behalf, and doing so at an artificially high level of generality. According to the court below, Maine’s regulation sought to “protect] the health and safety of all Mainers, patients and healthcare workers alike.” 16 F. 4th 20, 31 (CA1 2021). But when judging whether a law treats a religious exercise the same as comparable secular activity, this Court has made

plain that only the government's *actually asserted* interests as applied to the parties before it count—not *post-hoc* reimaginings of those interests expanded to some society-wide level of generality. *Fulton*, 593 U.S., at 534; *Tandon*, 593 U.S., at 62; *Lukumi*, 508 U.S., at 544–545. “At some great height, after all, almost any state action might be said to touch on ‘ . . . public health and safety’ . . . and measuring a highly particularized and individual interest” in the exercise of a civil right “‘directly against . . . these rarified values inevitably makes the individual interest appear the less significant.’” *Yellowbear v. Lampert*, 741 F.3d 48, 57 (CA10 2014) (quoting J. Clark, Guidelines for the Free Exercise Clause, 83 Harv. L. Rev. 327, 330–331 (1969)). This Court’s precedents “do not support such a lopsided inquiry.” 741 F.3d, at 57.

That takes us to the application of strict scrutiny. Strict scrutiny requires the State to show that its challenged law serves a compelling interest and represents the least restrictive means for doing so. *Lukumi*, 508 U.S., at 546. For purposes of resolving this application, I accept that what we said 11 months ago remains true today—that “[s]temming the spread of COVID-19” qualifies as “a compelling interest.” *Roman Catholic Diocese of Brooklyn v. Cuomo*, 592 U.S. 14, 18 (2020) (*per curiam*). At the same time, I would acknowledge that this interest cannot qualify as such forever. Back when we decided *Roman Catholic Diocese*, there were no widely distributed vaccines.¹ Today there are three.² At that time, the country had comparably few treatments for those suffering with the disease. Today we have additional

¹ Our opinion in *Roman Catholic Diocese* was published on November 25, 2020. COVID-19 vaccines outside of clinical trials weren’t available to the public until the following month. See P. Loftus & M. West, First Covid-19 Vaccine Given to U. S. Public, Wall Street J., Dec. 14, 2020, <https://www.wsj.com/articles/covid-19-vaccinations-in-the-u-s-slated-to-begin-monday-11607941806>.

² Over 200 million Americans, nearly 7 in 10, have received at least one dose of these vaccines. Nearly 6 in 10 Americans have been fully vaccinated, including about 85% of those older than 65. See CDC, COVID-19 Vaccinations in the United States, COVID Data Tracker (Oct. 28, 2021), http://covid.cdc.gov/covid-data-tracker/#vaccinations_vacc-total-admin-rate-total. Among States, Maine has particularly high vaccination rates: About 70% of its population has been fully vaccinated, good for fourth-best in the Nation. See Maine Coronavirus Vaccination Progress, USA Facts (Oct. 26, 2021), <https://usafacts.org/visualizations/covid-vaccine-tracker-states/state/maine>.

treatments and more appear near.³ If human nature and history teach anything, it is that civil liberties face grave risks when governments proclaim indefinite states of emergency.

Assuming for present purposes that its interest is a compelling one, Maine has not shown that its rule represents the least restrictive means available to achieve it. The State says that, to meet its four stated goals above, 90% of employees at covered health facilities must be vaccinated. Shah Decl. 43, ¶54; State Respondents' Brief in Opposition 9. The State doesn't offer evidence explaining the selection of its 90% figure. But even taking it as given, Maine does not explain how denying exemptions to religious objectors is essential to its achieving that threshold statewide, let alone in the applicants' actual workplaces. Had the State consulted its own website recently, it would have discovered that, as of last month, hospitals were already reporting a vaccination rate of more than 91%, ambulatory surgical centers 92%, and all other entities roughly 85% or greater.⁴ Current numbers may be even higher. What's more, healthcare providers that employ four of the nine applicants in this case already told the media more than a week ago that they have reached 95% and 94% vaccination rates among their employees.⁵ Many other States have made do with a religious exemption in comparable vaccine mandates. See Brief for Becket Fund for Religious Liberty as *Amicus Curiae* 13 (observing that the overwhelming majority of States with similar mandates provide a religious exemption). Maine's decision to deny a religious exemption in these circum-

³ C. Johnson, Merck's Experimental Pill To Treat COVID-19 Cuts Risk of Hospitalization and Death in Half, the Pharmaceutical Company Reports, Washington Post, Oct. 1, 2021, <https://www.washingtonpost.com/health/2021/10/01/pill-to-treat-covid/> (noting that as of October 1, 2021, "[t]he United States moved a major step closer . . . to having an easy-to-take pill to treat covid-19 available in the nation's medicine cabinet").

⁴ Maine Center for Disease Control and Prevention, Maine Health Care Worker COVID-19 Vaccination Dashboard (Oct. 27, 2021), <https://www.maine.gov/dhhs/mecdc/infectious-disease/immunization/publications/health-care-worker-covid-vaccination-rates.shtml>.

⁵ J. Lawlor, Maine Sees Jump in Vaccinations Among Health Care Workers as Deadline Nears, Lewiston Sun J., Oct. 14, 2021, <https://www.sunjournal.com/2021/10/13/maine-reports-893-cases-of-covid-19-over-a-4-day-period> (Northern Light Health reporting 95.5% vaccination rate, MaineHealth reporting a 94% rate).

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stances doesn't just fail the least restrictive means test, it borders on the irrational.

Looking to the other traditional factors also suggests relief is warranted. Before granting a stay or injunctive relief, we ask not only whether a litigant is likely to prevail on the merits but also whether denying relief would lead to irreparable injury and whether granting relief would harm the public interest. *Roman Catholic Diocese*, 592 U. S., at 19–21; see also 28 U. S. C. § 1651(a). The answer to both questions is clear. This Court has long held that “[t]he loss of First Amendment freedoms, for even minimal periods of time, unquestionably constitutes irreparable injury.” *Elrod v. Burns*, 427 U. S. 347, 373 (1976) (plurality opinion). And as we have seen, Maine has so far failed to present any evidence that granting religious exemptions to the applicants would threaten its stated public health interests any more than its medical exemption already does.

This case presents an important constitutional question, a serious error, and an irreparable injury. Where many other States have adopted religious exemptions, Maine has charted a different course. There, healthcare workers who have served on the front line of a pandemic for the last 18 months are now being fired and their practices shuttered. All for adhering to their constitutionally protected religious beliefs. Their plight is worthy of our attention. I would grant relief.

No. 20M81. ARIZONA ET AL. *v.* CITY AND COUNTY OF SAN FRANCISCO, CALIFORNIA, ET AL. Motion of Arizona et al. for leave to intervene denied.

Certiorari Granted

No. 20–1530. WEST VIRGINIA ET AL. *v.* ENVIRONMENTAL PROTECTION AGENCY ET AL.;

No. 20–1531. NORTH AMERICAN COAL CORP. *v.* ENVIRONMENTAL PROTECTION AGENCY ET AL.;

No. 20–1778. WESTMORELAND MINING HOLDINGS LLC *v.* ENVIRONMENTAL PROTECTION AGENCY ET AL.; and

No. 20–1780. NORTH DAKOTA *v.* ENVIRONMENTAL PROTECTION AGENCY ET AL. C. A. D. C. Cir. Certiorari in Nos. 20–1530, 20–1531, and 20–1780 granted. Certiorari in No. 20–1778 granted limited to Question 2 presented by the petition. Cases consolidated, and a total of one hour is allotted for oral argument. Mo-

October 29, November 1, 2021

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tion of Lignite Energy Council for leave to file brief as *amicus curiae* in No. 20–1780 granted. Reported below: 985 F. 3d 914.

No. 20–1775. ARIZONA ET AL. *v.* CITY AND COUNTY OF SAN FRANCISCO, CALIFORNIA, ET AL. C. A. 9th Cir. Certiorari granted limited to Question 1 presented by the petition. Reported below: 992 F. 3d 742.

NOVEMBER 1, 2021

Certiorari Granted—Vacated and Remanded

No. 20–1501. ROMAN CATHOLIC DIOCESE OF ALBANY ET AL. *v.* EMAMI, ACTING SUPERINTENDENT, NEW YORK DEPARTMENT OF FINANCIAL SERVICES, ET AL. App. Div., Sup. Ct. N. Y., 3d Jud. Dept. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Fulton v. Philadelphia*, 593 U. S. 522 (2021). JUSTICE THOMAS, JUSTICE ALITO, and JUSTICE GORSUCH would grant the petition for writ of certiorari. Reported below: 185 App. Div. 3d 11, 127 N. Y. S. 3d 171.

No. 20–1594. ROJAS *v.* UNITED STATES. C. A. 3d Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of the confession of error by the Solicitor General in the brief for the United States filed on September 17, 2021. Reported below: 841 Fed. Appx. 449.

No. 21–7. GARLAND, ATTORNEY GENERAL, ET AL. *v.* VELASQUEZ ET AL. C. A. 8th Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Sanchez v. Mayorkas*, 593 U. S. 409 (2021). Reported below: 979 F. 3d 572.

Certiorari Dismissed

No. 21–5517. MCQUINTER *v.* MICHIGAN. Ct. App. Mich. Motion of petitioner for leave to proceed *in forma pauperis* denied, and certiorari dismissed. See this Court’s Rule 39.8.

Miscellaneous Orders

No. 21A41. HEISLER *v.* GIROD LOANCo, LLC, ET AL. Bkrtcy. Ct. E. D. La. Application for stay, addressed to JUSTICE SOTOMAYOR and referred to the Court, denied.

No. 21M33. JOHNSON *v.* SCHAEFER ET AL.,

No. 21M34. LLOYD *v.* PRESBY’S INSPIRED LIFE ET AL.;

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No. 21M36. PURISIMA *v.* ARLINGTON COUNTY, VIRGINIA, ET AL.; and

No. 21M38. RIVERA *v.* ARIZONA. Motions to direct the Clerk to file petitions for writs of certiorari out of time denied.

No. 21M35. RENE MARTINEZ *v.* UNITED STATES; and

No. 21M37. WRIGHT *v.* INDIANA. Motions for leave to file petitions for writs of certiorari with supplemental appendixes under seal granted.

No. 19–1392. DOBBS, STATE HEALTH OFFICER OF THE MISSISSIPPI DEPARTMENT OF HEALTH, ET AL. *v.* JACKSON WOMEN’S HEALTH ORGANIZATION ET AL. C. A. 5th Cir. [Certiorari granted, 593 U.S. 984.] Motion of Hannah S. for leave to participate in oral argument as *amicus curiae* and for enlargement of time for oral argument out of time denied.

No. 20–1650. CONCEPCION *v.* UNITED STATES. C. A. 1st Cir. [Certiorari granted, 594 U.S. 986.] Motion of petitioner to dispense with printing joint appendix granted.

No. 21–5821. IN RE PINEDA;

No. 21–5924. IN RE HERNANDEZ-CUELLAR;

No. 21–5927. IN RE ORR; and

No. 21–5948. IN RE BORECKI. Petitions for writs of habeas corpus denied.

No. 21–5920. IN RE BROOKS. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of habeas corpus dismissed. See this Court’s Rule 39.8.

No. 21–295. IN RE AMERICA’S FRONTLINE DOCTORS ET AL.;

No. 21–5444. IN RE JAMES; and

No. 21–5512. IN RE RILEY. Petitions for writs of mandamus denied.

No. 21–300. IN RE GARNER ET AL. Motion of Institute for Health Research for leave to file brief as *amicus curiae* granted. Petition for writ of mandamus denied.

No. 21–5115. IN RE BIRON. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of mandamus dismissed. See this Court’s Rule 39.8.

No. 21–5454. IN RE QUINN. Petition for writ of mandamus and/or prohibition denied.

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Certiorari Denied

No. 20–1395. *OMWEGA v. GARLAND, ATTORNEY GENERAL*. C. A. 5th Cir. Certiorari denied. Reported below: 839 Fed. Appx. 932.

No. 20–1574. *OCOL v. CHICAGO TEACHERS UNION ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 982 F. 3d 529.

No. 20–1603. *BENNETT v. AMERICAN FEDERATION OF STATE, COUNTY, AND MUNICIPAL EMPLOYEES, COUNCIL 31, AFL–CIO, ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 991 F. 3d 724.

No. 20–1606. *HENDRICKSON v. AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, COUNCIL 18 ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 992 F. 3d 950.

No. 20–1636. *BOURDON v. DEPARTMENT OF HOMELAND SECURITY ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 940 F. 3d 537.

No. 20–1644. *ARCHER v. UNITED STATES*, C. A. 2d Cir. Certiorari denied. Reported below: 977 F. 3d 181.

No. 20–1751. *FISCHER ET AL. v. MURPHY, GOVERNOR OF NEW JERSEY, ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 842 Fed. Appx. 741.

No. 20–1779. *MORALES-VÁZQUEZ v. ÓPTIMA SEGUROS*. C. A. 1st Cir. Certiorari denied. Reported below: 986 F. 3d 1.

No. 20–1786. *TROESCH ET AL. v. CHICAGO TEACHERS UNION ET AL.* C. A. 7th Cir. Certiorari denied.

No. 20–1791. *CAMARENA ET AL. v. JOHNSON, ACTING DIRECTOR OF U. S. IMMIGRATION AND CUSTOMS ENFORCEMENT, ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 988 F. 3d 1268.

No. 20–1817. *EZAKI GLICO KABUSHIKI KAISHA ET AL. v. LOTTE INTERNATIONAL AMERICA CORP. ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 986 F. 3d 250.

No. 20–8342. *JOHNSON, AKA HENDERSON v. UNITED STATES*. C. A. 5th Cir. Certiorari denied.

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No. 20–8458. *STEIN v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 985 F. 3d 1254.

No. 20–8462. *HARRIS v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied.

No. 21–51. *CENTRAL PAYMENT Co., LLC v. CUSTOM HAIR DESIGNS BY SANDY, LLC, ON BEHALF OF ITSELF AND ALL OTHERS SIMILARLY SITUATED, ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 984 F. 3d 595.

No. 21–57. *FRASIER v. EVANS ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 992 F. 3d 1003.

No. 21–80. *OUTDOOR AMUSEMENT BUSINESS ASSN., INC., ET AL. v. DEPARTMENT OF HOMELAND SECURITY ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 983 F. 3d 671.

No. 21–104. *HARLEY v. GARLAND, ATTORNEY GENERAL, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 988 F. 3d 766.

No. 21–108. *KRISLOV ET AL. v. COOK COUNTY OFFICERS ELECTORAL BOARD ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 988 F. 3d 975.

No. 21–121. *TAH ET AL. v. GLOBAL WITNESS PUBLISHING, INC., ET AL.* C. A. D. C. Cir. Certiorari denied. Reported below: 991 F. 3d 231.

No. 21–155. *CUSTIN v. WIRTHS ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 850 Fed. Appx. 147.

No. 21–214. *SHAH v. MEIER ENTERPRISES, INC., ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 855 Fed. Appx. 384.

No. 21–226. *LIBERTARIAN PARTY OF OHIO ET AL. v. CRITES ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 988 F. 3d 274.

No. 21–277. *SMITH, AS ATTORNEY-IN-FACT FOR SMITH, INDIVIDUALLY AND ON BEHALF OF THE ERISA-COVERED PLAN v. HPR CLINIC, LLC, ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 836 Fed. Appx. 431.

No. 21–289. *WINSLOW v. SUPREME COURT OF PENNSYLVANIA ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 858 Fed. Appx. 47.

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No. 21–290. *CHAPO ET AL. v. JEFFERSON COUNTY PLAN COMMISSION*. Ct. App. Ind. Certiorari denied. Reported below: 164 N. E. 3d 131.

No. 21–293. *POWELL v. SHINN, DIRECTOR, ARIZONA DEPARTMENT OF CORRECTIONS, REHABILITATION AND REENTRY, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 842 Fed. Appx. 100.

No. 21–294. *MEHTA v. KUHL*. C. A. 4th Cir. Certiorari denied. Reported below: 857 Fed. Appx. 728.

No. 21–301. *SIMS v. BANK OF NEW YORK*. C. A. 7th Cir. Certiorari denied. Reported below: 845 Fed. Appx. 454.

No. 21–303. *PILLAY v. PUBLIC STORAGE INC.* Sup. Ct. Fla. Certiorari denied.

No. 21–304. *BROWN v. CHEROKEE COUNTY SCHOOL DISTRICT*. Ct. App. S. C. Certiorari denied.

No. 21–306. *SEALES v. CALIFORNIA*. Ct. App. Cal., 1st App. Dist., Div. 4. Certiorari denied.

No. 21–308. *SUNDY v. FRIENDSHIP PAVILION ACQUISITION CO., LLC, ET AL.* Ct. App. Ga. Certiorari denied.

No. 21–330. *GURVEY v. COWAN, LIEBOWITZ & LATMAN, P. C., ET AL.* C. A. 2d Cir. Certiorari denied.

No. 21–336. *SHIYANG HUANG v. SPECTOR ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 999 F. 3d 1247.

No. 21–337. *BERKA v. HOCHUL, GOVERNOR OF NEW YORK*. C. A. 2d Cir. Certiorari denied.

No. 21–343. *SMITH v. FRENCH, AS PERSONAL REPRESENTATIVE OF THE ESTATE OF FRENCH, DECEASED*. App. Ct. Mass. Certiorari denied. Reported below: 99 Mass. App. 1111, 163 N. E. 3d 1031.

No. 21–346. *REIGNAT-VODI v. MARYLAND MOTOR VEHICLE ADMINISTRATION*. Ct. Sp. App. Md. Certiorari denied.

No. 21–352. *GONZALES v. MADIGAN ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 990 F. 3d 561.

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No. 21–354. *SOLOMON v. AMAZON.COM, INC., ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 838 Fed. Appx. 638.

No. 21–356. *RICHARDS v. CONNECTICUT.* Sup. Ct. Conn. Certiorari denied. Reported below: 339 Conn. 628, 261 A. 3d 1165.

No. 21–362. *GNALEGA v. UNITED STATES ET AL.* C. A. D. C. Cir. Certiorari denied.

No. 21–368. *PATTERSON v. KIJAKAZI, ACTING COMMISSIONER OF SOCIAL SECURITY.* C. A. 3d Cir. Certiorari denied. Reported below: 834 Fed. Appx. 737.

No. 21–394. *PACE v. BAKER-WHITE ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 850 Fed. Appx. 827.

No. 21–398. *GUERRERO v. DIOCESE OF LUBBOCK* (two judgments). Sup. Ct. Tex. Certiorari denied. Reported below: 624 S. W. 3d 506 (first judgment) and 563 (second judgment).

No. 21–405. *EMERALD HOME CARE, INC. v. DEPARTMENT OF UNEMPLOYMENT ASSISTANCE.* App. Ct. Mass. Certiorari denied. Reported below: 99 Mass. App. 151, 164 N. E. 3d 916.

No. 21–419. *LEWIS v. GOOGLE LLC ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 851 Fed. Appx. 723.

No. 21–431. *GREENWOOD v. MINNESOTA.* Ct. App. Minn. Certiorari denied.

No. 21–440. *ANGEL SANTANA v. MARYLAND.* Ct. Sp. App. Md. Certiorari denied. Reported below: 249 Md. App. 761 and 765.

No. 21–457. *ENCO SYSTEMS, INC. v. DAVINCIA, LLC.* C. A. Fed. Cir. Certiorari denied. Reported below: 845 Fed. Appx. 953.

No. 21–464. *OHIO EX REL. MERRILL, TRUSTEE, ET AL. v. OHIO DEPARTMENT OF NATURAL RESOURCES ET AL.* Ct. App. Ohio, 11th App. Dist., Lake County. Certiorari denied. Reported below: 2020-Ohio-6811.

No. 21–473. *SZMANIA v. WELLS FARGO BANK, N. A., AS TRUSTEE FOR BEAR STEARNS ARM TRUST 2007–3.* Ct. App. Wash. Certiorari denied. Reported below: 16 Wash. App. 2d 1003.

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No. 21–492. *PROSPER, AS PERSONAL REPRESENTATIVE OF THE ESTATE OF PROSPER v. MARTIN*. C. A. 11th Cir. Certiorari denied. Reported below: 989 F. 3d 1242.

No. 21–5039. *WRIGHT v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 985 F. 3d 1254.

No. 21–5176. *TURNER v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 827 Fed. Appx. 996.

No. 21–5327. *GONZALEZ v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied. Reported below: 616 S. W. 3d 585.

No. 21–5414. *TIPPINS v. IMMEL ET AL.* C. A. 6th Cir. Certiorari denied.

No. 21–5423. *CABBAGESTALK v. BERLEY ET AL.* C. A. 4th Cir. Certiorari denied.

No. 21–5430. *STUCKS v. FLORIDA*. Sup. Ct. Fla. Certiorari denied.

No. 21–5442. *CROOK v. SHEA*. C. A. 9th Cir. Certiorari denied.

No. 21–5445. *BORECKI v. DEPARTMENT OF HOMELAND SECURITY ET AL.* C. A. 9th Cir. Certiorari denied.

No. 21–5465. *WILLIAMS v. STEWART ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 830 Fed. Appx. 904.

No. 21–5466. *CASTRO v. LUMPKIN, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 21–5467. *DENTON v. HAYNES, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 21–5469. *TEAGAN v. CITY OF McDONOUGH, GEORGIA*. C. A. 11th Cir. Certiorari denied. Reported below: 856 Fed. Appx. 815.

No. 21–5471. *WELSH v. CORRECT CARE RECOVERY SOLUTIONS ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 845 Fed. Appx. 311.

No. 21–5482. *MATTHEWS v. DAVIDS, WARDEN*. C. A. 6th Cir. Certiorari denied.

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No. 21–5483. *JACKSON v. OKLAHOMA*. Ct. Crim. App. Okla. Certiorari denied.

No. 21–5487. *ACHIN v. VIRGINIA*. Sup. Ct. Va. Certiorari denied.

No. 21–5490. *BOURGEOIS v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied.

No. 21–5493. *FLOURDE v. DOE*. Sup. Jud. Ct. Me. Certiorari denied.

No. 21–5495. *YEYILLE v. ACOSTA-LEON ET AL.* (two judgments). Sup. Ct. Fla. Certiorari denied.

No. 21–5496. *YEYILLE v. ACOSTA-LEON ET AL.* Dist. Ct. App. Fla., 3d Dist. Certiorari denied. Reported below: 319 So. 3d 24.

No. 21–5497. *YEYILLE v. ACOSTA-LEON ET AL.* Sup. Ct. Fla. Certiorari denied.

No. 21–5500. *SMITH v. LUMPKIN, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION*. C. A. 5th Cir. Certiorari denied. Reported below: 832 Fed. Appx. 328.

No. 21–5506. *PETERS v. HUFFMAN ET AL.* C. A. 5th Cir. Certiorari denied.

No. 21–5507. *PETERS v. TEXAS ET AL.* C. A. 5th Cir. Certiorari denied.

No. 21–5508. *NORFLEET v. BALDWIN ET AL.* C. A. 7th Cir. Certiorari denied.

No. 21–5509. *McKIVER v. INCH, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 991 F. 3d 1357.

No. 21–5510. *PRAYED v. DEPARTMENT OF LABOR ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 840 Fed. Appx. 996.

No. 21–5513. *SECKINGTON v. INCH, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 11th Cir. Certiorari denied.

No. 21–5522. *KELLY v. TRUMP*. Sup. Ct. Del. Certiorari denied. Reported below: 256 A. 3d 207.

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No. 21–5535. *MAYBERRY v. INDIANA*. Ct. App. Ind. Certiorari denied. Reported below: 161 N. E. 3d 1256.

No. 21–5536. *LEE v. CROW, DIRECTOR, OKLAHOMA DEPARTMENT OF CORRECTIONS*. C. A. 10th Cir. Certiorari denied. Reported below: 853 Fed. Appx. 295.

No. 21–5539. *Woo v. COLORADO*. Ct. App. Colo. Certiorari denied.

No. 21–5542. *ARANGO LATORRE v. COMMONWEALTH OF PUERTO RICO*. Sup. Ct. P. R. Certiorari denied.

No. 21–5545. *RICHARDSON v. MOBILE COUNTY SHERIFF’S DEPARTMENT*. C. A. 11th Cir. Certiorari denied. Reported below: 832 Fed. Appx. 673.

No. 21–5546. *RODRIGUEZ v. LUMPKIN, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 21–5547. *SIDDHA v. SEALING ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 852 Fed. Appx. 108.

No. 21–5549. *LAUGA v. LOUISIANA*. Ct. App. La., 1st Cir. Certiorari denied. Reported below: 2020–1067 (La. App. 1 Cir. 1/14/21).

No. 21–5550. *WELCH v. ILLINOIS*. App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 2020 IL App (1st) 182165–U.

No. 21–5551. *FLUGENCE v. VANNOY, WARDEN*. C. A. 5th Cir. Certiorari denied.

No. 21–5552. *GREEN v. PERRY, WARDEN*. C. A. 11th Cir. Certiorari denied.

No. 21–5555. *HARTWELL v. LUMPKIN, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 21–5556. *DAVIS v. ILLINOIS*. App. Ct. Ill., 4th Dist. Certiorari denied. Reported below: 2020 IL App (4th) 180337–U.

No. 21–5557. *MILLER v. GOVERNMENT EMPLOYEES INSURANCE CO. ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 849 Fed. Appx. 195.

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No. 21–5558. *LANGRUM v. LUMPKIN*, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION. C. A. 5th Cir. Certiorari denied.

No. 21–5562. *CURRAN v. PENNSYLVANIA ET AL.* C. A. 3d Cir. Certiorari denied.

No. 21–5567. *DEAN v. LUMPKIN*, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION. C. A. 5th Cir. Certiorari denied.

No. 21–5568. *WILSON v. LUMPKIN*, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION. C. A. 5th Cir. Certiorari denied.

No. 21–5569. *CHARLES v. CALIBER HOME LOANS ET AL.* C. A. 5th Cir. Certiorari denied.

No. 21–5573. *MILLER v. MARYLAND*. Cir. Ct. Montgomery County, Md. Certiorari denied.

No. 21–5576. *BROWN v. ASUNCION*, WARDEN. C. A. 9th Cir. Certiorari denied.

No. 21–5578. *MINZE v. TEXAS*. Ct. App. Tex., 10th Dist. Certiorari denied.

No. 21–5579. *PEREZ v. NEBRASKA*. Ct. App. Neb. Certiorari denied. Reported below: 29 Neb. App. —.

No. 21–5580. *TAYLOR v. VANNON*, WARDEN. C. A. 5th Cir. Certiorari denied.

No. 21–5581. *LAFOND v. GLASER ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 851 Fed. Appx. 379.

No. 21–5591. *BURNETT v. GARLAND*, ATTORNEY GENERAL, ET AL. C. A. 6th Cir. Certiorari denied.

No. 21–5593. *AKAAZUA v. WALKER NOVACK LEGAL GROUP, LLC, ET AL.* C. A. 6th Cir. Certiorari denied.

No. 21–5602. *GARZA v. NEBRASKA*. Ct. App. Neb. Certiorari denied. Reported below: 29 Neb. App. 223, 952 N. W. 2d 734.

No. 21–5618. *MANUEL MORAN v. BRNOVICH*, ATTORNEY GENERAL OF ARIZONA, ET AL. C. A. 9th Cir. Certiorari denied.

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No. 21–5622. *SULLIVAN v. CARRINGTON ET AL.* C. A. 6th Cir. Certiorari denied.

No. 21–5635. *HAIRSTON v. MASSACHUSETTS.* App. Ct. Mass. Certiorari denied. Reported below: 99 Mass. App. 1110, 163 N. E. 3d 1028.

No. 21–5643. *EAST EL v. UNITED PARCEL SERVICE, INC.* C. A. 9th Cir. Certiorari denied.

No. 21–5665. *JAUREGUI-GARCIA v. GARLAND, ATTORNEY GENERAL, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 850 Fed. Appx. 536.

No. 21–5669. *WOODS v. ALVES, SUPERINTENDENT, MASSACHUSETTS CORRECTIONAL INSTITUTION AT NORFOLK.* C. A. 1st Cir. Certiorari denied. Reported below: 993 F. 3d 39.

No. 21–5672. *DOTY v. FLORIDA.* Sup. Ct. Fla. Certiorari denied. Reported below: 313 So. 3d 573.

No. 21–5683. *MCBRIDE v. NINES, WARDEN, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 841 Fed. Appx. 609.

No. 21–5684. *PAIGE v. ECKERT, SUPERINTENDENT, WENDE CORRECTIONAL FACILITY, ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 850 Fed. Appx. 59.

No. 21–5710. *FIELDGROVE v. FRAKES, DIRECTOR, NEBRASKA DEPARTMENT OF CORRECTIONAL SERVICES, ET AL.* Ct. App. Neb. Certiorari denied. Reported below: 28 Neb. App. —.

No. 21–5715. *WHITEHOUSE v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 844 Fed. Appx. 773.

No. 21–5735. *LIRA-SALINAS v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 852 Fed. Appx. 860.

No. 21–5737. *MAYA v. DEUTSCHE BANK NATIONAL TRUST CO.* Dist. Ct. App. Fla., 3d Dist. Certiorari denied. Reported below: 309 So. 3d 256.

No. 21–5739. *IFECHUKWU v. GARLAND, ATTORNEY GENERAL.* C. A. 5th Cir. Certiorari denied. Reported below: 835 Fed. Appx. 760.

No. 21–5751. *KOVARY v. CHAPMAN, WARDEN.* C. A. 6th Cir. Certiorari denied.

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No. 21–5752. *VETCHER v. IMMIGRATION AND CUSTOMS ENFORCEMENT ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 844 Fed. Appx. 691.

No. 21–5786. *TIPPETT v. MYRICK, SUPERINTENDENT, TWO RIVERS CORRECTIONAL INSTITUTION.* C. A. 9th Cir. Certiorari denied.

No. 21–5790. *BROWN v. CAIN, COMMISSIONER, MISSISSIPPI DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 5th Cir. Certiorari denied.

No. 21–5836. *WILSON v. MISSISSIPPI.* Sup. Ct. Miss. Certiorari denied.

No. 21–5853. *GASTON v. MAINE.* Sup. Jud. Ct. Me. Certiorari denied. Reported below: 2021 ME 25, 250 A. 3d 137.

No. 21–5856. *GIBBS v. MCDOWELL, WARDEN.* C. A. 9th Cir. Certiorari denied. Reported below: 996 F. 3d 596.

No. 21–5887. *NEIL v. FORSHEY, WARDEN.* C. A. 6th Cir. Certiorari denied.

No. 21–5934. *BRANHAM v. MONTANA ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 996 F. 3d 959.

No. 19–1135. *DIGNITY HEALTH, DBA MERCY SAN JUAN MEDICAL CENTER v. MINTON.* Ct. App. Cal., 1st App. Dist., Div. 4. Certiorari denied. JUSTICE THOMAS, JUSTICE ALITO, and JUSTICE GORSUCH would grant the petition for writ of certiorari. Reported below: 39 Cal. App. 5th 1155, 252 Cal. Rptr. 3d 616.

No. 19–7862. *COONCE v. UNITED STATES.* C. A. 8th Cir. Certiorari denied. Reported below: 932 F. 3d 623.

JUSTICE SOTOMAYOR, with whom JUSTICE BREYER and JUSTICE KAGAN join, dissenting.

Petitioner Wesley Paul Coonce, Jr., was convicted in federal court of murder. Facing the death penalty, he argued that his execution would violate the Eighth Amendment because he has an intellectual disability. See *Atkins v. Virginia*, 536 U.S. 304 (2002). The District Court denied Coonce’s *Atkins* claim without a hearing, the jury sentenced him to death, and the Eighth Circuit affirmed.

In denying Coonce relief without a hearing, the courts relied on the definition of intellectual disability by the American Association on Intellectual and Developmental Disabilities (AAIDD), which then required that an impairment manifest before age 18. It is undisputed that Coonce's impairments fully manifested at age 20. After Coonce petitioned for certiorari, the AAIDD changed its definition to include impairments that, like Coonce's, manifested before age 22.

The Government urges us to grant certiorari, vacate the judgment below, and remand (GVR), conceding that it is reasonably probable that the Eighth Circuit would reach a different result on reconsideration given the significant shift in the definition that formed the basis of its opinion. Instead, the Court denies certiorari. Because Coonce is entitled to a hearing on his *Atkins* claim, and because our precedents counsel in favor of a GVR, I respectfully dissent.

I

A

Coonce's childhood was marked by emotional, physical, and sexual abuse. He cycled through child psychiatric institutions beginning at age four. He entered the Texas juvenile system at age 11. While in juvenile custody, he cut his own body and had to be restrained so he would not further harm himself. He was sentenced to adult prison at age 17, where he continued to engage in self-mutilation.

At age 20, after Coonce's release from state prison, he suffered a traumatic brain injury. Coonce broke multiple facial bones, experienced bleeding around the brain, and briefly entered a coma. His IQ plummeted from average into the range of intellectual disability.

At age 29, while in federal prison serving a life sentence for kidnapping and carjacking, Coonce and his codefendant, Charles Michael Hall, attacked and killed Victor Castro Rodriguez, another prisoner. Hall was a decade older than Coonce, with an IQ about 30 points higher. It was Hall who bound, gagged, and blindfolded Castro. Hall consistently asserted that he had killed Castro by standing on his neck and suffocating him. Coonce, however, immediately claimed responsibility for the killing.

B

A jury convicted Coonce of first-degree murder and murder by a federal prisoner serving a life sentence. See 18 U. S. C. §§ 1111,

1118. After a penalty-phase hearing, the jury recommended death.¹ 932 F. 3d 623, 631 (CA8 2019).

Before trial, the defense represented that Coonce would not be raising a claim of intellectual disability. *Ibid.* However, on May 27, 2014, in the midst of the penalty-phase proceedings, this Court held that a “rigid rule” disqualifying a defendant from establishing intellectual disability if the defendant “scored a 71 instead of 70 on an IQ test” was unconstitutional. *Hall v. Florida*, 572 U. S. 701, 724. The next day, Coonce moved for relief under *Atkins*. He noted that he had scored a 71 on a reliable IQ test and argued that a rigid age-18 onset cutoff, like the 70-IQ cutoff in *Hall*, was unconstitutional.

The District Court denied the motion without a hearing. 932 F. 3d, at 633, 634. The Eighth Circuit affirmed. *Id.*, at 634. When considering Coonce’s Eighth Amendment claim, the court acknowledged that “the [American Psychiatric Association (APA)] has recently changed its definition for the age of onset from before eighteen to ‘during the developmental period,’ defined as ‘during childhood or adolescence.’” *Ibid.* And, it added, Coonce “tells us about literature suggesting the AAIDD, which still defines the age of onset as before eighteen, will eventually shift to a more vague standard.” *Ibid.* The court rejected such “predictions” as “not sufficient for us to divine any current Eighth Amendment limitation.” *Ibid.*

Coonce timely petitioned for certiorari. While his petition was pending, the AAIDD issued a new edition of its leading manual on intellectual disability. The manual included a revised definition of intellectual disability, which requires that a disability “originat[e] during the developmental period, which is defined operationally as before the individual attains age 22.” AAIDD, *Intellectual Disability: Definition, Diagnosis, Classification, and Systems of Supports* 1 (12th ed. 2021) (AAIDD Manual). Coonce filed a supplemental petition requesting that the Court GVR so the Eighth Circuit could reconsider his *Atkins* claim in light of this new development.

¹The jury unanimously found as a mitigating factor that Coonce’s childhood “‘was marked by chaos, abuse (both physical and sexual), as well as neglect and abandonment.’” 932 F. 3d, at 632. Eight jurors also found that Coonce “‘ha[d] suffered from mental and emotional impairments from a very young age.’” *Ibid.*

The Government agreed. “This Court should GVR,” it explained, “because the AAIDD’s intervening definitional revision affects a central factual predicate for the court of appeals’ Eighth Amendment analysis.” Brief in Opposition 12. It conceded that “below, [it] invoked the AAIDD’s and APA’s ‘leading publications’ on intellectual disability” to argue for an age-18-onset standard; that the Eighth Circuit “likewise relied on” those standards; and that the change in the AAIDD’s definition “affect[ed] a central factual predicate for the court of appeals’ Eighth Amendment analysis.” *Id.*, at 12, 14. “A GVR order is particularly warranted,” the Government emphasized, “given the stakes in this capital context.” *Id.*, at 15.

Nevertheless, the Court denies certiorari.

II

The Court’s refusal to GVR is deeply concerning, especially given the strength of Coonce’s claim. In context, the change in the AAIDD’s definition provides compelling evidence of a shift in consensus in Coonce’s favor with respect to the age of onset requirement. If he satisfies that requirement, he likely could establish an intellectual disability under *Atkins*.

A

“The Eighth Amendment prohibits certain punishments as a categorical matter.” *Hall*, 572 U. S., at 708. “[A]s relevant for this case, persons with intellectual disability may not be executed.” *Ibid.* “[T]he medical community defines intellectual disability according to three criteria: [1] significantly subaverage intellectual functioning, [2] deficits in adaptive functioning (the inability to learn basic skills and adjust behavior to changing circumstances), and [3] onset of these deficits during the developmental period.” *Id.*, at 710. The Government does not dispute that Coonce has offered enough evidence on the first two prongs of this definition to merit an *Atkins* hearing. With respect to the third prong, however, the courts below held that Coonce categorically could not prove intellectual disability because the Eighth Amendment required onset prior to age 18. Coonce, by contrast, argued that his age-20 onset may accord with the definition of intellectual disability.

Since the decision below, the consensus in support of Coonce’s position has only grown. The AAIDD’s change in definition offers powerful evidence of this shift.

As this Court demonstrated in *Hall*, the analysis begins by “consult[ing] the medical community’s opinions.” 572 U.S., at 710. “The legal determination of intellectual disability is distinct from a medical diagnosis, but it is informed by the medical community’s diagnostic framework.” *Id.*, at 721; see also *Moore v. Texas*, 581 U.S. 1, 13 (2017) (emphasizing that our precedent does not “license disregard of current medical standards”). As noted, the AAIDD (relied upon in *Hall*) now has replaced its prior age-18 onset requirement with an age-22 onset requirement, evincing a clear shift. AAIDD Manual 1.² Similarly, the APA’s Diagnostic and Statistical Manual of Mental Disorders (DSM) used to require an impairment to onset “‘before age 18 years’” to meet the definition of an intellectual disability. *Atkins*, 536 U.S., at 308, n. 3 (quoting DSM–IV, p. 41 (4th ed. 2000)). However, in 2013, the manual’s fifth edition (DSM–5) changed course, providing only that an impairment must onset “during the developmental period.” *Hall*, 572 U.S., at 710 (citing DSM–5, at 33). The revisions to the AAIDD and APA definitions have aligned those definitions more closely with that of the American Psychological Association, another authority relied upon in *Hall*, which also sets the cutoff at age 22. Manual of Diagnosis and Professional Practice in Mental Retardation 13, 36 (1996). These three leading clinical pronouncements provide powerful evidence of medical consensus that cannot be disregarded. *Moore*, 581 U.S., at 13.

“[T]he legislative policies of various States” in defining intellectual disability are also central to the inquiry. *Hall*, 572 U.S., at 710. By my count, here, as in *Hall*, “in 41 States an individual in [Coonce’s] position . . . would not be deemed automatically eligible for the death penalty.” *Id.*, at 716.³ Moreover, this ag-

² This Court held in *Moore* that a state court on collateral review reversibly erred when it disregarded the AAIDD’s definition of intellectual disability in favor of wholly nonclinical factors. 581 U.S., at 20–21.

³ As follows, 41 States appear to eschew a rigid age-18 onset requirement. Two States impose no age-of-onset requirement in the *Atkins* context. Neb. Rev. Stat. § 28–105.01(3) (Cum. Supp. 2014); Kan. Stat. Ann. §§ 21–6622(h), 76–12b01(d) (Cum. Supp. 2018); see *State v. Vela*, 279 Neb. 94, 151, 777 N. W. 2d 266, 307 (2010) (discussing Nebraska Legislature’s choice to omit age-of-onset requirement). Two impose an age-22 onset requirement. See Ind. Code § 35–36–9–2 (2021); Utah Code § 77–15a–102(2) (2021). A fifth State, the Nation’s most populous, recently amended its law to replace its rigid age-18 onset requirement with “the developmental period, as defined by clinical

gregate number is “not the only consideratio[n] bearing on a determination of consensus,” *id.*, at 717; the “[c]onsistency of the direction of change,” *ibid.*, also supports Coonce’s position. In the last five years, five States (Colorado, Delaware, New Hamp-

standards.” Cal. Penal Code Ann. § 1376(a)(1) (West Cum. Supp. 2021). A sixth dropped its rigid age-18 onset requirement in 2014. Compare La. Code Crim. Proc. Ann., Art. 905.5.1(H) (West 2014) (requiring onset “before the age of eighteen years”) with La. Code Crim. Proc. Ann., Art. 905.5.1(H) (West Cum. Supp. 2021) (requiring onset “during the developmental period”). Three more States (totaling nine) similarly impose no rigid age-of-onset cut-off and require onset “during the developmental period,” indicating flexibility and suggesting incorporation of the medical consensus. Ga. Code Ann. § 17–7–131(a)(2) (2020); Ky. Rev. Stat. Ann. § 532.130(2) (West 2016); S. C. Code Ann. § 16–3–20(C)(b)(10) (2015); see also *Woodall v. Commonwealth*, 563 S. W. 3d 1, 7 (Ky. 2018) (emphasizing that in Kentucky, “prevailing medical standards should always take precedence in a court’s determination”). Two more, Montana and Wyoming (totaling 11), have not adopted any rigid definition of intellectual disability in the criminal context. Twenty-three additional States (totaling 34) have abolished the death penalty, as has the District of Columbia. See *Roper v. Simmons*, 543 U.S. 551, 574 (2005) (teaching that States that have abandoned capital punishment should be considered as part of the consensus against its application). Two more States (totaling 36), Oregon and Pennsylvania, have suspended executions. See *Hall*, 572 U.S., at 716 (counting “Oregon, which has suspended the death penalty,” as part of consensus against rigid 70-IQ rule).

Four States’ courts of last resort have mentioned an age-18 onset requirement in the *Atkins* context, but relied on at least one medical definition that subsequently has changed. *State v. Ford*, 158 Ohio St. 3d 139, 146–148, 2019-Ohio-4539, 140 N. E. 3d 616, 647 (relying on AAIDD and APA standards in effect at the time); *Ex parte Lane*, 286 So. 3d 61, 63 (Ala. 2018) (same); *Chase v. State*, 171 So. 3d 463, 470 (Miss. 2015) (same); *Ex parte Briseno*, 135 S. W. 3d 1, 7 (Tex. Crim. App. 2004) (same), abrogated in part by *Ex parte Moore*, 548 S. W. 3d 552 (Tex. Crim. App. 2018). *Moore*, 581 U.S., at 17–19. In addition, Nevada’s highest court has defined the state legislature’s flexible age-of-onset requirement (“during the developmental period,” Nev. Rev. Stat. § 174.098(7) (2017)) to require age-18 onset, again relying on AAIDD and APA definitions that are now outdated. *Ybarra v. State*, 127 Nev. 47, 53–54, 57–58, 247 P. 3d 269, 273–274, 276 (2011). Because these courts have defined intellectual disability for capital cases in direct reference to the medical consensus, it is far from clear that Coonce would be denied an *Atkins* hearing in these five States (totaling 41) solely because his impairments fully manifested at age 20. See *Moore*, 581 U.S., at 12, 20 (holding that “adherence to superseded medical standards,” as opposed to reliance on “current manuals [which] offer the best available description of how mental disorders are expressed and can be recognized by trained clinicians,” violated the Eighth Amendment (internal quotation marks omitted)).

shire, Virginia, and Washington) have abolished the death penalty, and a sixth (California) recently repealed its rigid age-18 onset requirement and replaced it with “clinical standards.” Cal. Penal Code Ann. § 1376(a)(1) (effective Jan. 1, 2021). Three of these States (California, Colorado, and Virginia) enacted these reforms just during the pendency of Coonce’s petition for certiorari.

On the whole, there is “strong evidence of consensus that our society does not regard this strict cutoff as proper or humane.” *Hall*, 572 U.S., at 718. As the Government concedes, with the new information, there is at least “a reasonable probability” the Eighth Circuit would conclude that Coonce has demonstrated timely onset of his impairments. Brief in Opposition 13 (internal quotation marks omitted).

B

The Government also tells us that a redetermination by the Eighth Circuit “may determine the ultimate outcome” of Coonce’s *Atkins* claim. Brief in Opposition 14 (internal quotation marks omitted). Indeed, even without a hearing, Coonce has produced convincing evidence on the first two prongs of intellectual disability. A defense psychologist who reviewed documentary evidence and administered a comprehensive battery of tests on Coonce across two 4-hour sessions determined that he had an IQ of 71, within the accepted range for intellectual disability. See *Moore*, 581 U.S., at 14 (IQ score of 74, accounting for standard error, required consideration of adaptive functioning); *Brumfield v. Cain*, 576 U.S. 305, 315 (2015) (state court unreasonably applied *Hall* in finding IQ score of 75 to preclude intellectual disability); *Hall*, 572 U.S., at 712–714 (if IQ score is close to 70, courts must account for “standard error of measurement”). Coonce therefore has put forth evidence to establish that he has “significantly sub-average intellectual functioning.” *Id.*, at 710.

Only nine States with capital punishment have adopted a statutory age-18 onset requirement for *Atkins* claims. See Ariz. Rev. Stat. Ann. § 13–753(K)(3) (2020); Ark. Code Ann. § 5–4–618(a)(1)(A) (Supp. 2021); Fla. Stat. § 921.137(1) (2015); Idaho Code Ann. § 19–2515A(1)(a) (2017); Mo. Rev. Stat. § 565.030(6) (2016); N. C. Gen. Stat. Ann. § 15A–2005(a)(1) (2019); Okla. Stat., Tit. 21, § 701.10b(B) (Supp. 2020); S. D. Codified Laws § 23A–27A–26.1 (Cum. Supp. 2019); Tenn. Code Ann. § 39–13–203(a)(3) (Supp. 2021). There is no reason to assume that on reconsideration, the Eighth Circuit would necessarily side with this minority of jurisdictions.

The remaining prong, deficits in adaptive functioning, “requires an evaluation of the individual’s ability to function across a variety of dimensions.” *Brumfield*, 576 U. S., at 317. A defense expert’s evaluation of Coonce identified significant impairments in memory, language, attention, reasoning, ability to organize information, and executive functioning. There is also evidence that Coonce was unable to hold employment, control his impulses, and function independently. Even in the regimented environment of prison, Coonce’s attorneys represent that he continues to engage in self-mutilation, has proven unable to timely take medication, and cannot complete other basic tasks.⁴

In sum, if Coonce satisfies the age-of-onset requirement, he has a substantial likelihood of proving he has an intellectual disability.

III

In light of the above, the material change in the AAIDD’s leading definition of intellectual disability plainly warrants a GVR. To my knowledge, the Court has never before denied a GVR in a capital case where both parties have requested it, let alone where a new development has cast the decision below into such doubt.

The Court has held that “[w]here intervening developments . . . reveal a reasonable probability that the decision below rests upon a premise that the lower court would reject if given the opportunity for further consideration, and where it appears that such a redetermination may determine the ultimate outcome of the litigation, a GVR order is . . . potentially appropriate.” *Lords Landing Village Condominium Council of Unit Owners v. Continental Ins. Co.*, 520 U. S. 893, 896 (1997) (*per curiam*) (internal quotation marks omitted). The Government appropriately confesses that “[t]his case satisfies both criteria” and that, as a result, “[t]his Court should GVR.” Brief in Opposition 12, 14.

⁴That some “other evidence in the record . . . cut[s] against [Coonce’s] claim” is no justification for denying a hearing, *Brumfield v. Cain*, 576 U. S. 305, 320 (2015), especially where that evidence was less than compelling. For example, a psychologist estimated Coonce’s IQ at around 79 after his accident, while a Bureau of Prisons psychologist later estimated his IQ at around 77. However, neither of these estimates used tests designed to measure IQ. In contrast, the expert witness who calculated Coonce’s IQ at 71 did so using the leading clinical instrument for conducting such testing. Even the Government’s expert conceded that the defense expert’s IQ testing was conducted properly and that there was no evidence of malingering.

Members of this Court have expressed additional views on the propriety of GVR orders.⁵ Under any, a GVR was appropriate here. The parties have identified a new development with obvious legal bearing. The AAIDD definition was one of only two sources the Eighth Circuit consulted, and the court rejected Coonce's argument solely because, at the time, it was an unrealized "predictio[n] that medical experts will agree with Coonce's view in the future." 932 F. 3d, at 634. As the Government concedes, the realization of Coonce's "predictio[n]" surely presents a reasonable probability of a different outcome. Thus, the Government does not defend the judgment below.

Finally, in the Government's words, "[a] GVR order is particularly warranted given the stakes in this capital context." Brief in Opposition 15. Coonce asserts an interest of constitutional dimension. He requests a meaningful opportunity to be heard on his claim that he has an intellectual disability, such that his execution would "violat[e] his . . . inherent dignity as a human being," threaten "the integrity of the trial process," and contravene the Eighth Amendment's prohibition on cruel and unusual punishment. *Hall*, 572 U.S., at 708, 709. The Court has issued GVR orders for far less.

This Court has long emphasized the "need for reliability in the determination that death is the appropriate punishment in a specific case." *Woodson v. North Carolina*, 428 U.S. 280, 305 (1976) (plurality opinion). A GVR was the least the Court could have done to protect this life-or-death interest.

⁵ See, e.g., *Myers v. United States*, 587 U.S. 981, 982 (2019) (ROBERTS, C. J., dissenting) (GVR unwarranted "[u]nless there is some new development to consider"); *Hicks v. United States*, 582 U.S. 924, 925 (2017) (GORSUCH, J., concurring) (in cases involving unpreserved but plain errors, GVR appropriate "where we think there's a reasonable probability" that "curing the error will yield a different outcome"); *Stutson v. United States*, 516 U.S. 193, 198 (1996) (Scalia, J., dissenting with *Lawrence v. Chater*, 516 U.S. 163, 178, 191–192 (1996)) (GVR warranted "where an intervening factor has arisen that has a legal bearing upon the decision").

In *Myers*, unlike here, the Government endorsed the judgment below and requested GVR only because the lower court "made some mistakes in its legal analysis." 587 U.S., at 982. *Hicks*, too, did not involve any new development. Rather, the Government sought to resuscitate a claim that the defendant had forfeited. 582 U.S., at 926 (ROBERTS, C. J., dissenting).

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* * *

I can only hope that the lower courts on collateral review will give Coonce the consideration that the Constitution demands. But this Court, too, has an obligation to protect our Constitution's mandates. It falls short of fulfilling that obligation today. The Court should have allowed the Eighth Circuit to reconsider Coonce's compelling claim of intellectual disability, as both he and the Government requested. I respectfully dissent.

No. 20–1499. AMERICAN CIVIL LIBERTIES UNION *v.* UNITED STATES. Foreign Intelligence Surveillance Ct. Rev. Certiorari denied.

JUSTICE GORSUCH, with whom JUSTICE SOTOMAYOR joins, dissenting.

In response to allegations of wrongdoing by the Nation's intelligence agencies, in 1975 Congress convened a select committee chaired by Senator Frank Church to investigate. See S. Rep. No. 94–755, p. v (1976). Ultimately, the Church committee issued a report concluding that the federal government had, over many decades, “intentionally disregarded” legal limitations on its surveillance activities and “infringed the constitutional rights of American citizens.” *Id.*, at 137.

In the wake of these findings, Congress enacted the Foreign Intelligence Surveillance Act of 1978. See 92 Stat. 1783 (codified at 50 U.S.C. § 1801 *et seq.*). The statute created the Foreign Intelligence Surveillance Court (FISC) and empowered it to oversee electronic surveillance conducted for foreign intelligence purposes. See § 1803(a). The statute also created the Foreign Intelligence Surveillance Court of Review (FISCR) to hear appeals from the FISC's rulings. The FISC now comprises 11 Article III federal district court judges, and the FISCR comprises 3 additional Article III judges. §§ 1803(a)–(b).

With changes in technology and thanks to various legislative amendments, these courts have come to play an increasingly important role in the Nation's life. Today, the FISC evaluates extensive surveillance programs that carry profound implications for Americans' privacy and their rights to speak and associate freely. See, e.g., *ACLU v. Clapper*, 785 F.3d 787, 818 (CA2 2015). Like other courts, the FISC may announce its rulings in opinions that explain its interpretation of relevant statutory and constitutional law. Unlike most other courts, however, FISC holds its proceed-

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ings in secret and does not customarily publish its decisions. See § 1803(c); *In re Motion for Release of Court Records*, 526 F. Supp. 2d 484, 488 (FISC 2007).

In 2016, the American Civil Liberties Union (ACLU) sought to test this practice. It filed motions with the FISC asserting that the First Amendment provides a qualified right of public access to opinions containing significant legal analysis—even if portions must be redacted. App. to Pet. for Cert. 21a. The ACLU argued that the FISC had authority to consider its motion pursuant to its inherent “power over its own records and files.” *Id.*, at 18a (internal quotation marks omitted). The organization noted that other courts have a long history of exercising just this power to ensure public access to their judicial decisions. In the end, however, both the FISC and the FISCER refused the ACLU’s request. In fact, they refused even to consider the question, claiming they lacked authority to do so. *Id.*, at 2a–7a (citing 50 U.S.C. § 1803(k); 28 U.S.C. § 1254(2)).

Now the ACLU has filed a petition for certiorari asking this Court to review these decisions. In response, the government does not merely argue that the lower court rulings should be left undisturbed because they are correct. The government also presses the extraordinary claim that this Court is powerless to review the lower court decisions even if they are mistaken. On the government’s view, literally *no court* in this country has the power to decide whether citizens possess a First Amendment right of access to the work of our national security courts.

Today the Court declines to take up this matter. I would hear it. This case presents questions about the right of public access to Article III judicial proceedings of grave national importance. Maybe even more fundamentally, this case involves a governmental challenge to the power of this Court to review the work of Article III judges in a subordinate court. If these matters are not worthy of our time, what is? Respectfully, I dissent.

No. 20–1704. *SIMMONS v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 974 F.3d 791.

Statement of JUSTICE SOTOMAYOR, with whom JUSTICE KAGAN joins, respecting the denial of certiorari.

RonRico Simmons, Jr., alleges that he was unable to file a habeas petition within one year of his federal conviction, the general deadline for seeking such relief, because the state prisons where

he was imprisoned had no materials about federal habeas law. See 28 U.S.C. § 2255(f)(1). The Sixth Circuit, however, concluded that even if the state prisons lacked any such legal materials, Simmons' petition was time barred because Simmons, in his *pro se* filing, failed "to allege a causal connection" between his inability to access materials about federal habeas law and his failure to file a federal habeas petition. 974 F.3d 791, 798 (2020). Because this petition does not meet our traditional criteria for review, I do not dissent from the denial of certiorari. I write separately to stress that the Sixth Circuit's parsimonious reading of Simmons' *pro se* motion appears contrary to our longstanding instruction that *pro se* filings must be "liberally construed." *Estelle v. Gamble*, 429 U.S. 97, 106 (1976).

This Court has long held that "the fundamental constitutional right of access to the courts requires prison authorities to assist inmates in the preparation and filing of meaningful legal papers by providing prisoners with adequate law libraries or adequate assistance from persons trained in the law." *Lewis v. Casey*, 518 U.S. 343, 346 (1996) (quoting *Bounds v. Smith*, 430 U.S. 817, 828 (1977)). Specifically, prisons must provide the legal materials and "tools . . . that the inmates need in order to attack their sentences, directly or collaterally." *Lewis*, 518 U.S., at 355. Several Circuits have held, therefore, that a prison's failure to provide these "tools" may constitute an unconstitutional government impairment that tolls the 1-year statutory filing deadline for seeking habeas relief under § 2255 or § 2244.* If this rule applied to Simmons, his habeas petition was timely because he filed it within a year of his arrival at a prison that enabled him to access federal legal materials. See § 2255(f)(2).

The Sixth Circuit held that Simmons' petition was time barred, even if he had no access to federal habeas materials and even if this lack of access was unconstitutional, because it found his explanation "conclusory" as to why a lack of all federal habeas materials impeded his filing. 974 F.3d, at 797. The court acknowledged that Simmons had alleged that the lack of access to federal law "prevented" him from filing and that he "did not,

*See *Estremera v. United States*, 724 F.3d 773, 776 (CA7 2013) (addressing 28 U.S.C. § 2255(f)(2)'s deadline for filing § 2255 petitions); *Egerton v. Cockrell*, 334 F.3d 433, 439 (CA5 2003) (addressing § 2244(d)(1)(B)'s deadline for filing § 2244 petitions); *Whalem/Hunt v. Early*, 233 F.3d 1146, 1147–1148 (CA9 2000) (*per curiam*) (en banc) (same).

strictly speaking, need to answer any particular question” in the allegations of his petition. *Ibid.* It nonetheless concluded that he should have known to provide additional details by, for instance, explaining that he discovered the lack of materials when he attempted to go to the library or asked for legal assistance. *Ibid.*

The Sixth Circuit’s reasoning appears questionable. To the extent the court was imposing a diligence requirement for invoking the § 2255(f)(2) filing deadline, that requirement appears nowhere in the provision’s text. To the extent the court was not imposing such a requirement, it was likely imposing an inappropriately high bar on a *pro se* filing. Simmons specified the legal materials that were unavailable: the “‘Rules Governing 2255 Proceedings and [the Antiterrorism and Effective Death Penalty Act of 1996] statute of limitations,’” as well as any “‘federal Law library.’” *Id.*, at 793. And he explained that this lack of access “‘prevented him from having the ability to timely pursue and know the timeliness for filing a 2255 Motion.’” *Ibid.* Little “liberal construction” is required to understand this as pleading causation: Simmons alleged that his inability to access habeas law materials prevented him from understanding how and when to file a habeas petition, and therefore from filing. See *Lewis*, 518 U.S., at 351 (noting that an inmate could plead a violation of right of access to the courts because he “suffered arguably actionable harm that he wished to bring before the courts, but was so stymied by inadequacies of the law library that he was unable even to file a complaint”).

As this Court has repeatedly stressed, “‘a *pro se* complaint, however inartfully pleaded, must be held to less stringent standards than formal pleadings drafted by lawyers.’” *Erickson v. Pardus*, 551 U.S. 89, 94 (2007) (*per curiam*) (summarily reversing where a *pro se* complaint was dismissed “on the ground that petitioner’s allegations of harm were too conclusory to put these matters in issue”). These liberal construction requirements for *pro se* litigants carry particular weight when courts consider habeas filings, given that “[t]he writ of habeas corpus plays a vital role in protecting constitutional rights.” *Slack v. McDaniel*, 529 U.S. 473, 483 (2000).

A petitioner’s failure to explain causation adequately may be proper cause for the court to provide clear guidance and an opportunity to remedy, or to hold an evidentiary hearing to determine the relevant facts, as other Circuits have required in similar cir-

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cumstances. See, e. g., *Estremera v. United States*, 724 F. 3d 773, 777 (CA7 2013); *Whalem/Hunt v. Early*, 233 F. 3d 1146, 1148 (CA9 2000) (*per curiam*) (en banc). It is rarely a reason to find a *pro se* habeas petition time barred on the pleadings. I trust the courts of appeals will do so only where our liberal pleading standards warrant such a harsh result.

No. 21–230. *VIEHWEG v. SIRIUS XM RADIO, INC.* C. A. 7th Cir. Certiorari denied. THE CHIEF JUSTICE took no part in the consideration or decision of this petition. Reported below: 843 Fed. Appx. 811.

No. 21–5817. *PEARSON v. HILL, ATTORNEY GENERAL OF WYOMING.* C. A. 10th Cir. Certiorari denied. JUSTICE GORSUCH took no part in the consideration or decision of this petition. Reported below: 856 Fed. Appx. 758.

Rehearing Denied

No. 20–1724. *MURPHY v. CITIGROUP GLOBAL MARKETS, INC., ET AL.*, 595 U. S. 920.

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Dismissal Under Rule 46

No. 20–177. *ALLY FINANCIAL INC. v. HASKINS ET AL.* Sup. Ct. Mo. Certiorari dismissed under this Court’s Rule 46.

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Certiorari Granted

No. 20–1641. *MARIETTA MEMORIAL HOSPITAL EMPLOYEE HEALTH BENEFIT PLAN ET AL. v. DAVITA INC. ET AL.* C. A. 6th Cir. Certiorari granted. Reported below: 978 F. 3d 326.

No. 20–1410. *XIULU RUAN v. UNITED STATES.* C. A. 11th Cir.; and

No. 21–5261. *KAHN v. UNITED STATES.* C. A. 10th Cir. Motion of petitioner in No. 21–5261 for leave to proceed *in forma pauperis* granted. Certiorari granted, cases consolidated, and a total of one hour is allotted for oral argument. Reported below: No. 20–1410, 966 F. 3d 1101; No. 21–5261, 989 F. 3d 806.

No. 21–147. *EGBERT v. BOULE.* C. A. 9th Cir. Motion of respondent for leave to file brief in opposition under seal with re-

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dacted copies for the public record granted. Certiorari granted limited to Questions 1 and 2 presented by the petition. Reported below: 998 F. 3d 370.

NOVEMBER 8, 2021

Dismissal Under Rule 46

No. 21–5511. SANCHEZ ET AL. *v.* UNITED STATES. C. A. 9th Cir. Certiorari dismissed as to petitioner Tannous Fazah under this Court’s Rule 46. Reported below: 850 Fed. Appx. 472.

Miscellaneous Orders

No. 21A29. WEINSTEIN *v.* MILLER, JUDGE, ET AL. Application for injunctive relief, addressed to JUSTICE THOMAS and referred to the Court, denied.

No. 21M39. AMODEO *v.* UNITED STATES. Motion to direct the Clerk to file petition for writ of certiorari out of time denied.

No. 19–1401. HUGHES ET AL. *v.* NORTHWESTERN UNIVERSITY ET AL. C. A. 7th Cir. [Certiorari granted, 594 U.S. 953.] Motion of the Solicitor General for leave to participate in oral argument as *amicus curiae*, for divided argument, and for enlargement of time for oral argument granted, and the time is allotted as follows: 20 minutes for petitioners, 15 minutes for the Solicitor General, and 35 minutes for respondents. JUSTICE BARRETT took no part in the consideration or decision of this motion.

No. 20–303. UNITED STATES *v.* VAELLO MADERO. C. A. 1st Cir. [Certiorari granted, 592 U.S. 1302.] Motion of Gregorio Igartua for leave to file brief as *amicus curiae* out of time denied.

No. 20–979. PATEL ET AL. *v.* GARLAND, ATTORNEY GENERAL. C. A. 11th Cir. [Certiorari granted, 594 U.S. 925.] Motion of the Solicitor General for divided argument granted.

No. 20–1088. CARSON, AS PARENT AND NEXT FRIEND OF O. C., ET AL. *v.* MAKIN. C. A. 1st Cir. [Certiorari granted, 594 U.S. 952.] Motion of the Solicitor General for leave to participate in oral argument as *amicus curiae*, for divided argument, and for enlargement of time for oral argument granted.

No. 20–1374. CVS PHARMACY, INC., ET AL. *v.* DOE ET AL. C. A. 9th Cir. [Certiorari granted, 594 U.S. 953.] Motion of

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the Solicitor General for leave to participate in oral argument as *amicus curiae*, for divided argument, and for enlargement of time for oral argument granted.

No. 21–5926. *KUNIK v. NEW YORK CITY DEPARTMENT OF EDUCATION ET AL.* C. A. 2d Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner is allowed until November 29, 2021, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

No. 21–5998. *IN RE TERRY*. Petition for writ of habeas corpus denied.

No. 21–355. *IN RE KLAYMAN*;

No. 21–5606. *IN RE ROSA*;

No. 21–5621. *IN RE DISANTO*; and

No. 21–5965. *IN RE KAMMERER*. Petitions for writs of mandamus denied.

Certiorari Denied

No. 20–1648. *FISCHER v. FORREST ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 968 F. 3d 216.

No. 20–1700. *ULTRATEC, INC. v. CAPTIONCALL, LLC, ET AL.* (three judgments). C. A. Fed. Cir. Certiorari denied. Reported below: 825 Fed. Appx. 925 (second and third judgments) and 926 (first judgment).

No. 20–1828. *MUNOZ-RIVERA v. GARLAND, ATTORNEY GENERAL.* C. A. 5th Cir. Certiorari denied. Reported below: 986 F. 3d 587.

No. 20–8053. *SANDERS v. UNITED STATES.* C. A. 8th Cir. Certiorari denied. Reported below: 824 Fed. Appx. 435.

No. 20–8275. *ESPINOZA v. UNITED STATES* (Reported below: 834 Fed. Appx. 379); *HAYES v. UNITED STATES*; *PULIDO v. UNITED STATES* (834 Fed. Appx. 385); and *STANKUS v. UNITED STATES* (834 Fed. Appx. 375). C. A. 9th Cir. Certiorari denied.

No. 20–8286. *THOMPSON v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 839 Fed. Appx. 421.

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No. 21–33. *ACUÑA-ATALAYA ET AL. v. NEWMONT MINING CORP. ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 838 Fed. Appx. 676.

No. 21–82. *ALPINE SECURITIES CORP. v. SECURITIES AND EXCHANGE COMMISSION.* C. A. 2d Cir. Certiorari denied. Reported below: 982 F. 3d 68.

No. 21–134. *VASQUEZ ET AL. v. WILMINGTON SAVINGS FUND SOCIETY, FSB, AS TRUSTEE OF STANWICH MORTGAGE TRUST F.* C. A. 4th Cir. Certiorari denied. Reported below: 845 Fed. Appx. 273.

No. 21–136. *PELCHA v. WATCH HILL BANK.* C. A. 6th Cir. Certiorari denied. Reported below: 988 F. 3d 318.

No. 21–305. *DEBOSE v. UNIVERSITY OF SOUTH FLORIDA BOARD OF TRUSTEES.* Dist. Ct. App. Fla., 2d Dist. Certiorari denied.

No. 21–331. *GUAN v. BING RAN.* Sup. Ct. Va. Certiorari denied.

No. 21–333. *ELANSARI v. RAGAZZO ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 857 Fed. Appx. 54.

No. 21–341. *COST ET AL. v. BOROUGH OF DICKSON CITY, PENNSYLVANIA, ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 858 Fed. Appx. 514.

No. 21–358. *AMINA ET AL. v. U.S. BANK N. A.* C. A. 9th Cir. Certiorari denied. Reported below: 830 Fed. Appx. 940.

No. 21–360. *CONSTANT v. DTE ELECTRIC Co., AKA DTE ENERGY ET AL., ET AL.* C. A. 6th Cir. Certiorari denied.

No. 21–361. *GUANGCUN HUANG v. HUANG ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 846 Fed. Appx. 224.

No. 21–384. *BUCHANAN v. SONY MUSIC ENTERTAINMENT INC. ET AL.* C. A. D. C. Cir. Certiorari denied. Reported below: 836 Fed. Appx. 16.

No. 21–393. *MOHR, ET UX., INDIVIDUALLY AND AS CO-TRUSTEES OF THEIR OCTOBER 15, 1996 UNRECORDED REVOCABLE*

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TRUST *v.* MLB, SUB I, LLC. C. A. 9th Cir. Certiorari denied. Reported below: 860 Fed. Appx. 524.

No. 21–411. COOK *v.* CATES, WARDEN. C. A. 9th Cir. Certiorari denied.

No. 21–421. NASTRI *v.* DEPARTMENT OF HOMELAND SECURITY. C. A. Fed. Cir. Certiorari denied.

No. 21–426. KARKALAS *v.* MARKS ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 845 Fed. Appx. 114.

No. 21–430. WEST *v.* UNITED STATES. C. A. Fed. Cir. Certiorari denied. Reported below: 847 Fed. Appx. 927.

No. 21–491. SCHMITT ET AL. *v.* STEPHENS ET AL. C. A. 6th Cir. Certiorari denied.

No. 21–504. CLARK *v.* MISSISSIPPI. Sup. Ct. Miss. Certiorari denied. Reported below: 315 So. 3d 987.

No. 21–510. PDVSA US LITIGATION TRUST *v.* LUKOIL PAN AMERICAS, LLC, ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 991 F. 3d 1187.

No. 21–542. ZITO ET AL. *v.* NORTH CAROLINA COASTAL RESOURCES COMMISSION. C. A. 4th Cir. Certiorari denied. Reported below: 8 F. 4th 281.

No. 21–5587. HESTER *v.* ITUAH. C. A. 5th Cir. Certiorari denied. Reported below: 834 Fed. Appx. 972.

No. 21–5588. GOODLAW *v.* CALIFORNIA. Sup. Ct. Cal. Certiorari denied.

No. 21–5590. HEID *v.* MARBLEY, CHIEF JUDGE, UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF OHIO, ET AL. C. A. 6th Cir. Certiorari denied.

No. 21–5596. FRAZIER *v.* CALIFORNIA. Ct. App. Cal., 3d App. Dist. Certiorari denied.

No. 21–5598. MACK *v.* CARHOP FINANCE. C. A. 8th Cir. Certiorari denied.

No. 21–5605. SELLS *v.* CROW, DIRECTOR, OKLAHOMA DEPARTMENT OF CORRECTIONS. C. A. 10th Cir. Certiorari denied. Reported below: 853 Fed. Appx. 278.

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No. 21–5619. *LUEVANO v. PAXTON, ATTORNEY GENERAL OF TEXAS, ET AL.* C. A. 5th Cir. Certiorari denied.

No. 21–5646. *KLAH v. BRUCK, ACTING ATTORNEY GENERAL OF NEW JERSEY, ET AL.* C. A. 3d Cir. Certiorari denied.

No. 21–5652. *VELASQUEZ v. UTAH ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 857 Fed. Appx. 971.

No. 21–5656. *CEBRERO v. NDOH, WARDEN.* C. A. 9th Cir. Certiorari denied. Reported below: 853 Fed. Appx. 159.

No. 21–5658. *MONTALVO v. BACA, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 21–5662. *DEWAYNE v. UNITED STATES ET AL.* C. A. D. C. Cir. Certiorari denied.

No. 21–5663. *ROSSI v. UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA.* C. A. D. C. Cir. Certiorari denied.

No. 21–5676. *SAKUMA v. ASSOCIATION OF CONDOMINIUM HOMEOWNERS OF TROPICS AT WAIKELE ET AL.* Int. Ct. App. Haw. Certiorari denied.

No. 21–5705. *FERNANDEZ v. BLODGETT.* C. A. 1st Cir. Certiorari denied.

No. 21–5724. *RINTYE v. CALIFORNIA.* Ct. App. Cal., 4th App. Dist., Div. 2. Certiorari denied.

No. 21–5729. *STEVENSON v. NEW YORK.* App. Div., Sup. Ct. N. Y., 2d Jud. Dept. Certiorari denied. Reported below: 191 App. Div. 3d 905, 138 N. Y. S. 3d 395.

No. 21–5743. *FERNANDEZ GARCIA v. UNITED STATES.* C. A. 11th Cir. Certiorari denied.

No. 21–5747. *OSORTO v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 995 F. 3d 801.

No. 21–5748. *PETERSON v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 995 F. 3d 1061.

No. 21–5749. *MOTE v. UNITED STATES.* C. A. 3d Cir. Certiorari denied. Reported below: 836 Fed. Appx. 103.

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No. 21–5757. *TINSLEY v. UNITED STATES*. Ct. App. D. C. Certiorari denied. Reported below: 256 A. 3d 762.

No. 21–5766. *DORTCH v. UNITED STATES*. C. A. 8th Cir. Certiorari denied.

No. 21–5767. *FELTON v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 854 Fed. Appx. 386.

No. 21–5768. *FORGET v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 853 Fed. Appx. 534.

No. 21–5769. *DICKEY v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 856 Fed. Appx. 809.

No. 21–5770. *PERRAULT v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 995 F. 3d 748.

No. 21–5771. *BURRIS v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 999 F. 3d 973.

No. 21–5772. *EASON v. UNITED STATES*. C. A. 6th Cir. Certiorari denied.

No. 21–5774. *DIERKS v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 978 F. 3d 585.

No. 21–5775. *NOE v. UNITED STATES*. C. A. 8th Cir. Certiorari denied.

No. 21–5776. *KOBITO v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 994 F. 3d 696.

No. 21–5782. *HERRERA, AKA LANZ v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 851 Fed. Appx. 774.

No. 21–5784. *READON v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 847 Fed. Appx. 777.

No. 21–5789. *BURGEE v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 988 F. 3d 1054.

No. 21–5792. *ROYE v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 832 Fed. Appx. 764.

No. 21–5797. *VERKLER v. UNITED STATES*. C. A. 9th Cir. Certiorari denied.

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No. 21–5798. *NAVARETTE v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 996 F. 3d 870.

No. 21–5801. *BENITEZ PENALOSA v. UNITED STATES*. C. A. 9th Cir. Certiorari denied.

No. 21–5802. *BRIDGEWATER v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 995 F. 3d 591.

No. 21–5803. *ATTAWAY v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 848 Fed. Appx. 274.

No. 21–5824. *ALLGEYER v. CITY OF CINCINNATI, OHIO, ET AL.* C. A. 6th Cir. Certiorari denied.

No. 21–5831. *DAVIS v. GARLAND, ATTORNEY GENERAL*. C. A. 3d Cir. Certiorari denied.

No. 21–5837. *AMEZCUA v. LIZARRAGA, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 843 Fed. Appx. 985.

No. 21–5839. *MAYS v. JOHNSON*. C. A. 7th Cir. Certiorari denied. Reported below: 850 Fed. Appx. 981.

No. 21–5929. *LILLIE v. IOWA*. Dist. Ct. Woodbury County, Iowa. Certiorari denied.

No. 21–5971. *TORRES v. MONTGOMERY, WARDEN*. C. A. 9th Cir. Certiorari denied.

No. 20–1822. *BROOKS ET AL. v. MENTOR WORLDWIDE LLC*. C. A. 10th Cir. Certiorari denied. JUSTICE ALITO took no part in the consideration or decision of this petition. Reported below: 985 F. 3d 1272.

No. 21–5758. *MARTIN v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. JUSTICE KAGAN took no part in the consideration or decision of this petition. Reported below: 852 Fed. Appx. 485.

No. 21–5785. *DARST v. UNITED STATES*. C. A. 11th Cir. Certiorari before judgment denied.

No. 21–5841. *SABIR v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. JUSTICE SOTOMAYOR took no part in the consideration or decision of this petition.

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Rehearing Denied

No. 20–8205. *IN RE MCKENZIE*, 594 U. S. 925. Petition for rehearing denied.

No. 20–7001. *BRESSI v. BRENNEN ET AL.*, 592 U. S. 1324; and
No. 20–8057. *AIGBEKAEN v. UNITED STATES*, 594 U. S. 932.
Motions for leave to file petitions for rehearing denied.

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Dismissals Under Rule 46

No. 20–1374. *CVS PHARMACY, INC., ET AL. v. DOE ET AL.*
C. A. 9th Cir. [Certiorari granted, 594 U. S. 953.] Writ of certiorari dismissed under this Court’s Rule 46.

No. 21–347. *JACKSON v. HUDSON, WARDEN*. C. A. 10th Cir.
Certiorari dismissed under this Court’s Rule 46. Reported
below: 856 Fed. Appx. 212.

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Miscellaneous Orders

No. 21M40. *MARTINEZ v. UNITED STATES*; and
No. 21M41. *MITCHELL v. UNITED STATES*. Motions for leave
to file petitions for writs of certiorari with supplemental appen-
dixes under seal granted.

No. 20–8141. *CASTONGUAY v. NEBRASKA*. Ct. App. Neb.
Motion of petitioner for reconsideration of order denying leave to
proceed *in forma pauperis* [595 U. S. 903] denied.

No. 21–194. *CALIFORNIA TRUCKING ASSN., INC., ET AL. v.*
BONTA, ATTORNEY GENERAL OF CALIFORNIA, ET AL. C. A. 9th
Cir.; and

No. 21–260. *VIRGIN AMERICA, INC., ET AL. v. BERNSTEIN*
ET AL., INDIVIDUALLY AND ON BEHALF OF ALL OTHERS SIMI-
LARLY SITUATED. C. A. 9th Cir. The Solicitor General is invited
to file briefs in these cases expressing the views of the United
States.

No. 21–5674. *IN RE SAVOY*. Motion of petitioner for leave to
proceed *in forma pauperis* denied. Petitioner is allowed until
December 6, 2021, within which to pay the docketing fee required

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by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

No. 21–5808. *IN RE RUTLEDGE*. Petition for writ of mandamus denied.

No. 21–6038. *IN RE HILL*. Petition for writ of mandamus and/or prohibition denied.

No. 21–5977. *IN RE MELERO AGUIRRE*. Petition for writ of prohibition denied.

Certiorari Granted

No. 21–328. *MORGAN v. SUNDANCE, INC.* C. A. 8th Cir. Motion of Law Professors for leave to file brief as *amici curiae* granted. Certiorari granted. Reported below: 992 F. 3d 711.

Certiorari Denied

No. 20–1389. *SAVAGE v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 970 F. 3d 217.

No. 20–1605. *ATKINS v. HOOPER, WARDEN*. C. A. 5th Cir. Certiorari denied. Reported below: 979 F. 3d 1035.

No. 20–1708. *BONILLA-ROMERO v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 984 F. 3d 414.

No. 20–1709. *PON v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 963 F. 3d 1207.

No. 20–8063. *THERIOT v. VASHAW, WARDEN*. C. A. 6th Cir. Certiorari denied. Reported below: 982 F. 3d 999.

No. 21–68. *JANIS v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 995 F. 3d 647.

No. 21–107. *KENDRICK v. PARRIS, WARDEN*. C. A. 6th Cir. Certiorari denied. Reported below: 989 F. 3d 459.

No. 21–183. *GAS PIPE, INC., ET AL. v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 997 F. 3d 231.

No. 21–195. *BELMORA LLC ET AL. v. BAYER CONSUMER CARE AG ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 987 F. 3d 284.

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No. 21–213. *DYER v. ATLANTA INDEPENDENT SCHOOL SYSTEM*. C. A. 11th Cir. Certiorari denied. Reported below: 852 Fed. Appx. 397.

No. 21–235. *HEIDEL ET AL. v. MAZZOLA ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 851 Fed. Appx. 837.

No. 21–363. *MEIGS v. BERGMAN ET AL.* Ct. App. Tex., 14th Dist. Certiorari denied.

No. 21–383. *WYOMING v. MAHAFFY*. Sup. Ct. Wyo. Certiorari denied. Reported below: 2021 WY 63, 486 P. 3d 170.

No. 21–407. *MHINA v. VAN DOREN, ASSISTANT DISTRICT ATTORNEY OF ONONDAGA COUNTY, NEW YORK, ET AL.* C. A. 2d Cir. Certiorari denied.

No. 21–422. *HATTON v. INCH, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS*. C. A. 11th Cir. Certiorari denied.

No. 21–424. *KD ET AL., AS PARENTS, NATURAL GUARDIANS, AND NEXT FRIENDS OF MINOR LD v. DOUGLAS COUNTY SCHOOL DISTRICT No. 001, AKA OMAHA PUBLIC SCHOOLS, ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 1 F. 4th 591.

No. 21–425. *GREEN v. WASHINGTON STATE EMPLOYMENT SECURITY DEPARTMENT*. Ct. App. Wash. Certiorari denied. Reported below: 15 Wash. App. 2d 1035.

No. 21–445. *DENT v. UNITED STATES ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 988 F. 3d 730.

No. 21–449. *KAREEM v. BURNS, DIRECTOR, CENTRAL INTELLIGENCE AGENCY, ET AL.* C. A. D. C. Cir. Certiorari denied. Reported below: 986 F. 3d 859.

No. 21–452. *BELL v. SCOTT WAGNER & ASSOCIATES*. Dist. Ct. App. Fla., 3d Dist. Certiorari denied. Reported below: 314 So. 3d 574.

No. 21–472. *BLANCA TELEPHONE Co. v. FEDERAL COMMUNICATIONS COMMISSION ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 991 F. 3d 1097.

No. 21–482. *ALI v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 991 F. 3d 561.

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No. 21–493. *CHEN v. MIGITA ET AL.* Ct. App. Wash. Certiorari denied. Reported below: 13 Wash. App. 2d 1108.

No. 21–496. *SMITH v. UNITED STATES.* C. A. 7th Cir. Certiorari denied. Reported below: 989 F. 3d 575.

No. 21–509. *LAWRENCE v. ALTICE USA.* C. A. 2d Cir. Certiorari denied. Reported below: 841 Fed. Appx. 273.

No. 21–514. *BELLO v. ROCKLAND COUNTY, NEW YORK, ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 846 Fed. Appx. 77.

No. 21–531. *LEE ET AL. v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 995 F. 3d 948.

No. 21–536. *CHESTNUT v. CANADY ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 853 Fed. Appx. 580.

No. 21–544. *THOMAS v. FARMERS INSURANCE EXCHANGE.* C. A. 10th Cir. Certiorari denied. Reported below: 856 Fed. Appx. 176.

No. 21–547. *TUNG v. SUPERIOR COURT OF NEW JERSEY ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 854 Fed. Appx. 443.

No. 21–555. *APPLEBY v. KANSAS.* Sup. Ct. Kan. Certiorari denied. Reported below: 313 Kan. 352, 485 P. 3d 1148.

No. 21–556. *BEBRIS v. UNITED STATES.* C. A. 7th Cir. Certiorari denied. Reported below: 4 F. 4th 551.

No. 21–566. *COOPER, AS NEXT FRIEND OF DOE, AKA D. T. v. FIRST FINANCIAL BANK, N. A.* Ct. App. Tex., 5th Dist. Certiorari denied.

No. 21–567. *HORIZON CHRISTIAN SCHOOL ET AL. v. BROWN, GOVERNOR OF OREGON.* C. A. 9th Cir. Certiorari denied. Reported below: 854 Fed. Appx. 807.

No. 21–5042. *SHIELDS v. UNITED STATES.* C. A. 6th Cir. Certiorari denied. Reported below: 850 Fed. Appx. 406.

No. 21–5082. *DUBAY v. KING ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 844 Fed. Appx. 257.

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No. 21–5280. *CRAFT v. FLORIDA*. Sup. Ct. Fla. Certiorari denied. Reported below: 312 So. 3d 45.

No. 21–5352. *NELSON v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 990 F. 3d 947.

No. 21–5372. *GRAULAU v. CREDIT ONE BANK, N. A.* C. A. 11th Cir. Certiorari denied. Reported below: 855 Fed. Appx. 540.

No. 21–5589. *GORDON v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 850 Fed. Appx. 140.

No. 21–5623. *ROBERTS v. LUMPKIN, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 21–5626. *FITZPATRICK v. ILLINOIS*. App. Ct. Ill., 1st Dist. Certiorari denied.

No. 21–5628. *ALCOSER v. COURT OF APPEALS OF TEXAS, 10TH DISTRICT*. Sup. Ct. Tex. Certiorari denied.

No. 21–5629. *DUQUE v. CHABAD AT THE CIVIC CENTER, INC.* Dist. Ct. App. Fla., 4th Dist. Certiorari denied. Reported below: 316 So. 3d 696.

No. 21–5636. *HURLEY v. MASSACHUSETTS*. App. Ct. Mass. Certiorari denied. Reported below: 99 Mass. App. 1108, 162 N. E. 3d 97.

No. 21–5637. *GARCIA v. GLENN ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 839 Fed. Appx. 927.

No. 21–5644. *HALL v. UNITED STATES* (Reported below: 845 Fed. Appx. 644); *JONES v. UNITED STATES* (848 Fed. Appx. 288); and *COLE v. UNITED STATES* (849 Fed. Appx. 205). C. A. 9th Cir. Certiorari denied.

No. 21–5648. *DAVIS v. SUMLIN, WARDEN*. C. A. 5th Cir. Certiorari denied. Reported below: 999 F. 3d 278.

No. 21–5651. *SMITH v. WILLIAMS, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 842 Fed. Appx. 160.

No. 21–5660. *MCBRIDE v. FLORIDA*. Sup. Ct. Fla. Certiorari denied.

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No. 21–5664. *ROSS v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 849 Fed. Appx. 343.

No. 21–5667. *LOCKMILLER v. UNITED STATES ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 837 Fed. Appx. 549.

No. 21–5668. *TRUJILLO v. MADDEN, WARDEN*. C. A. 9th Cir. Certiorari denied. Reported below: 843 Fed. Appx. 945.

No. 21–5675. *SPARKS v. LUMPKIN, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 21–5677. *ARMSTEAD v. DEVILLE, WARDEN*. C. A. 5th Cir. Certiorari denied.

No. 21–5680. *MATTHEWS v. CALIFORNIA STATE UNIVERSITY*. Ct. App. Nev. Certiorari denied. Reported below: 137 Nev. 938, 484 P. 3d 281.

No. 21–5681. *JOHNSON v. OKLAHOMA*. Ct. Crim. App. Okla. Certiorari denied.

No. 21–5682. *DAVALLOO v. LAMANNA, SUPERINTENDENT, BEDFORD HILLS CORRECTIONAL FACILITY, ET AL.* C. A. 2d Cir. Certiorari denied.

No. 21–5685. *PUGH v. PENNSYLVANIA*. Super. Ct. Pa. Certiorari denied. Reported below: 242 A. 3d 452.

No. 21–5688. *DUNLAP v. CORIZON HEALTH, INC.* C. A. 9th Cir. Certiorari denied. Reported below: 837 Fed. Appx. 533.

No. 21–5689. *HOSKINS v. KAUFFMAN, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT HUNTINGDON, ET AL.* C. A. 3d Cir. Certiorari denied.

No. 21–5691. *GUZMAN ZUNIGA v. LUMPKIN, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 21–5692. *CRAAYBEEK v. LUMPKIN, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION*. C. A. 5th Cir. Certiorari denied. Reported below: 855 Fed. Appx. 942.

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No. 21–5695. *HINES v. REISCH*, SECRETARY, SOUTH DAKOTA DEPARTMENT OF CORRECTIONS, ET AL. C. A. 8th Cir. Certiorari denied.

No. 21–5696. *FAN GU v. INVISTA S. A. R. L.* C. A. 5th Cir. Certiorari denied. Reported below: 835 Fed. Appx. 783.

No. 21–5697. *MAYREIS v. LUMPKIN*, DIRECTOR, TEXAS DEPARTMENT OF JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION. C. A. 5th Cir. Certiorari denied.

No. 21–5698. *CROOK v. AGUILAR ET AL.* C. A. 9th Cir. Certiorari denied.

No. 21–5699. *COLLIER v. LUMPKIN*, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION. C. A. 5th Cir. Certiorari denied.

No. 21–5700. *TILLEY v. LUMPKIN*, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION. C. A. 5th Cir. Certiorari denied.

No. 21–5701. *CHERFRERE v. INCH*, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS. C. A. 11th Cir. Certiorari denied.

No. 21–5702. *WEBSTER v. DAUFFENBACH*, WARDEN, ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 856 Fed. Appx. 780.

No. 21–5703. *FRENCH v. BISHOP*, WARDEN, ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 829 Fed. Appx. 673.

No. 21–5706. *MATOUSEK v. UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF VIRGINIA*. C. A. 4th Cir. Certiorari denied. Reported below: 850 Fed. Appx. 841.

No. 21–5707. *GITTENS v. PAVLACK*, JUDGE, COURT OF COMMON PLEAS OF PENNSYLVANIA, LEHIGH COUNTY. C. A. 3d Cir. Certiorari denied. Reported below: 838 Fed. Appx. 717.

No. 21–5708. *HOOD v. TEXAS*. Ct. App. Tex., 9th Dist. Certiorari denied.

No. 21–5709. *GONZALEZ v. PENNSYLVANIA*. Super. Ct. Pa. Certiorari denied. Reported below: 242 A. 3d 416.

No. 21–5734. *VANN v. PAXTON*, ATTORNEY GENERAL OF TEXAS, ET AL. C. A. 5th Cir. Certiorari denied.

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No. 21–5744. *GEORGE v. UNITED STATES ET AL.* C. A. 9th Cir. Certiorari denied.

No. 21–5765. *COLEMAN v. NEAL, WARDEN.* C. A. 7th Cir. Certiorari denied. Reported below: 990 F. 3d 1054.

No. 21–5793. *SARVESTANEY v. KIJAKAZI, ACTING COMMISSIONER OF SOCIAL SECURITY.* C. A. 8th Cir. Certiorari denied. Reported below: 836 Fed. Appx. 464.

No. 21–5794. *CARRINGTON v. CLARKE, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS.* C. A. 4th Cir. Certiorari denied. Reported below: 852 Fed. Appx. 749.

No. 21–5805. *TEGANYA v. UNITED STATES.* C. A. 1st Cir. Certiorari denied. Reported below: 997 F. 3d 424.

No. 21–5806. *MEDINA PUERTA v. UNITED STATES.* C. A. 1st Cir. Certiorari denied.

No. 21–5807. *ESTRADA COMACHO v. NEBRASKA.* Sup. Ct. Neb. Certiorari denied. Reported below: 309 Neb. 494, 960 N. W. 2d 739.

No. 21–5812. *VELAZQUEZ-FONTANEZ v. UNITED STATES.* C. A. 1st Cir. Certiorari denied. Reported below: 6 F. 4th 205.

No. 21–5813. *FOSTER v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 996 F. 3d 1100.

No. 21–5815. *ANTONIO MORALES v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 987 F. 3d 966.

No. 21–5818. *LOZANO v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 833 Fed. Appx. 705.

No. 21–5819. *LIPFORD v. UNITED STATES.* C. A. 4th Cir. Certiorari denied. Reported below: 845 Fed. Appx. 266.

No. 21–5820. *BOSSIO v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 824 Fed. Appx. 818.

No. 21–5822. *ELEY ET AL. v. UNITED STATES* (Reported below: 846 Fed. Appx. 191); and *CUMMINGS ET AL. v. UNITED STATES* (853 Fed. Appx. 898). C. A. 4th Cir. Certiorari denied.

No. 21–5823. *VASQUEZ v. UNITED STATES.* C. A. 9th Cir. Certiorari denied.

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No. 21–5827. *CRAINE v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 995 F. 3d 1139.

No. 21–5829. *TAYLOR v. UNITED STATES*. C. A. 2d Cir. Certiorari denied.

No. 21–5835. *GONZALEZ-ZEA v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 995 F. 3d 1297.

No. 21–5840. *AWUKU-ASARE v. GARLAND, ATTORNEY GENERAL*. C. A. 10th Cir. Certiorari denied. Reported below: 991 F. 3d 1123.

No. 21–5843. *PRUITT v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 839 Fed. Appx. 90.

No. 21–5844. *HALE v. UNITED STATES*. C. A. 4th Cir. Certiorari denied.

No. 21–5845. *COLLINS v. UNITED STATES*. C. A. 6th Cir. Certiorari denied.

No. 21–5848. *REED v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 858 Fed. Appx. 152.

No. 21–5849. *EISENACH v. UNITED STATES*. C. A. 8th Cir. Certiorari denied.

No. 21–5855. *BLABER v. OREGON*. Sup. Ct. Ore. Certiorari denied.

No. 21–5857. *STAHMER v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 848 Fed. Appx. 553.

No. 21–5858. *QUINTANA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 799 Fed. Appx. 259.

No. 21–5866. *CARBAJAL v. ALLISON, SECRETARY, CALIFORNIA DEPARTMENT OF CORRECTIONS AND REHABILITATION*. C. A. 9th Cir. Certiorari denied.

No. 21–5867. *KENDRICK v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 826 Fed. Appx. 60.

No. 21–5868. *PARKS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 849 Fed. Appx. 400.

No. 21–5870. *GANT v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

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No. 21–5872. *JOHNSON v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 852 Fed. Appx. 226.

No. 21–5873. *JONES v. UNITED STATES*. C. A. 9th Cir. Certiorari denied.

No. 21–5883. *NELSON v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 850 Fed. Appx. 865.

No. 21–5891. *WILLIAMS v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 835 Fed. Appx. 283.

No. 21–5898. *GABRIEL VERDUGO v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 847 Fed. Appx. 461.

No. 21–5899. *VASQUEZ v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 854 Fed. Appx. 213.

No. 21–5901. *ERPELDING v. FRAKES, DIRECTOR, NEBRASKA DEPARTMENT OF CORRECTIONAL SERVICES*. C. A. 8th Cir. Certiorari denied.

No. 21–5903. *JOHNSON ET AL. v. UNITED STATES*. C. A. Fed. Cir. Certiorari denied.

No. 21–5906. *PETTWAY v. UNITED STATES*. C. A. 6th Cir. Certiorari denied.

No. 21–5910. *SAUZO v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 846 Fed. Appx. 306.

No. 21–5912. *GRAY v. BORDERS, WARDEN*. C. A. 9th Cir. Certiorari denied. Reported below: 830 Fed. Appx. 229.

No. 21–5913. *GAINES v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 857 Fed. Appx. 454.

No. 21–5916. *MEDINA-OLIDEN v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 848 Fed. Appx. 175.

No. 21–5930. *RANIERI v. MOSER, WARDEN*. C. A. 3d Cir. Certiorari denied.

No. 21–5932. *BURNS v. UNITED STATES*. C. A. 1st Cir. Certiorari denied.

No. 21–5936. *FONG v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 831 Fed. Appx. 284.

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No. 21–5937. *MARTINEZ-ROJAS v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 853 Fed. Appx. 733.

No. 21–5940. *JACOBO v. UNITED STATES*. C. A. 8th Cir. Certiorari denied.

No. 21–5944. *CULP v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 851 Fed. Appx. 80.

No. 21–5945. *BARTON v. LEWIS, WARDEN*. C. A. 4th Cir. Certiorari denied. Reported below: 819 Fed. Appx. 183.

No. 21–5947. *PETTER v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 829 Fed. Appx. 627.

No. 21–5956. *EDWARDS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 997 F. 3d 1115.

No. 21–5957. *VILLA DE MORALES v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 852 Fed. Appx. 151.

No. 21–5958. *PLEASANT v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 858 Fed. Appx. 772.

No. 21–5963. *WILLIAMS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 21–5964. *KELLY v. LANEY, SUPERINTENDENT, OREGON STATE CORRECTIONAL INSTITUTION*. C. A. 9th Cir. Certiorari denied.

No. 21–5970. *FLEMMING v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 847 Fed. Appx. 200.

No. 21–5973. *LOPEZ-MEJIA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 847 Fed. Appx. 249.

No. 21–5974. *AYALA-BELLO ET AL. v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 995 F. 3d 710.

No. 21–5980. *STANCIL v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 4 F. 4th 1193.

No. 21–5982. *MATTHEWS v. UNITED STATES*. C. A. 6th Cir. Certiorari denied.

No. 21–5984. *CLARK v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 1 F. 4th 632.

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No. 21–5985. *TITINGTON v. UNITED STATES*. C. A. 6th Cir. Certiorari denied.

No. 21–5989. *BOYD v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 999 F. 3d 171.

No. 21–5992. *RAMIREZ-RODRIGUEZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 857 Fed. Appx. 208.

No. 21–5993. *WILLIAMS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 855 Fed. Appx. 635.

No. 21–5999. *GILBERT v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 847 Fed. Appx. 265.

No. 21–6000. *BROWN v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 854 Fed. Appx. 535.

No. 21–6003. *ERICKSON v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 999 F. 3d 622.

No. 21–6004. *ABEGUNDE v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 841 Fed. Appx. 867.

No. 21–6005. *HUNTER v. UNITED STATES*. C. A. 2d Cir. Certiorari denied.

No. 21–6006. *KILGORE v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 856 Fed. Appx. 783.

No. 21–6011. *STENCIL v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 859 Fed. Appx. 654.

No. 21–6014. *CASTANEDA BENAVIDEZ v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 857 Fed. Appx. 528.

No. 21–6029. *THOMPkins v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 853 Fed. Appx. 144.

No. 21–6034. *JACKSON v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 838 Fed. Appx. 262.

No. 21–6036. *HILL v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 831 Fed. Appx. 626.

No. 21–6037. *HILL v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 846 Fed. Appx. 195.

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No. 21–6049. *PENA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 853 Fed. Appx. 958.

No. 21–6063. *CUSTER v. FRAKES, DIRECTOR, NEBRASKA DEPARTMENT OF CORRECTIONAL SERVICES, ET AL.* C. A. 8th Cir. Certiorari denied.

No. 20–994. *VOLKSWAGEN GROUP OF AMERICA, INC., ET AL. v. ENVIRONMENTAL PROTECTION COMMISSION OF HILLSBOROUGH COUNTY, FLORIDA, ET AL.* C. A. 9th Cir. Certiorari denied. JUSTICE BREYER took no part in the consideration or decision of this petition. Reported below: 959 F. 3d 1201.

No. 21–26. *BILLETTS ET AL. v. MENTOR WORLDWIDE LLC* (Reported below: 847 Fed. Appx. 377); *VIEIRA v. MENTOR WORLDWIDE LLC* (845 Fed. Appx. 503); *NUNN v. MENTOR WORLDWIDE LLC* (847 Fed. Appx. 373); and *SEWELL v. MENTOR WORLDWIDE LLC* (847 Fed. Appx. 380). C. A. 9th Cir. Certiorari denied. JUSTICE ALITO took no part in the consideration or decision of this petition.

No. 21–312. *VOLKSWAGEN AKTIENGESELLSCHAFT ET AL. v. OHIO EX REL. YOST, ATTORNEY GENERAL*. Sup. Ct. Ohio. Certiorari denied. JUSTICE BREYER took no part in the consideration or decision of this petition. Reported below: 165 Ohio St. 3d 213, 2021-Ohio-2121, 177 N. E. 3d 242.

No. 21–5879. *POWELL v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. JUSTICE KAGAN and JUSTICE GORSUCH took no part in the consideration or decision of this petition. Reported below: 842 Fed. Appx. 281.

No. 21–5922. *ANDRUS v. UNITED STATES*. C. A. 5th Cir. Certiorari before judgment denied.

No. 21–5997. *YBARRA v. UNITED STATES*. C. A. 5th Cir. Certiorari before judgment denied.

Rehearing Denied

No. 20–1626. *SCHULZ v. UNITED STATES*, 595 U. S. 916;

No. 20–1713. *MANDAWALA v. ERA LIVING, LLC, ET AL.*, 595 U. S. 920;

No. 20–7993. *KORTE v. CALIFORNIA ET AL.*, 595 U. S. 931;

No. 20–8397. *BANKS v. DISTRICT OF COLUMBIA ET AL.*, 595 U. S. 950;

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No. 21–30. MARCEAUX *v.* TIFFANY & BOSCO, P. A., ET AL., 595 U. S. 956;

No. 21–5018. IN RE AJJAHNON, 595 U. S. 908;

No. 21–5060. BROWN *v.* UNITED STATES, 595 U. S. 1001; and

No. 21–5117. ALLRED *v.* WASHINGTON, 595 U. S. 969. Petitions for rehearing denied.

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Dismissal Under Rule 46

No. 19–333. ARLENE’S FLOWERS, INC., DBA ARLENE’S FLOWERS AND GIFTS, ET AL. *v.* WASHINGTON ET AL., 594 U. S. 953. Petition for rehearing dismissed under this Court’s Rule 46.

Miscellaneous Orders

No. 21M42. FRIEND *v.* UNITED STATES. Motion for leave to file petition for writ of certiorari with supplemental appendix under seal granted.

No. 20–1800. SHURTLEFF ET AL. *v.* CITY OF BOSTON, MASSACHUSETTS, ET AL. C. A. 1st Cir. [Certiorari granted, 594 U. S. 986.] Motion of petitioners to dispense with printing joint appendix granted.

No. 21–5262. IN RE MAKDESSI. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* [595 U. S. 908] denied.

No. 21–6096. IN RE MCCOLLUM. Petition for writ of mandamus denied.

Certiorari Denied

No. 20–772. WATERFRONT COMMISSION OF NEW YORK HARBOR *v.* MURPHY, GOVERNOR OF NEW JERSEY, ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 961 F. 3d 234.

No. 20–1598. PROJECT VERITAS ACTION FUND *v.* ROLLINS, DISTRICT ATTORNEY FOR SUFFOLK COUNTY, MASSACHUSETTS. C. A. 1st Cir. Certiorari denied. Reported below: 982 F. 3d 813.

No. 20–1679. PATEL *v.* GARLAND, ATTORNEY GENERAL. C. A. 6th Cir. Certiorari denied.

No. 20–8317. ZAVALA *v.* GARLAND, ATTORNEY GENERAL. C. A. 8th Cir. Certiorari denied. Reported below: 839 Fed. Appx. 34.

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No. 20–8322. *PERPALL v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 856 Fed. Appx. 796.

No. 20–8363. *ROS v. CALIFORNIA*. Ct. App. Cal., 4th App. Dist., Div. 1. Certiorari denied.

No. 20–8415. *SIMPSON v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 845 Fed. Appx. 403.

No. 21–172. *PERRY v. VHS SAN ANTONIO PARTNERS, L. L. C., DBA NORTH CENTRAL BAPTIST HOSPITAL*. C. A. 5th Cir. Certiorari denied. Reported below: 990 F. 3d 918.

No. 21–212. *DIRES, LLC, DBA PERSONAL TOUCH BEDS AND PERSONAL COMFORT BEDS, ET AL. v. SELECT COMFORT CORP. ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 996 F. 3d 925.

No. 21–217. *BRITTON v. KELLER, MAYOR OF THE CITY OF ALBUQUERQUE, NEW MEXICO, ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 851 Fed. Appx. 821.

No. 21–218. *PIETSCH ET AL. v. WARD COUNTY, NORTH DAKOTA, ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 991 F. 3d 907.

No. 21–228. *MURPHY v. SARTA ET AL.* Ct. App. Tenn. Certiorari denied.

No. 21–415. *ELECTRA ET AL. v. 59 MURRAY ENTERPRISES, INC., DBA NEW YORK DOLLS GENTLEMEN’S CLUB, ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 987 F. 3d 233.

No. 21–461. *KAM v. PEYTON*. C. A. 5th Cir. Certiorari denied. Reported below: 850 Fed. Appx. 912.

No. 21–483. *KLUG v. FLORIDA*. Dist. Ct. App. Fla., 5th Dist. Certiorari denied. Reported below: 316 So. 3d 329.

No. 21–501. *LIOTT v. U. S. BANK N. A.* Super. Ct. Pa. Certiorari denied.

No. 21–503. *PENG v. F. M. TARBELL CO.* Ct. App. Cal., 2d App. Dist., Div. 2. Certiorari denied.

No. 21–517. *MARQUES v. JPMORGAN CHASE, N. A.* C. A. 11th Cir. Certiorari denied. Reported below: 805 Fed. Appx. 668.

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No. 21–549. *HUTCHESON ET AL. v. DALLAS COUNTY, TEXAS, ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 994 F. 3d 477.

No. 21–554. *BOYER v. SCHNEIDER ELECTRIC HOLDINGS, INC., ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 993 F. 3d 578.

No. 21–572. *SWEENEY ET UX. v. EASTMAN KODAK CO.* C. A. 3d Cir. Certiorari denied. Reported below: 856 Fed. Appx. 371.

No. 21–576. *CARTER v. VIRGINIA.* Sup. Ct. Va. Certiorari denied.

No. 21–598. *CHANDRA v. LEONARDO DRS, INC., ET AL.* Ct. App. Tex., 6th Dist. Certiorari denied.

No. 21–619. *REYES-MORALES v. MARYLAND.* Ct. Sp. App. Md. Certiorari denied. Reported below: 249 Md. App. 760 and 762.

No. 21–5375. *COLEY v. OHIO.* Sup. Ct. Ohio. Certiorari denied. Reported below: 163 Ohio St. 3d 1421, 2021-Ohio-1580, 167 N. E. 3d 989.

No. 21–5432. *JOHNSON v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 981 F. 3d 1171.

No. 21–5491. *NOLEN v. OKLAHOMA.* Ct. Crim. App. Okla. Certiorari denied. Reported below: 2021 OK CR 5, 485 P. 3d 829.

No. 21–5713. *JOHNSON, AKA HIZBULLAH-ANKH-AMON v. NEW YORK.* Ct. App. N. Y. Certiorari denied. Reported below: 36 N. Y. 3d 1097, 167 N. E. 3d 1281.

No. 21–5718. *DAMOND v. MARULLO ET AL.* Ct. App. La., 1st Cir. Certiorari denied. Reported below: 2019–0675 (La. App. 1 Cir. 6/22/20), 307 So. 3d 234.

No. 21–5722. *DEW v. EPPINGER, WARDEN.* C. A. 6th Cir. Certiorari denied.

No. 21–5733. *WESTRY v. LEON.* C. A. 2d Cir. Certiorari denied. Reported below: 837 Fed. Appx. 845.

No. 21–5736. *BAILEY v. FLORIDA.* Dist. Ct. App. Fla., 1st Dist. Certiorari denied. Reported below: 311 So. 3d 303.

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No. 21–5738. *GOMEZ v. DOOLEY, WARDEN, ET AL.* C. A. 8th Cir. Certiorari denied.

No. 21–5740. *BECKER v. MINKIEWICZ.* Ct. App. Cal., 2d App. Dist., Div. 3. Certiorari denied.

No. 21–5741. *GODWIN v. INCH, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 11th Cir. Certiorari denied.

No. 21–5745. *FRANCISCO TURCIOS v. LUMPKIN, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION.* C. A. 5th Cir. Certiorari denied.

No. 21–5750. *WAITE v. NORTHERN NEW HAMPSHIRE CORRECTIONAL FACILITY.* Super. Ct. N. H., Cheshire County. Certiorari denied.

No. 21–5755. *FROST v. KANSAS.* Ct. App. Kan. Certiorari denied. Reported below: 58 Kan. App. 2d xviii, 462 P. 3d 203.

No. 21–5756. *MINTZ v. ARIZONA.* Ct. App. Ariz. Certiorari denied.

No. 21–5759. *HALL v. SOOD ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 860 Fed. Appx. 440.

No. 21–5760. *AURIEMMA v. BROOMFIELD MUNICIPAL COURT ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 841 Fed. Appx. 499.

No. 21–5762. *HEJAZI v. CITY OF EUGENE POLICE DEPARTMENT ET AL.* Ct. App. Ore. Certiorari denied.

No. 21–5764. *HEJAZI v. RIOS ET AL.* Ct. App. Ore. Certiorari denied.

No. 21–5799. *PERALES v. TEXAS.* Ct. App. Tex., 14th Dist. Certiorari denied. Reported below: 622 S. W. 3d 575.

No. 21–5850. *MATTISON v. McDONOUGH, SECRETARY OF VETERANS AFFAIRS, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 838 Fed. Appx. 771.

No. 21–5860. *FRANKLIN v. SHOOP, WARDEN.* C. A. 6th Cir. Certiorari denied.

No. 21–5950. *ABEL v. ALLISON, SECRETARY, CALIFORNIA DEPARTMENT OF CORRECTIONS AND REHABILITATION, ET AL.* C. A. 9th Cir. Certiorari denied.

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No. 21–5976. *LOVCHIK v. VIRGINIA*. Sup. Ct. Va. Certiorari denied.

No. 21–5986. *HAMPTON v. PROF-2013-S3 LEGAL TITLE TRUST, BY U. S. BANK N. A., AS LEGAL TITLE TRUSTEE*. Sup. Ct. Va. Certiorari denied.

No. 21–5987. *HAMPTON v. PROF-2013-S3 LEGAL TITLE TRUST, BY U. S. BANK N. A., AS LEGAL TITLE TRUSTEE*. Sup. Ct. Va. Certiorari denied.

No. 21–6042. *SMITH v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 4 F. 4th 679.

No. 21–6044. *STILL v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 6 F. 4th 812.

No. 21–6045. *RICHARDSON v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 853 Fed. Appx. 976.

No. 21–6046. *LISBEY v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 855 Fed. Appx. 412.

No. 21–6056. *FRELIX v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 853 Fed. Appx. 971.

No. 21–6069. *HORNE v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 852 Fed. Appx. 624.

No. 21–6071. *ROBINSON ET AL. v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 848 Fed. Appx. 582.

No. 21–6078. *JACKSON v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 852 Fed. Appx. 162.

No. 21–6089. *DANIELS v. SALAMON, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT ROCKVIEW, ET AL.* C. A. 3d Cir. Certiorari denied.

No. 21–6122. *LASSITER v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 11 F. 4th 239.

No. 21–435. *LOGGINS v. PILSHAW, JUDGE, DISTRICT COURT OF KANSAS, SEDGWICK COUNTY, ET AL.* C. A. 10th Cir. Certiorari denied. JUSTICE GORSUCH took no part in the consideration or decision of this petition. Reported below: 838 Fed. Appx. 323.

November 22, 24, December 1, 3, 2021

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Rehearing Denied

No. 20–1667. CITY OF EAST CLEVELAND, OHIO, ET AL. *v.* BLACK, 595 U. S. 918;

No. 20–1695. PHILLIPPI *v.* HUMBLE DESIGN, L. L. C., ET AL., 595 U. S. 919;

No. 20–6679. DORTLEY *v.* FLORIDA, 593 U. S. 976;

No. 20–7480. THOMAS *v.* PAYNE, DIRECTOR, ARKANSAS DIVISION OF CORRECTION, 595 U. S. 985;

No. 20–7892. ARANOFF *v.* ARANOFF, 595 U. S. 928;

No. 20–8096. ARANOFF *v.* ARANOFF, 595 U. S. 934;

No. 20–8180. ROSS *v.* UNITED STATES, 595 U. S. 937;

No. 20–8390. WORKMAN *v.* KENT, WARDEN, 595 U. S. 949;

No. 21–59. GORDON *v.* REGENTS OF THE UNIVERSITY OF CALIFORNIA ET AL., 595 U. S. 957;

No. 21–165. IN RE MCBROOM, 595 U. S. 908;

No. 21–5184. PASTOR *v.* PARTNERSHIP FOR CHILDREN’S RIGHTS, 595 U. S. 973;

No. 21–5285. IN RE VOITS, 595 U. S. 908; and

No. 21–5359. IN RE KEYES, 595 U. S. 995. Petitions for rehearing denied.

No. 20–1322. NEELY *v.* BOEING Co., 593 U. S. 1019. Petition for rehearing denied. JUSTICE ALITO took no part in the consideration or decision of this petition.

NOVEMBER 24, 2021

Certiorari Granted

No. 21–248. BERGER ET AL. *v.* NORTH CAROLINA STATE CONFERENCE OF THE NAACP ET AL. C. A. 4th Cir. Certiorari granted. Reported below: 999 F. 3d 915.

DECEMBER 1, 2021

Dismissal Under Rule 46

No. 21–725. PEOPLECONNECT, INC. *v.* KNAPKE. C. A. 9th Cir. Certiorari dismissed under this Court’s Rule 46.

DECEMBER 3, 2021

Dismissal Under Rule 46

No. 21–5631. VALLARE *v.* UNITED STATES. C. A. 5th Cir. Certiorari dismissed under this Court’s Rule 46. Reported below: 842 Fed. Appx. 953.

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DECEMBER 6, 2021

Certiorari Dismissed

No. 21–5796. CLARK *v.* LOUISIANA DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT ET AL. Ct. App. La., 2d Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied, and certiorari dismissed. See this Court's Rule 39.8. Reported below: 53,197 (La. App. 2 Cir. 1/15/20), 289 So. 3d 226.

No. 21–6205. UDOH *v.* KNUTSON, WARDEN. C. A. 8th Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied, and certiorari dismissed. See this Court's Rule 39.8. As 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*).

No. 21–6247. COX *v.* UNITED STATES. C. A. 6th Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied, and certiorari dismissed. See this Court's Rule 39.8. As 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*).

Miscellaneous Orders

No. 21M43. RIVERS *v.* CIRCUIT COURT OF VIRGINIA, CITY OF LYNCHBURG;

No. 21M44. SUGGS *v.* SPEARMAN, WARDEN; and

No. 21M46. SMITH *v.* WOODS ET AL. Motions to direct the Clerk to file petitions for writs of certiorari out of time denied.

No. 21M45. KITLINSKI ET UX. *v.* DEPARTMENT OF JUSTICE ET AL. Motion for leave to proceed as a veteran granted.

No. 21M47. CALDWELL *v.* DEPARTMENT OF TRANSPORTATION ET AL. Motion for leave to proceed as a veteran denied.

No. 21M48. IN RE SPECIAL INVESTIGATION MISC. 1064. Motion for leave to file petition for writ of certiorari under seal granted.

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No. 20–1263. GALLARDO, AN INCAPACITATED PERSON, BY AND THROUGH HER PARENTS AND CO-GUARDIANS VASSALLO ET AL. *v.* MARSTILLER, SECRETARY OF THE FLORIDA AGENCY FOR HEALTH CARE ADMINISTRATION. C. A. 11th Cir. [Certiorari granted, 594 U. S. 952.] Motion of the Solicitor General for leave to participate in oral argument as *amicus curiae*, for divided argument, and for enlargement of time for oral argument granted.

No. 20–8396. BELL *v.* FLORIDA HIGHWAY PATROL ET AL. C. A. 11th Cir. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* [595 U. S. 903] denied.

No. 21–717. DOE ET AL. *v.* MILLS, GOVERNOR OF MAINE, ET AL. C. A. 1st. Cir. Motion of petitioners to expedite consideration of petition for writ of certiorari denied.

No. 21–5443. CROOK *v.* SHEA FIDUCIARY SERVICES ET AL. C. A. 9th Cir. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* [595 U. S. 1014] denied.

No. 21–5909. COOPER *v.* ADVANCED INTERNET AUTOMATION, LLC, ET AL. Sup. Ct. Va.;

No. 21–6050. BONGIORNO *v.* HIRSHFELD, ACTING UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND DIRECTOR, UNITED STATES PATENT AND TRADEMARK OFFICE. C. A. Fed. Cir.;

No. 21–6143. ZYSZKIEWICZ *v.* CALIFORNIA. Ct. App. Cal., 5th App. Dist. Motions of petitioners for leave to proceed *in forma pauperis* denied. Petitioners are allowed until December 27, 2021, 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.

No. 21–715. IN RE WAFER;

No. 21–6193. IN RE NICHOLS; and

No. 21–6230. IN RE ROBERSON. Petitions for writs of habeas corpus denied.

No. 21–508. IN RE FRENCH ET AL.;

No. 21–5881. IN RE CREAMER;

No. 21–5895. IN RE SIFUENTES;

No. 21–5907. IN RE LEACHMAN; and

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No. 21–6183. IN RE BRUCE. Petitions for writs of mandamus denied.

No. 21–5832. IN RE WILLIS. Petition for writ of mandamus denied. JUSTICE ALITO took no part in the consideration or decision of this petition.

No. 21–474. IN RE WISCONSIN LEGISLATURE;

No. 21–5893. IN RE BLACK; and

No. 21–6127. IN RE GRIFFITH. Petitions for writs of mandamus and/or prohibition denied.

No. 21–5869. IN RE MOHAMMED. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of mandamus and/or prohibition dismissed. See this Court’s Rule 39.8.

No. 21–5833. IN RE WILLIS. Petition for writ of prohibition denied. JUSTICE ALITO took no part in the consideration or decision of this petition.

Certiorari Denied

No. 20–1592. MCCANN ET AL. *v.* GARCIA ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 833 Fed. Appx. 69.

No. 20–1732. BRYANT *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 996 F. 3d 1243.

No. 21–48. SHENANDOAH VALLEY JUVENILE CENTER COMMISSION *v.* DOE ET AL., BY AND THROUGH THEIR NEXT FRIEND, LOPEZ, INDIVIDUALLY AND ON BEHALF OF ALL OTHERS SIMILARLY SITUATED. C. A. 4th Cir. Certiorari denied. Reported below: 985 F. 3d 327.

No. 21–63. MILES *v.* SANCHEZ, ACTING WARDEN. C. A. 6th Cir. Certiorari denied. Reported below: 988 F. 3d 916.

No. 21–111. NC FINANCIAL SOLUTIONS OF UTAH, LLC *v.* VIRGINIA EX REL. HERRING, ATTORNEY GENERAL. Sup. Ct. Va. Certiorari denied. Reported below: 854 Va. 642, 299 S. E. 2d 452.

No. 21–120. TRACY *v.* FLORIDA ATLANTIC UNIVERSITY BOARD OF TRUSTEES ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 980 F. 3d 799.

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No. 21–171. *ZUPNIK v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 989 F. 3d 649.

No. 21–196. *SNH SE ASHLEY RIVER TENANT, LLC, ET AL. v. ARREDONDO, AS PERSONAL REPRESENTATIVE OF THE ESTATE OF WHALEY, DECEASED*. Sup. Ct. S. C. Certiorari denied. Reported below: 433 S. C. 69, 856 S. E. 2d 550.

No. 21–311. *WILLIS, INDIVIDUALLY AND AS TRUSTEE OF THE TRUST OF JAMES C. AND NORMA D. WILLIS v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 993 F. 3d 545.

No. 21–413. *INFINITY COMPUTER PRODUCTS, INC. v. OKI DATA AMERICAS, INC.* C. A. Fed. Cir. Certiorari denied. Reported below: 987 F. 3d 1053.

No. 21–434. *CANNING v. CREIGHTON UNIVERSITY*. C. A. 8th Cir. Certiorari denied. Reported below: 995 F. 3d 603.

No. 21–450. *FUTIA ET AL. v. WESTCHESTER COUNTY BOARD OF LEGISLATORS ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 852 Fed. Appx. 30.

No. 21–455. *MARK’S ENGINE COMPANY NO. 28 RESTAURANT, LLC v. SUPERIOR COURT OF CALIFORNIA, LOS ANGELES COUNTY, ET AL.* Ct. App. Cal., 2d App. Dist., Div. 4. Certiorari denied. Reported below: 61 Cal. App. 5th 478, 275 Cal. Rptr. 3d 752.

No. 21–456. *VANN v. ROANE COUNTY COMMISSION ET AL.* Sup. Ct. App. W. Va. Certiorari denied.

No. 21–458. *WHITNUM v. CONNECTICUT OFFICE OF THE CHIEF STATE’S ATTORNEY ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 836 Fed. Appx. 75.

No. 21–480. *BRICE v. CALIFORNIA FACULTY ASSN.* (Reported below: 846 Fed. Appx. 557); *COOK ET AL. v. BROWN, GOVERNOR OF OREGON, ET AL.* (845 Fed. Appx. 671); *HOUGH v. SEIU LOCAL 521* (846 Fed. Appx. 540); and *MASUO v. AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES INTERNATIONAL UNION, AFL–CIO, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 21–498. *CONERLY ET AL. v. WINN, JUDGE, SUPERIOR COURT OF CALIFORNIA, SACRAMENTO COUNTY, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 851 Fed. Appx. 815.

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No. 21–500. *FINSTER v. NEW YORK*. App. Div., Sup. Ct. N. Y., 4th Jud. Dept. Certiorari denied. Reported below: 192 App. Div. 3d 1634, 140 N. Y. S. 3d 863.

No. 21–507. *LAWYERS UNITED INC. ET AL. v. UNITED STATES ET AL.* C. A. D. C. Cir. Certiorari denied. Reported below: 839 Fed. Appx. 570.

No. 21–512. *RODDEN v. GARLAND, ATTORNEY GENERAL*. C. A. 2d Cir. Certiorari denied. Reported below: 845 Fed. Appx. 25.

No. 21–513. *AUSTRALIAN LEATHER PTY. LTD. ET AL. v. DECKERS OUTDOOR CORP.* C. A. Fed. Cir. Certiorari denied. Reported below: 847 Fed. Appx. 917.

No. 21–523. *SIMON ET UX. v. ROCHE DIAGNOSTICS CORP.* C. A. 5th Cir. Certiorari denied. Reported below: 851 Fed. Appx. 533.

No. 21–524. *RUTTKAMP v. BANK OF NEW YORK MELLON, FKA BANK OF NEW YORK*. Sup. Ct. Conn. Certiorari denied.

No. 21–528. *GOFFNEY ET AL. v. BECERRA, SECRETARY OF HEALTH AND HUMAN SERVICES*. C. A. 9th Cir. Certiorari denied. Reported below: 995 F. 3d 737.

No. 21–532. *JOHNSON v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied. Reported below: 622 S. W. 3d 378.

No. 21–535. *ARTOLA, AKA GIRON v. GARLAND, ATTORNEY GENERAL*. C. A. 8th Cir. Certiorari denied. Reported below: 996 F. 3d 840.

No. 21–543. *SPELL v. LOUISIANA*. Ct. App. La., 1st Cir. Certiorari denied. Reported below: 2020–0867 (La. App. 1 Cir. 2/18/21).

No. 21–550. *THOMPSON v. ALABAMA*. Ct. Crim. App. Ala. Certiorari denied.

No. 21–553. *ALVAREZ-SABILLON ET AL. v. GARLAND, ATTORNEY GENERAL*. C. A. 5th Cir. Certiorari denied. Reported below: 847 Fed. Appx. 263.

No. 21–564. *HADDOCK v. TARRANT COUNTY, TEXAS, ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 852 Fed. Appx. 826.

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No. 21–589. *RUM v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 995 F. 3d 882.

No. 21–591. *FOWLER v. SECURITIES AND EXCHANGE COMMISSION*. C. A. 2d Cir. Certiorari denied. Reported below: 6 F. 4th 255.

No. 21–593. *EVERETTE-OATES v. WOOD ET AL.* C. A. 4th Cir. Certiorari denied.

No. 21–597. *GROSSMAN v. HAWAII GOVERNMENT EMPLOYEES ASSOCIATION, AFSCME LOCAL 152, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 854 Fed. Appx. 911.

No. 21–601. *ELLIS ET AL. v. JACKSON ET AL.* C. A. D. C. Cir. Certiorari denied. Reported below: 850 Fed. Appx. 6.

No. 21–602. *MICHIGAN EDUCATION ASSOCIATION FAMILY RETIRED STAFF ASSN. ET AL. v. MICHIGAN EDUCATION ASSN. ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 856 Fed. Appx. 580.

No. 21–610. *SHUMAN ET UX. v. COMMISSIONER OF INTERNAL REVENUE*. C. A. 4th Cir. Certiorari denied. Reported below: 840 Fed. Appx. 752.

No. 21–612. *WOLF v. UNIVERSITY PROFESSIONAL AND TECHNICAL EMPLOYEES, COMMUNICATIONS WORKERS OF AMERICA LOCAL 9119, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 21–613. *ISAACS v. USC KECK SCHOOL OF MEDICINE ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 853 Fed. Appx. 114.

No. 21–616. *YEAGER v. FIRSTENERGY GENERATION CORP.* C. A. 6th Cir. Certiorari denied.

No. 21–620. *EISENBERG v. WEST VIRGINIA OFFICE OF DISCIPLINARY COUNSEL ET AL.* C. A. D. C. Cir. Certiorari denied. Reported below: 856 Fed. Appx. 314.

No. 21–623. *PENTON v. MALFI, WARDEN*. C. A. 9th Cir. Certiorari denied. Reported below: 851 Fed. Appx. 662.

No. 21–639. *SMITH v. BIEKER ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 854 Fed. Appx. 934.

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No. 21–642. *HAND v. UNITED STATES*. C. A. 1st Cir. Certiorari denied.

No. 21–657. *VANDEVERE v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 849 Fed. Appx. 69.

No. 21–663. *SAID v. GARLAND, ATTORNEY GENERAL*. C. A. 11th Cir. Certiorari denied.

No. 21–681. *ALTAHAWI v. SECURITIES AND EXCHANGE COMMISSION*. C. A. 2d Cir. Certiorari denied. Reported below: 849 Fed. Appx. 323.

No. 21–687. *SWEENEY ET AL. v. SAN FRANCISCO BAY CONSERVATION AND DEVELOPMENT COMMISSION ET AL.* (Reported below: 62 Cal. App. 5th 1, 276 Cal. Rptr. 3d 482); and *SWEENEY ET AL. v. CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD, SAN FRANCISCO BAY REGION, ET AL.* (61 Cal. App. 5th 1093, 275 Cal. Rptr. 3d 442). Ct. App. Cal., 1st App. Dist., Div. 3. Certiorari denied.

No. 21–5034. *K. E. K. v. WAUPACA COUNTY, WISCONSIN*. Sup. Ct. Wis. Certiorari denied. Reported below: 2021 WI 9, 395 Wis. 2d 460, 954 N. W. 2d 366.

No. 21–5047. *CARTER v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 834 Fed. Appx. 959.

No. 21–5092. *BENNETT v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 986 F. 3d 389.

No. 21–5348. *BATES v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 844 Fed. Appx. 748.

No. 21–5422. *OLSON v. UNITED STATES ET AL.* C. A. 8th Cir. Certiorari denied.

No. 21–5457. *FIERRO v. UNITED STATES* (Reported below: 848 Fed. Appx. 337); *SAPP v. UNITED STATES*; *VUCIC v. UNITED STATES*; *HALL v. UNITED STATES*; and *SEFO v. UNITED STATES*. C. A. 9th Cir. Certiorari denied.

No. 21–5461. *FELDER v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 993 F. 3d 57.

No. 21–5464. *WALKER v. UNITED STATES ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 848 Fed. Appx. 744.

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No. 21–5489. *BLANKS v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 985 F. 3d 1070.

No. 21–5501. *MCCALL v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 840 Fed. Appx. 791.

No. 21–5505. *DAVIS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 850 Fed. Appx. 890.

No. 21–5515. *HAIRSTON v. PENNSYLVANIA*. Sup. Ct. Pa. Certiorari denied. Reported below: 665 Pa. 711, 249 A. 3d 1046.

No. 21–5527. *KOTLER v. JUBERT, DEPUTY SUPERINTENDENT OF SECURITY, ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 986 F. 3d 147.

No. 21–5730. *SADDOZAI v. ESTERHELD ET AL.* C. A. 9th Cir. Certiorari denied.

No. 21–5742. *ISBEL v. LUMPKIN, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 21–5753. *LEE v. FORD, WARDEN*. C. A. 11th Cir. Certiorari denied. Reported below: 987 F. 3d 1007.

No. 21–5761. *HEJAZI v. MICHAEL J. BUSEMAN PC ET AL.* Ct. App. Ore. Certiorari denied.

No. 21–5763. *HEJAZI v. DOWNTOWN EUGENE, INC.* Ct. App. Ore. Certiorari denied.

No. 21–5773. *BAAH v. AT&T INC. ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 849 Fed. Appx. 214.

No. 21–5779. *THOMPSON v. CERATO, AS PERSONAL REPRESENTATIVE OF THE ESTATE OF RICHARDS-THOMPSON*. Sup. Ct. Fla. Certiorari denied.

No. 21–5781. *SCURLOCK-ZINDLER v. ZINDLER*. Ct. App. D. C. Certiorari denied.

No. 21–5788. *BEGNOCHE v. ADAMS, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT MERCER, ET AL.* C. A. 3d Cir. Certiorari denied.

No. 21–5791. *SANTANA v. ALVES, SUPERINTENDENT, MASSACHUSETTS CORRECTIONAL INSTITUTION AT NORFOLK*. C. A. 1st Cir. Certiorari denied.

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No. 21–5800. *PIZZUTO v. IDAHO*. Sup. Ct. Idaho. Certiorari denied. Reported below: 168 Idaho 542, 484 P. 3d 823.

No. 21–5810. *RHODES v. LUMPKIN, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 21–5814. *GEORGE v. OHIO*. Ct. App. Ohio, 11th App. Dist., Trumbull County. Certiorari denied. Reported below: 2021-Ohio-476.

No. 21–5816. *PEDEN v. DEMOCRATIC NATIONAL COMMITTEE ET AL.* C. A. 1st Cir. Certiorari denied.

No. 21–5825. *AL-AMIN v. SOUTH CAROLINA*. Sup. Ct. S. C. Certiorari denied.

No. 21–5828. *THOMAS v. CALIFORNIA*. Ct. App. Cal., 6th App. Dist. Certiorari denied.

No. 21–5830. *JOHNSON v. SHERMAN, WARDEN*. C. A. 9th Cir. Certiorari denied.

No. 21–5834. *PARKER v. LAROSA ET AL.* Ct. App. D. C. Certiorari denied.

No. 21–5838. *JOHNSON v. PAYNE, DIRECTOR, ARKANSAS DIVISION OF CORRECTION, ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 855 Fed. Appx. 313.

No. 21–5842. *BOSARGE v. ALABAMA*. Sup. Ct. Ala. Certiorari denied.

No. 21–5846. *CAIN v. CALIFORNIA*. Ct. App. Cal., 4th App. Dist., Div. 2. Certiorari denied.

No. 21–5847. *LEWIS v. CALIFORNIA*. Ct. App. Cal., 2d App. Dist., Div. 5. Certiorari denied.

No. 21–5851. *KELLY v. CALIFORNIA*. Ct. App. Cal., 3d App. Dist. Certiorari denied.

No. 21–5852. *ARNOLD v. LUMPKIN, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 21–5859. *SADDOZAI v. BONTA, ATTORNEY GENERAL OF CALIFORNIA, ET AL.* C. A. 9th Cir. Certiorari denied.

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No. 21–5861. *GARRETT v. LUMPKIN*, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION. C. A. 5th Cir. Certiorari denied.

No. 21–5862. *LAMB v. DIXON*, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL. C. A. 11th Cir. Certiorari denied.

No. 21–5863. *CHATMAN v. LUMPKIN*, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION. C. A. 5th Cir. Certiorari denied.

No. 21–5864. *PHILLIPS v. COLUMBIA LUXAR*. C. A. 5th Cir. Certiorari denied.

No. 21–5865. *PLOURDE v. MAINE ET AL.* C. A. 1st Cir. Certiorari denied.

No. 21–5871. *HARVEY v. KENT*, WARDEN. C. A. 5th Cir. Certiorari denied.

No. 21–5876. *UNDER SEAL v. VIRGINIA BOARD OF MEDICINE*. C. A. 4th Cir. Certiorari denied. Reported below: 829 Fed. Appx. 616.

No. 21–5877. *NEARY v. AHUJA*, DIRECTOR, OFFICE OF PERSONNEL MANAGEMENT, ET AL. C. A. 2d Cir. Certiorari denied.

No. 21–5878. *CHARLEMAGNE v. DIXON*, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS. C. A. 11th Cir. Certiorari denied.

No. 21–5880. *C. C. v. S. T.* Ct. App. Cal., 3d App. Dist. Certiorari denied.

No. 21–5882. *JESSICA W. v. ADMINISTRATION FOR CHILDREN’S SERVICES*. App. Div., Sup. Ct. N. Y., 1st Jud. Dept. Certiorari denied. Reported below: 170 App. Div. 3d 538, 94 N. Y. S. 3d 439.

No. 21–5884. *CONERLY v. SUPERIOR COURT OF CALIFORNIA, SACRAMENTO COUNTY*, ET AL. C. A. 9th Cir. Certiorari denied.

No. 21–5885. *WEBB v. VIRGINIA*. Sup. Ct. Va. Certiorari denied.

No. 21–5888. *PERTGEN v. GITTERE*, WARDEN. Ct. App. Nev. Certiorari denied. Reported below: 137 Nev. 950, 484 P. 3d 967.

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No. 21–5890. *TERRELL v. ARKANSAS*. Ct. App. Ark. Certiorari denied. Reported below: 2021 Ark. App. 179.

No. 21–5892. *MASSEY v. PIERCE COUNTY SHERIFF’S DEPARTMENT ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 854 Fed. Appx. 906.

No. 21–5894. *MARTINSON v. ARIZONA*. Ct. App. Ariz. Certiorari denied.

No. 21–5896. *RIGWAN v. SOUTH BEACH BAYSIDE CONDOMINIUM ASSN. I, INC.* Dist. Ct. App. Fla., 3d Dist. Certiorari denied.

No. 21–5897. *SHAKOURI v. LUMPKIN, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION.* C. A. 5th Cir. Certiorari denied.

No. 21–5904. *WOODS v. MCINTOSH, SUPERINTENDENT, CLINTON CORRECTIONAL FACILITY.* C. A. 2d Cir. Certiorari denied.

No. 21–5908. *MARTINEZ v. ILLINOIS.* App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 2021 IL App (1st) 172097, 191 N. E. 3d 1.

No. 21–5915. *HOLMES v. GIBBS, WARDEN.* C. A. 8th Cir. Certiorari denied.

No. 21–5918. *LLOYD v. THORNSBERY ET AL.* (two judgments). Ct. App. Ohio, 11th App. Dist., Portage County. Certiorari denied. Reported below: 2021-Ohio-240 (first judgment); 2021-Ohio-239 (second judgment).

No. 21–5919. *MOSES v. TEXAS.* Ct. App. Tex., 5th Dist. Certiorari denied.

No. 21–5921. *TIDMORE v. MICHIGAN.* Ct. App. Mich. Certiorari denied.

No. 21–5946. *PHILLIPS v. CULCLAGER, WARDEN.* Sup. Ct. Ark. Certiorari denied. Reported below: 2021 Ark. 149.

No. 21–5955. *HARTY v. OFFICE OF PERSONNEL MANAGEMENT.* C. A. Fed. Cir. Certiorari denied. Reported below: 835 Fed. Appx. 1026.

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No. 21–5962. *VANDROSS v. STIRLING, DIRECTOR, SOUTH CAROLINA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 986 F. 3d 442.

No. 21–5966. *BROWN v. COUGHENOUR, JUDGE, UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF WASHINGTON, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 854 Fed. Appx. 907.

No. 21–5969. *STEILMAN v. MICHAEL, DIRECTOR, MONTANA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 859 Fed. Appx. 123.

No. 21–6002. *BACHILLER v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 856 Fed. Appx. 825.

No. 21–6017. *LOUIS v. BERRY, WARDEN.* C. A. 11th Cir. Certiorari denied.

No. 21–6023. *GUARDADO v. ALDRIDGE, WARDEN.* Sup. Ct. Va. Certiorari denied.

No. 21–6025. *HINES v. NELSON.* Sup. Ct. S. D. Certiorari denied. Reported below: 961 N. W. 2d 852.

No. 21–6027. *ANGUIANO GALLARDO v. ALLISON, SECRETARY, CALIFORNIA DEPARTMENT OF CORRECTIONS AND REHABILITATION.* C. A. 9th Cir. Certiorari denied.

No. 21–6032. *HURT v. UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF TEXAS.* C. A. 5th Cir. Certiorari denied.

No. 21–6033. *FRANCIS v. LUMPKIN, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION.* C. A. 5th Cir. Certiorari denied.

No. 21–6035. *DEXTER v. UNIVERSITY OF CENTRAL ARKANSAS, MUSIC DEPARTMENT.* C. A. 8th Cir. Certiorari denied.

No. 21–6053. *BARGE v. DIXON, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS.* C. A. 11th Cir. Certiorari denied.

No. 21–6060. *PAYTON v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 855 Fed. Appx. 208.

No. 21–6062. *JAMES v. UNITED STATES.* C. A. 6th Cir. Certiorari denied. Reported below: 846 Fed. Appx. 395.

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No. 21–6064. *KNOPPING v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 848 Fed. Appx. 353.

No. 21–6070. *WILLIAMS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 5 F. 4th 500.

No. 21–6075. *FREI v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 995 F. 3d 561.

No. 21–6076. *GERALD v. UNITED STATES*. C. A. 3d Cir. Certiorari denied.

No. 21–6079. *BRAND v. OREGON*. Sup. Ct. Ore. Certiorari denied.

No. 21–6081. *MICKENS v. UNITED STATES*; and

No. 21–6091. *COOK v. UNITED STATES*. C. A. 2d Cir. Certiorari denied.

No. 21–6082. *MILLER v. ILLINOIS*. App. Ct. Ill., 5th Dist. Certiorari denied. Reported below: 2020 IL App (5th) 170404–U.

No. 21–6086. *WATSON v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 853 Fed. Appx. 528.

No. 21–6087. *VARGAS-LUNA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 853 Fed. Appx. 990.

No. 21–6090. *MAURIVAL v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 848 Fed. Appx. 397.

No. 21–6092. *DAVIS v. HORTON, WARDEN*. Ct. App. Mich. Certiorari denied.

No. 21–6100. *MARTINEZ-MENDOZA v. UNITED STATES*. C. A. 4th Cir. Certiorari denied.

No. 21–6102. *WILLIAMS v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 990 F. 3d 586.

No. 21–6105. *HERNANDEZ-SERRANO v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 858 Fed. Appx. 695.

No. 21–6106. *FARAH v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 998 F. 3d 813.

No. 21–6109. *HARRIS v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 854 Fed. Appx. 102.

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No. 21–6110. *STARGHILL v. UNITED STATES*. C. A. 6th Cir. Certiorari denied.

No. 21–6111. *ROSS v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 990 F. 3d 636.

No. 21–6112. *DEJESUS ROSAS v. CALIFORNIA*. Ct. App. Cal., 6th App. Dist. Certiorari denied.

No. 21–6115. *MAYORGA v. UNITED STATES*. C. A. 9th Cir. Certiorari denied.

No. 21–6116. *COBB v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 856 Fed. Appx. 812.

No. 21–6117. *HOWARD v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 858 Fed. Appx. 331.

No. 21–6119. *PICARD v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 995 F. 3d 1.

No. 21–6123. *RENE MARTINEZ v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 852 Fed. Appx. 271.

No. 21–6124. *CONTRERAS-ROMAN v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 854 Fed. Appx. 604.

No. 21–6126. *TOBEY v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 845 Fed. Appx. 662.

No. 21–6128. *PABELLON v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 853 Fed. Appx. 843.

No. 21–6130. *CORRIGAN v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 6 F. 4th 819.

No. 21–6131. *GONZALEZ-MARES v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 857 Fed. Appx. 806.

No. 21–6133. *ROSSI v. UNITED STATES*. C. A. 3d Cir. Certiorari denied.

No. 21–6135. *RAMIREZ-BARRERA v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 858 Fed. Appx. 69.

No. 21–6136. *SANTOS-PORTILLO v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 997 F. 3d 159.

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No. 21–6137. *THOMPSON v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 3d 680.

No. 21–6140. *MORRISON v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 854 Fed. Appx. 586.

No. 21–6141. *PETTWAY v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 845 Fed. Appx. 42.

No. 21–6142. *HERRIN v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 851 Fed. Appx. 60.

No. 21–6145. *SANCHEZ-BARRERA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 849 Fed. Appx. 142.

No. 21–6146. *ROLLERSON v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 7 F. 3d 565.

No. 21–6147. *KOMISARJEVSKY v. CONNECTICUT*. Sup. Ct. Conn. Certiorari denied. Reported below: 338 Conn. 526, 258 A. 3d 1166.

No. 21–6148. *PARLOR v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 2 F. 4th 807.

No. 21–6152. *VINSON v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 849 Fed. Appx. 48.

No. 21–6155. *BURCIAGA-ALCANTAR v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 855 Fed. Appx. 960.

No. 21–6156. *GANESH v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 857 Fed. Appx. 390.

No. 21–6161. *RODRIGUEZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 854 Fed. Appx. 624.

No. 21–6162. *SALES v. TENNESSEE*. Ct. Crim. App. Tenn. Certiorari denied.

No. 21–6164. *LAGUNAS-HERNANDEZ v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 999 F. 3d 1181.

No. 21–6166. *DE LA CRUZ v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 998 F. 3d 508.

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No. 21–6175. *SHORT v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 2 F. 4th 1076.

No. 21–6177. *PARKER v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 993 F. 3d 595.

No. 21–6181. *ALJINDI v. UNITED STATES ET AL.* C. A. 9th Cir. Certiorari denied.

No. 21–6192. *LANGFORD v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 993 F. 3d 633.

No. 21–6204. *TANKES v. FLORIDA*. Dist. Ct. App. Fla., 4th Dist. Certiorari denied.

No. 21–6217. *GRAJALES v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 21–6226. *KNAPP v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 859 Fed. Appx. 83.

No. 21–6228. *GONZALEZ-URENA v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 850 Fed. Appx. 528.

No. 21–6239. *ESPINOZA v. SEGAL, WARDEN*. C. A. 7th Cir. Certiorari denied.

No. 21–6261. *BYERLY v. IDAHO ET AL.* C. A. 9th Cir. Certiorari denied.

No. 21–6263. *COBLE v. ANDERSON, WARDEN*. C. A. 4th Cir. Certiorari denied. Reported below: 860 Fed. Appx. 43.

No. 20–1676. *PUBLIC WATCHDOGS v. SOUTHERN CALIFORNIA EDISON CO. ET AL.* C. A. 9th Cir. Motion of Environmental Advocacy Clinic at Northwestern Pritzker School of Law for leave to file brief as *amicus curiae* granted. Certiorari denied. Reported below: 984 F. 3d 744.

No. 21–271. *BENITEZ v. CHARLOTTE-MECKLENBURG HOSPITAL AUTHORITY*. C. A. 4th Cir. Motion of Antitrust and Health Policy Scholars et al. for leave to file brief as *amici curiae* granted. Certiorari denied. Reported below: 992 F. 3d 229.

No. 21–339. *AL BAHLUL v. UNITED STATES*. C. A. D. C. Cir. Certiorari denied. JUSTICE GORSUCH and JUSTICE KAVANAUGH

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took no part in the consideration or decision of this petition. Reported below: 967 F. 3d 858.

No. 21-497. *T. E. L., A MINOR v. FLORIDA*. Dist. Ct. App. Fla., 1st Dist. Motion of petitioner to unseal the petition for writ of certiorari granted. Certiorari denied. Reported below: 313 So. 3d 1148.

No. 21-545. *ELLIS ET AL. v. UNITED STATES*. C. A. D. C. Cir. Certiorari before judgment denied. THE CHIEF JUSTICE took no part in the consideration or decision of this petition.

No. 21-569. *TUCKER v. CITY OF SHREVEPORT, LOUISIANA, ET AL.* C. A. 5th Cir. Motion of Cato Institute for leave to file brief as *amicus curiae* granted. Certiorari denied. Reported below: 998 F. 3d 165.

Statement of JUSTICE SOTOMAYOR respecting the denial of certiorari.

While this case does not meet our traditional criteria for certiorari, I write to note that the Fifth Circuit's reversal of the District Court's detailed order denying qualified immunity appears highly questionable for the reasons set forth by Judge Higginson's thorough dissenting opinion. 998 F. 3d 165, 185-187 (2021).

No. 21-628. *HOWE v. UNITED STATES*. C. A. 9th Cir. Certiorari before judgment denied.

No. 21-694. *BEL AIR AUTO AUCTION, INC. v. GREAT NORTHERN INSURANCE CO.* C. A. 4th Cir. Certiorari before judgment denied.

No. 21-5811. *SAYED v. PAGE ET AL.* C. A. 10th Cir. Certiorari denied. JUSTICE GORSUCH took no part in the consideration or decision of this petition. Reported below: 851 Fed. Appx. 842.

No. 21-5954. *SMITH v. UNITED STATES ET AL.* C. A. 10th Cir. Certiorari denied. JUSTICE GORSUCH took no part in the consideration or decision of this petition. Reported below: 844 Fed. Appx. 94.

No. 21-6118. *FOLSE v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. JUSTICE GORSUCH took no part in the consider-

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ation or decision of this petition. Reported below: 854 Fed. Appx. 276.

No. 21–6132. *MARBURY v. UNITED STATES*. C. A. D. C. Cir. Certiorari denied. JUSTICE KAVANAUGH took no part in the consideration or decision of this petition. Reported below: 839 Fed. Appx. 556.

No. 21–6160. *SMITH v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. JUSTICE KAGAN took no part in the consideration or decision of this petition.

Rehearing Denied

No. 20–1559. *JAMUL ACTION COMMITTEE ET AL. v. SIMERMEYER ET AL.*, 595 U. S. 914;

No. 20–1572. *JOHNSON v. NOVARTIS PHARMACEUTICALS CORP. ET AL.*, 595 U. S. 914;

No. 20–1670. *GOLZ v. FUDGE, SECRETARY OF HOUSING AND URBAN DEVELOPMENT*, 595 U. S. 918;

No. 20–1726. *MEIDINGER v. UNITED STATES*, 595 U. S. 921;

No. 20–1820. *WANTOU SIANTOU v. CVS RX SERVICES, INC.*, 595 U. S. 925;

No. 20–1827. *MERCER v. VIRGINIA*, 595 U. S. 926;

No. 20–7951. *FLORES v. HOAGLAND ET AL.*, 595 U. S. 930;

No. 20–7989. *PAWLEY v. INCH, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS*, 595 U. S. 931;

No. 20–8134. *JIMENEZ v. TEXAS*, 595 U. S. 936;

No. 20–8139. *BLOND v. NEW YORK*, 595 U. S. 936;

No. 20–8277. *BRYAN v. UTTECHT, WARDEN*, 595 U. S. 943;

No. 20–8278. *POWERS v. MORBURGER*, 595 U. S. 943;

No. 20–8301. *HEFFLEY v. STEELE ET AL.*, 595 U. S. 944;

No. 20–8319. *WILSON v. FLORIDA*, 595 U. S. 945;

No. 21–22. *PENG v. F. M. TARBELL Co.*, 595 U. S. 955;

No. 21–40. *SANGSTER v. VALENCIA*, 595 U. S. 956;

No. 21–76. *VACCHINO v. NATIONSTAR MORTGAGE, LLC*, 595 U. S. 958;

No. 21–85. *LEEDS v. HANMI BANK*, 595 U. S. 958;

No. 21–117. *DECK v. WELLS FARGO BANK, N. A., ET AL.*, 595 U. S. 960;

No. 21–132. *PILCHMAN v. NATIONAL LABOR RELATIONS BOARD ET AL.*, 595 U. S. 961;

No. 21–139. *GILLIAM v. DISCOVER BANK ET AL.*, 595 U. S. 996;

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No. 21–410. GIGLIOTTI ET AL. *v.* UNITED STATES, 595 U. S. 1001;

No. 21–5010. TAYLOR *v.* FLORIDA, 595 U. S. 964;

No. 21–5069. BURCH *v.* FREEDOM MORTGAGE CORP. ET AL., 595 U. S. 967;

No. 21–5101. VIOLA *v.* SHINN, DIRECTOR, ARIZONA DEPARTMENT OF CORRECTIONS, REHABILITATION AND REENTRY, ET AL., 595 U. S. 968;

No. 21–5138. IN RE SMITH, 595 U. S. 908;

No. 21–5256. IN RE HARRIS, 595 U. S. 908;

No. 21–5304. DITIRRO *v.* UNITED STATES, 595 U. S. 979;

No. 21–5333. HARRIS *v.* AKIDI, 595 U. S. 1002;

No. 21–5365. WILKINSON *v.* BURTLOW, WARDEN, ET AL., 595 U. S. 980;

No. 21–5450. COOK *v.* WASMER, WARDEN, ET AL., 595 U. S. 1004;

No. 21–5473. ROSADO *v.* GARLAND, ATTORNEY GENERAL, 595 U. S. 1005;

No. 21–5512. IN RE RILEY, 595 U. S. 1037; and

No. 21–5534. MAKINI, FKA MIGNON, FKA WILLIAMS *v.* MICHIGAN ET AL., 595 U. S. 1019. Petitions for rehearing denied.

No. 20–8229. REINER *v.* ROBERTS, CHIEF JUSTICE, SUPREME COURT OF THE UNITED STATES, ET AL., 595 U. S. 989. Petition for rehearing denied. THE CHIEF JUSTICE and JUSTICE KAGAN took no part in the consideration or decision of this petition.

No. 20–8308. MONTGOMERY *v.* NBC TELEVISION ET AL., 595 U. S. 990. Petition for rehearing denied. THE CHIEF JUSTICE took no part in the consideration or decision of this petition.

No. 21–5719. ZINNER *v.* UNITED STATES, 595 U. S. 1020. Petition for rehearing denied. JUSTICE ALITO took no part in the consideration or decision of this petition.

DECEMBER 9, 2021

Dismissals Under Rule 46

No. 20–1570. HRB TAX GROUP, INC., ET AL. *v.* SNARR. C. A. 9th Cir. Certiorari dismissed under this Court’s Rule 46. Reported below: 839 Fed. Appx. 53.

No. 21–6440. CANNON *v.* OKLAHOMA. Ct. Crim. App. Okla. Certiorari dismissed under this Court’s Rule 46.

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Miscellaneous Order

No. 21A209. *STOUFFER v. CROW, DIRECTOR, OKLAHOMA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 10th Cir. Application for stay of execution of sentence of death, presented to JUSTICE GORSUCH, and by him referred to the Court, denied.

DECEMBER 10, 2021

Miscellaneous Order

No. 21A176. *BREEZE SMOKE, LLC v. FOOD AND DRUG ADMINISTRATION.* Application for stay, presented to JUSTICE KAVANAUGH, and by him referred to the Court, denied.

Certiorari Granted

No. 20–1034. *GOLAN v. SAADA.* C. A. 2d Cir. Certiorari granted. Reported below: 833 Fed. Appx. 829.

No. 21–309. *SOUTHWEST AIRLINES Co. v. SAXON.* C. A. 7th Cir. Certiorari granted. JUSTICE BARRETT took no part in the consideration or decision of this petition. Reported below: 993 F. 3d 492.

No. 21–401. *ZF AUTOMOTIVE US, INC., ET AL. v. LUXSHARE, LTD.* C. A. 6th Cir.; and

No. 21–518. *ALIXPARTNERS, LLP, ET AL. v. FUND FOR PROTECTION OF INVESTORS' RIGHTS IN FOREIGN STATES.* C. A. 2d Cir. Certiorari before judgment in No. 21–401 granted. Motion of International Institute for Conflict Prevention & Resolution, Inc., for leave to file brief as *amicus curiae* in No. 21–518 granted. Certiorari in No. 21–518 granted. Cases consolidated, and a total of one hour is allotted for oral argument. Reported below: No. 21–518, 5 F. 4th 216.

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Certiorari Granted—Vacated and Remanded

No. 21–350. *INFINEUM USA L. P. v. CHEVRON ORONITE Co. LLC ET AL.* C. A. Fed. Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *United States v. Arthrex, Inc.*, 594 U.S. 1 (2021). Reported below: 844 Fed. Appx. 297.

Miscellaneous Orders

No. 21A125. *WE THE PATRIOTS USA, INC., ET AL. v. HOCHUL, GOVERNOR OF NEW YORK, ET AL.* C. A. 2d Cir. Application for

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injunctive relief, presented to JUSTICE SOTOMAYOR, and by her referred to the Court, denied. JUSTICE THOMAS, JUSTICE ALITO, and JUSTICE GORSUCH would grant the application.

No. 21A145. DR. A. ET AL. *v.* HOCHUL, GOVERNOR OF NEW YORK, ET AL. C. A. 2d Cir. Application for injunctive relief, presented to JUSTICE SOTOMAYOR, and by her referred to the Court, denied. JUSTICE THOMAS would grant the application.

JUSTICE GORSUCH, with whom JUSTICE ALITO joins, dissenting.

New York recently issued a regulation requiring healthcare workers to receive a COVID-19 vaccine. Those who cite medical reasons are exempt. But no comparable exemption exists for individuals whose sincere religious beliefs prevent them from taking one of the currently available vaccines. It seems New York is one of just three States to have a scheme like this. And it seems originally even New York was headed in a different direction. When it announced the mandate, the then-Governor promised a religious exemption. Weeks later, the State backtracked. It offered no scientific evidence, or even a written explanation, for the decision. But a new Governor who assumed office around the same time spoke about it. The new Governor announced that the decision to eliminate the exemption was “intentiona[l]” and justified because no “organized religion” sought it and individuals who did were not “listening to God and what God wants.” Now, thousands of New York healthcare workers face the loss of their jobs and eligibility for unemployment benefits. Twenty of them have filed suit arguing that the State’s conduct violates the First Amendment and asking us to enjoin the enforcement of the mandate against them until this Court can decide their petition for certiorari.

Respectfully, I believe they deserve that relief.

I

A

The doctors and nurses who filed this suit and a companion case have gone to great lengths to serve their patients during the COVID-19 pandemic. Consider two of their stories.

Dr. J. is an OB/GYN who works in a New York hospital. She is also a devout Catholic. During the pandemic, she has consist-

ently treated patients infected with COVID-19 in spite of the risks to herself. Sometimes, in emergencies, she has had to rush into a delivery room without knowing whether a delivering mother is infected with the disease. Dr. J. has done all this even while pregnant herself.

Dr. F. serves a rural town as an oral surgeon. Like Dr. J., he is Catholic and has never turned away a patient infected with COVID-19. Instead, he has faced open wounds and mouths even when it involved risks to his own health. Dr. F. says he has done so because, if he had refused, many of his patients seeking care could not have obtained it elsewhere.

These applicants are not “‘anti-vaxxers’” who object to all vaccines. Verified Complaint in No. 21-cv-01009 (NDNY), ¶37(g). Instead, the applicants explain, they cannot receive a COVID-19 vaccine because their religion teaches them to oppose abortion in any form, and because each of the currently available vaccines has depended upon abortion-derived fetal cell lines in its production or testing. The applicants acknowledge that many other religious believers feel differently about these matters than they do. But no one questions the sincerity of their religious beliefs.

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B

Until very recently, none of this posed a difficulty. The pandemic began approximately 21 months ago. Vaccines became available to New York healthcare workers roughly 12 months ago. Through it all, the State allowed—and depended on—front-line healthcare workers like the applicants to serve their patients. Things only began to change four months ago when New York, for the first time, announced that it was contemplating a vaccine mandate. Even then, it did not seem the State’s plans would pose a problem for the applicants or thousands of others like them. Governor Andrew Cuomo assured the public that any new mandate would contain “exceptions for those with religious or medical reasons.” Governor Cuomo Announces COVID-19 Vaccination Mandate for Healthcare Workers (Aug. 16, 2021), <https://www.governor.ny.gov/news/governor-cuomo-announces-covid-19-vaccination-mandate-healthcare-workers>. On August 18, 2021, health commissioner Howard Zucker issued the proposed mandate, indicating that it would take effect on September 27. Just as the Governor promised, it contained a religious exemption. App. to Application Exh. 8, pp. 103–104.

The trouble here began only when Mr. Cuomo left the Governor's office and Kathy Hochul assumed it. On August 23, one day before Governor Hochul took office, the State's Public Health and Health Planning Council—an advisory committee headed by Commissioner Zucker—proposed a revised mandate, this time with no religious exemption. The council issued the proposed regulation three days later. 10 N. Y. Admin. Code §2.61 (2021). The regulatory impact statement accompanying this decision did not discuss the feasibility of a religious exemption or the reasons for removing it.

But the new Governor did. In response to a reporter's question 12 days before the revised mandate was set to take effect on September 27, Governor Hochul acknowledged that “[w]e left off [the religious exemption] in our regulations intentionally.” Governor Hochul Holds Q&A Following COVID-19 Briefing (Sept. 15, 2021), <https://www.governor.ny.gov/news/video-rough-transcript-governor-hochul-holds-qa-following-covid-19-briefing>. Asked why, the Governor answered that there is no “sanctioned religious exemption from any organized religion” and that organized religions are “encouraging the opposite.” *Ibid.* Apparently contemplating Catholics who object to receiving a vaccine, Governor Hochul added that “everybody from the Pope on down is encouraging people to get vaccinated.” *Ibid.*

Speaking to a different audience, the Governor elaborated: “How can you believe that God would give a vaccine that would cause you harm? That is not truth. Those are just lies out there on social media.” Governor Hochul Attends Services at Abyssinian Baptist Church in Harlem (Sept. 12, 2021), <https://governor.ny.gov/news/video-audio-photos-rush-transcript-governor-hochul-attends-services-abyssinian-baptist-church>.

The day before the mandate went into effect, Governor Hochul again expressed her view that religious objections to COVID-19 vaccines are theologically flawed: “All of you, yes, I know you're vaccinated, you're the smart ones, but you know there's people out there who aren't listening to God and what God wants. You know who they are.” Governor Hochul Attends Service at Christian Cultural Center (Sept. 26, 2021), <https://governor.ny.gov/news/rush-transcript-governor-hochul-attends-service-christian-cultural-center>.

Around the same time, Governor Hochul also announced that New York would alter its unemployment insurance scheme.

Healthcare workers who failed to comply with the mandate would not only lose their jobs; they would be *per se* ineligible for unemployment insurance benefits. See In Preparation for Monday Vaccination Deadline, Governor Hochul Releases Comprehensive Plan to Address Preventable Health Care Staffing Shortage (Sept. 25, 2021), <https://www.governor.ny.gov/news/preparation-monday-vaccination-deadline-governor-hochul-releases-comprehensive-plan-address>. As the State’s website explains, unemployment insurance cases are generally “reviewed on a case-by-case basis,” but healthcare workers who refuse a vaccine are “ineligible.” N. Y. State Dept. of Labor, Unemployment Insurance Top Frequently Asked Questions (Sept. 25, 2021), <https://dol.ny.gov/unemployment-insurance-top-frequently-asked-questions>.

C

Facing the imminent loss of their jobs and unemployment benefits, the doctors and nurses before us filed two separate lawsuits seeking a preliminary injunction preventing New York from enforcing its new mandate against them. In the first suit, District Judge David Hurd granted the requested relief after concluding that New York’s “intentional change in language is the kind of religious gerrymander” that violates the First Amendment. *Dr. A. v. Hochul*, 567 F. Supp. 3d 362, 375 (NDNY 2021) (internal quotation marks omitted). In the second suit, the District Court reached a contrary conclusion and denied relief without an opinion. *We The Patriots USA, Inc. v. Hochul*, No. 21-cv-4954 (EDNY, Sept. 12, 2021), App. to Application for Injunctive Relief in No. 21A125, p. 6. Ultimately, the Second Circuit issued a combined judgment rejecting all of the applicants’ claims and dissolving the preliminary injunction issued in *Dr. A.* See *We The Patriots USA, Inc. v. Hochul*, 17 F. 4th 266, 296 (2021) (*per curiam*).

II

We assess requests for temporary injunctive relief under a familiar standard that focuses, among other things, on the merits of the applicants’ underlying claims and the harms they are likely to suffer. *Roman Catholic Diocese of Brooklyn v. Cuomo*, 592 U. S. 14, 16 (2020) (*per curiam*). In this case, no one seriously disputes that, absent relief, the applicants will suffer an irreparable injury. Not only does New York threaten to have them fired and strip them of unemployment benefits. This Court has held that “[t]he loss

of First Amendment freedoms, for even minimal periods of time, unquestionably constitutes irreparable injury.” *Elrod v. Burns*, 427 U.S. 347, 373 (1976) (plurality opinion). Accordingly, before us the parties’ fight focuses dominantly on whether the applicants are likely to succeed on the merits of their First Amendment claim.

The answer to that question is clear. The Free Exercise Clause protects not only the right to hold unpopular religious beliefs inwardly and secretly. It protects the right to live out those beliefs publicly in “the performance of (or abstention from) physical acts.” *Employment Div., Dept. of Human Resources of Ore. v. Smith*, 494 U.S. 872, 877 (1990). Under this Court’s precedents, laws targeting acts for disfavor only when they are religious in nature or because of their religious character are “doubtless . . . unconstitutional.” *Id.*, at 877–878. As a result, where “official expressions of hostility to religion” accompany laws or policies burdening free exercise, we have simply “set aside” such policies without further inquiry. *Masterpiece Cakeshop, Ltd. v. Colorado Civil Rights Comm’n*, 584 U.S. 617, 639 (2018). But even where such overt animus is lacking, laws that impose burdens on religious exercises must still be both neutral toward religion and generally applicable or survive strict scrutiny. *Church of Lukumi Babalu Aye, Inc. v. Hialeah*, 508 U.S. 520, 546 (1993). To meet its burden under strict scrutiny, the government must demonstrate that its law is narrowly tailored to serve a compelling state interest. *Id.*, at 531–532. Applying these principles to this case, New York’s mandate falters at each step.

A

Under the Free Exercise Clause, government “cannot act in a manner that passes judgment upon or presupposes the illegitimacy of religious beliefs and practices.” *Masterpiece*, 584 U.S., at 638; see also *Smith*, 494 U.S., at 877–878. As a result, we have said that government actions burdening religious practice should be “set aside” if there is even “slight suspicion” that those actions “stem from animosity to religion or distrust of its practices.” *Masterpiece*, 584 U.S., at 638–639.

New York’s mandate is such an action. The State began with a plan to exempt religious objectors from its vaccine mandate and only later changed course. Its regulatory impact statement offered no explanation for the about-face. At the same time, a new Governor whose assumption of office coincided with the

change in policy admitted that the revised mandate “left off” a religious exemption “intentionally.” The Governor offered an extraordinary explanation for the change too. She said that “God wants” people to be vaccinated—and that those who disagree are not listening to “organized religion” or “everybody from the Pope on down.” Then the new Governor went on to announce changes to the State’s unemployment scheme designed to single out for special disfavor healthcare workers who failed to comply with the revised mandate. This record gives rise to more than a “slight suspicion” that New York acted out of “animosity [toward] or distrust of” unorthodox religious beliefs and practices. *Ibid.* This record practically exudes suspicion of those who hold unpopular religious beliefs. That alone is sufficient to render the mandate unconstitutional as applied to these applicants.

B

New York’s regulation fares no better if the question is the law’s neutrality and general applicability.

Begin with neutrality. Even absent proof of animus, a law will not qualify as neutral if a religious exercise is the “object” of a law and not just “incidental[ly]” or unintentionally affected by it. *Smith*, 494 U. S., at 878. At “minimum,” that means a law must not “discriminate on its face.” *Lukumi*, 508 U. S., at 533. Apart from that, it also means that a law will not qualify as neutral if it is “specifically directed at . . . religious practice.” *Smith*, 494 U. S., at 878; see also *Lukumi*, 508 U. S., at 535. For reasons we have already seen, New York’s mandate fails this test too. Rather than burden a religious exercise incidentally or unintentionally, by the Governor’s own admission the State “intentionally” targeted for disfavor those whose religious beliefs fail to accord with the teachings of “any organized religion” and “everybody from the Pope on down.” Even if one were to read the State’s actions as something other than signs of animus, they leave little doubt that the revised mandate was specifically directed at the applicants’ unorthodox religious beliefs and practices.

Consider general applicability next. Recently, a majority of this Court reiterated that a law loses its claim to general applicability when it “prohibits religious conduct while permitting secular conduct that undermines the government’s asserted interests in a similar way.” *Fulton v. Philadelphia*, 593 U. S. 522, 534 (2021). That is exactly what New York’s regulation does: It pro-

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hibits exemptions for religious reasons while permitting exemptions for medical reasons. And, as the applicants point out, allowing a healthcare worker to remain unvaccinated undermines the State's asserted public health goals equally whether that worker happens to remain unvaccinated for religious reasons or medical ones. See *Doe v. Mills*, 595 U.S. 1029 (2021) (GORSUCH, J., dissenting from denial of application for injunctive relief).

To be sure, the State speculates that a religious exemption could undermine the purpose of its vaccine mandate differently from a medical exemption if *more people* were to seek a religious exemption than a medical exemption. But this Court's general applicability test doesn't turn on that kind of numbers game. At this point in the proceedings, the only question is whether the challenged law contains an exemption for a secular objector that "undermines the government's asserted interests in a similar way" an exemption for a religious objector might. *Fulton*, 593 U.S., at 534. Laws operate on individuals; rights belong to individuals. And the relevant question here involves a one-to-one comparison between the individual seeking a religious exemption and one benefiting from a secular exemption. See, e.g., *Tandon v. Newsom*, 593 U.S. 61, 62 (2021) (*per curiam*) (comparing the relevant secular exemptions to "the religious exercise at issue").

If the estimated number of those who might seek different exemptions is relevant, it comes only later in the proceedings when we turn to the application of strict scrutiny. See *Holt v. Hobbs*, 574 U.S. 352, 368 (2015) (considering sizes of different groups seeking exemptions). At that stage, a State might argue, for example, that it has a compelling interest in achieving herd immunity against certain diseases in a population. It might further contend the most narrowly tailored means to achieve that interest is to restrict vaccine exemptions to a particular number divided in a nondiscriminatory manner between medical and religious objectors. With sufficient evidence to support claims like these, the State might prevail. See *infra*, at 1114. But none of that bears on the preliminary question whether such a mandate is generally applicable or whether it treats a religious person less favorably than a secular counterpart.

C

Failing either the neutrality or general applicability test is enough to trigger strict scrutiny and impose on New York the burden of showing that its law serves a compelling interest and

employs the least restrictive means of doing so. *Lukumi*, 508 U. S., at 531. And even accepting for present purposes that the State can meet the first of these burdens, it cannot satisfy the second. Cf. *Mills*, 595 U. S., at 1033–1035 (opinion of GORSUCH, J.).

Maybe the most telling evidence that New York’s policy isn’t narrowly tailored lies in how unique it is. It seems that nearly every other State has found that it can satisfy its COVID–19 public health goals without coercing religious objectors to accept a vaccine. See Addendum to Application for Injunctive Relief. Nor has New York “offer[ed] persuasive reasons” why it, almost uniquely, cannot do the same. *Holt*, 574 U. S., at 369. To the contrary, as we have seen, what explanations the Governor has chosen to supply undermine rather than advance the State’s case.

Though this alone is sufficient to show that New York’s law is not narrowly tailored, still more proof exists. In a similar case, Maine recently argued that it needed a 90% vaccination rate among workers in each of its healthcare facilities to protect against an undue number of COVID–19 breakout cases. *Mills*, 595 U. S., at 1034 (opinion of GORSUCH, J.). By contrast, in the case before us, New York has not even attempted to identify what percentage of vaccinated workers it thinks is necessary to protect public health. And even assuming New York could prove it needed to achieve a similar vaccination rate, the evidence before us shows that employee vaccination rates in the State’s healthcare facilities already stand at between roughly 90% and 96%. Brief in Opposition to Application for Injunctive Relief 14. Putting a finer point on it: New York has presented nothing to suggest that accommodating the religious objectors before us would make a meaningful difference to the protection of public health. The State has not even tried.

Before leaving the subject, one further point bears mention. As I alluded to earlier, if a State could prove that granting or denying religious exemptions *would* make the difference between achieving a crucial vaccination threshold, it may be that denying exemptions beyond that threshold number could qualify as a narrowly tailored rule necessary to achieve a compelling state interest. Again, though, the problem is that New York does not even seek to advance an argument along these or any similar lines.

III

Today, we do not just fail the applicants. We fail ourselves. It is among our Nation’s proudest boasts that, “[i]f there is any

fixed star in our constitutional constellation, it is that no official, high or petty, can prescribe what shall be orthodox in [matters of] religion.” *West Virginia Bd. of Ed. v. Barnette*, 319 U.S. 624, 642 (1943). In this country, “religious beliefs need not be acceptable, logical, consistent, or comprehensible to others in order to merit . . . protection.” *Thomas v. Review Bd. of Ind. Employment Security Div.*, 450 U.S. 707, 714 (1981). Nor is the free exercise of religion “limited to beliefs which are shared by all of the members of a religious sect.” *Id.*, at 715–716. Millions have fled to this country to escape persecution for their unpopular or unorthodox religious beliefs, attracted by America’s promise that “[e]very citizen here is in his own country. To the protestant it is a protestant country; to the catholic, a catholic country; and the jew, if he pleases, may establish in it his New Jerusalem.” W. Sampson, *Catholic Question in America* 85 (1813) (citing *People v. Phillips*, 1 W. L. J. 109, 112–113 (Gen. Sess., N. Y. 1813)).

As today’s case shows, however, sometimes our promises outrun our actions. Sometimes dissenting religious beliefs can seem strange and bewildering. In times of crisis, this puzzlement can evolve into fear and anger. It seems Governor Hochul’s thinking has followed this trajectory, and I suspect she is far from alone. After all, today a large majority of Americans—religious persons included—have taken one of the COVID-19 vaccines. It is also true that some faith leaders, the Pope included, have encouraged vaccination. If so many other religious persons are willing to be vaccinated, it is tempting enough to ask: What can be so wrong with coercing the few who are not?

By now, though, we should know the costs that come when this Court stands silent as majorities invade the constitutional rights of the unpopular and unorthodox. More than 80 years ago, in the shadow of a looming second world war, local governments across the country rushed to encourage displays of national unity. A public school in Minersville, Pennsylvania, did its part by requiring all students to stand daily and salute the American flag. But Lillian and William Gobitas would not oblige. As Jehovah’s Witnesses, they believed they could not pledge fealty to anything or anyone except God. When the children refused to salute, the school expelled them. See S. Peters, *Judging Jehovah’s Witnesses: Religious Persecution and the Dawn of the Rights Revolution* 19–38 (2000) (Peters).

When the Gobitas family sought this Court’s intervention, it demurred. The Court ruled that the Constitution does not “com-

pel exemption from doing what society thinks necessary for the promotion of some great common end.” *Minersville School Dist. v. Gobitis*, 310 U.S. 586, 593 (1940). In doing so, the Court not only erred in the small matter of the children’s last name; it erred in the most fundamental of things. It took the view that the collective was more important than the individual—and that the demands of an impending emergency were more pressing than holding fast to the timeless promises of our Constitution. *Id.*, at 596. In the weeks that followed the decision, Witnesses across the country suffered hundreds of physical attacks. Peters 72–95.

Eventually, the Court changed course and overruled *Gobitis*. In *West Virginia Bd. of Ed. v. Barnette*, the Court finally acknowledged what had been true all along—that our Constitution is intended to prevail over the passions of the moment, and that the unalienable rights recorded in its text are not matters to “be submitted to vote; they depend on the outcome of no elections.” 319 U.S., at 638. Instead, it is this Court’s duty to “apply the limitations of the Constitution with no fear that freedom to be intellectually and spiritually diverse or even contrary will disintegrate the social organization.” *Id.*, at 641. The First Amendment protects against “coercive elimination of dissent” and “was designed to avoid these ends by avoiding these beginnings.” *Ibid.*

Today, our Nation faces not a world war but a pandemic. Like wars, though, pandemics often produce demanding new social rules aimed at protecting collective interests—and with those rules can come fear and anger at individuals unable to conform for religious reasons. If cases like *Gobitis* bear any good, it is in their cautionary tale. They remind us that, in the end, it is always the failure to defend the Constitution’s promises that leads to this Court’s greatest regrets. They remind us, too, that in America, freedom to differ is not supposed to be “limited to things that do not matter much. That would be a mere shadow of freedom. The test of its substance is the right to differ as to things that touch the heart of the existing order.” *Barnette*, 319 U.S., at 642. The test of this Court’s substance lies in its willingness to defend more than the shadow of freedom in the trying times, not just the easy ones.

We have already lived through the *Gobitis-Barnette* cycle once in this pandemic. At first, this Court permitted States to shutter houses of worship while allowing casinos, movie theaters, and

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other favored businesses to remain open. Falling prey once more to the “judicial impulse to stay out of the way in times of crisis,” the Court allowed States to do all this even when religious institutions agreed to follow the same occupancy limits and protective measures considered safe enough for comparable gatherings in secular spaces. *Roman Catholic Diocese*, 592 U.S., at 25 (GORSUCH, J., concurring). But as days gave way to weeks and weeks to months, this Court came to recognize that the Constitution is not to be put away in challenging times, and we stopped tolerating discrimination against religious exercises. *Tandon*, 593 U.S., at 62. Finally, churches and synagogues and mosques reopened on equal footing with secular institutions.

Still, it seems the old lessons are hard ones. Six weeks ago, this Court refused relief in a case involving Maine’s healthcare workers. *Mills*, 595 U.S. 1029. Today, the Court repeats the mistake by turning away New York’s doctors and nurses. We do all this even though the State’s executive decree clearly interferes with the free exercise of religion—and does so seemingly based on nothing more than fear and anger at those who harbor unpopular religious beliefs. We allow the State to insist on the dismissal of thousands of medical workers—the very same individuals New York has depended on and praised for their service on the pandemic’s front lines over the last 21 months. To add insult to injury, we allow the State to deny these individuals unemployment benefits too. One can only hope today’s ruling will not be the final chapter in this grim story. Cases like this one may serve as cautionary tales for those who follow. But how many more reminders do we need that “[t]he Constitution is not to be obeyed or disobeyed as the circumstances of a particular crisis . . . may suggest”? *Downes v. Bidwell*, 182 U.S. 244, 384 (1901) (Harlan, J., dissenting).

No. 21–241. *MONSANTO CO. v. HARDEMAN*. C. A. 9th Cir.;

No. 21–381. *WEISS ET AL. v. NATIONAL WESTMINSTER BANK, PLC*. C. A. 2d Cir.; and

No. 21–471. *DOE ET AL. v. EXPRESS SCRIPTS, INC., ET AL.* C. A. 2d Cir. The Solicitor General is invited to file briefs in these cases expressing the views of the United States.

No. 21–5949. *IN RE BORECKI*. Petition for writ of mandamus denied.

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Certiorari Denied

No. 20–609. *GANNETT CO., INC., ET AL. v. QUATRONE*. C. A. 4th Cir. Certiorari denied. Reported below: 970 F. 3d 465.

No. 20–1046. *MARIN HOUSING AUTHORITY v. REILLY*. Sup. Ct. Cal. Certiorari denied. Reported below: 10 Cal. 5th 583, 472 P. 3d 472.

No. 20–1255. *SCHWEITZER ET AL. v. INVESTMENT COMMITTEE OF THE PHILLIPS 66 SAVINGS PLAN ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 960 F. 3d 190.

No. 20–7883. *O'DONNELL v. KIJAKAZI, ACTING COMMISSIONER OF SOCIAL SECURITY*. C. A. 7th Cir. Certiorari denied. Reported below: 983 F. 3d 950.

No. 21–23. *COOK v. WEST VIRGINIA*. Sup. Ct. App. W. Va. Certiorari denied.

No. 21–31. *FAST AUTO LOANS, INC. v. MALDONADO ET AL.* Ct. App. Cal., 4th App. Dist., Div. 3. Certiorari denied. Reported below: 60 Cal. App. 5th 710, 275 Cal. Rptr. 3d 82.

No. 21–110. *GMAG, LLC, ET AL. v. JANVEY, AS RECEIVER FOR THE STANFORD INTERNATIONAL BANK LTD., ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 977 F. 3d 422.

No. 21–161. *ROBERTS v. GARLAND, ATTORNEY GENERAL*. C. A. 2d Cir. Certiorari denied.

No. 21–169. *GATTO ET AL. v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 986 F. 3d 104.

No. 21–198. *KNIGHTS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 989 F. 3d 1281.

No. 21–199. *KHALIL v. JADDOU, DIRECTOR, UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICES, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 851 Fed. Appx. 8.

No. 21–211. *VALUELAND AUTO SALES, INC., ET AL. v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 847 Fed. Appx. 344.

No. 21–233. *MIKE FINNIN MOTORS, INC., ET AL. v. UNITED STATES ET AL.*; and

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No. 21-244. *TAYLOR & SONS, INC., ET AL. v. UNITED STATES ET AL.* C. A. Fed. Cir. Certiorari denied. Reported below: 841 Fed. Appx. 205.

No. 21-264. *SAN DIEGO COUNTY, CALIFORNIA, ET AL. v. SANDOVAL ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 985 F. 3d 657.

No. 21-266. *CARLBORG v. DEPARTMENT OF THE NAVY.* C. A. D. C. Cir. Certiorari denied.

No. 21-296. *AMN SERVICES, LLC v. CLARKE ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 987 F. 3d 848.

No. 21-335. *BEGANI v. UNITED STATES.* C. A. Armed Forces. Certiorari denied. Reported below: 81 M. J. 273.

No. 21-388. *JOHN K. MACIVER INSTITUTE FOR PUBLIC POLICY, INC., ET AL. v. EVERS, GOVERNOR OF WISCONSIN.* C. A. 7th Cir. Certiorari denied. Reported below: 994 F. 3d 602.

No. 21-406. *IMPAX LABORATORIES, INC. v. FEDERAL TRADE COMMISSION.* C. A. 5th Cir. Certiorari denied. Reported below: 994 F. 3d 484.

No. 21-423. *CUNNINGHAM, INDIVIDUALLY AND AS ADMINISTRATOR AD LITEM AND PERSONAL REPRESENTATIVE OF THE ESTATE OF LEWELLYN, DECEASED v. PASCHAL ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 994 F. 3d 761.

No. 21-448. *FRANCE.COM, INC. v. FRENCH REPUBLIC ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 992 F. 3d 248.

No. 21-515. *KIM v. HUONG TRAN ET AL.* App. Ct. Mass. Certiorari denied. Reported below: 97 Mass. App. 1112, 144 N. E. 3d 321.

No. 21-521. *FOSTER WHEELER, LLC, ET AL. v. SUPERIOR COURT OF CALIFORNIA, ALAMEDA COUNTY, ET AL.* Ct. App. Cal., 1st App. Dist., Div. 5. Certiorari denied. Reported below: 66 Cal. App. 5th 777, 281 Cal. Rptr. 3d 373.

No. 21-525. *BHIMNATHWALA v. JUDICIARY OF THE STATE OF NEW JERSEY ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 858 Fed. Appx. 558.

No. 21-527. *MITCHELL v. JACKSON, WARDEN.* C. A. 7th Cir. Certiorari denied.

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No. 21–530. *DONALD v. KIMBERLEY ET AL.* Ct. Civ. App. Ala. Certiorari denied.

No. 21–534. *JANIEC ET AL. v. CITY OF GLENDORA, CALIFORNIA.* C. A. 9th Cir. Certiorari denied. Reported below: 842 Fed. Appx. 129.

No. 21–559. *HUTTON ET AL. v. BANK OF NEW YORK MELLON TRUST CO., N. A.* C. A. 5th Cir. Certiorari denied. Reported below: 847 Fed. Appx. 252.

No. 21–561. *OLIVAREZ v. T-MOBILE USA, INC., ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 997 F. 3d 595.

No. 21–562. *PRUITT v. BIDEN, PRESIDENT OF THE UNITED STATES, ET AL.* C. A. 5th Cir. Certiorari denied.

No. 21–574. *WHITEWATER DRAW NATURAL RESOURCE CONSERVATION DISTRICT ET AL. v. MAYORKAS, SECRETARY OF HOMELAND SECURITY, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 5 F. 4th 997.

No. 21–575. *FREEDOM FOUNDATION v. WASHINGTON DEPARTMENT OF ECOLOGY ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 840 Fed. Appx. 903.

No. 21–577. *ESHELMAN v. PUMA BIOTECHNOLOGY, INC.* C. A. 4th Cir. Certiorari denied. Reported below: 2 F. 4th 276.

No. 21–590. *DAVALLOU v. UNITED STATES.* C. A. 1st Cir. Certiorari denied. Reported below: 998 F. 3d 502.

No. 21–595. *ALEXANDER v. ANHEUSER-BUSCH, L. L. C., ET AL.* C. A. 5th Cir. Certiorari denied.

No. 21–604. *KANTOS v. MAJOR ET AL.* Ct. App. Mich. Certiorari denied.

No. 21–617. *PAYNE v. TASLIMI ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 998 F. 3d 648.

No. 21–624. *SWANSON v. COMMISSIONER OF INTERNAL REVENUE.* C. A. 11th Cir. Certiorari denied.

No. 21–684. *ZYLSTRA ET AL. v. DRV, LLC.* C. A. 7th Cir. Certiorari denied. Reported below: 8 F. 4th 597.

No. 21–702. *MINASSIAN v. AGHAIAN ET AL.* Ct. App. Cal., 2d App. Dist., Div. 8. Certiorari denied. Reported below: 64 Cal. App. 5th 603, 279 Cal. Rptr. 3d 191.

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No. 21–713. *KEARNEY v. UNSECURED CREDITORS COMMITTEE ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 987 F. 3d 1284.

No. 21–723. *STAPLES v. COMMISSIONER OF INTERNAL REVENUE.* C. A. 10th Cir. Certiorari denied. Reported below: 859 Fed. Appx. 324.

No. 21–729. *HERNANDEZ v. UNITED STATES.* C. A. 9th Cir. Certiorari denied.

No. 21–5016. *ACOSTA v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 839 Fed. Appx. 87.

No. 21–5228. *SHECKLES v. UNITED STATES.* C. A. 6th Cir. Certiorari denied. Reported below: 996 F. 3d 330.

No. 21–5420. *MUHAMMAD v. TEXAS.* Ct. Crim. App. Tex. Certiorari denied.

No. 21–5460. *LUNA v. LUMPKIN, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION.* C. A. 5th Cir. Certiorari denied. Reported below: 832 Fed. Appx. 849.

No. 21–5900. *ANDERSON v. ARKANSAS.* Sup. Ct. Ark. Certiorari denied.

No. 21–5914. *TABOR v. COLEMAN.* C. A. 5th Cir. Certiorari denied. Reported below: 854 Fed. Appx. 633.

No. 21–5917. *MURPHY v. JOHNSON, ADMINISTRATOR, NEW JERSEY STATE PRISON, ET AL.* C. A. 3d Cir. Certiorari denied.

No. 21–5923. *MCCOY v. MICHIGAN.* Ct. App. Mich. Certiorari denied.

No. 21–5925. *DAVIDSON v. GRIFFIN, SUPERINTENDENT, GREEN HAVEN CORRECTIONAL FACILITY, ET AL.* C. A. 2d Cir. Certiorari denied.

No. 21–5931. *SUCHITE v. NEW YORK.* App. Div., Sup. Ct. N. Y., 2d Jud. Dept. Certiorari denied. Reported below: 191 App. Div. 3d 906, 138 N. Y. S. 3d 877.

No. 21–5935. *ADAMS v. LUMPKIN, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION.* C. A. 5th Cir. Certiorari denied.

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No. 21–5938. *JOHNSON v. ELECTRONIC TRANSACTION CONSULTANTS, LLC*. C. A. 9th Cir. Certiorari denied.

No. 21–5939. *COTA v. NEVADA*. Sup. Ct. Nev. Certiorari denied. Reported below: 136 Nev. 797, 459 P. 3d 885.

No. 21–5953. *SENA v. KENNEWAY, SUPERINTENDENT, MASSACHUSETTS CORRECTIONAL INSTITUTION AT SHIRLEY*. C. A. 1st Cir. Certiorari denied. Reported below: 997 F. 3d 378.

No. 21–6020. *RAHIM v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 860 Fed. Appx. 47.

No. 21–6024. *HICKS v. FLORIDA*. Dist. Ct. App. Fla., 1st Dist. Certiorari denied. Reported below: 321 So. 3d 701.

No. 21–6041. *SKEENS v. INDIANA*. Ct. App. Ind. Certiorari denied. Reported below: 171 N. E. 3d 614.

No. 21–6048. *ORTEGA v. HIGGS FLETCHER AND MACK LLP ET AL.* Ct. App. Cal., 4th App. Dist., Div. 1. Certiorari denied.

No. 21–6051. *WATSON v. DANIELS, WARDEN*. C. A. 4th Cir. Certiorari denied. Reported below: 852 Fed. Appx. 109.

No. 21–6052. *MATTISON v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 838 Fed. Appx. 785.

No. 21–6059. *PHILLIPS v. FLORIDA*. Dist. Ct. App. Fla., 1st Dist. Certiorari denied. Reported below: 316 So. 3d 779.

No. 21–6080. *OLSEN v. BAKER, WARDEN, ET AL.; and OLSEN v. BAKER, WARDEN*. C. A. 9th Cir. Certiorari denied.

No. 21–6113. *GRAYSON v. HORTON, WARDEN*. C. A. 6th Cir. Certiorari denied.

No. 21–6157. *COKER, AKA FORMAN v. MASON, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT MAHANOEY, ET AL.* C. A. 3d Cir. Certiorari denied.

No. 21–6178. *BAIRD v. UNITED STATES*. C. A. 3d Cir. Certiorari denied.

No. 21–6184. *BITZAN v. TRIPP, WARDEN, ET AL.* C. A. 8th Cir. Certiorari denied.

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No. 21–6185. *SMITH v. UNITED STATES*. C. A. 3d Cir. Certiorari denied.

No. 21–6187. *LYONS v. DIXON, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 11th Cir. Certiorari denied.

No. 21–6201. *KINDLE v. FLORIDA*. Dist. Ct. App. Fla., 4th Dist. Certiorari denied. Reported below: 321 So. 3d 226.

No. 21–6207. *FRIEND v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 2 F. 4th 369.

No. 21–6208. *DALIANG GUO v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 854 Fed. Appx. 878.

No. 21–6210. *BOWEN v. UNITED STATES*. C. A. 6th Cir. Certiorari denied.

No. 21–6211. *WILLIAMS v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 850 Fed. Appx. 566.

No. 21–6215. *OAKIE v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 993 F. 3d 1051.

No. 21–6231. *SCOTT v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 845 Fed. Appx. 282.

No. 21–6232. *STALLCUP v. UNITED STATES*. C. A. 8th Cir. Certiorari denied.

No. 21–6233. *RODRIGUEZ v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 984 F. 4th 704.

No. 21–6234. *STAIN v. UNITED STATES*. C. A. 9th Cir. Certiorari denied.

No. 21–6235. *JENNINGS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 860 Fed. Appx. 287.

No. 21–6242. *ARNDT v. WASHINGTON*. Sup. Ct. Wash. Certiorari denied. Reported below: 194 Wash. 2d 784, 453 P. 3d 696.

No. 21–6243. *BARNHART v. TURNER, WARDEN*. C. A. 6th Cir. Certiorari denied.

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No. 21–6245. *MOORE v. GREEN, WARDEN*. C. A. 6th Cir. Certiorari denied.

No. 21–6250. *RIVERA-ALEJANDRO v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 4 F. 4th 1.

No. 21–6251. *BUZZARD ET AL. v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 1 F. 4th 198.

No. 21–6252. *ALTMAN v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 849 Fed. Appx. 496.

No. 21–6254. *BLACKMAN v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 21–6260. *MURCHISON v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 855 Fed. Appx. 168.

No. 21–6264. *CAMPBELL v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 851 Fed. Appx. 370.

No. 21–6265. *BARRETT v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 998 F. 3d 716.

No. 21–6266. *ARAGON, AKA DELGADO, ET AL. v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 849 Fed. Appx. 703.

No. 21–6269. *MITCHELL v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 11 F. 4th 668.

No. 21–6270. *PILEGGI v. FLORIDA*. Dist. Ct. App. Fla., 4th Dist. Certiorari denied. Reported below: 322 So. 3d 647.

No. 21–6276. *SULLIVAN v. UNITED STATES*. C. A. 8th Cir. Certiorari denied.

No. 21–6279. *MCINNIS v. MINNESOTA*. Sup. Ct. Minn. Certiorari denied. Reported below: 962 N. W. 2d 874.

No. 21–6280. *WILLIAMS v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 998 F. 3d 716.

No. 21–6283. *DULUS v. UNITED STATES*. C. A. 9th Cir. Certiorari denied.

No. 21–6294. *JUNKINS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 860 Fed. Appx. 297.

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No. 21–6297. CERVANTES ET AL. *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied.

No. 21–6298. MCCALISTER *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 850 Fed. Appx. 277.

No. 21–6349. HURNS *v.* MISSISSIPPI. Sup. Ct. Miss. Certiorari denied.

No. 21–348. JOHNSON & JOHNSON ET AL. *v.* FITCH, ATTORNEY GENERAL OF MISSISSIPPI EX REL. MISSISSIPPI. Sup. Ct. Miss. Certiorari denied. JUSTICE ALITO and JUSTICE KAVANAUGH took no part in the consideration or decision of this petition. Reported below: 315 So. 3d 1017.

Rehearing Denied

No. 20–1589. KASZUBA, DBA HOLLYWOOD GROUP *v.* HIRSHFELD, ACTING UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND DIRECTOR, UNITED STATES PATENT AND TRADEMARK OFFICE, 595 U. S. 915;

No. 20–1702. COBB *v.* UNITED STATES, 595 U. S. 919;

No. 20–1714. MOONEY ET UX. *v.* UNITED STATES, 595 U. S. 920;

No. 20–8175. MARR *v.* INCH, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL., 595 U. S. 937;

No. 20–8470. MCLEES *v.* KIJAKAZI, ACTING COMMISSIONER OF SOCIAL SECURITY, 595 U. S. 954;

No. 21–65. BOWERS *v.* LYNX ASSET SERVICES, LLC, 595 U. S. 957;

No. 21–216. BROWN *v.* CITIZENS PROPERTY INSURANCE CORP. ET AL., 595 U. S. 1016;

No. 21–5075. SHAW *v.* SHAW, 595 U. S. 967;

No. 21–5167. DEWAYNE *v.* JPMORGAN MORTGAGE ACQUISITION CORP. ET AL., 595 U. S. 972;

No. 21–5199. JOHNSON *v.* SHOOP, WARDEN, 595 U. S. 974;

No. 21–5258. IN RE JAMES, 595 U. S. 908;

No. 21–5264. IN RE DINKINS, 595 U. S. 995;

No. 21–5330. SCOTT *v.* PATEL ET AL., 595 U. S. 1002;

No. 21–5385. KUN *v.* STATE BAR OF CALIFORNIA ET AL., 595 U. S. 1003; and

No. 21–5408. RUTHERFORD *v.* UNITED STATES, 595 U. S. 1004. Petitions for rehearing denied.

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No. 21–5130. *STOREY v. CITY OF ALTON, ILLINOIS*, 595 U. S. 991. Petition for rehearing denied. JUSTICE BARRETT took no part in the consideration or decision of this petition.

DECEMBER 15, 2021

Certiorari Granted

No. 20–603. *TORRES v. TEXAS DEPARTMENT OF PUBLIC SAFETY*. Ct. App. Tex., 13th Dist. Certiorari granted. Reported below: 583 S. W. 3d 221.

No. 20–1573. *VIKING RIVER CRUISES, INC. v. MORIANA*. Ct. App. Cal., 2d App. Dist., Div. 3. Certiorari granted.

No. 20–807. *LEDURE v. UNION PACIFIC RAILROAD CO.* C. A. 7th Cir. Certiorari granted limited to Question 1 presented by the petition. JUSTICE BARRETT took no part in the consideration or decision of this petition. Reported below: 962 F. 3d 907.

DECEMBER 21, 2021

Dismissal Under Rule 46

No. 20–257. *CHIPOTLE MEXICAN GRILL, INC., ET AL. v. SCOTT ET AL.* C. A. 2d Cir. Certiorari dismissed under this Court's Rule 46.

DECEMBER 22, 2021

Miscellaneous Orders

No. 21A240. *BIDEN, PRESIDENT OF THE UNITED STATES, ET AL. v. MISSOURI ET AL.* C. A. 8th Cir.; and

No. 21A241. *BECERRA, SECRETARY OF HEALTH AND HUMAN SERVICES, ET AL. v. LOUISIANA ET AL.* C. A. 5th Cir. Consideration of the application (21A240) for stay, presented to JUSTICE KAVANAUGH, and by him referred to the Court, deferred pending oral argument. Consideration of the application (21A241) for stay, presented to JUSTICE ALITO, and by him referred to the Court, deferred pending oral argument. The applications are consolidated, and a total of one hour is allotted for oral argument. The applications are set for oral argument on Friday, January 7, 2022.

No. 21A244. *NATIONAL FEDERATION OF INDEPENDENT BUSINESS ET AL. v. DEPARTMENT OF LABOR, OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION, ET AL.*; and

No. 21A247. *OHIO ET AL. v. DEPARTMENT OF LABOR, OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION, ET AL.* C. A.

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6th Cir. Consideration of the applications (21A244 and 21A247) for stay, presented to JUSTICE KAVANAUGH, and by him referred to the Court, deferred pending oral argument. The applications are consolidated, and a total of one hour is allotted for oral argument. The applications are set for oral argument on Friday, January 7, 2022.

DECEMBER 23, 2021

Dismissal Under Rule 46

No. 21–885. PEOPLECONNECT, INC. *v.* CALLAHAN ET AL. C. A. 9th Cir. Certiorari dismissed under this Court’s Rule 46.

DECEMBER 27, 2021

Dismissal Under Rule 46

No. 21–386. CHEESE ET AL. *v.* UNITED STATES. C. A. 2d Cir. Certiorari dismissed only as to petitioner Constantin Cheese under this Court’s Rule 46. Reported below: 849 Fed. Appx. 19.

DECEMBER 30, 2021

Miscellaneous Orders

No. 21A240. BIDEN, PRESIDENT OF THE UNITED STATES, ET AL. *v.* MISSOURI ET AL. C. A. 8th Cir.; and

No. 21A241. BECERRA, SECRETARY OF HEALTH AND HUMAN SERVICES, ET AL. *v.* LOUISIANA ET AL. C. A. 5th Cir. [Consideration of applications deferred pending oral argument, 595 U. S. 1126.] Motion of respondents for divided argument granted.

No. 21A244. NATIONAL FEDERATION OF INDEPENDENT BUSINESS ET AL. *v.* DEPARTMENT OF LABOR, OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION, ET AL.; and

No. 21A247. OHIO ET AL. *v.* DEPARTMENT OF LABOR, OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION, ET AL. C. A. 6th Cir. [Consideration of applications deferred pending oral argument, 595 U. S. 1126.] Motion of applicants for divided argument granted.

JANUARY 7, 2022

Miscellaneous Orders

No. 20–1566. CASSIRER ET AL. *v.* THYSSEN-BORNEMISZA COLLECTION FOUNDATION. C. A. 9th Cir. [Certiorari granted, 594

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U. S. 986.] Motion of the Solicitor General for leave to participate in oral argument as *amicus curiae*, for divided argument, and for enlargement of time for oral argument granted.

No. 20–1800. SHURTLEFF ET AL. *v.* CITY OF BOSTON, MASSACHUSETTS, ET AL. C. A. 1st Cir. [Certiorari granted, 594 U. S. 986.] Motion of the Solicitor General for leave to participate in oral argument as *amicus curiae*, for divided argument, and for enlargement of time for oral argument granted.

JANUARY 10, 2022

Certiorari Granted—Vacated and Remanded

No. 21–428. ROCKET MORTGAGE, LLC, FKA QUICKEN LOANS INC. ET AL., ET AL. *v.* ALIG ET AL. C. A. 4th Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *TransUnion LLC v. Ramirez*, 594 U. S. 413 (2021). Reported below: 990 F. 3d 782.

Certiorari Dismissed

No. 21–6019. ARLOTTA *v.* POPE FRANCIS, BISHOP OF ROME, ET AL. C. A. 2d Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied, and certiorari dismissed. See this Court’s Rule 39.8. As 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 docking 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*).

Miscellaneous Orders

No. 21A159. TOLLE *v.* NORTHAM, GOVERNOR OF VIRGINIA, ET AL. C. A. 4th Cir. Application for injunctive relief, addressed to JUSTICE ALITO and referred to the Court, denied.

No. 21A190. GUPTA *v.* GARLAND, ATTORNEY GENERAL, ET AL. C. A. 11th Cir. Application for stay, addressed to JUSTICE BARRETT and referred to the Court, denied.

No. 21A237. TREPPA ET AL. *v.* HENGLE ET AL. D. C. E. D. Va. Application for stay, presented to THE CHIEF JUSTICE, and by him referred to the Court, denied.

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- No. 21M49. TERRELL *v.* SHELDON, WARDEN;
No. 21M50. GLADNEY *v.* KIJAKAZI, ACTING COMMISSIONER OF SOCIAL SECURITY;
No. 21M51. JONES *v.* DIXON, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.;
No. 21M52. SHRADER *v.* UNITED STATES;
No. 21M54. SEALS *v.* SMITH, WARDEN;
No. 21M55. SHOPHAR *v.* JOHNSON COUNTY, KANSAS, ET AL.;
No. 21M56. SEQUEIRA *v.* GATE SAFE, INC.; and
No. 21M59. BOLLINGER *v.* UNITED STATES. Motions to direct the Clerk to file petitions for writs of certiorari out of time denied.
- No. 21M53. LARSON *v.* AMERICAN HOME PRODUCTS ET AL. Motion for leave to file petition for writ of certiorari under seal denied.
- No. 21M57. YOUNG *v.* LUNDSTROM ET AL.;
No. 21M58. A. M., AKA A. G. *v.* COLORADO, IN THE INTEREST OF J. G. ET AL., CHILDREN; and
No. 21M60. JENNINGS *v.* NASH ET AL. Motions for leave to file petitions for writs of certiorari with supplemental appendixes under seal granted.
- No. 21M61. WILLIAMS *v.* BURGESS ET AL. Motion for leave to file petition for writ of certiorari with supplemental appendix under seal denied.
- No. 20–8142. ROSA *v.* FINKELSTEIN ET AL. C. A. 11th Cir. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* [595 U. S. 903] denied.
- No. 20–8331. ROSA *v.* SATZ ET AL. C. A. 11th Cir. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* [595 U. S. 903] denied.
- No. 20–8454. IN RE JACKSON. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* [595 U. S. 908] denied.
- No. 21–382. SRAUSS ET AL. *v.* CREDIT LYONNAIS, S. A. C. A. 2d Cir.; and
No. 21–438. OLAF SÖÖT DESIGN, LLC *v.* DAKTRONICS, INC., ET AL. C. A. Fed. Cir. The Solicitor General is invited to file briefs in these cases expressing the views of the United States.

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No. 21–6159. *SKINNER v. FLORIDA*. Dist. Ct. App. Fla., 2d Dist. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner is allowed until January 31, 2022, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

No. 21–6536. *IN RE EVERETT*. Petition for writ of habeas corpus denied.

No. 21–6022. *IN RE HEDRICK*. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of mandamus dismissed. See this Court’s Rule 39.8.

Certiorari Granted

No. 21–404. *UNITED STATES v. WASHINGTON ET AL.* C. A. 9th Cir. Certiorari granted. Reported below: 994 F. 3d 994.

No. 21–441. *SIEGEL, TRUSTEE OF THE CIRCUIT CITY STORES, INC. LIQUIDATING TRUST v. FITZGERALD, ACTING UNITED STATES TRUSTEE FOR REGION 4*, C. A. 4th Cir. Certiorari granted. Reported below: 996 F. 3d 156.

No. 21–5726. *KEMP v. UNITED STATES*. C. A. 11th Cir. Motion of petitioner for leave to proceed *in forma pauperis* granted. Certiorari granted. Reported below: 857 Fed. Appx. 573.

Certiorari Denied

No. 20–1737. *WILSON v. CALIFORNIA*. Ct. App. Cal., 4th App. Dist., Div. 1. Certiorari denied. Reported below: 56 Cal. App. 5th 128, 270 Cal. Rptr. 3d 200.

No. 20–1790. *CAMPBELL v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 986 F. 3d 782.

No. 20–7674. *REEDER v. VANNOY, WARDEN*. C. A. 5th Cir. Certiorari denied. Reported below: 978 F. 3d 272.

No. 20–8213. *ATWOOD v. UNITED STATES*. C. A. 7th Cir. Certiorari denied.

No. 20–8284. *GASHE v. UNITED STATES*. C. A. 8th Cir. Certiorari denied.

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No. 20–8345. *PARKERSON v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 984 F. 3d 1124.

No. 21–84. *FOUNDATION FOR INDIVIDUAL RIGHTS IN EDUCATION ET AL. v. VICTIM RIGHTS LAW CENTER ET AL.* C. A. 1st Cir. Certiorari denied. Reported below: 988 F. 3d 556.

No. 21–130. *HEARN ET AL. v. MCCRAW, DIRECTOR OF THE TEXAS DEPARTMENT OF PUBLIC SAFETY, ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 856 Fed. Appx. 493.

No. 21–133. *ALEJANDRO ROJAS v. FEDERAL AVIATION ADMINISTRATION*. C. A. 9th Cir. Certiorari denied. Reported below: 989 F. 3d 666.

No. 21–175. *P. Z. v. NEW JERSEY*. Super. Ct. N. J., App. Div. Certiorari denied.

No. 21–243. *WARNER v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 843 Fed. Appx. 740.

No. 21–270. *BNSF RAILWAY CO. v. DANNELS*. Sup. Ct. Mont. Certiorari denied. Reported below: 403 Mont. 437, 483 P. 3d 495.

No. 21–273. *BRUNE v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 991 F. 3d 652.

No. 21–279. *GRAND RIVER ENTERPRISES SIX NATIONS LTD. v. BOUGHTON*. C. A. 2d Cir. Certiorari denied. Reported below: 988 F. 3d 114.

No. 21–310. *ROMAN-VEGA v. GARLAND, ATTORNEY GENERAL*. C. A. 9th Cir. Certiorari denied.

No. 21–315. *BOUAZIZI v. HILLSBOROUGH COUNTY CIVIL SERVICE BOARD ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 844 Fed. Appx. 135.

No. 21–340. *CARTER v. DISTRICT OF COLUMBIA*. Ct. App. D. C. Certiorari denied. Reported below: 178 A. 3d 1156.

No. 21–374. *STRUVE v. IOWA*. Sup. Ct. Iowa. Certiorari denied. Reported below: 956 N. W. 2d 90.

No. 21–396. *DELTA AIR LINES, INC. v. OMAN ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 835 Fed. Appx. 272.

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No. 21–433. *CORTEZ-RAMIREZ v. GARLAND*, ATTORNEY GENERAL. C. A. 5th Cir. Certiorari denied. Reported below: 860 Fed. Appx. 869.

No. 21–465. *KISOR v. McDONOUGH*, SECRETARY OF VETERANS AFFAIRS. C. A. Fed. Cir. Certiorari denied. Reported below: 995 F. 3d 1316.

No. 21–467. *PARISH v. OKLAHOMA ET AL.* Ct. Crim. App. Okla. Certiorari denied. Reported below: 2021 OK CR 21, 497 P. 3d 686.

No. 21–469. *JOBE v. NATIONAL TRANSPORTATION SAFETY BOARD*. C. A. 5th Cir. Certiorari denied. Reported below: 1 F. 4th 396.

No. 21–470. *BROWN v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 855 Fed. Appx. 659.

No. 21–478. *EE HOONG LIANG v. PANIRCELVAN KALIANNAN ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 2 F. 4th 727.

No. 21–479. *NICOLE K., BY NEXT FRIEND LINDA R., ET AL. v. STIGDON, DIRECTOR, INDIANA DEPARTMENT OF CHILD SERVICES, ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 990 F. 3d 534.

No. 21–489. *MUTHANA v. BLINKEN*, SECRETARY OF STATE, ET AL. C. A. D. C. Cir. Certiorari denied. Reported below: 985 F. 3d 893.

No. 21–490. *COFFEY ET AL. v. COMMISSIONER OF INTERNAL REVENUE*. C. A. 8th Cir. Certiorari denied. Reported below: 987 F. 3d 808.

No. 21–505. *BANK OF AMERICA CORP. ET AL. v. FUND LIQUIDATION HOLDINGS LLC, AS ASSIGNEE AND SUCCESSOR-IN-INTEREST TO FRONTPOINT ASIAN EVENT DRIVEN FUND L. P., ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 991 F. 3d 370.

No. 21–506. *AMEC FOSTER WHEELER PLC v. ENTERPRISE PRODUCTS OPERATING LLC*. Ct. App. Tex., 14th Dist. Certiorari denied. Reported below: 631 S. W. 3d 147.

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No. 21-516. *HAGGERTY v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 997 F. 3d 292.

No. 21-519. *GROWTH ENERGY v. AMERICAN FUEL & PETRO-CHEMICAL MANUFACTURERS ET AL.* C. A. D. C. Cir. Certiorari denied. Reported below: 3 F. 4th 373.

No. 21-522. *SIMKO v. UNITED STATES STEEL CORP.* C. A. 3d Cir. Certiorari denied. Reported below: 992 F. 3d 198.

No. 21-529. *BAILEY v. FAIR & WALKER UNIT OWNERS ASSN., INC., ET AL.* Sup. Ct. Ga. Certiorari denied.

No. 21-540. *WARSAW ORTHOPEDIC, INC., ET AL. v. SASSO*. Ct. App. Ind. Certiorari denied. Reported below: 162 N. E. 3d 1.

No. 21-551. *WATFORD v. UNITED STATES*. C. A. 7th Cir. Certiorari denied.

No. 21-565. *BLAKLEY v. MILLING, BENSON, WOODWARD, L. L. P.* C. A. 5th Cir. Certiorari denied.

No. 21-568. *JARVIS v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 999 F. 3d 442.

No. 21-570. *KELLER v. CHIPPEWA COUNTY BOARD OF COMMISSIONERS ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 860 Fed. Appx. 381.

No. 21-571. *INFOWARS, LLC, ET AL. v. FONTAINE; JONES ET AL. v. LEWIS; JONES ET AL. v. POZNER ET AL.; JONES ET AL. v. HESLIN; and JONES ET AL. v. HESLIN*. Ct. App. Tex., 3d Dist. Certiorari denied.

No. 21-573. *ROSEMAN v. INTERNATIONAL UNION, UNITED AUTOMOBILE, AEROSPACE AND AGRICULTURAL IMPLEMENT WORKERS OF AMERICA, ET AL.* C. A. 6th Cir. Certiorari denied.

No. 21-578. *RAYNOR v. WALKER ET AL.* Ct. App. Neb. Certiorari denied. Reported below: 29 Neb. App. 704, 958 N. W. 2d 459.

No. 21-580. *KORCHEVSKY v. UNITED STATES ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 5 F. 4th 279.

No. 21-585. *RIGGIN v. NORTH DAKOTA*. Sup. Ct. N. D. Certiorari denied. Reported below: 2021 ND 87, 959 N. W. 2d 855.

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No. 21–586. *DAZA v. INDIANA ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 2 F. 4th 681.

No. 21–592. *ISAACS v. UNIVERSITY OF SOUTHERN CALIFORNIA KECK SCHOOL OF MEDICINE ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 846 Fed. Appx. 519.

No. 21–600. *GARDNER ET AL. v. MUTZ, MAYOR OF THE CITY OF LAKELAND, FLORIDA, ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 857 Fed. Appx. 633.

No. 21–607. *WAHLBERG, INDIVIDUALLY AND AS TRUSTEE OF THE GREVER-BURKE TRUST AGREEMENT v. GREVER.* Dist. Ct. App. Fla., 2d Dist. Certiorari denied. Reported below: 321 So. 3d 745.

No. 21–609. *ANDERSON ET AL. v. SERVICE EMPLOYEES INTERNATIONAL UNION LOCAL 503 ET AL.* (Reported below: 854 Fed. Appx. 915); *DURST ET AL. v. OREGON EDUCATION ASSN. ET AL.* (854 Fed. Appx. 976); *MENDEZ ET AL. v. CALIFORNIA TEACHERS ASSN. ET AL.* (854 Fed. Appx. 920); and *SEAGER v. UNITED TEACHERS LOS ANGELES ET AL.* (854 Fed. Appx. 927). C. A. 9th Cir. Certiorari denied.

No. 21–611. *HAMILTON v. UNITED STATES ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 848 Fed. Appx. 564.

No. 21–621. *FLAHERTY ET AL. v. HOLLY HILL INVESTMENTS, LLC.* Ct. App. Cal., 2d App. Dist., Div. 5. Certiorari denied.

No. 21–625. *PALMER v. SOUTH CAROLINA.* Ct. App. S. C. Certiorari denied. Reported below: 427 S. C. 36, 829 S. E. 2d 255.

No. 21–631. *WILSON, AS EXECUTRIX OF THE ESTATE OF WILSON, ET AL. v. UNITED STATES.* C. A. 2d Cir. Certiorari denied. Reported below: 6 F. 4th 432.

No. 21–635. *FIELDS v. CINCINNATI, OHIO POLICE DEPARTMENT, ET AL.* C. A. 6th Cir. Certiorari denied.

No. 21–636. *ASPILAIRE v. GARLAND, ATTORNEY GENERAL.* C. A. 11th Cir. Certiorari denied. Reported below: 992 F. 3d 1248.

No. 21–638. *WATKINS ET AL. v. SPECTOR ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 999 F.3d 1247.

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No. 21-647. *PERDUE v. SANOFI-AVENTIS U. S. LLC*. C. A. 4th Cir. Certiorari denied. Reported below: 999 F. 3d 954.

No. 21-649. *WALDER VACUFLO, INC. v. ILLINOIS HUMAN RIGHTS COMMISSION ET AL.* Sup. Ct. Ill. Certiorari denied.

No. 21-650. *DURRANI v. GARLAND, ATTORNEY GENERAL*. C. A. 9th Cir. Certiorari denied. Reported below: 846 Fed. Appx. 534.

No. 21-652. *DUNCAN, AS PERSONAL REPRESENTATIVE OF THE ESTATE OF DUNCAN, DECEASED v. LIBERTY MUTUAL INSURANCE Co.* C. A. 6th Cir. Certiorari denied. Reported below: 854 Fed. Appx. 652.

No. 21-654. *FREI ET AL. v. TARO PHARMACEUTICALS U. S. A., INC.* C. A. 2d Cir. Certiorari denied. Reported below: 844 Fed. Appx. 444.

No. 21-655. *BUTLER v. PORTER ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 999 F. 3d 287.

No. 21-656. *OIRYA v. BRIGHAM YOUNG UNIVERSITY*. C. A. 10th Cir. Certiorari denied. Reported below: 854 Fed. Appx. 968.

No. 21-660. *FREELANCER INTERNATIONAL PTY LTD. ET AL. v. UPWORK GLOBAL, INC., ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 851 Fed. Appx. 40.

No. 21-662. *BRIGHT-ASANTE v. SAKS & Co., INC., ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 855 Fed. Appx. 40.

No. 21-664. *DOWNEY v. TOLEDO, OHIO*. C. A. 6th Cir. Certiorari denied.

No. 21-665. *TERRY v. KIJAKAZI, ACTING COMMISSIONER OF SOCIAL SECURITY*. C. A. 9th Cir. Certiorari denied. Reported below: 998 F.3d 1010.

No. 21-666. *PARKER WAICHMAN, LLP, ET AL. v. LEVIN ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 861 Fed. Appx. 730.

No. 21-667. *HATCH v. STATE OF MINNESOTA, CITY OF MINNEAPOLIS METROPOLITAN AIRPORTS COMMISSION*. Sup. Ct. Minn. Certiorari denied. Reported below: 962 N. W. 2d 661.

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No. 21–668. *KINNEY v. UNITED STATES ET AL.* C. A. 9th Cir. Certiorari denied.

No. 21–670. *GONZALEZ v. QUALITY LOAN SERVICE CORP.* Ct. App. Cal., 5th App. Dist. Certiorari denied.

No. 21–671. *EVANS v. COOPERATIVE RESPONSE CENTER, INC.* C. A. 8th Cir. Certiorari denied. Reported below: 996 F.3d 539.

No. 21–672. *BARGER v. FIRST DATA CORP.* C. A. 2d Cir. Certiorari denied. Reported below: 851 Fed. Appx. 278.

No. 21–673. *AUSTIN v. MCCANN, JUDGE, ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 851 Fed. Appx. 173.

No. 21–680. *SALISBURY v. CITY OF SANTA MONICA, CALIFORNIA.* C. A. 9th Cir. Certiorari denied. Reported below: 998 F. 3d 852.

No. 21–685. *KHOCHINSKY v. REPUBLIC OF POLAND.* C. A. D. C. Cir. Certiorari denied. Reported below: 1 F. 4th 1.

No. 21–689. *FERNANDEZ TAVERAS v. GARLAND, ATTORNEY GENERAL.* C. A. 3d Cir. Certiorari denied. Reported below: 842 Fed. Appx. 762.

No. 21–691. *FG SRC LLC v. MICROSOFT CORP.* (two judgments). C. A. Fed. Cir. Certiorari denied. Reported below: 847 Fed. Appx. 915 (second judgment) and 916 (first judgment).

No. 21–695. *ANDERSON v. NEW JERSEY.* Sup. Ct. N. J. Certiorari denied. Reported below: 248 N. J. 53, 256 A. 3d 981.

No. 21–696. *STAND UP FOR CALIFORNIA! ET AL. v. DEPARTMENT OF THE INTERIOR ET AL.* C. A. D. C. Cir. Certiorari denied. Reported below: 994 F. 3d 616.

No. 21–697. *CLARK ET AL. v. COUNCIL OF UNIT OWNERS OF THE 100 HARBORVIEW DRIVE CONDOMINIUM.* C. A. 4th Cir. Certiorari denied. Reported below: 857 Fed. Appx. 729.

No. 21–698. *BUTLER COUNTY, PENNSYLVANIA, ET AL. v. WOLF, GOVERNOR OF PENNSYLVANIA, ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 8 F. 4th 226.

No. 21–701. *OAKLEY GRAIN, INC., ET AL. v. RICE, CHAPTER 7 TRUSTEE, ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 848 Fed. Appx. 225.

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No. 21-709. CLARK ET AL. *v.* STONE ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 998 F. 3d 287.

No. 21-712. JENKINS *v.* FLORIDA. Dist. Ct. App. Fla., 4th Dist. Certiorari denied. Reported below: 321 So. 3d 839.

No. 21-714. WRIGHT ET AL. *v.* BUYER ET AL. Ct. App. Tenn. Certiorari denied.

No. 21-720. RATHEAL *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied.

No. 21-722. SALVESON ET AL. *v.* JPMORGAN CHASE & CO. ET AL. C. A. 2d Cir. Certiorari denied. Reported below: 860 Fed. Appx. 207.

No. 21-732. JAMA *v.* GARLAND, ATTORNEY GENERAL. C. A. 8th Cir. Certiorari denied. Reported below: 990 F. 3d 1109.

No. 21-733. DANDRIDGE *v.* WALMART STORES, INC. C. A. 11th Cir. Certiorari denied. Reported below: 844 Fed. Appx. 214.

No. 21-736. SANCHEZ *v.* GARLAND, ATTORNEY GENERAL. C. A. 5th Cir. Certiorari denied. Reported below: 856 S. W. 3d 523.

No. 21-737. BAGLEY, INDIVIDUALLY AND AS REPRESENTATIVE OF THE ESTATE OF BAGLEY *v.* ROGERS ET AL. Sup. Ct. Tex. Certiorari denied. Reported below: 623 S. W. 3d 343.

No. 21-743. LEMPAR *v.* LUMPKIN, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION. C. A. 5th Cir. Certiorari denied.

No. 21-745. ALEXANDER ET AL. *v.* PSFS 3 CORP. Sup. Ct. Iowa. Certiorari denied. Reported below: 962 N. W. 2d 810.

No. 21-748. NWOKE *v.* UNIVERSITY OF CHICAGO MEDICAL CENTER. C. A. 7th Cir. Certiorari denied.

No. 21-749. TANNER, VILLAGE OF UNION SPRINGS CODE ENFORCEMENT OFFICER, ET AL. *v.* CAYUGA NATION ET AL. C. A. 2d Cir. Certiorari denied. Reported below: 6 F. 4th 361.

No. 21-750. KNABB *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied.

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No. 21-751. *SLAUGHTER v. LOUISIANA STATE EMPLOYEES' RETIREMENT SYSTEM*. Ct. App. La., 1st Cir. Certiorari denied. Reported below: 2020-0881 (La. App. 1 Cir. 3/25/21), 322 So. 3d 839.

No. 21-754. *PARROTT v. TATUM, WARDEN*. Sup. Ct. Ga. Certiorari denied.

No. 21-755. *PAGE ET AL. v. DEMOCRATIC NATIONAL COMMITTEE ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 2 F. 4th 630.

No. 21-756. *DOUNG v. GARLAND, ATTORNEY GENERAL*. C. A. 9th Cir. Certiorari denied. Reported below: 840 Fed. Appx. 977.

No. 21-774. *MUNGER ET AL. v. DAVIS ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 11 F. 4th 604.

No. 21-776. *DUNCAN, AS NEXT FRIEND OF THRASH, ET AL. v. BARINA, AS GUARDIAN OF THE ESTATE OF THRASH, ET AL.* Ct. App. Tex., 4th Dist. Certiorari denied.

No. 21-780. *MARTINEZ v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 853 Fed. Appx. 416.

No. 21-785. *RICCARDI v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 859 Fed. Appx. 590.

No. 21-799. *PRITCHARD v. METROPOLITAN WASHINGTON AIRPORTS AUTHORITY*. C. A. 4th Cir. Certiorari denied. Reported below: 860 Fed. Appx. 825.

No. 21-809. *GALLO v. DISTRICT OF COLUMBIA*. Ct. App. D. C. Certiorari denied. Reported below: 260 A. 3d 690.

No. 21-812. *WHITSERVE LLC v. DROPBOX, INC.* C. A. Fed. Cir. Certiorari denied. Reported below: 854 Fed. Appx. 367.

No. 21-822. *PATRICK ET AL. v. ALASKA PUBLIC OFFICES COMMISSION*. Sup. Ct. Alaska. Certiorari denied. Reported below: 494 P. 3d 53.

No. 21-827. *KITLINSKI ET UX. v. DEPARTMENT OF JUSTICE ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 994 F. 3d 224.

No. 21-829. *HARDIN v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 998 F. 3d 582.

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No. 21–830. *IN RE SPECIAL INVESTIGATION MISC. 1064*. Ct. App. Md. Certiorari denied.

No. 21–834. *LIBERTARIAN PARTY OF MINNESOTA ET AL. v. SIMON, MINNESOTA SECRETARY OF STATE*. C. A. 8th Cir. Certiorari denied.

No. 21–836. *FLAVELL v. INTERNATIONAL BANK FOR RECONSTRUCTION AND DEVELOPMENT*. C. A. D. C. Cir. Certiorari denied.

No. 21–849. *SLIDEWATERS LLC v. WASHINGTON DEPARTMENT OF LABOR AND INDUSTRIES ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 4 F. 4th 747.

No. 21–872. *LEE v. MEYER, WARDEN, ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 858 Fed. Appx. 278.

No. 21–873. *GOODLOE v. BRANNON, WARDEN*. C. A. 7th Cir. Certiorari denied. Reported below: 4 F. 4th 445.

No. 21–876. *WILLIAMS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 21–5104. *TOMES v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 990 F. 3d 500.

No. 21–5109. *TRIPODIS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 21–5226. *WARD RIP v. LUMPKIN, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION*. C. A. 5th Cir. Certiorari denied. Reported below: 838 Fed. Appx. 99.

No. 21–5274. *SMITH v. GARLAND, ATTORNEY GENERAL*. C. A. 11th Cir. Certiorari denied. Reported below: 983 F. 3d 1206.

No. 21–5305. *ROSALES-GONZALEZ v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 850 Fed. Appx. 668.

No. 21–5307. *STRICKLAND v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 842 Fed. Appx. 855.

No. 21–5426. *SHOCKLEY v. LUMPKIN, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION*. C. A. 5th Cir. Certiorari denied.

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No. 21–5458. *DULAURENCE v. WOODLOCK, JUDGE, UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MASSACHUSETTS*. C. A. 1st Cir. Certiorari denied.

No. 21–5561. *CADE v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied.

No. 21–5633. *MCLAIN v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 849 Fed. Appx. 590.

No. 21–5634. *FORBES v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 842 Fed. Appx. 764.

No. 21–5657. *COSNER v. UNITED STATES*. C. A. 5th Cir. Certiorari denied.

No. 21–5666. *CAMPBELL v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 986 F. 3d 782.

No. 21–5711. *RAMIREZ v. CALIFORNIA*. Sup. Ct. Cal. Certiorari denied. Reported below: 10 Cal. 5th 983, 479 P. 3d 797.

No. 21–5731. *SISK v. UNITED STATES*. C. A. 7th Cir. Certiorari denied.

No. 21–5754. *CARTER v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 969 F. 3d 1239.

No. 21–5778. *HUTCHINSON v. DIXON, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS*. C. A. 11th Cir. Certiorari denied.

No. 21–5795. *GUILLEN v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 995 F. 3d 1095.

No. 21–5804. *DOOR v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 996 F. 3d 606.

No. 21–5886. *MCGARITY v. BIRMINGHAM PUBLIC SCHOOLS, DBA WEST MAPLE ELEMENTARY - BLOOMFIELD HILLS*. C. A. 6th Cir. Certiorari denied.

No. 21–5889. *ALEJANDRO HERNANDEZ v. LUMPKIN, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 21–5911. *HERMAN v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 997 F. 3d 251.

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No. 21–5926. *KUNIK v. NEW YORK CITY DEPARTMENT OF EDUCATION ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 842 Fed. Appx. 668.

No. 21–5933. *LOGGINS v. KANSAS.* Ct. App. Kan. Certiorari denied.

No. 21–5941. *MORELLI v. HYMAN ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 852 Fed. Appx. 287.

No. 21–5942. *WOOLEN v. CALIFORNIA.* Sup. Ct. Cal. Certiorari denied.

No. 21–5943. *WARD v. DIXON, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS.* C. A. 11th Cir. Certiorari denied.

No. 21–5951. *BAUMGARTEN v. EVANS.* Ct. App. Wash. Certiorari denied. Reported below: 13 Wash. App. 2d 1037.

No. 21–5959. *FIFIELD v. DIXON, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 849 Fed. Appx. 829.

No. 21–5961. *HORSLEY v. OHIO.* Ct. App. Ohio, 4th App. Dist., Pickaway County. Certiorari denied.

No. 21–5968. *STEMAN v. FLORIDA.* Dist. Ct. App. Fla., 2d Dist. Certiorari denied.

No. 21–5979. *SULLIVAN v. KENNEDY ET AL.* C. A. 9th Cir. Certiorari denied.

No. 21–5981. *SARABIAN v. HALLIBURTON LOGGING SERVICES.* C. A. 5th Cir. Certiorari denied.

No. 21–5983. *KAMMERER v. STATE BAR OF CALIFORNIA.* Sup. Ct. Cal. Certiorari denied.

No. 21–5988. *JONES v. MARYLAND.* Ct. Sp. App. Md. Certiorari denied. Reported below: 248 Md. App. 756.

No. 21–5990. *ALANA v. MARTEL, WARDEN.* C. A. 9th Cir. Certiorari denied.

No. 21–5994. *WASHBURN v. NUNEZ ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 848 Fed. Appx. 142.

No. 21–5996. *WEISS v. CALIFORNIA.* Ct. App. Cal., 4th App. Dist., Div. 2. Certiorari denied.

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No. 21–6008. *PORTER v. ARIZONA*. Sup. Ct. Ariz. Certiorari denied. Reported below: 251 Ariz. 293, 491 P. 3d 1100.

No. 21–6012. *RIMMER v. TENNESSEE*. Sup. Ct. Tenn. Certiorari denied. Reported below: 623 S. W. 3d 235.

No. 21–6013. *REED v. DIXON ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 847 Fed. Appx. 362.

No. 21–6015. *WALDEN v. SHINN, DIRECTOR, ARIZONA DEPARTMENT OF CORRECTIONS, REHABILITATION AND REENTRY*. C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 3d 1183.

No. 21–6016. *WARE v. CITY OF ATLANTA, GEORGIA, ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 861 Fed. Appx. 791.

No. 21–6018. *COMPELLEEBEE v. OKLAHOMA*. Ct. Crim. App. Okla. Certiorari denied.

No. 21–6021. *ROBINSON v. HOLBROOK, WARDEN*. C. A. 9th Cir. Certiorari denied.

No. 21–6026. *GAINES v. TEXAS* (two judgments). Ct. Crim. App. Tex. Certiorari denied.

No. 21–6030. *DAVIS v. OKLAHOMA*. Ct. Crim. App. Okla. Certiorari denied.

No. 21–6031. *THOMAS v. MOODY, ATTORNEY GENERAL OF FLORIDA, ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 992 F. 3d 1162.

No. 21–6039. *HILL v. TENNESSEE*. Ct. Crim. App. Tenn. Certiorari denied.

No. 21–6040. *HOLGER v. STATE OF ALASKA, INC., ET AL.* C. A. 9th Cir. Certiorari denied.

No. 21–6043. *SYMONETTE v. FLORIDA*. Dist. Ct. App. Fla., 3d Dist. Certiorari denied. Reported below: 317 So. 3d 191.

No. 21–6047. *JEANFORT v. FLORIDA ATLANTIC UNIVERSITY BOARD OF TRUSTEES, AKA FLORIDA ATLANTIC UNIVERSITY*. Dist. Ct. App. Fla., 4th Dist. Certiorari denied. Reported below: 320 So. 3d 751.

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No. 21–6057. *KORTE v. CALIFORNIA ET AL.* C. A. 9th Cir. Certiorari denied.

No. 21–6058. *LOLA v. FLORIDA.* Dist. Ct. App. Fla., 3d Dist. Certiorari denied.

No. 21–6061. *JOHNSON v. AMES, SUPERINTENDENT, MOUNT OLIVE CORRECTIONAL COMPLEX.* C. A. 4th Cir. Certiorari denied. Reported below: 837 Fed. Appx. 992.

No. 21–6065. *BELCHER v. ALABAMA.* Ct. Crim. App. Ala. Certiorari denied.

No. 21–6066. *WOODS v. ALINA’S REAL ESTATE, LLC; and WOODS v. COLLINS, TRUSTEE.* C. A. 1st Cir. Certiorari denied.

No. 21–6067. *WILLS v. PSZCZOLKOWSKI, SUPERINTENDENT, NORTHERN CORRECTIONAL FACILITY.* Sup. Ct. App. W. Va. Certiorari denied.

No. 21–6072. *SAKUMA v. ASSOCIATION OF APARTMENT OWNERS OF THE TROPICS OF WAIKELE ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 834 Fed. Appx. 389.

No. 21–6074. *GACHO v. ILLINOIS.* App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 2020 IL App (1st) 190597–U.

No. 21–6083. *OSGOOD v. ALABAMA.* Ct. Crim. App. Ala. Certiorari denied.

No. 21–6084. *JONES v. JOBE.* Ct. App. Kan. Certiorari denied. Reported below: 59 Kan. App. 2d xxiii, 474 P. 3d 810.

No. 21–6085. *KNECHT v. FLORIDA DEPARTMENT OF CORRECTIONS ET AL.* Dist. Ct. App. Fla., 1st Dist. Certiorari denied. Reported below: 322 So. 3d 1221.

No. 21–6088. *BRASS v. FORD, ATTORNEY GENERAL OF NEVADA, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 21–6093. *LEISER v. HOFFMANN ET AL.* C. A. 7th Cir. Certiorari denied.

No. 21–6094. *JOHNSON v. BABCOCK, SENIOR JUDGE, UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLORADO.* C. A. 10th Cir. Certiorari denied.

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No. 21–6095. *JOHNSON v. NUNEZ ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 851 Fed. Appx. 893.

No. 21–6097. *HINES v. OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE STAFF ET AL.* C. A. 2d Cir. Certiorari denied.

No. 21–6101. *TIMMS v. LUMPKIN, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION.* C. A. 5th Cir. Certiorari denied.

No. 21–6103. *ESTRADA v. CALIFORNIA.* Ct. App. Cal., 4th App. Dist., Div. 2. Certiorari denied.

No. 21–6104. *HITT v. VIRGINIA.* Sup. Ct. Va. Certiorari denied.

No. 21–6108. *PARADISE L. v. ARIZONA DEPARTMENT OF CHILD SAFETY ET AL.* Ct. App. Ariz. Certiorari denied.

No. 21–6114. *GRANT v. FLORIDA* (Reported below: 322 So. 3d 60); *GRANT v. BASSETT* (322 So. 3d 60); and *GRANT v. FLORIDA* (322 So. 3d 60). Dist. Ct. App. Fla., 2d Dist. Certiorari denied.

No. 21–6121. *LARIO-RIOS v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 855 Fed. Appx. 956.

No. 21–6125. *GRIEGO JIMENEZ v. TEXAS.* Ct. App. Tex., 14th Dist. Certiorari denied.

No. 21–6129. *RAGIN v. SUPREME COURT OF VIRGINIA.* Sup. Ct. Va. Certiorari denied.

No. 21–6134. *ROSALES v. LUMPKIN, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION.* C. A. 5th Cir. Certiorari denied.

No. 21–6138. *CORTINAS v. GENTRY ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 859 Fed. Appx. 159.

No. 21–6149. *PALMA v. MASSACHUSETTS.* App. Ct. Mass. Certiorari denied. Reported below: 99 Mass. App. 1129, 170 N. E. 3d 359.

No. 21–6151. *TERRY v. STIRLING, COMMISSIONER, SOUTH CAROLINA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 854 Fed. Appx. 475.

No. 21–6153. *WIJE v. BURNS ET AL.* Ct. App. Tex., 1st Dist. Certiorari denied.

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No. 21–6158. *COLARTE v. FLORIDA*. Dist. Ct. App. Fla., 4th Dist. Certiorari denied. Reported below: 316 So. 3d 358.

No. 21–6163. *LYNCH v. NEW YORK STATE JUSTICE CENTER FOR THE PROTECTION OF PEOPLE WITH SPECIAL NEEDS*. App. Div., Sup. Ct. N. Y., 2d Jud. Dept. Certiorari denied. Reported below: 190 App. Div. 3d 1063, 139 N. Y. S. 3d 426.

No. 21–6165. *ASH v. MINNESOTA ET AL.* C. A. 8th Cir. Certiorari denied.

No. 21–6167. *JAMES v. COOPER ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 860 Fed. Appx. 40.

No. 21–6168. *WHITE v. LUMPKIN, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 21–6169. *YAAG v. BAKER, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 21–6170. *WEBB v. NORTHAM, GOVERNOR OF VIRGINIA, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 851 Fed. Appx. 407.

No. 21–6172. *SULZNER v. UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF IOWA*. C. A. 8th Cir. Certiorari denied.

No. 21–6173. *SALU v. NEW YORK STATE JUSTICE CENTER FOR THE PROTECTION OF PEOPLE WITH SPECIAL NEEDS*. App. Div., Sup. Ct. N. Y., 2d Jud. Dept. Certiorari denied. Reported below: 190 App. Div. 3d 1059, 139 N. Y. S. 3d 417.

No. 21–6174. *SMITH v. ARKANSAS*. Sup. Ct. Ark. Certiorari denied. Reported below: 2021 Ark. 131.

No. 21–6182. *ARGUETA LARIOS v. UNITED STATES*;

No. 21–6225. *GUZMAN ET AL. v. UNITED STATES*; and

No. 21–6268. *MARTINEZ v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 6 F. 4th 63.

No. 21–6188. *DOODY v. ARIZONA*. Ct. App. Ariz. Certiorari denied.

No. 21–6189. *TURNBULL v. GARLAND, ATTORNEY GENERAL*. C. A. 6th Cir. Certiorari denied.

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No. 21–6194. *HIKMATOV v. GARLAND, ATTORNEY GENERAL*. C. A. 9th Cir. Certiorari denied.

No. 21–6195. *FAIRCHILD v. KENTUCKY*. Ct. App. Ky. Certiorari denied.

No. 21–6197. *KINGBIRD v. JANSSEN, WARDEN*. C. A. 8th Cir. Certiorari denied.

No. 21–6198. *SMITH v. EINERSON, ACTING SUPERINTENDENT, SPRING CREEK CORRECTIONAL CENTER*. C. A. 9th Cir. Certiorari denied.

No. 21–6199. *SAMSON v. NORTH CAROLINA ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 848 Fed. Appx. 581.

No. 21–6206. *BARCELONA v. PARISH ET AL.* C. A. 11th Cir. Certiorari denied.

No. 21–6209. *COBBINS v. ILLINOIS*. App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 2021 IL App (1st) 181660–U.

No. 21–6213. *MERGENTHALER v. BARNARD*. C. A. 3d Cir. Certiorari denied.

No. 21–6214. *OYIBO v. NORTH SHORE UNIVERSITY HOSPITAL ET AL.* C. A. 2d Cir. Certiorari denied.

No. 21–6216. *KULICK v. LEISURE VILLAGE ASSN., INC., ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 851 Fed. Appx. 759.

No. 21–6218. *BARNETT v. COLORADO*. Ct. App. Colo. Certiorari denied. Reported below: 490 P. 3d 1000.

No. 21–6219. *LINDSTEDT ET AL. v. REO*. Ct. App. Ohio, 11th App. Dist., Lake County. Certiorari denied. Reported below: 2020-Ohio-6674.

No. 21–6220. *WILLIAMS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied.

No. 21–6222. *BERCOON v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 989 F. 3d 1178.

No. 21–6227. *CORDERO v. GRAMP, ADMINISTRATOR, EAST JERSEY STATE PRISON*. C. A. 3d Cir. Certiorari denied.

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No. 21–6240. *CLEMONS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 855 Fed. Appx. 171.

No. 21–6249. *ROSA v. GELB, SUPERINTENDENT, SOUZA BARANOWSKI CORRECTIONAL CENTER*. C. A. 1st Cir. Certiorari denied.

No. 21–6253. *AGUIRRE-RIVERA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 8 F. 4th 405.

No. 21–6255. *ARVIZU-LOREDO v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 855 Fed. Appx. 963.

No. 21–6256. *GOMEZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 849 Fed. Appx. 499.

No. 21–6259. *ARNDT v. WOFFORD, SUPERINTENDENT, WASHINGTON CORRECTIONS CENTER FOR WOMEN*. C. A. 9th Cir. Certiorari denied.

No. 21–6262. *PADILLA v. TEXAS*. Ct. App. Tex., 3d Dist. Certiorari denied.

No. 21–6272. *PERLOV v. CALIFORNIA*. Ct. App. Cal., 1st App. Dist., Div. 2. Certiorari denied.

No. 21–6273. *ROLLINS v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 861 Fed. Appx. 257.

No. 21–6274. *RIVERA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied.

No. 21–6275. *DOOLEY v. KENTUCKY*. Sup. Ct. Ky. Certiorari denied. Reported below: 626 S. W. 3d 487.

No. 21–6284. *BACCUS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 855 Fed. Appx. 970.

No. 21–6286. *HENDERSON v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 998 F. 3d 1071.

No. 21–6287. *HERNANDEZ-GALARZA v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 21–6290. *BURCH v. WISCONSIN*. Sup. Ct. Wis. Certiorari denied. Reported below: 2021 WI 68, 398 Wis. 2d 1, 961 N. W. 2d 314.

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No. 21–6292. *BOHLINGER v. NEAL, WARDEN*. C. A. 7th Cir. Certiorari denied.

No. 21–6296. *DESPER v. CLARKE, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 1 F. 4th 236.

No. 21–6300. *CARDENAS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 850 Fed. Appx. 268.

No. 21–6305. *VOLK v. STATE BAR OF CALIFORNIA*. Sup. Ct. Cal. Certiorari denied.

No. 21–6308. *SANDERS v. CHRISTWOOD*. C. A. 5th Cir. Certiorari denied. Reported below: 858 Fed. Appx. 698.

No. 21–6310. *SANTOS v. BRANNON-DORTCH, WARDEN*. C. A. 7th Cir. Certiorari denied.

No. 21–6312. *MELGAR-DIAZ ET AL. v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 2 F. 4th 1263.

No. 21–6314. *CUSHING v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 10 F. 4th 1055.

No. 21–6318. *ALDRIDGE v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 858 Fed. Appx. 738.

No. 21–6320. *JORDAN-MCFEELY v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 859 Fed. Appx. 823.

No. 21–6321. *RODRIGUEZ-MACEDO v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 856 Fed. Appx. 546.

No. 21–6322. *TREJO-RAMOS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 850 Fed. Appx. 315.

No. 21–6323. *WILLIAMS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 850 Fed. Appx. 313.

No. 21–6324. *ALFREDO RAMIREZ v. UNITED STATES*. C. A. 9th Cir. Certiorari denied.

No. 21–6325. *REED v. VANNOY, WARDEN*. C. A. 5th Cir. Certiorari denied.

No. 21–6327. *FERRARA v. VIRGINIA*. Sup. Ct. Va. Certiorari denied. Reported below: 299 Va. 438, 854 S. E. 2d 652.

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No. 21–6329. *BLAKENEY v. UNITED STATES*. C. A. 8th Cir. Certiorari denied.

No. 21–6332. *MERRETT v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 9 F. 4th 713.

No. 21–6333. *PHILIPPEAUX v. UNITED STATES*. C. A. Fed. Cir. Certiorari denied.

No. 21–6334. *HENRY v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 1 F. 4th 1315.

No. 21–6335. *CHI MAK v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 856 Fed. Appx. 650.

No. 21–6336. *BETTS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 851 Fed. Appx. 529.

No. 21–6338. *FANNING v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 858 Fed. Appx. 104.

No. 21–6339. *GAUR v. DEPARTMENT OF DEFENSE*. C. A. 4th Cir. Certiorari denied. Reported below: 857 Fed. Appx. 157.

No. 21–6341. *FOLTZ v. WYOMING DEPARTMENT OF CORRECTIONS ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 860 Fed. Appx. 597.

No. 21–6342. *HERNANDEZ v. KIJAKAZI, ACTING COMMISSIONER OF SOCIAL SECURITY*. C. A. 4th Cir. Certiorari denied. Reported below: 837 Fed. Appx. 196.

No. 21–6343. *ROBINS v. SALAMON, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT ROCKVIEW, ET AL.* C. A. 3d Cir. Certiorari denied.

No. 21–6345. *SCHENCK v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 3 F. 4th 943.

No. 21–6346. *REED v. DIXON, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS*. C. A. 11th Cir. Certiorari denied.

No. 21–6347. *SHOLLEY-GONZALEZ v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 996 F. 3d 887.

No. 21–6351. *HARVEY v. GEORGIA*. Sup. Ct. Ga. Certiorari denied. Reported below: 312 Ga. 263, 862 S. E. 2d 120.

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No. 21–6352. *ISRAEL v. GARLAND, ATTORNEY GENERAL*. C. A. 11th Cir. Certiorari denied. Reported below: 861 Fed. Appx. 371.

No. 21–6353. *ALLWINE v. MINNESOTA*. Sup. Ct. Minn. Certiorari denied. Reported below: 963 N. W. 2d 178.

No. 21–6355. *PARKER v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 3 F. 4th 178.

No. 21–6357. *REID v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 823 Fed. Appx. 223.

No. 21–6360. *WILLIAMS v. UNITED STATES*. C. A. 6th Cir. Certiorari denied.

No. 21–6361. *CRAWLEY v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 2 F. 4th 257.

No. 21–6362. *KRUPA v. UNITED STATES*. C. A. 6th Cir. Certiorari denied.

No. 21–6364. *FRIEND v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 992 F. 3d 728.

No. 21–6366. *CERON-ORTIZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 857 Fed. Appx. 826.

No. 21–6367. *WOOTEN v. FLORIDA*. Dist. Ct. App. Fla., 4th Dist. Certiorari denied. Reported below: 321 So. 3d 765.

No. 21–6368. *WEXLER v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied. Reported below: 625 S. W. 3d 162.

No. 21–6369. *DENSON v. TEXAS*. Ct. App. Tex., 14th Dist. Certiorari denied.

No. 21–6370. *COTTO, AKA GOMEZ, AKA ALFREDO GOMEZ v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 995 F. 3d 786.

No. 21–6371. *DARME, AKA DRAME v. GARLAND, ATTORNEY GENERAL*. C. A. 9th Cir. Certiorari denied. Reported below: 854 Fed. Appx. 831.

No. 21–6372. *BARTLEY v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 9 F. 4th 1128.

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No. 21–6378. *GARCIA-MEZA v. UNITED STATES*. C. A. 6th Cir. Certiorari denied.

No. 21–6379. *GOMEZ v. HAYNES, SUPERINTENDENT, STAFFORD CREEK CORRECTIONS CENTER*. C. A. 9th Cir. Certiorari denied.

No. 21–6380. *GIBBS v. HAMILTON, WARDEN*. Sup. Ct. Fla. Certiorari denied.

No. 21–6384. *STERLING v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 860 Fed. Appx. 92.

No. 21–6390. *CARRILLO-SERNA v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 848 Fed. Appx. 787.

No. 21–6391. *DUONG v. VANNOY, WARDEN*. Sup. Ct. La. Certiorari denied. Reported below: 2021–01032 (La. 11/10/21), 326 So. 3d 1229.

No. 21–6395. *KOKAYI v. UNITED STATES*. C. A. 4th Cir. Certiorari denied.

No. 21–6398. *BELFAST v. BRECKON, WARDEN*. C. A. 4th Cir. Certiorari denied. Reported below: 851 Fed. Appx. 421.

No. 21–6400. *EDWARDS v. MESQUITE INDEPENDENT SCHOOL DISTRICT*. C. A. 5th Cir. Certiorari denied.

No. 21–6402. *GIPSON v. UNITED STATES*. C. A. 5th Cir. Certiorari denied.

No. 21–6404. *NGOC HONG NGUYEN v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 850 Fed. Appx. 907.

No. 21–6406. *OWENS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 850 Fed. Appx. 901.

No. 21–6407. *PHILLIPS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 21–6409. *HARMER v. ARMEL, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT FAYETTE, ET AL.* C. A. 3d Cir. Certiorari denied.

No. 21–6411. *SHARP v. GOODRICH, WARDEN, ET AL.* C. A. 10th Cir. Certiorari denied.

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No. 21–6415. *KINCEN v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 21–6416. *DAVIC v. OHIO*. Ct. App. Ohio, 10th App. Dist., Franklin County. Certiorari denied. Reported below: 2021-Ohio-131, 166 N. E. 3d 681.

No. 21–6417. *CARTER v. MARYLAND*. Ct. Sp. App. Md. Certiorari denied. Reported below: 251 Md. App. 711 and 722.

No. 21–6418. *ASHEMUKE v. UNITED STATES*. C. A. 5th Cir. Certiorari denied.

No. 21–6419. *AGUILAR-HERNANDEZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 857 Fed. Appx. 196.

No. 21–6425. *MENDEZ-MARADIAGA v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 860 Fed. Appx. 650.

No. 21–6427. *LORENSITO GARRIDO v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 851 Fed. Appx. 486.

No. 21–6433. *SIMS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 11 F. 4th 315.

No. 21–6435. *WORLEY v. OHIO*. Sup. Ct. Ohio. Certiorari denied. Reported below: 164 Ohio St. 3d 589, 2021-Ohio-2207, 174 N. E. 3d 754.

No. 21–6436. *STEWART v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 852 Fed. Appx. 593.

No. 21–6437. *J. S. v. KANSAS*. Ct. App. Kan. Certiorari denied. Reported below: 58 Kan. App. 2d xix, 464 P. 3d 394.

No. 21–6441. *SCOTT v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 11 F. 4th 364.

No. 21–6442. *CARDON-CORTEZ v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 21–6445. *VAZQUEZ-OVALLE v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 851 Fed. Appx. 497.

No. 21–6447. *LAWRENCE v. UNITED STATES*. C. A. 5th Cir. Certiorari denied.

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No. 21-6449. *THOMAS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 997 F. 4th 603.

No. 21-6450. *ZINNEL v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 859 Fed. Appx. 149.

No. 21-6452. *MURRAY v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 861 Fed. Appx. 483.

No. 21-6454. *MYERS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied.

No. 21-6455. *PRETTY ON TOP v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 857 Fed. Appx. 914.

No. 21-6457. *LOPEZ-ORDONEZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 857 Fed. Appx. 828.

No. 21-6458. *CALLISON v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 2 F. 4th 1128.

No. 21-6459. *LOWELL v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 2 F. 4th 1291.

No. 21-6460. *JONES v. UNITED STATES*. C. A. 3d Cir. Certiorari denied.

No. 21-6461. *DUMITRU, AKA PARCALABOIU v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 991 F. 4th 427.

No. 21-6463. *CRESHAM v. CALIFORNIA*. Ct. App. Cal., 2d App. Dist., Div. 8. Certiorari denied.

No. 21-6465. *GIBSON v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 998 F. 3d 415 and 856 Fed. Appx. 727.

No. 21-6467. *GLENN v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 846 Fed. Appx. 110.

No. 21-6468. *FERNANDES v. MASSACHUSETTS*. Sup. Jud. Ct. Mass. Certiorari denied. Reported below: 487 Mass. 770, 170 N. E. 3d 286.

No. 21-6471. *NOESI v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

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No. 21–6473. *STUMPH v. OHIO*. Ct. App. Ohio, 1st App. Dist., Hamilton County. Certiorari denied. Reported below: 2021–Ohio–723.

No. 21–6476. *MURRAY v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 21–6482. *THOMAS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 851 Fed. Appx. 528.

No. 21–6487. *CANO v. UNITED STATES*. C. A. 9th Cir. Certiorari denied.

No. 21–6491. *MONTAGNE v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 854 Fed. Appx. 761.

No. 21–6499. *PRATT v. PENNSYLVANIA*. Super. Ct. Pa. Certiorari denied. Reported below: 249 A. 3d 1187.

No. 21–6500. *NEAL v. MISSISSIPPI*. Sup. Ct. Miss. Certiorari denied.

No. 21–6501. *PATTERSON v. UNITED STATES*. C. A. 6th Cir. Certiorari denied.

No. 21–6510. *SOLIS-VASQUEZ v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 10 F. 4th 59.

No. 21–6512. *KIGER v. HOOPER, WARDEN*. Sup. Ct. La. Certiorari denied. Reported below: 2021–00952 (La. 11/17/21), 327 So. 3d 490.

No. 21–6514. *HERNANDEZ RIVERA v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 854 Fed. Appx. 551.

No. 21–6518. *CARPENTER v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 858 Fed. Appx. 151.

No. 21–6520. *ZIMNY v. UNITED STATES*. C. A. 1st Cir. Certiorari denied.

No. 21–6521. *ALLEN v. MISSISSIPPI*. Ct. App. Miss. Certiorari denied. Reported below: 325 So. 3d 681.

No. 21–6522. *BANERJEE v. BANK OF AMERICA, N. A.* Ct. App. Md. Certiorari denied. Reported below: 470 Md. 207, 235 A. 3d 31.

No. 21–6523. *SOYBEL v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 13 F. 4th 584.

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No. 21–6524. *MJONESS v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 4 F. 4th 967.

No. 21–6525. *PATRICK v. UNITED STATES*. C. A. 6th Cir. Certiorari denied.

No. 21–6530. *THOMPSON v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 6 F. 4th 789.

No. 21–6534. *RODRIGUEZ v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 21–6537. *PETERS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied.

No. 21–6540. *DAKING v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 21–6542. *TRUJILLO v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 4 F. 4th 287.

No. 21–6544. *DIAZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied.

No. 21–6548. *CALHOUN-EL v. MARYLAND*. Ct. Sp. App. Md. Certiorari denied. Reported below: 250 Md. App. 756.

No. 21–6552. *CARR v. KALLIS, WARDEN*. C. A. 8th Cir. Certiorari denied.

No. 21–6554. *AMODEO v. WARDEN, FEDERAL CORRECTIONAL COMPLEX COLEMAN-LOW*. C. A. 11th Cir. Certiorari denied. Reported below: 984 F. 3d 992.

No. 21–6555. *SAUNDERS v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 852 Fed. Appx. 46.

No. 21–6556. *GRUNDY v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 15 F. 4th 473.

No. 21–6557. *GLOVER v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 8 F. 4th 239.

No. 21–6565. *MAYNOR v. HAYNES, SUPERINTENDENT, STAFFORD CREEK CORRECTIONS CENTER*. C. A. 9th Cir. Certiorari denied.

No. 21–6566. *BETHEA v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 859 Fed. Appx. 664.

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No. 21–6568. *NUNEZ-GONZALEZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied.

No. 21–6569. *MCDUGAL v. UNITED STATES*. C. A. 5th Cir. Certiorari denied.

No. 21–6570. *KELLEY v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 858 Fed. Appx. 159.

No. 21–6571. *BENITEZ v. MISSISSIPPI*. Sup. Ct. Miss. Certiorari denied.

No. 21–6572. *RAMOS-RAMOS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 852 Fed. Appx. 839.

No. 21–6573. *SHARPE v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 21–6576. *PEACOCK v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 859 Fed. Appx. 492.

No. 21–6581. *MOORE v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 855 Fed. Appx. 460.

No. 21–6582. *NUNEZ-UGARTE v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 852 Fed. Appx. 851.

No. 21–6583. *PICARD v. UNITED STATES*. C. A. 1st Cir. Certiorari denied.

No. 21–6585. *CRESPO v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 21–6587. *DARDEN v. UNITED STATES*. C. A. 6th Cir. Certiorari denied.

No. 21–6589. *GUINYARD v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 21–6591. *SPOTTSVILLE v. GEORGIA*. Ct. App. Ga. Certiorari denied.

No. 21–6592. *STANLEY v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 859 Fed. Appx. 104.

No. 21–6597. *WHREN v. UNITED STATES*. Ct. App. D. C. Certiorari denied.

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No. 21–6600. *WHEELER v. UNITED STATES*. C. A. 3d Cir. Certiorari denied.

No. 21–6615. *SANCHEZ v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 13 F. 4th 1063.

No. 21–6616. *SCHAAF v. SHOOP, WARDEN*. C. A. 6th Cir. Certiorari denied.

No. 21–6632. *SHOEMAKE v. MISSISSIPPI*. Ct. App. Miss. Certiorari denied. Reported below: 323 So. 3d 1093.

No. 21–6638. *GIBBONS v. MISSOURI*. Ct. App. Mo., Western Dist. Certiorari denied. Reported below: 629 S. W. 3d 60.

No. 21–6651. *GARY v. MISSISSIPPI*. Sup. Ct. Miss. Certiorari denied.

No. 21–6659. *SEALS v. VANNOY, WARDEN*. C. A. 5th Cir. Certiorari denied. Reported below: 1 F. 4th 362.

No. 21–6667. *BASTIAN v. SHINN, DIRECTOR, ARIZONA DEPARTMENT OF CORRECTIONS, REHABILITATION AND REENTRY, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 859 Fed. Appx. 165.

No. 21–548. *ZAWISTOWSKI v. KRAMER ET AL.* C. A. 7th Cir. Certiorari denied. JUSTICE BARRETT took no part in the consideration or decision of this petition. Reported below: 820 Fed. Appx. 481.

No. 21–630. *BARNETT v. RAOUL, ATTORNEY GENERAL OF ILLINOIS, ET AL.* C. A. 7th Cir. Certiorari denied. JUSTICE BARRETT took no part in the consideration or decision of this petition. Reported below: 844 Fed. Appx. 916.

No. 21–659. *ASOCIACIÓN DE PERIODISTAS DE PUERTO RICO v. COMMONWEALTH OF PUERTO RICO ET AL.* Sup. Ct. P. R. Motion of Jack Jordan for leave to file brief as *amicus curiae* granted. Certiorari denied.

No. 21–786. *CROCKER v. BEATTY, DEPUTY SHERIFF, MARTIN COUNTY, FLORIDA*. C. A. 11th Cir. Motion of The Rutherford Institute for leave to file brief as *amicus curiae* granted. Certiorari denied. Reported below: 995 F. 3d 1232.

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No. 21–5099. *GUERRANT v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 849 Fed. Appx. 410.

Statement of JUSTICE SOTOMAYOR, with whom JUSTICE BARRETT joins, respecting the denial of certiorari.

Defendants who have two prior felony convictions for a “controlled substance offense” qualify as “career offender[s]” under the Federal Sentencing Guidelines. See United States Sentencing Commission, Guidelines Manual § 4B1.1(a) (Nov. 2021) (USSG). As a result, they generally face dramatically higher sentencing ranges for their crime of conviction.

This petition implicates a split among the Courts of Appeals over the proper definition of a “controlled substance offense,” and, accordingly, over which defendants qualify as career offenders. In relevant part, USSG § 4B1.2(b) defines a “controlled substance offense” as “an offense under federal or state law . . . that prohibits the manufacture, import, export, distribution, or dispensing of a controlled substance (or a counterfeit substance) or the possession of” such substances with intent to engage in such activities. The Guidelines do not define the term “controlled substance.”

The Second and Ninth Circuits have turned to federal law to define the term: In those Circuits, a defendant has committed a controlled substance offense only if the offense involved a substance listed in the Controlled Substances Act (CSA), 21 U. S. C. § 801 *et seq.* See *United States v. Bautista*, 989 F. 3d 698, 702–704 (CA9 2021); *United States v. Townsend*, 897 F. 3d 66, 68, 71 (CA2 2018). The First and Fifth Circuits have not directly resolved the question, but have indicated agreement with this approach. See *United States v. Crocco*, 15 F. 4th 20, 23–25 (CA1 2021) (describing reference to federal law as “appealing” and reference to state law as “fraught with peril”); *United States v. Gomez-Alvarez*, 781 F. 3d 787, 792–794 (CA5 2015) (relying on the CSA to interpret the term “controlled substance” in USSG § 2L1.2). In contrast, the Fourth Circuit, where the instant petition arose, along with the Seventh, Eighth, and Tenth Circuits, defines what qualifies as a “controlled substance” based on the relevant state law. See *United States v. Jones*, 15 F. 4th 1288, 1291–1296 (CA10 2021); *United States v. Henderson*, 11 F. 4th 713, 718–719 (CA8 2021); *United States v. Ward*, 972 F. 3d 364, 371–374 (CA4 2020); *United States v. Ruth*, 966 F. 3d 642, 651–654 (CA7 2020). Defendants in those Circuits therefore qualify as career offenders

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for federal sentencing purposes even if their only prior offenses involved substances not prohibited under federal law. As a result, they are subject to far higher terms of imprisonment for the same offenses as compared to defendants similarly situated in the Second or Ninth Circuits.*

It is the responsibility of the Sentencing Commission to address this division to ensure fair and uniform application of the Guidelines. Cf. *Braxton v. United States*, 500 U. S. 344, 348 (1991). In March 2021, I wrote concerning an unresolved Circuit split over the proper interpretation of a Guideline. See *Longoria v. United States*, 592 U. S. 1343 (statement respecting denial of certiorari). The Sentencing Commission lacked a quorum of voting members then, and it still does today. At this point, the Sentencing Commission has not had a quorum for three full years. As the instant petition illustrates, the resultant unresolved divisions among the Courts of Appeals can have direct and severe consequences for defendants' sentences. I hope in the near future the Commission will be able to resume its important function in our criminal justice system.

No. 21–6203. *WALKER v. SHAPIRO, ATTORNEY GENERAL OF PENNSYLVANIA, ET AL.* C. A. 3d Cir. Certiorari denied. JUSTICE ALITO took no part in the consideration or decision of this petition.

No. 21–6505. *BOSTICK v. UNITED STATES.* C. A. D. C. Cir. Certiorari denied. JUSTICE KAVANAUGH took no part in the consideration or decision of this petition. Reported below: 839 Fed. Appx. 556.

Rehearing Denied

No. 20–1719. *SHAY v. SIEGEL*, 595 U. S. 920;

No. 20–7891. *SHAREEF v. BUTLER COUNTY PUBLIC NEWSPAPER ET AL.*, 595 U. S. 928;

No. 20–7933. *JACOBS v. 35 WEST APARTMENTS*, 595 U. S. 929;

No. 20–8012. *Vo v. CALIFORNIA*, 595 U. S. 931;

No. 20–8032. *GRIGALANZ v. GRIGALANZ*, 595 U. S. 932;

*The Sixth and Eleventh Circuits have issued internally inconsistent decisions on the question. See *United States v. Solomon*, 763 Fed. Appx. 442, 447 (CA6 2019) (noting inconsistency in past opinions); *United States v. Stevens*, 654 Fed. Appx. 984, 987 (CA11 2016) (*per curiam*) (federal law); *United States v. Peraza*, 754 Fed. Appx. 908, 909–910 (CA11 2018) (*per curiam*) (state law).

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- No. 20–8056. *BRESSI v. MCCLOUD ET AL.*, 595 U. S. 933;
No. 20–8059. *SHAREEF v. MOORE ET AL.*, 595 U. S. 933;
No. 20–8068. *MCDANIEL v. PHILBIN, WARDEN*, 595 U. S. 933;
No. 20–8147. *SHAREEF v. O'DONNELL ET AL.*, 595 U. S. 936;
No. 20–8176. *WILLIS v. O'TOOLE, JUDGE, COURT OF COMMON PLEAS OF PENNSYLVANIA, ALLEGHENY COUNTY, ET AL.*, 595 U. S. 937;
No. 20–8358. *IN RE SANCHEZ*, 595 U. S. 907;
No. 20–8426. *BIN YANG v. CALIFORNIA BOARD OF REGISTERED NURSING*, 595 U. S. 951;
No. 20–8427. *BIN YANG v. SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES, ET AL.*, 595 U. S. 951;
No. 21–100. *LERDTHAISONG ET AL. v. CUNNINGHAM ET AL.*, 595 U. S. 960;
No. 21–190. *SANTIAGO v. TOUCET ET AL.*, 595 U. S. 997;
No. 21–232. *SHARMA v. TERRANOVA ET AL.*, 595 U. S. 1016;
No. 21–239. *LORING v. UNITED STATES ET AL.*, 595 U. S. 998;
No. 21–250. *LALL v. UNITED STATES*, 595 U. S. 998;
No. 21–261. *ELDRIDGE v. COMMISSIONER OF INTERNAL REVENUE*, 595 U. S. 1016;
No. 21–303. *PILLAY v. PUBLIC STORAGE INC.*, 595 U. S. 1040;
No. 21–304. *BROWN v. CHEROKEE COUNTY SCHOOL DISTRICT*, 595 U. S. 1040;
No. 21–331. *GUAN v. BING RAN*, 595 U. S. 1063;
No. 21–342. *HONG TANG v. VISNAUSKAS, COMMISSIONER, NEW YORK DIVISION OF HOUSING AND COMMUNITY RENEWAL, ET AL.*, 595 U. S. 999;
No. 21–360. *CONSTANT v. DTE ELECTRIC Co., AKA DTE ENERGY ET AL., ET AL.*, 595 U. S. 1063;
No. 21–411. *COOK v. CATES, WARDEN*, 595 U. S. 1064;
No. 21–425. *GREEN v. WASHINGTON STATE EMPLOYMENT SECURITY DEPARTMENT*, 595 U. S. 1070;
No. 21–436. *IN RE LOGGINS*, 595 U. S. 1014;
No. 21–461. *KAM v. PEYTON*, 595 U. S. 1082;
No. 21–472. *BLANCA TELEPHONE Co. v. FEDERAL COMMUNICATIONS COMMISSION ET AL.*, 595 U. S. 1070;
No. 21–503. *PENG v. F. M. TARBELL Co.*, 595 U. S. 1082;
No. 21–715. *IN RE WAFER*, 595 U. S. 1088;
No. 21–5023. *TWIGGS v. SHINN, DIRECTOR, ARIZONA DEPARTMENT OF CORRECTIONS, REHABILITATION AND REENTRY, ET AL.*, 595 U. S. 964;

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- No. 21-5024. *McKINLEY v. EIGHTH JUDICIAL DISTRICT COURT OF NEVADA, CLARK COUNTY, ET AL.*, 595 U. S. 964;
No. 21-5076. *ROSA v. FLORIDA*, 595 U. S. 967;
No. 21-5132. *REYNOLDS v. UNITED STATES*, 595 U. S. 970;
No. 21-5213. *TAYLOR v. GEORGIA*, 595 U. S. 975;
No. 21-5242. *WASHINGTON v. UNITED STATES*, 595 U. S. 976;
No. 21-5281. *BURDA v. PENNSYLVANIA DEPARTMENT OF HUMAN SERVICES*, 595 U. S. 1001;
No. 21-5351. *JACKSON v. TRANSPORTATION SECURITY ADMINISTRATION*, 595 U. S. 1003;
No. 21-5361. *FLORES v. SHARP GROSSMONT HOSPITAL*, 595 U. S. 980;
No. 21-5369. *RIVERA v. UNKNOWN*, 595 U. S. 1017;
No. 21-5396. *ARGUELLO v. RAVNSBORG, ATTORNEY GENERAL OF SOUTH DAKOTA, ET AL.*, 595 U. S. 1018;
No. 21-5403. *TUMLINSON v. LUMPKIN, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION*, 595 U. S. 1018;
No. 21-5513. *SECKINGTON v. INCH, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.*, 595 U. S. 1043;
No. 21-5568. *WILSON v. LUMPKIN, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION*, 595 U. S. 1045;
No. 21-5569. *CHARLES v. CALIBER HOME LOANS ET AL.*, 595 U. S. 1045;
No. 21-5594. *HEFFLEY v. PENNSYLVANIA ET AL.*, 595 U. S. 1019;
No. 21-5598. *MACK v. CARHOP FINANCE*, 595 U. S. 1064;
No. 21-5605. *SELLS v. CROW, DIRECTOR, OKLAHOMA DEPARTMENT OF CORRECTIONS*, 595 U. S. 1064;
No. 21-5606. *IN RE ROSA*, 595 U. S. 1062;
No. 21-5662. *DEWAYNE v. UNITED STATES ET AL.*, 595 U. S. 1065;
No. 21-5673. *FREDRICKSON v. UNITED STATES*, 595 U. S. 1010;
No. 21-5680. *MATTHEWS v. CALIFORNIA STATE UNIVERSITY*, 595 U. S. 1073;
No. 21-5722. *DEW v. EPPINGER, WARDEN*, 595 U. S. 1083;
No. 21-5785. *DARST v. UNITED STATES*, 595 U. S. 1067;
No. 21-5850. *MATTISON v. McDONOUGH, SECRETARY OF VETERANS AFFAIRS, ET AL.*, 595 U. S. 1084;
No. 21-5867. *KENDRICK v. UNITED STATES*, 595 U. S. 1076;

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No. 21–5922. *ANDRUS v. UNITED STATES*, 595 U. S. 1080;
No. 21–6036. *HILL v. UNITED STATES*, 595 U. S. 1079;
No. 21–6037. *HILL v. UNITED STATES*, 595 U. S. 1079; and
No. 21–6038. *IN RE HILL*, 595 U. S. 1069. Petitions for rehearing denied.

No. 20–8031. *HUDSON v. WHITTEN, WARDEN*, 595 U. S. 988. Petition for rehearing denied. JUSTICE GORSUCH took no part in the consideration or decision of this petition.

No. 21–262. *ROUGE HOUSE, LLC v. 308 DECATUR-NEW ORLEANS, LLC*, 595 U. S. 1016. Motion for leave to file petition for rehearing denied.

No. 21–5354. *JOYNER v. NEWS JOURNAL*, 595 U. S. 991. Petition for rehearing denied. JUSTICE ALITO took no part in the consideration or decision of this petition.

JANUARY 14, 2022

Certiorari Granted

No. 21–234. *GEORGE v. McDONOUGH, SECRETARY OF VETERANS AFFAIRS*. C. A. Fed. Cir. Certiorari granted. Reported below: 991 F. 3d 1227.

No. 21–418. *KENNEDY v. BREMERTON SCHOOL DISTRICT*. C. A. 9th Cir. Certiorari granted. Reported below: 991 F. 3d 1004.

No. 21–499. *VEGA v. TEKOH*. C. A. 9th Cir. Certiorari granted. Reported below: 985 F. 3d 713.

No. 21–439. *NANCE v. WARD, COMMISSIONER, GEORGIA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 11th Cir. Motion of Legal Scholars et al. for leave to file brief as *amici curiae* granted. Certiorari granted. Reported below: 981 F. 3d 1201.

No. 21–511. *SHOOP, WARDEN v. TWYFORD*. C. A. 6th Cir. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari granted. Reported below: 11 F. 4th 518.

JANUARY 18, 2022

Certiorari Granted—Vacated and Remanded

No. 21–5975. *BALDERAS v. UNITED STATES*. C. A. 5th Cir. Motion of petitioner for leave to proceed *in forma pauperis*

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granted. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Borden v. United States*, 593 U.S. 420 (2021). Reported below: 847 Fed. Appx. 264.

Certiorari Dismissed

No. 21–6244. *MCBRIDE v. TEXAS*. C. A. 5th Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied, and certiorari dismissed. See this Court’s Rule 39.8. As 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*).

No. 21–6248. *DOUCE AL DEY v. NEW JERSEY DIVISION OF CHILD PROTECTION AND PERMANENCY ET AL.* C. A. 3d Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied, and certiorari dismissed. See this Court’s Rule 39.8.

No. 21–6304. *NENG POR YANG v. HOLLAND*. Ct. App. Minn. Motion of petitioner for leave to proceed *in forma pauperis* denied, and certiorari dismissed. See this Court’s Rule 39.8. As 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*).

Miscellaneous Orders

No. 21A198. *WALL ET AL. v. TRANSPORTATION SECURITY ADMINISTRATION*. C. A. D. C. Cir. Application for stay, addressed to JUSTICE GORSUCH and referred to the Court, denied.

No. 20–603. *TORRES v. TEXAS DEPARTMENT OF PUBLIC SAFETY*. Ct. App. Tex., 13th Dist. [Certiorari granted, 595 U.S. 1126.] Motion of petitioner to dispense with printing joint appendix granted.

No. 21–147. *EGBERT v. BOULE*. C. A. 9th Cir. [Certiorari granted, 595 U.S. 1060.] Motion of respondent for leave to file

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joint appendix under seal with redacted copies for the public record granted.

No. 21-462. *JOHNSON ET AL. v. BETHANY HOSPICE & PALLIATIVE CARE LLC*. The Solicitor General is invited to file a brief in this case expressing the views of the United States.

No. 21-6388. *ROACH v. WASHINGTON, DIRECTOR, UNITED STATES MARSHALS SERVICE ET AL.* C. A. 6th Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner is allowed until February 8, 2022, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

No. 21-6538. *IN RE BLANC*;

No. 21-6698. *IN RE WEST*; and

No. 21-6714. *IN RE VERDEJO-RUIZ*. Petitions for writs of habeas corpus denied.

No. 21-765. *IN RE KELACO CORP., DBA KELACO CONSTRUCTION Co.*; and

No. 21-6539. *IN RE BLANC*. Petitions for writs of mandamus denied.

Certiorari Denied

No. 21-118. *APPLE INC. v. OPTIS CELLULAR TECHNOLOGY, LLC, ET AL.* C. A. Fed. Cir. Certiorari denied.

No. 21-267. *BROADNAX v. LUMPKIN, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION.* C. A. 5th Cir. Certiorari denied. Reported below: 987 F. 3d 400.

No. 21-269. *CARTER v. TEXAS.* Ct. Crim. App. Tex. Certiorari denied. Reported below: 620 S. W. 3d 147.

No. 21-427. *LAMOUREUX v. MONTANA.* Sup. Ct. Mont. Certiorari denied. Reported below: 404 Mont. 61, 485 P. 3d 192.

No. 21-481. *SHIPLEY v. HELPING HANDS THERAPY ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 996 F. 3d 1157.

No. 21-537. *ADIR INTERNATIONAL, LLC, ET AL. v. STARR INDEMNITY & LIABILITY CO.* C. A. 9th Cir. Certiorari denied. Reported below: 994 F. 3d 1032.

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No. 21-552. EDWARD D. JONES & CO., L. P., ET AL. *v.* ANDERSON ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 3d 692.

No. 21-674. NORTH CAROLINA STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES *v.* KADEL ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 12 F. 4th 422.

No. 21-693. RINGGOLD *v.* UNITED STATES DISTRICT COURT FOR THE CENTRAL DISTRICT OF CALIFORNIA. C. A. 9th Cir. Certiorari denied. Reported below: 854 Fed. Appx. 941.

No. 21-699. CAMPBELL *v.* WE TRANSPORT, INC., ET AL. C. A. 2d Cir. Certiorari denied. Reported below: 847 Fed. Appx. 88.

No. 21-703. RLR INVESTMENTS, LLC *v.* CITY OF PIGEON FORGE, TENNESSEE. C. A. 6th Cir. Certiorari denied. Reported below: 4 F. 4th 380.

No. 21-708. CLMS MANAGEMENT SERVICES L. P. ET AL. *v.* AMWINS BROKERAGE OF GEORGIA, LLC, ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 8 F. 4th 1007.

No. 21-710. JACKSON *v.* VALDEZ ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 852 Fed. Appx. 129.

No. 21-726. TORRES GONZALEZ *v.* HAHN ET AL. C. A. 2d Cir. Certiorari denied. Reported below: 850 Fed. Appx. 127.

No. 21-727. SNYDER *v.* ALLISON, SECRETARY, CALIFORNIA DEPARTMENT OF CORRECTIONS AND REHABILITATION, ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 857 Fed. Appx. 329.

No. 21-730. AMU *v.* ILLINOIS ATTORNEY REGISTRATION AND DISCIPLINARY COMMISSION. Sup. Ct. Ill. Certiorari denied.

No. 21-731. PLASOLA *v.* CALIFORNIA ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 848 Fed. Appx. 729.

No. 21-775. RUBIN *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 859 Fed. Appx. 152.

No. 21-865. WALTON *v.* FIRST MERCHANTS BANK. C. A. 7th Cir. Certiorari denied.

No. 21-903. GLEN *v.* AMERICAN AIRLINES, INC. C. A. 5th Cir. Certiorari denied. Reported below: 7 F. 4th 331.

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No. 21–5671. *CORONA v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 858 Fed. Appx. 897.

No. 21–5714. *WYNN v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 845 Fed. Appx. 63.

No. 21–5952. *RUNDO ET AL. v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 3d 709.

No. 21–5960. *DAVIS v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 985 F. 3d 298.

No. 21–6050. *BONGIORNO v. HIRSHFELD, ACTING UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND DIRECTOR, UNITED STATES PATENT AND TRADEMARK OFFICE*. C. A. Fed. Cir. Certiorari denied. Reported below: 857 Fed. Appx. 637.

No. 21–6221. *JACKSON v. MASSACHUSETTS DEPARTMENT OF CORRECTION*. App. Ct. Mass. Certiorari denied. Reported below: 99 Mass. App. 1128, 170 N. E. 3d 335.

No. 21–6236. *JOSEPH v. ILLINOIS*. App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 2021 IL App (1st) 170741, 197 N. E. 3d 296.

No. 21–6237. *DAMOND v. LOUISIANA*. Crim. Dist. Ct. La., Orleans Parish. Certiorari denied.

No. 21–6241. *TURNER v. BROCH*. C. A. 7th Cir. Certiorari denied.

No. 21–6246. *JOHNSON v. PETERSON, WARDEN*. C. A. 10th Cir. Certiorari denied. Reported below: 858 Fed. Appx. 280.

No. 21–6257. *JACKSON v. WISCONSIN*. Ct. App. Wis. Certiorari denied. Reported below: 2018 WI App 62, 384 Wis. 2d 271, 921 N. W. 2d 4.

No. 21–6258. *ROMERO v. TEXAS*. Ct. App. Tex., 1st Dist. Certiorari denied.

No. 21–6267. *BROWN-MALLARD v. POTOMAC CONCRETE Co., INC., ET AL.* Ct. Sp. App. Md. Certiorari denied. Reported below: 249 Md. App. 758 and 760.

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No. 21–6271. *MYERS v. OHIO*. Ct. App. Ohio, 12th App. Dist., Warren County. Certiorari denied. Reported below: 2021–Ohio–631.

No. 21–6277. *RAWLS v. PENNSYLVANIA*. Sup. Ct. Pa. Certiorari denied.

No. 21–6281. *TRUONG v. MERGENTHALER ET AL.* C. A. 3d Cir. Certiorari denied.

No. 21–6288. *WAGONER v. NEW YORK*. App. Div., Sup. Ct. N. Y., 4th Jud. Dept. Certiorari denied. Reported below: 195 App. Div. 3d 1595, 150 N. Y. S. 3d 851.

No. 21–6291. *BARATI v. MOODY, ATTORNEY GENERAL OF FLORIDA, ET AL.* C. A. 11th Cir. Certiorari denied.

No. 21–6293. *BOLINGER v. TEXAS*. Ct. App. Tex., 14th Dist. Certiorari denied.

No. 21–6299. *COOK v. CITY OF PHILADELPHIA, PENNSYLVANIA, ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 846 Fed. Appx. 161.

No. 21–6301. *BENTLEY v. OKLAHOMA*. Ct. Crim. App. Okla. Certiorari denied.

No. 21–6302. *ALVARADO-GONZALEZ v. ILLINOIS*. App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 2021 IL App (1st) 181209–U.

No. 21–6303. *C. K. J. v. M. J. T.* Super. Ct. Pa. Certiorari denied. Reported below: 258 A. 3d 514.

No. 21–6306. *SHORTES v. GOOGLE LLC*. Dist. Ct. App. Fla., 5th Dist. Certiorari denied. Reported below: 326 So. 3d 1119.

No. 21–6307. *SMITH v. FLORIDA*. Sup. Ct. Fla. Certiorari denied. Reported below: 320 So. 3d 20.

No. 21–6311. *GAYLORD v. McDONOUGH, SECRETARY OF VETERANS AFFAIRS*. C. A. Fed. Cir. Certiorari denied. Reported below: 844 Fed. Appx. 326.

No. 21–6313. *PLOURDE v. KNOX COUNTY, MAINE, ET AL.* C. A. 1st Cir. Certiorari denied.

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No. 21–6316. *WALKER v. BARNETT*, SOUTH DAKOTA SECRETARY OF STATE, ET AL. C. A. 8th Cir. Certiorari denied. Reported below: 842 Fed. Appx. 12.

No. 21–6317. *WALKER v. BARNETT*, SOUTH DAKOTA SECRETARY OF STATE, ET AL. C. A. 8th Cir. Certiorari denied. Reported below: 843 Fed. Appx. 834.

No. 21–6326. *SKINNER v. KENTUCKY*. Sup. Ct. Ky. Certiorari denied.

No. 21–6330. *S. B. v. FLORIDA DEPARTMENT OF CHILDREN AND FAMILIES ET AL.* Dist. Ct. App. Fla., 3d Dist. Certiorari denied.

No. 21–6331. *WHITE v. OKLAHOMA*. Ct. Crim. App. Okla. Certiorari denied.

No. 21–6340. *HARMON v. TEXAS*. Ct. App. Tex., 9th Dist. Certiorari denied.

No. 21–6350. *GREENE v. SEARLS*, SUPERINTENDENT, HUTTONSVILLE CORRECTIONAL CENTER. C. A. 4th Cir. Certiorari denied. Reported below: 851 Fed. Appx. 449.

No. 21–6354. *MISHIYEV v. ALPHABET INC. ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 857 Fed. Appx. 907.

No. 21–6356. *NIEVES-PEREZ v. TEXAS*. Ct. App. Tex., 12th Dist. Certiorari denied.

No. 21–6359. *ZINMAN v. NOVA SOUTHEASTERN UNIVERSITY, INC., ET AL.* C. A. 11th Cir. Certiorari denied.

No. 21–6422. *RADER v. MILLER, WARDEN*. Sup. Ct. Va. Certiorari denied.

No. 21–6439. *RUSHINSKY v. SHINN*, DIRECTOR, ARIZONA DEPARTMENT OF CORRECTIONS, REHABILITATION AND REENTRY, ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 856 Fed. Appx. 732.

No. 21–6446. *SOUMPHONPHAKDY v. WALILKO ET AL.* C. A. 3d Cir. Certiorari denied.

No. 21–6502. *GRIFFIN v. CONNECTICUT*. Sup. Ct. Conn. Certiorari denied. Reported below: 339 Conn. 631, 262 A. 3d 44.

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No. 21–6553. *ENDERLE v. IOWA*. Ct. App. Iowa. Certiorari denied. Reported below: 965 N. W. 2d 623.

No. 21–6701. *PARKER v. FENDER, WARDEN*. C. A. 6th Cir. Certiorari denied.

No. 21–164. *TRUSTEES OF THE NEW LIFE IN CHRIST CHURCH v. CITY OF FREDERICKSBURG, VIRGINIA*. Sup. Ct. Va. Motion of Ethics & Religious Liberty Commission of the Southern Baptist Convention et al. for leave to file brief as *amici curiae* granted. Certiorari denied.

JUSTICE GORSUCH, dissenting.

This case began when the New Life in Christ Church in Fredericksburg, Virginia, claimed a tax exemption for a residence occupied by Josh and Anacari Storms. Hired as “Youth Ministers,” the couple was responsible for “provid[ing] leadership over” the church’s “ministry” to college students “through godly example, prayer, leadership development, collegiate community engagement, program management and administrative oversight.” App. to Pet. for Cert. 46a, 57a. The couple’s duties included leading Bible study meetings; providing “discipleship” to “each member of the college ministry”; developing and managing a budget for the “[m]inistry activities”; and “[e]xecut[ing] ministry vision and goals.” *Id.*, at 58a. For their work, the Storms received a yearly salary from the church. *Id.*, at 59a.

The city of Fredericksburg (City) sought to deny the church’s tax exemption. Years of litigation ensued. *Id.*, at 6a. Before us, though, the dispute is a narrow one. The parties accept that, under state law, a church may claim a “ministerial” residence exempt from taxes. See Va. Code Ann. § 58.1–3606(A)(2) (2017). They accept that the Storms’ home was the only residence the church sought to claim exempt. App. to Pet. for Cert. 118a. They acknowledge that the home of a “subordinate” minister can qualify for the tax exemption too. *Id.*, at 72a. And they agree that state law does not supply a definition for the term “minister.” Instead, whether a person qualifies as a “minister” varies across “different religious denominations or traditions” and “depends on the organizational policies of the organization.” *Id.*, at 20a; see also 1977 Va. Op. Atty. Gen., Ann. Rep. 276, 277 (1976–1977).

So how has the City sought to justify denying the tax exemption? Primarily, the City has argued that the church is not entitled to a tax credit because it misunderstands who qualifies as

“minister” in its own faith tradition. To develop this argument, the City conducted extensive discovery into church practices and beliefs. In its interrogatories, the City asked questions such as whether church “doctrine and/or polity” permits Anacari Storms “to be ordained” given that she is a woman. App. to Pet. for Cert. 46a, 48a. Ultimately, the City argued that the church is “governed by the Book of Church Order of the Presbyterian Church in America” and that the “Book of Church Order utilizes the term ‘minister’ in contexts that make it clear that the term refers to a duly ordained person with specific leadership duties.” *Id.*, at 70a–71a. The Storms failed this test, the City argued, because they had “not been ordained” and are not listed as a “Lead Pastor, Associate Pastor, or Assistant Pastor” on the congregation’s website. *Id.*, at 72a (internal quotation marks omitted).

The church tried to explain that the City misunderstood its traditions and practices. The church responded that, yes, women can and do serve as ministers. *Id.*, at 95a. It acknowledged that “in order to deliver sermons” a minister in its tradition must be ordained but nothing in its rules or the Book of Church Order “prohibits a particular church from hiring ministers to serve as messengers and teachers of the faith” without ordination. *Id.*, at 94a–95a. Instead, the church explained its understanding that “Section 12 of the Book of Church Order provides each church rather broad authority to govern its own affairs[,] which . . . include[s] the ability to hire ministers to cater to specialized groups, such as youth.” *Id.*, at 95a.

It seems that none of these explanations satisfied the City. Rather than drop its suit, it pressed on with its effort to have the church’s tax exemption withdrawn. Ultimately, it even persuaded a state trial court to rule in its favor. After the Virginia Supreme Court declined to review that judgment, the church filed a petition for certiorari in this Court. Yet even now, before this Court, the City continues to insist that a church’s religious rules are “subject to verification” by government officials. Brief in Opposition 10.

I would grant the petition and summarily reverse. The First Amendment does not permit bureaucrats or judges to “subject” religious beliefs “to verification.” About this, the Court has spoken plainly and consistently for many years. In *Serbian Eastern Orthodox Diocese for United States and Canada v. Milivojevic*,

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for example, a state court conducted a “‘detailed review’” before determining that a church’s decision was “‘not in accordance with the prescribed procedure of the constitution and the penal code of the Serbian Orthodox Church.’” 426 U. S. 696, 718 (1976). This Court reversed, explaining that such governmental intrusions into ecclesiastical questions are “impermissible.” *Id.*, at 718–719. Absent proof of insincerity or fraud, a church’s decisions “‘on matters purely ecclesiastical, although affecting civil rights, are accepted in litigation before the secular courts as *conclusive*.’” *Id.*, at 712 (emphasis added); see also *Gonzalez v. Roman Catholic Archbishop of Manila*, 280 U. S. 1, 16 (1929); *Our Lady of Guadalupe School v. Morrissey-Berru*, 591 U. S. 732, 761–762 (2020).

The Framers of our Constitution were acutely aware how governments in Europe had sought to control and manipulate religious practices and churches. They resolved that America would be different. In this country, we would not subscribe to the “arrogant pretension” that secular officials may serve as “competent Judge[s] of Religious truth.” Memorial and Remonstrance Against Religious Assessments, in *Selected Writings of James Madison* 21, 24 (R. Ketcham ed. 2006). Instead, religious persons would enjoy the right “to decide for themselves, free from state interference, matters of . . . faith and doctrine.” *Kedroff v. Saint Nicholas Cathedral of Russian Orthodox Church in North America*, 344 U. S. 94, 116 (1952). This case may be a small one, and one can hope that the error here is so obvious it is unlikely to be repeated anytime soon. But I would correct it. Bureaucratic efforts to “subject” religious beliefs to “verification” have no place in a free country.

No. 21–202. *MYLAN LABORATORIES LTD. v. JANSSEN PHARMACEUTICA, N. V., ET AL.* C. A. Fed. Cir. Certiorari denied. JUSTICE ALITO took no part in the consideration or decision of this petition. Reported below: 989 F. 3d 1375.

No. 21–495. *BLACK ET AL. v. PENSION BENEFIT GUARANTY CORPORATION.* C. A. 6th Cir. Motion of petitioners for leave to file reply brief under seal with redacted copies for the public record granted. Certiorari denied. Reported below: 983 F. 3d 858.

No. 21–6315. *WEIDRICK v. BIDEN, PRESIDENT OF THE UNITED STATES, ET AL.* C. A. D. C. Cir. Certiorari before judgment

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denied. THE CHIEF JUSTICE took no part in the consideration or decision of this petition.

Rehearing Denied

No. 21–62. *POUPART v. LOUISIANA ET AL.*, 595 U. S. 957;

No. 21–5442. *CROOK v. SHEA*, 595 U. S. 1042;

No. 21–5469. *TEAGAN v. CITY OF McDONOUGH, GEORGIA*, 595 U. S. 1042;

No. 21–5698. *CROOK v. AGUILAR ET AL.*, 595 U. S. 1074; and

No. 21–5977. *IN RE MELERO AGUIRRE*, 595 U. S. 1069. Petitions for rehearing denied.

No. 20–6531. *MAY RUIZ v. BAUGHMAN, WARDEN*, 592 U. S. 1299. Motion of petitioner for leave to file petition for rehearing denied. JUSTICE BREYER took no part in the consideration or decision of this motion.

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Miscellaneous Order

No. 21A272. *TRUMP, FORMER PRESIDENT OF THE UNITED STATES v. THOMPSON, CHAIRMAN OF THE UNITED STATES HOUSE SELECT COMMITTEE TO INVESTIGATE THE JANUARY 6TH ATTACK ON THE UNITED STATES CAPITOL, ET AL.* Application for stay of mandate and injunction pending review, presented to THE CHIEF JUSTICE, and by him referred to the Court, denied. The questions whether and in what circumstances a former President may obtain a court order preventing disclosure of privileged records from his tenure in office, in the face of a determination by the incumbent President to waive the privilege, are unprecedented and raise serious and substantial concerns. The Court of Appeals, however, had no occasion to decide these questions because it analyzed and rejected President Trump’s privilege claims “[u]nder any of the tests [he] advocated,” *Trump v. Thompson*, 20 F. 4th 10, 33 (CADC 2021), without regard to his status as a former President, *id.*, at 40–46. Because the Court of Appeals concluded that President Trump’s claims would have failed even if he were the incumbent, his status as a former President necessarily made no difference to the court’s decision. *Id.*, at 33 (noting no “need [to] conclusively resolve whether and to what extent a court,” at a former President’s behest, may “second guess the sitting President’s” decision to release privileged documents); see also

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id., at 17, n. 2. Any discussion of the Court of Appeals concerning President Trump’s status as a former President must therefore be regarded as nonbinding dicta. JUSTICE THOMAS would grant the application.

Statement of JUSTICE KAVANAUGH respecting the denial of application.

The Court of Appeals suggested that a former President may not successfully invoke the Presidential communications privilege for communications that occurred during his Presidency, at least if the current President does not support the privilege claim. As this Court’s order today makes clear, those portions of the Court of Appeals’ opinion were dicta and should not be considered binding precedent going forward.

Moreover, I respectfully disagree with the Court of Appeals on that point. A former President must be able to successfully invoke the Presidential communications privilege for communications that occurred during his Presidency, even if the current President does not support the privilege claim. Concluding otherwise would eviscerate the executive privilege for Presidential communications.

As this Court stated in *United States v. Nixon*, 418 U. S. 683, 708 (1974), the executive privilege for Presidential communications is rooted in Article II of the Constitution and is “fundamental to the operation of Government.” The *Nixon* Court explained that the “importance” of “confidentiality” to the Presidency was “too plain to require” further discussion. *Id.*, at 705. “Human experience teaches that those who expect public dissemination of their remarks may well temper candor with a concern for appearances and for their own interests to the detriment of the decision-making process.” *Ibid.* Yet a President “and those who assist him must be free to explore alternatives in the process of shaping policies and making decisions and to do so in a way many would be unwilling to express except privately.” *Id.*, at 708. By protecting the confidentiality of those internal communications, the Presidential communications privilege facilitates candid advice and deliberations, and it leads to more informed and better Presidential decisionmaking.

The *Nixon* Court noted, by way of historical example, that the Constitutional Convention was conducted “in complete privacy” and that the records of the Convention remained confidential for more than 30 years. *Id.*, at 705, n. 15. As was true at the Con-

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stitutional Convention, the Presidential communications privilege cannot fulfill its critical constitutional function unless Presidents and their advisers can be confident in the present *and* future confidentiality of their advice. If Presidents and their advisers thought that the privilege's protections would terminate at the end of the Presidency and that their privileged communications could be disclosed when the President left office (or were subject to the absolute control of a subsequent President who could be a political opponent of a former President), the consequences for the Presidency would be severe. Without sufficient assurances of *continuing* confidentiality, Presidents and their advisers would be chilled from engaging in the full and frank deliberations upon which effective discharge of the President's duties depends.

To be clear, to say that a former President can invoke the privilege for Presidential communications that occurred during his Presidency does not mean that the privilege is absolute or cannot be overcome. The tests set forth in *Nixon*, 418 U. S., at 713, and *Senate Select Committee on Presidential Campaign Activities v. Nixon*, 498 F. 2d 725, 731 (CA DC 1974) (en banc), may apply to a former President's privilege claim as they do to a current President's privilege claim. Moreover, it could be argued that the strength of a privilege claim should diminish to some extent as the years pass after a former President's term in office. In all events, the *Nixon* and *Senate Select Committee* tests would provide substantial protection for Presidential communications, while still requiring disclosure in certain circumstances.

The Court of Appeals concluded that the privilege claim at issue here would not succeed even under the *Nixon* and *Senate Select Committee* tests. Therefore, as this Court's order today makes clear, the Court of Appeals' broader statements questioning whether a former President may successfully invoke the Presidential communications privilege if the current President does not support the claim were dicta and should not be considered binding precedent going forward.

JANUARY 20, 2022

Miscellaneous Order

No. 21–962. IN RE WHOLE WOMAN'S HEALTH ET AL. Petition for writ of mandamus denied.

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SOTOMAYOR, J., dissenting

JUSTICE BREYER, with whom JUSTICE SOTOMAYOR and JUSTICE KAGAN join, dissenting.

In *Whole Woman's Health v. Jackson*, 595 U. S. 30 (2021), this Court was clear. We said: “[E]ight Justices hold this case may proceed past the motion to dismiss stage against Mr. Carlton, Ms. Thomas, Ms. Benz, and Ms. Young,” the state licensing-official defendants. *Id.*, at 51. When the mandate issued, I had thought that the Court of Appeals would quickly remand the case to the District Court so that it could reach the merits and enter relief consistent with our ruling. After all,

“[w]hatever was before the Court, and is disposed of, is considered as finally settled. The inferior court is bound by the decree as the law of the case; and must carry it into execution, according to the mandate. They cannot vary it, or examine it for any other purpose than execution; or give any other or further relief; or review it upon any matter decided on appeal for error apparent; or intermeddle with it, further than to settle so much as has been remanded.” *Sibbald v. United States*, 12 Pet. 488, 492 (1838).

Instead, the Court of Appeals ignored our judgment. It kept the case and certified questions about the licensing-official defendants to the Texas Supreme Court. See *Whole Woman's Health v. Jackson*, 23 F. 4th 380 (CA5 2022). As a result, an unconstitutional 6-week abortion ban remains in effect in Texas—as it has for over four months. For these reasons, as elaborated by JUSTICE SOTOMAYOR, I would grant the writ petitioners seek.

I respectfully dissent.

JUSTICE SOTOMAYOR, with whom JUSTICE BREYER and JUSTICE KAGAN join, dissenting.

It has been over four months since Texas Senate Bill 8 (S. B. 8) took effect. The law immediately devastated access to abortion care in Texas through a complicated private-bounty-hunter scheme that violates nearly 50 years of this Court's precedents. Today, for the fourth time, this Court declines to protect pregnant Texans from egregious violations of their constitutional

rights.¹ One month after directing that the petitioners' suit could proceed in part, the Court countenances yet another violation of its own commands. Instead of stopping a Fifth Circuit panel from indulging Texas' newest delay tactics, the Court allows the State yet again to extend the deprivation of the federal constitutional rights of its citizens through procedural manipulation. The Court may look the other way, but I cannot.

I

S. B. 8 amounts to a ban on abortion care after six weeks from the last menstrual period, before many women realize they are pregnant. See *Whole Woman's Health v. Jackson*, 594 U. S. 975, 979 (2021) (SOTOMAYOR, J., dissenting) (*Whole Woman's Health I*). The law authorizes any person—regardless of relationship (or lack thereof) to the woman, provider, or procedure at issue—to sue, for at least \$10,000, anyone who provides abortion care, assists in the provision of such care, or intends to assist in the provision of such care after embryonic cardiac activity is detectable. See *Whole Woman's Health v. Jackson*, 595 U. S. 30, 62–64 (2021) (SOTOMAYOR, J., concurring in judgment in part and dissenting in part) (*Whole Woman's Health II*). This structure was designed to make it more complicated for courts to enjoin the law's enforcement on a statewide basis. See *Whole Woman's Health I*, 594 U. S., at 980–981 (SOTOMAYOR, J., dissenting). To maximize the burden of being sued, S. B. 8 also modifies the default rules of procedure to an extraordinary extent. See *Whole Woman's Health II*, 595 U. S., at 63–65 (opinion of SOTOMAYOR, J.).

The petitioners, abortion providers and advocates, challenged S. B. 8 in the Western District of Texas. The defendants, including several state medical licensing officials, moved to dismiss the case. After this Court twice declined to block S. B. 8 from taking effect, it granted certiorari before judgment to decide whether the case could proceed. *Whole Woman's Health v. Jackson*, 595 U. S. 1014 (2021). “[S]tand[ing] in the shoes of the Court of Appeals,” this Court “review[ed] the defendants’ appeals challenging the District Court’s order denying their motions to dismiss.”

¹See *Whole Woman's Health v. Jackson*, 595 U. S. 30, 62–63 (2021) (SOTOMAYOR, J., concurring in part and dissenting in part); *United States v. Texas*, 595 U. S. 1022, 1023 (2021) (SOTOMAYOR, J., concurring in part and dissenting in part); *Whole Woman's Health v. Jackson*, 594 U. S. 975, 979–980 (2021) (SOTOMAYOR, J., dissenting).

Whole Woman's Health II, 595 U. S., at 38 (opinion of the Court). The Court held suit could not proceed against some defendants. *Id.*, at 38–45. However, “eight Justices h[eld] th[e] case may proceed past the motion to dismiss stage against” the licensing officials, who had authority to enforce S. B. 8 for purposes of the motion to dismiss stage. *Id.*, at 51.

The eight Justices who “agree[d]” on this point, *id.*, at 59 (ROBERTS, C. J., concurring in judgment in part and dissenting in part), also made plain that the litigation must continue apace. Four wrote that “the District Court should resolve this litigation and enter appropriate relief without delay.” *Id.*, at 60. The other four stressed the “extraordinary solicitude” they had given the case. *Id.*, at 51, n. 6 (opinion of the Court). And they emphasized that any dispute among the eight Justices “[wa]sn’t really about *whether* this case should proceed,” but “about *which* particular defendants the petitioners may sue.” *Id.*, at 49, n. 5. Soon after, JUSTICE GORSUCH granted the petitioners’ application to issue the judgment forthwith, rather than waiting the standard 25 days.²

After this Court issued its judgment, however, the litigation stalled. The Fifth Circuit should have immediately remanded this case to the District Court, allowing it to consider whether to issue preliminary relief. But Texas moved to certify to the Supreme Court of Texas the question this Court had just decided: whether state licensing officials had authority under state law to enforce S. B. 8. Texas never asked the Fifth Circuit to certify this question during its first pass through that court, nor did it ever ask this Court to do so. Even so, a Fifth Circuit panel indulged the request by scheduling oral argument. Judge Higginson dissented from the court’s decision to do so, explaining that he “d[id] not read the Supreme Court’s judgment, especially in a case of this magnitude and acceleration, to countenance such delay.” *Whole Woman’s Health v. Jackson*, No. 21–50792 (Dec. 27, 2021), p. 1.

On January 3, 2022, the petitioners requested a writ of mandamus from this Court ordering the panel below to remand the case

²The petitioners also asked the Court to remand the case directly to the District Court, skipping over the Court of Appeals, but they did not identify any previous case in which this Court had done so, nor any authority under which this Court could have done so.

to the District Court. At argument before the Fifth Circuit four days later, one judge on the panel raised the notion that because this Court is considering a challenge to *Roe v. Wade*, 410 U. S. 113 (1973), the panel could “just sit on this until the end of June” rather than fulfill its obligation to apply existing precedent. Recording of Oral Arg. in No. 21–50792 (CA5, Jan. 7, 2022), at 37:40–38:17.

Ten days after argument, before this Court had taken any action on the mandamus petition, the panel granted Texas’ request for certification. See *Whole Woman’s Health v. Jackson*, 23 F. 4th 380, 384–385 (CA5 2022). The majority professed that “the issues before [it] [we]re not about abortion,” and it deemed certification warranted primarily because the plurality and the solo dissent in *Whole Woman’s Health II* had expressed some uncertainty as to the best reading of state law. 23 F. 4th, at 383–386. Judge Higginson dissented again. He emphasized that the delay inherent in certification was inconsistent with this Court’s mandate. *Id.*, at 389–390. He added that the panel’s decision to certify “effectively t[old] the Court that its opinion was advisory”; explained that Texas’ request was untimely; and concluded that the panel’s decision gave Texas a second bite at a reading of state law that the Fifth Circuit had previously adopted, but this Court had rejected. *Id.*, at 390–391.

II

The panel’s actions on remand clearly defy this Court’s judgment for the reasons ably explained by Judge Higginson. This Court could, and should, have granted a writ of mandamus ordering the panel below to withdraw certification and remand to the District Court. Mandamus relief is an “extraordinary remedy” appropriate for the “exceptional circumstances” now before this Court, where a lower court’s failure to follow this Court’s clear dictates has left petitioners with “no other adequate means” to enforce their “clear and indisputable” rights. *Cheney v. United States Dist. Court for D. C.*, 542 U. S. 367, 380–381 (2004) (internal quotation marks omitted).

After this Court resolved the appeal, there was no defensible basis for the Fifth Circuit panel to delay the resumption of proceedings in the District Court. Of course, “Texas courts and not this one are the final arbiters of the meaning of state statutory directions.” *Whole Woman’s Health II*, 595 U. S., at 47 (opinion

of GORSUCH, J.). And, in appropriate cases and upon timely request, certification is a valuable tool. It was not appropriate or timely here. This Court had already “h[e]ld th[e] case may proceed past the motion to dismiss stage” against the licensing officials based on the arguments before it. *Id.*, at 51. Texas, meanwhile, never asked for certification of the question at any point before this Court decided it, despite being on notice from the moment suit was filed that the scope of the licensing officials’ state-law duties would be at issue. Neither Texas nor the panel identify a single case in which a lower federal court has certified a question in such a posture. Under the circumstances at hand, Texas’ belated request was a transparent effort to impede adjudication of the merits of the petitioners’ claims. By blessing this tactic, the panel ignored this Court’s clear message that this case should proceed—and proceed expeditiously.

Nevertheless, the Court now denies mandamus relief. This decision is especially troubling in view of the panel’s misreading of *Whole Woman’s Health II*. As to the licensing officials, the eight-Justice majority agreed: Suit could “proceed past the motion to dismiss stage” because, based on the arguments presented, the licensing officials had sufficient authority to enforce S. B. 8. *Ibid.*; see also *id.*, at 59 (opinion of ROBERTS, C. J.) (“agree[ing]” and citing the state statute on which the principal opinion had relied). Despite this express consensus, the panel incorrectly insisted that there was “no majority rationale.” 23 F. 4th, at 385. Straying further still, the panel described itself as “bound” in part by the views of the lone *dissent* on this point. *Id.*, at 386.³

This Court should not accept such an egregious distortion of its decision. I would grant the writ.

III

Contrary to the assertions of the panel below, this case is about abortion. As evidence, one need only note the judge below’s musings about sitting on the case until this Court decides the pending

³The panel also emphasized that this Court issued its judgment to the Fifth Circuit rather than the District Court after Texas first disclosed its intent to seek certification. *Whole Woman’s Health v. Jackson*, 23 F. 4th 380, 384 (CA5 2022). As explained, however, the petitioners cited no authority under which this Court could remand directly to the District Court. Even if they had, a summary order from one Justice would not give a lower court license to dismiss a holding of this Court.

challenge to *Roe*. Indeed, the entire S. B. 8 scheme employs technical entanglements specifically to smother the federal right to choose. Because our precedents are clear that Texas cannot directly ban abortion before viability, the state legislature enacted a convoluted law that instills terror in those who assist women exercising their rights between 6 and 24 weeks. State officials knew that the fear and confusion caused by this legal-procedural labyrinth would restrict citizens from accessing constitutionally protected medical care, providers from offering it, and federal courts from restoring it. The dilatory tactics to which this Court accedes today are consistent with, and part of, this scheme.

I dissented in *Whole Woman's Health II* because the Court's dismissal of the most important portions of the petitioners' claims, beyond being unfaithful to our precedents, left all manner of constitutional rights vulnerable to nullification. 595 U. S., at 70–73. I explained that the Court had “clear[ed] the way for States to reprise and perfect Texas' scheme in the future” in order to target this and other rights with impunity. *Id.*, at 72. I refrained, however, from criticizing the efficacy of any relief stemming from the limited slice of this particular case that the Court allowed to proceed. I hoped that even with the case narrowed, the District Court could enter some mitigating relief, though not the complete relief to which I believed the petitioners were entitled.

I was wrong. Today's decision shows that any hope that *Whole Woman's Health II* might protect the Constitution's guarantees in this case was illusory. As it turns out, Texas did not even have to amend its law to sidestep the minimal relief this Court left available. Instead, Texas wagered that this Court did not mean what little it said in *Whole Woman's Health II* or, at least, that this Court would not stand behind those words, meager as they were. That bet has paid off. Despite this Court's protestations over the “extraordinary solicitude” it gave this case and the narrowness of any dispute, it accepts yet another dilatory tactic by Texas. As a result, the District Court will remain powerless to address S. B. 8's unconstitutional chill on abortion care, likely for months to come.

This case is a disaster for the rule of law and a grave disservice to women in Texas, who have a right to control their own bodies. I will not stand by silently as a State continues to nullify this constitutional guarantee. I dissent.

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Certiorari Granted

No. 21–429. OKLAHOMA *v.* CASTRO-HUERTA. Ct. Crim. App. Okla. Certiorari granted limited to Question 1 presented by the petition. Case will be set for argument in the April 2022 argument session. Petitioner’s brief on the merits is to be filed on or before Monday, February 28, 2022. Respondent’s brief on the merits is to be filed on or before Monday, March 28, 2022. Reply brief is to be filed in accordance with this Court’s Rule 25.3.

JANUARY 24, 2022

Certiorari Granted—Vacated and Remanded

No. 21–6028. WILLIAMS *v.* UNITED STATES. C. A. 5th Cir. Motion of petitioner for leave to proceed *in forma pauperis* granted. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Borden v. United States*, 593 U. S. 420 (2021). Reported below: 848 Fed. Appx. 176.

Certiorari Dismissed

No. 21–6358. YOUNG *v.* LAMONT ET AL. C. A. 2d Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied, and certiorari dismissed. See this Court’s Rule 39.8.

Miscellaneous Orders

No. 21A243. JOB CREATORS NETWORK ET AL. *v.* DEPARTMENT OF LABOR, OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION, ET AL. Application for stay, presented to JUSTICE KAVANAUGH and referred to the Court, dismissed in light of the relief granted in *National Federation of Independent Business v. OSHA*, 595 U. S. 109 (2022) (*per curiam*).

No. 21A245. PHILLIPS MANUFACTURING & TOWER CO. ET AL. *v.* DEPARTMENT OF LABOR, OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION, ET AL. Application for stay, presented to JUSTICE KAVANAUGH and referred to the Court, dismissed in light of the relief granted in *National Federation of Independent Business v. OSHA*, 595 U. S. 109 (2022) (*per curiam*).

No. 21A246. SOUTHERN BAPTIST THEOLOGICAL SEMINARY ET AL. *v.* DEPARTMENT OF LABOR, OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION, ET AL. Application for stay, pre-

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sented to JUSTICE KAVANAUGH and referred to the Court, dismissed in light of the relief granted in *National Federation of Independent Business v. OSHA*, 595 U. S. 109 (2022) (*per curiam*).

No. 21A248. BST HOLDINGS, LLC, ET AL. *v.* DEPARTMENT OF LABOR, OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION, ET AL. Application for stay, presented to JUSTICE KAVANAUGH and referred to the Court, dismissed in light of the relief granted in *National Federation of Independent Business v. OSHA*, 595 U. S. 109 (2022) (*per curiam*).

No. 21A249. HERITAGE FOUNDATION *v.* DEPARTMENT OF LABOR, OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION, ET AL. Application for stay, presented to JUSTICE KAVANAUGH and referred to the Court, dismissed in light of the relief granted in *National Federation of Independent Business v. OSHA*, 595 U. S. 109 (2022) (*per curiam*).

No. 21A250. WORD OF GOD FELLOWSHIP, INC., ET AL. *v.* DEPARTMENT OF LABOR, OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION, ET AL. Application for stay, presented to JUSTICE KAVANAUGH and referred to the Court, dismissed in light of the relief granted in *National Federation of Independent Business v. OSHA*, 595 U. S. 109 (2022) (*per curiam*).

No. 21A251. ASSOCIATED BUILDERS & CONTRACTORS, INC., ET AL. *v.* DEPARTMENT OF LABOR, OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION, ET AL. Application for stay, presented to JUSTICE KAVANAUGH and referred to the Court, dismissed in light of the relief granted in *National Federation of Independent Business v. OSHA*, 595 U. S. 109 (2022) (*per curiam*).

No. 21A252. BEDKE, SPEAKER OF THE IDAHO HOUSE OF REPRESENTATIVES, ET AL. *v.* DEPARTMENT OF LABOR, OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION, ET AL. Application for stay, presented to JUSTICE KAVANAUGH and referred to the Court, dismissed in light of the relief granted in *National Federation of Independent Business v. OSHA*, 595 U. S. 109 (2022) (*per curiam*).

No. 21A258. REPUBLICAN NATIONAL COMMITTEE *v.* DEPARTMENT OF LABOR, OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION, ET AL. Application for stay, presented to JUSTICE KAVANAUGH and referred to the Court, dismissed in light of the

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relief granted in *National Federation of Independent Business v. OSHA*, 595 U. S. 109 (2022) (*per curiam*).

No. 21A259. *BETTEN CHEVROLET, INC. v. DEPARTMENT OF LABOR, OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION, ET AL.* Application for stay, presented to JUSTICE KAVANAUGH and referred to the Court, dismissed in light of the relief granted in *National Federation of Independent Business v. OSHA*, 595 U. S. 109 (2022) (*per curiam*).

No. 21A260. *BENTKEY SERVICES, LLC, DBA DAILY WIRE v. DEPARTMENT OF LABOR, OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION, ET AL.* Application for stay, presented to JUSTICE KAVANAUGH and referred to the Court, dismissed in light of the relief granted in *National Federation of Independent Business v. OSHA*, 595 U. S. 109 (2022) (*per curiam*).

No. 21A267. *FABARC STEEL SUPPLY, INC., ET AL. v. DEPARTMENT OF LABOR, OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION, ET AL.* Application for stay, presented to JUSTICE KAVANAUGH and referred to the Court, dismissed in light of the relief granted in *National Federation of Independent Business v. OSHA*, 595 U. S. 109 (2022) (*per curiam*).

No. 21A293. *ABADI v. DEPARTMENT OF LABOR, OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION, ET AL.* Application for stay, presented to JUSTICE KAVANAUGH and referred to the Court, dismissed in light of the relief granted in *National Federation of Independent Business v. OSHA*, 595 U. S. 109 (2022) (*per curiam*).

No. 20–493. *YSLETA DEL SUR PUEBLO ET AL. v. TEXAS*. C. A. 5th Cir. [Certiorari granted, 595 U. S. 1015.] Motion of the Solicitor General for leave to participate in oral argument as *amicus curiae*, for divided argument, and for enlargement of time for oral argument granted. Motion of Alabama-Coushatta Tribe of Texas for leave to participate in oral argument as *amicus curiae* and for divided argument denied.

No. 20–1530. *WEST VIRGINIA ET AL. v. ENVIRONMENTAL PROTECTION AGENCY ET AL.*;

No. 20–1531. *NORTH AMERICAN COAL CORP. v. ENVIRONMENTAL PROTECTION AGENCY ET AL.*;

No. 20–1778. *WESTMORELAND MINING HOLDINGS LLC v. ENVIRONMENTAL PROTECTION AGENCY ET AL.*; and

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No. 20–1780. *NORTH DAKOTA v. ENVIRONMENTAL PROTECTION AGENCY ET AL.* C. A. D. C. Cir. [Certiorari granted, 595 U. S. 1035.] Motions of West Virginia et al. and of the Solicitor General for divided argument and for enlargement of time for oral argument granted in part, and the time is allotted as follows: 20 minutes for state petitioners, 15 minutes for private petitioners, 20 minutes for federal respondents, and 15 minutes for power company respondents. Motion of North Dakota for divided argument and for enlargement of time for oral argument denied.

No. 20–1775. *ARIZONA ET AL. v. CITY AND COUNTY OF SAN FRANCISCO, CALIFORNIA, ET AL.* C. A. 9th Cir. [Certiorari granted, 595 U. S. 1036.] Motion of the Solicitor General for divided argument granted.

No. 21–6385. *DOSTAL v. BASIN ELECTRIC POWER COOPERATIVE ET AL.* Sup. Ct. S. D. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner is allowed until February 14, 2022, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

No. 21–6764. *IN RE KENNEDY.* Petition for writ of habeas corpus denied.

No. 21–784. *IN RE FORD.* Petition for writ of mandamus denied.

Certiorari Granted

No. 20–1199. *STUDENTS FOR FAIR ADMISSIONS, INC. v. PRESIDENT AND FELLOWS OF HARVARD COLLEGE.* C. A. 1st Cir.; and

No. 21–707. *STUDENTS FOR FAIR ADMISSIONS, INC. v. UNIVERSITY OF NORTH CAROLINA ET AL.* C. A. 4th Cir. Certiorari in No. 20–1199 granted. Certiorari before judgment in No. 21–707 granted. Cases consolidated, and a total of one hour is allotted for oral argument. Reported below: No. 20–1199, 980 F. 3d 157.

No. 21–86. *AXON ENTERPRISE, INC. v. FEDERAL TRADE COMMISSION ET AL.* C. A. 9th Cir. Certiorari granted limited to Question 1 presented by the petition. Reported below: 986 F. 3d 1173.

No. 21–454. *SACKETT ET AL. v. ENVIRONMENTAL PROTECTION AGENCY ET AL.* C. A. 9th Cir. Certiorari granted limited to the

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following question: “Whether the Ninth Circuit set forth the proper test for determining whether wetlands are ‘waters of the United States’ under the Clean Water Act, 33 U. S. C. § 1362(7).” Reported below: 8 F. 4th 1075.

Certiorari Denied

No. 20–854. LARSON, PERSONAL REPRESENTATIVE OF THE ESTATE OF LARSON *v.* KIJAKAZI, ACTING COMMISSIONER OF SOCIAL SECURITY. C. A. 9th Cir. Certiorari denied. Reported below: 967 F. 3d 914.

No. 21–258. OKLAHOMA *v.* DAVIS. Ct. Crim. App. Okla. Certiorari denied.

No. 21–395. MCCARTHY ET AL. *v.* PELOSI, SPEAKER OF THE HOUSE, ET AL. C. A. D. C. Cir. Certiorari denied. Reported below: 5 F. 4th 34.

No. 21–443. WILLIAM BEAUMONT HOSPITAL *v.* UNITED STATES EX REL. FELTEN. C. A. 6th Cir. Certiorari denied. Reported below: 993 F. 3d 428.

No. 21–538. REAGLE, WARDEN *v.* LEWIS. C. A. 7th Cir. Certiorari denied. Reported below: 993 F. 3d 994.

No. 21–581. LOUGHRY *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 996 F. 3d 729.

No. 21–584. AGENDIA, INC. *v.* BECERRA, SECRETARY OF HEALTH AND HUMAN SERVICES. C. A. 9th Cir. Certiorari denied. Reported below: 4 F. 4th 896.

No. 21–606. SHOOTER *v.* ARIZONA ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 4 F. 4th 955.

No. 21–738. HOTZE HEALTH WELLNESS CENTER INTERNATIONAL ONE, LLC, ET AL. *v.* ENVIRONMENTAL RESEARCH CENTER, INC. C. A. 9th Cir. Certiorari denied. Reported below: 850 Fed. Appx. 572.

No. 21–739. SINGH *v.* WON. Sup. Ct. Wash. Certiorari denied.

No. 21–741. PARKER ET AL. *v.* SEA-MAR COMMUNITY HEALTH CENTER. C. A. 9th Cir. Certiorari denied. Reported below: 853 Fed. Appx. 197.

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No. 21–744. *MANER v. DIGNITY HEALTH, FKA CATHOLIC HEALTHCARE WEST*. C. A. 9th Cir. Certiorari denied. Reported below: 9 F. 4th 1114.

No. 21–753. *JANURA v. JANURA*. Sup. Ct. App. W. Va. Certiorari denied.

No. 21–758. *TATTEN v. LSF9 MASTER PARTICIPATION TRUST*. Ct. App. Colo. Certiorari denied.

No. 21–766. *DOUGLASS PROPERTIES II, LLC v. CITY OF OLYMPIA, WASHINGTON*. Ct. App. Wash. Certiorari denied. Reported below: 16 Wash. App. 2d 158, 479 P. 3d 1200.

No. 21–768. *LIL’ MAN IN THE BOAT, INC. v. CITY AND COUNTY OF SAN FRANCISCO, CALIFORNIA, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 5 F. 4th 952.

No. 21–777. *HALFACRE v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 859 Fed. Appx. 270.

No. 21–790. *LUND v. COWAN, JUDGE, SUPERIOR COURT OF CALIFORNIA, LOS ANGELES COUNTY, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 5 F. 4th 964.

No. 21–794. *REILLY, PERSONAL REPRESENTATIVE OF THE ESTATE OF REILLY v. OTTAWA COUNTY, MICHIGAN, ET AL.* C. A. 6th Cir. Certiorari denied.

No. 21–795. *SEWELL v. KIJAKAZI, ACTING COMMISSIONER OF SOCIAL SECURITY*. C. A. 10th Cir. Certiorari denied.

No. 21–808. *GUNNARSON ET AL. v. TEXAS*. Ct. App. Tex., 3d Dist. Certiorari denied.

No. 21–813. *PECK v. DEPARTMENT OF LABOR, ADMINISTRATIVE REVIEW BOARD, ET AL.* (Reported below: 996 F. 3d 224); and *CRISCIONE v. NUCLEAR REGULATORY COMMISSION*. C. A. 4th Cir. Certiorari denied.

No. 21–818. *EGAE, LLC, ET AL. v. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT*. C. A. 9th Cir. Certiorari denied. Reported below: 845 Fed. Appx. 616.

No. 21–823. *DAIFULLAH v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 11 F. 4th 888.

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No. 21–826. *CORRIGAN ET AL. v. HAALAND, SECRETARY OF THE INTERIOR, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 12 F. 4th 901.

No. 21–837. *BOHANON ET AL. v. LAWRENCE ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 847 Fed. Appx. 516.

No. 21–880. *STEFANINI v. HEWLETT PACKARD ENTERPRISE Co.* C. A. 9th Cir. Certiorari denied. Reported below: 854 Fed. Appx. 803.

No. 21–882. *GASPAR-FELIPE v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 4 F. 4th 330.

No. 21–899. *ROSECAN v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 2021-Ohio-3155.

No. 21–901. *POLLREIS, ON BEHALF OF HERSELF AND HER MINOR CHILDREN, W. Y. ET AL. v. MARZOLF.* C. A. 8th Cir. Certiorari denied. Reported below: 9 F. 4th 737.

No. 21–928. *HUTZEL v. GEORGIA.* Ct. App. Ga. Certiorari denied. Reported below: 359 Ga. App. 493, 859 S. E. 2d 495.

No. 21–929. *HENRY v. FLORIDA BAR ET AL.* Dist. Ct. App. Fla., 5th Dist. Certiorari denied. Reported below: 322 So. 3d 74.

No. 21–5222. *BUSH v. NATHAN, TRUSTEE.* C. A. 6th Cir. Certiorari denied.

No. 21–5514. *HARVEY v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 838 Fed. Appx. 95.

No. 21–6010. *SUTTON v. UNITED STATES.* C. A. 7th Cir. Certiorari denied. Reported below: 854 Fed. Appx. 59.

No. 21–6143. *ZYSZKIEWICZ v. CALIFORNIA.* Ct. App. Cal., 5th App. Dist. Certiorari denied.

No. 21–6328. *ALLEN v. FLORIDA.* Sup. Ct. Fla. Certiorari denied. Reported below: 322 So. 3d 589.

No. 21–6337. *MAGEE v. PERRY ET AL.* C. A. 5th Cir. Certiorari denied.

No. 21–6363. *ARELLANO v. HOWARD, WARDEN.* C. A. 6th Cir. Certiorari denied.

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No. 21–6365. *PATEL v. MILLER ET AL.* C. A. 9th Cir. Certiorari denied.

No. 21–6373. *MOTE v. UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF PENNSYLVANIA.* C. A. 3d Cir. Certiorari denied. Reported below: 858 Fed. Appx. 39.

No. 21–6377. *HARRIS v. MORGAN, WARDEN, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 848 Fed. Appx. 605.

No. 21–6381. *TINSLEY v. MAIN ET AL.* C. A. 3d Cir. Certiorari denied.

No. 21–6387. *RANDOLPH v. FLORIDA.* Sup. Ct. Fla. Certiorari denied. Reported below: 320 So. 3d 629.

No. 21–6399. *ANDERSON v. STACY* (two judgments). Sup. Ct. Va. Certiorari denied.

No. 21–6401. *DOW v. STABENOW, UNITED STATES SENATOR, ET AL.* C. A. D. C. Cir. Certiorari denied. Reported below: 857 Fed. Appx. 661.

No. 21–6405. *MCARTHUR v. FLORIDA.* Dist. Ct. App. Fla., 1st Dist. Certiorari denied. Reported below: 320 So. 3d 247.

No. 21–6410. *SPECKMAN v. LUMPKIN, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION.* C. A. 5th Cir. Certiorari denied.

No. 21–6421. *BAILEY v. SUFFOLK PUBLIC SCHOOLS ET AL.* Sup. Ct. Va. Certiorari denied.

No. 21–6423. *COBBS v. STEPHAN, WARDEN.* C. A. 4th Cir. Certiorari denied. Reported below: 857 Fed. Appx. 749.

No. 21–6429. *DEVINEY v. FLORIDA.* Sup. Ct. Fla. Certiorari denied. Reported below: 322 So. 3d 563.

No. 21–6472. *MUNGIN v. FLORIDA.* Sup. Ct. Fla. Certiorari denied. Reported below: 320 So. 3d 624.

No. 21–6474. *SLUDER v. BENTANCOURT ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 857 Fed. Appx. 741.

No. 21–6477. *PARKER v. KIJAKAZI, ACTING COMMISSIONER OF SOCIAL SECURITY.* C. A. 10th Cir. Certiorari denied. Reported below: 845 Fed. Appx. 786.

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No. 21–6504. *GLADNEY v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 858 Fed. Appx. 221.

No. 21–6541. *CORONA v. HILL, ACTING WARDEN*. C. A. 9th Cir. Certiorari denied. Reported below: 853 Fed. Appx. 179.

No. 21–6546. *DELGADO-RIVERA v. MASSACHUSETTS*. Sup. Jud. Ct. Mass. Certiorari denied. Reported below: 487 Mass. 551, 168 N. E. 3d 1083.

No. 21–6579. *HIDROGO-MARIN v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 858 Fed. Appx. 792.

No. 21–6595. *HIGHTOWER v. UNITED STATES*. C. A. 5th Cir. Certiorari denied.

No. 21–6599. *MICHALIK v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 5 F. 4th 583.

No. 21–6601. *WOODS v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 14 F. 4th 544.

No. 21–6609. *COFFER v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 860 Fed. Appx. 416.

No. 21–6614. *SPENCER v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 998 F. 3d 813.

No. 21–6618. *MATSUBA ET AL. v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 858 Fed. Appx. 215.

No. 21–6621. *OKONKWO v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 21–6623. *KLOSZEWSKI v. UNITED STATES*. C. A. 2d Cir. Certiorari denied.

No. 21–6624. *JONES v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 853 Fed. Appx. 892.

No. 21–6625. *HARRELL v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 21–6631. *VAZQUEZ-MEDRANO v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 858 Fed. Appx. 168.

No. 21–6634. *JOHNSON v. UNITED STATES*. C. A. 5th Cir. Certiorari denied.

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No. 21–6640. *WALKER v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 21–6642. *TATE v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 999 F. 3d 374.

No. 21–6643. *PETERSON v. UNITED STATES*. C. A. 4th Cir. Certiorari denied.

No. 21–6644. *MINASYAN v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 4 F. 4th 770.

No. 21–6645. *BILUS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 21–6646. *ALVARADO v. UNITED STATES*. C. A. 5th Cir. Certiorari denied.

No. 21–6656. *RAKHMATOV v. UNITED STATES*. C. A. 2d Cir. Certiorari denied.

No. 21–6658. *JOHNSON v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 14 F. 4th 342.

No. 21–6668. *SPRAGUE v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 21–6670. *BEVERLY v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 857 Fed. Appx. 807.

No. 21–6671. *ARIAS-AVILA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied.

No. 21–6676. *MURILLO-MORA v. UNITED STATES*. C. A. 8th Cir. Certiorari denied.

No. 21–6679. *JARMON v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 14 F. 4th 268.

No. 21–6687. *ZIRKELBACH v. UNITED STATES*. C. A. 8th Cir. Certiorari denied.

No. 21–6695. *CRAMER v. MISSOURI*. Ct. App. Mo., Southern Dist. Certiorari denied.

No. 21–6700. *WRAY v. BUSH, WARDEN*. C. A. 4th Cir. Certiorari denied. Reported below: 837 Fed. Appx. 238.

No. 21–6706. *SMITH v. UNITED STATES*. C. A. 9th Cir. Certiorari denied.

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No. 21–6707. *TURNER v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 859 Fed. Appx. 711.

No. 21–6708. *TAFOYA v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 856 Fed. Appx. 647.

No. 21–6710. *OWUSU BOATENG v. UNITED STATES*. C. A. 5th Cir. Certiorari denied.

No. 21–6711. *SMITH v. UNITED STATES*. Ct. App. D. C. Certiorari denied. Reported below: 256 A. 3d 764.

No. 21–6718. *CHESTER ET AL. v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 973 F. 3d 667.

No. 21–6732. *CESAR CARDENAS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 13 F. 4th 380.

No. 21–6735. *ROLLINS v. ILLINOIS*. App. Ct. Ill., 2d Dist. Certiorari denied. Reported below: 2021 IL App (2d) 181040, 183 N. E. 3d 997.

No. 21–251. *OKLAHOMA v. BROWN*. Ct. Crim. App. Okla. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied.

No. 21–252. *OKLAHOMA v. KEPLER*. Ct. Crim. App. Okla. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied.

No. 21–253. *OKLAHOMA v. HATHCOAT*. Ct. Crim. App. Okla. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied.

No. 21–254. *OKLAHOMA v. MITCHELL*. Ct. Crim. App. Okla. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied.

No. 21–255. *OKLAHOMA v. JACKSON*. Ct. Crim. App. Okla. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied.

No. 21–257. *OKLAHOMA v. STARR*. Ct. Crim. App. Okla. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied.

No. 21–259. *OKLAHOMA v. HOWELL*. Ct. Crim. App. Okla. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied.

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No. 21–319. OKLAHOMA *v.* BAIN. Ct. Crim. App. Okla. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied.

No. 21–320. OKLAHOMA *v.* PERRY. Ct. Crim. App. Okla. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied.

No. 21–321. OKLAHOMA *v.* JOHNSON. Ct. Crim. App. Okla. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied.

No. 21–322. OKLAHOMA *v.* HARJO. Ct. Crim. App. Okla. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied.

No. 21–323. OKLAHOMA *v.* SPEARS. Ct. Crim. App. Okla. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied. Reported below: 2021 OK CR 7, 485 P. 3d 873.

No. 21–324. OKLAHOMA *v.* GRAYSON. Ct. Crim. App. Okla. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied. Reported below: 2021 OK CR 8, 485 P. 3d 250.

No. 21–325. OKLAHOMA *v.* JANSON. Ct. Crim. App. Okla. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied.

No. 21–326. OKLAHOMA *v.* SIZEMORE. Ct. Crim. App. Okla. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied. Reported below: 2021 OK CR 6, 485 P. 3d 867.

No. 21–327. OKLAHOMA *v.* BALL. Ct. Crim. App. Okla. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied.

No. 21–369. OKLAHOMA *v.* EPPERSON. Ct. Crim. App. Okla. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied.

No. 21–370. OKLAHOMA *v.* STEWART. Ct. Crim. App. Okla. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied.

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No. 21–371. OKLAHOMA *v.* JONES. Ct. Crim. App. Okla. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied.

No. 21–372. OKLAHOMA *v.* COOPER. Ct. Crim. App. Okla. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied.

No. 21–373. OKLAHOMA *v.* BECK. Ct. Crim. App. Okla. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied.

No. 21–484. OKLAHOMA *v.* MCCOMBS. Ct. Crim. App. Okla. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied.

No. 21–486. OKLAHOMA *v.* SHRIVER. Ct. Crim. App. Okla. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied.

No. 21–487. OKLAHOMA *v.* MARTIN. Ct. Crim. App. Okla. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied.

No. 21–488. OKLAHOMA *v.* FOX. Ct. Crim. App. Okla. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied.

No. 21–502. OKLAHOMA *v.* COTTINGHAM. Ct. Crim. App. Okla. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied.

No. 21–608. OKLAHOMA *v.* MARTIN. Ct. Crim. App. Okla. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied.

No. 21–644. OKLAHOMA *v.* BALL. Ct. Crim. App. Okla. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied.

No. 21–645. OKLAHOMA *v.* NED. Ct. Crim. App. Okla. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied.

No. 21–646. OKLAHOMA *v.* LEATHERS. Ct. Crim. App. Okla. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied.

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No. 21–704. OKLAHOMA *v.* PERALES. Ct. Crim. App. Okla. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied.

No. 21–6375. DUDNEY *v.* MACOMBER, WARDEN. C. A. 9th Cir. Certiorari denied. JUSTICE BREYER took no part in the consideration or decision of this petition.

No. 21–6560. DONATO *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. JUSTICE SOTOMAYOR took no part in the consideration or decision of this petition.

No. 21–6629. STEELE *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. JUSTICE KAGAN took no part in the consideration or decision of this petition. Reported below: 852 Fed. Appx. 147.

Rehearing Denied

No. 21–126. BARROGA *v.* BOARD OF ADMINISTRATION OF CALIFORNIA PUBLIC EMPLOYEES’ RETIREMENT SYSTEM, 595 U. S. 996;

No. 21–421. NASTRI *v.* DEPARTMENT OF HOMELAND SECURITY, 595 U. S. 1064;

No. 21–524. RUTTKAMP *v.* BANK OF NEW YORK MELLON, FKA BANK OF NEW YORK, 595 U. S. 1091;

No. 21–5464. WALKER *v.* UNITED STATES ET AL., 595 U. S. 1093;

No. 21–5667. LOCKMILLER *v.* UNITED STATES ET AL., 595 U. S. 1073; and

No. 21–5794. CARRINGTON *v.* CLARKE, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS, 595 U. S. 1075. Petitions for rehearing denied.

JANUARY 26, 2022

Dismissal Under Rule 46

No. 21–844. CARMACK *v.* JANNY ET AL. C. A. 10th Cir. Certiorari dismissed under this Court’s Rule 46. Reported below: 8 F. 4th 883.

Miscellaneous Order

No. 21A360. GRANT ET AL. *v.* CROW, DIRECTOR, OKLAHOMA DEPARTMENT OF CORRECTIONS, ET AL. Application for stay of execution of sentence of death, presented to JUSTICE KAVANAUGH,

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and by him referred to the Court, denied. JUSTICE GORSUCH took no part in the consideration or decision of this application.

JANUARY 27, 2022

Miscellaneous Order

No. 21A372. HAMM, COMMISSIONER, ALABAMA DEPARTMENT OF CORRECTIONS, ET AL. *v.* REEVES. Application to vacate injunction, presented to JUSTICE THOMAS, and by him referred to the Court, granted. The January 7, 2022, order of the United States District Court for the Middle District of Alabama is vacated. JUSTICE BARRETT would deny the application.

JUSTICE KAGAN, with whom JUSTICE BREYER and JUSTICE SOTOMAYOR join, dissenting.

Four judges on two courts have decided—after extensive record development, briefing, and argument—that Matthew Reeves’s execution should not proceed as scheduled tonight. See *Reeves v. Dunn*, 580 F. Supp. 3d 1060 (MD Ala. 2022), *aff’d*, *Reeves v. Commissioner, Ala. Dept. of Corrections*, 23 F. 4th 1308 (CA11 2022). The law demands that we give their conclusions deference. See, e.g., *Dunn v. McNabb*, 583 U.S. 941 (2017) (reviewing a stay of execution for abuse of discretion). But the Court today disregards the well-supported findings made below, consigning Reeves to a method of execution he would not have chosen if properly informed of the alternatives. I respectfully dissent.

Reeves contends in this suit that the Alabama Department of Corrections (ADOC) violated federal disabilities law by failing to take account of his cognitive deficiencies when offering death-row inmates a choice of execution methods. In Alabama, a recently enacted state law gave those inmates one month to select execution by nitrogen hypoxia, rather than lethal injection. See Ala. Code § 15–18–82.1(b)(2) (2018). To carry out that law, the ADOC distributed “election forms” allowing inmates to convey their choice. 580 F. Supp. 3d, at 1065–1066. But the form was written in legalese, and according to un rebutted evidence, an inmate needed at least an 11th-grade reading level to understand it. See *id.*, at 1073. Reeves has cognitive limitations and (again, according to uncontested evidence) has the same reading ability as an elementary-school child; indeed, one expert testified that Reeves’s “reading comprehension was at the 1st grade level.” *Id.*, at 1070.

In these circumstances, Reeves’s suit alleges, the Americans with Disabilities Act (ADA) required prison officials to provide assistance (a so-called reasonable accommodation) to Reeves—essentially, to explain the form so that he could elect an execution method. See Amended Complaint in No. 2:20-cv-00027 (MD Ala.), ECF Doc. 21, pp. 7–8, 11–12. Their failure to do so, Reeves says, prevented him from timely choosing nitrogen hypoxia, which he believes is less painful than lethal injection. *Id.*, at 13; App. to Motion for Preliminary Injunction (decl. of M. Reeves), in No. 2:20-cv-00027 (MD Ala.), ECF Doc. 27–14.

Two courts have now ruled in Reeves’s favor, prohibiting Alabama from executing him by any method except nitrogen hypoxia. In granting a preliminary injunction, the District Court considered a written record of more than 2,000 pages, heard more than seven hours of testimony and oral argument, and detailed its findings in a 37-page decision. The court found that Reeves is likely to prevail on his ADA claim because: (1) he has a cognitive disability; (2) that disability prevented him from obtaining “meaningful access” to the process of picking an execution method; and (3) his need for assistance from the ADOC was “open and obvious.” 580 F. Supp. 3d, at 1069–1078. The court also determined that the balance of equities favored an injunction. Reeves, the court reasoned, will suffer irreparable harm if Alabama uses the lethal injection method “he so greatly fears”; but if that method is barred, the State can still execute Reeves by nitrogen hypoxia in a matter of weeks (when it finalizes its protocol for that method). See *id.*, at 1079. A three-judge panel of the Court of Appeals for the Eleventh Circuit unanimously affirmed that decision, after full briefing and argument, in a 29-page opinion. It “discern[ed] no abuse of discretion” in the District Court’s assessment of the ADA claim or its balancing of equitable factors. 23 F. 3d, at 1313. As to the latter, the Court of Appeals emphasized that the relief granted to Reeves would still allow Alabama to execute him—just by the method he would have chosen if he could have understood the ADOC’s election form. *Id.*, at 1324–1325.

This Court should have left the matter there, rather than enable Reeves’s execution by lethal injection to go forward. The Court has no warrant to reweigh the evidence offered below. And it has no other basis for reversing the detailed findings the District Court made to support the injunction. Nor is the Court’s action in any way necessary to enable Alabama to carry out its

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capital sentence. As the lower courts recognized, the State will soon be ready to execute Reeves by nitrogen hypoxia. A short delay cannot justify dismissing, as the Court does today, the strength of Reeves's suit—or the careful work of the judges primarily responsible for assessing his case.

FEBRUARY 7, 2022

Miscellaneous Order

No. 21A375 (21–1086). MERRILL, ALABAMA SECRETARY OF STATE, ET AL. *v.* MILLIGAN ET AL. D. C. N. D. Ala.; and

No. 21A376 (21–1087). MERRILL, ALABAMA SECRETARY OF STATE, ET AL. *v.* CASTER ET AL. C. A. 11th Cir. Application for stay or injunctive relief, presented to JUSTICE THOMAS, and by him referred to the Court in No. 21A375 is treated as a jurisdictional statement, and probable jurisdiction is noted. Application for stay or injunctive relief, presented to JUSTICE THOMAS, and by him referred to the Court in No. 21A376 is treated as a petition for writ of certiorari before judgment. Respondents in No. 21A376 do not oppose treating the application as a petition for writ of certiorari before judgment and do not oppose granting the petition (although they do oppose granting a stay). With that fact taken into account, the petition is granted. The District Court's January 24, 2022, preliminary injunctions in Nos. 2:21–cv–1530 and 2:21–cv–1536 are stayed pending further order of the Court.

JUSTICE KAVANAUGH, with whom JUSTICE ALITO joins, concurring.

I concur in the Court's stay of the District Court's injunction. I write separately to explain my vote, and to briefly respond to the principal dissent. *Post*, p. 1203 (opinion of KAGAN, J.).

To begin with, the principal dissent is wrong to claim that the Court's stay order makes any new law regarding the Voting Rights Act. The stay order does not make or signal any change to voting rights law. The stay order is not a ruling on the merits, but instead simply stays the District Court's injunction *pending a ruling on the merits*. The stay order follows this Court's election-law precedents, which establish (i) that federal district courts ordinarily should not enjoin state election laws in the period close to an election, and (ii) that federal appellate courts should stay injunctions when, as here, lower federal courts contra-

vene that principle. See, *e. g.*, *Purcell v. Gonzalez*, 549 U. S. 1 (2006) (*per curiam*).

The principal dissent's catchy but worn-out rhetoric about the "shadow docket" is similarly off target. The stay will allow this Court to decide the merits in an orderly fashion—after full briefing, oral argument, and our usual extensive internal deliberations—and ensure that we do *not* have to decide the merits on the emergency docket. To reiterate: The Court's stay order is not a decision on the merits.

As background: This stay application arises from a dispute over Alabama's congressional election districts. The State recently adopted a districting plan that, according to the State, employs the same basic districting framework that the State has maintained for several decades. But two weeks ago, a three-judge District Court concluded that Alabama's congressional districting plan likely violates federal voting rights law. The District Court ordered that Alabama's congressional districts be completely redrawn within a few short weeks. The District Court declined to stay the injunction for the 2022 elections even though the primary elections begin (via absentee voting) just seven weeks from now, on March 30.

The State has appealed, contending that the District Court was wrong on the merits. And given that the primary elections begin next month, the State has also sought an emergency stay of the District Court's injunction with respect to the 2022 elections.

With respect to the request for a stay of the District Court's injunction for the 2022 elections, the State argues that the District Court's injunction is a prescription for chaos for candidates, campaign organizations, independent groups, political parties, and voters, among others. The State says that those individuals and entities now do not know who will be running against whom in the primaries next month. Filing deadlines need to be met, but candidates cannot be sure what district they need to file for. Indeed, at this point, some potential candidates do not even know which district they live in. Nor do incumbents know if they now might be running against other incumbents in the upcoming primaries.

On top of that, state and local election officials need substantial time to plan for elections. Running elections state-wide is extraordinarily complicated and difficult. Those elections require enormous advance preparations by state and local officials, and

pose significant logistical challenges. The District Court's order would require heroic efforts by those state and local authorities in the next few weeks—and even heroic efforts likely would not be enough to avoid chaos and confusion.

For those and other reasons, the State says that any judicial order requiring the State to redraw its congressional district lines should not apply to the imminent 2022 elections that begin next month.

Under our precedents, a party asking this Court for a stay of a lower court's judgment pending appeal or certiorari ordinarily must show (i) a reasonable probability that this Court would eventually grant review and a fair prospect that the Court would reverse, and (ii) that the applicant would likely suffer irreparable harm absent the stay. *Hollingsworth v. Perry*, 558 U. S. 183, 190 (2010) (*per curiam*). In deciding whether to grant a stay pending appeal or certiorari, the Court also considers the equities (including the likely harm to both parties) and the public interest. *Ibid.*

As the Court has often indicated, however, that traditional test for a stay does not apply (at least not in the same way) in election cases when a lower court has issued an injunction of a State's election law in the period close to an election. See *Purcell*, 549 U. S. 1. This Court has repeatedly stated that federal courts ordinarily should not enjoin a State's election laws in the period close to an election, and this Court in turn has often stayed lower federal court injunctions that contravened that principle. See *ibid.*; see also *Merrill v. People First of Ala.*, 592 U. S. 1035 (2020); *Andino v. Middleton*, 592 U. S. 906 (2020); *Merrill v. People First of Ala.*, 591 U. S. 1024 (2020); *Clarno v. People Not Politicians*, 591 U. S. 1073 (2020); *Little v. Reclaim Idaho*, 591 U. S. 1060 (2020); *Republican National Committee v. Democratic National Committee*, 589 U. S. 423 (2020) (*per curiam*); *Democratic National Committee v. Wisconsin State Legislature*, 592 U. S. 1039 (2020) (declining to vacate stay).

That principle—known as the *Purcell* principle—reflects a bedrock tenet of election law: When an election is close at hand, the rules of the road must be clear and settled. Late judicial tinkering with election laws can lead to disruption and to unanticipated and unfair consequences for candidates, political parties, and voters, among others. It is one thing for a State on its own to toy with its election laws close to a State's elections. But it is

quite another thing for a federal court to swoop in and re-do a State's election laws in the period close to an election.¹

Some of this Court's opinions, including *Purcell* itself, could be read to imply that the principle is absolute and that a district court may *never* enjoin a State's election laws in the period close to an election. As I see it, however, the *Purcell* principle is probably best understood as a sensible refinement of ordinary stay principles for the election context—a principle that is not absolute but instead simply heightens the showing necessary for a plaintiff to overcome the State's extraordinarily strong interest in avoiding late, judicially imposed changes to its election laws and procedures. Although the Court has not yet had occasion to fully spell out all of its contours, I would think that the *Purcell* principle thus might be overcome even with respect to an injunction issued close to an election if a plaintiff establishes at least the following: (i) the underlying merits are entirely clearcut in favor of the plaintiff; (ii) the plaintiff would suffer irreparable harm absent the injunction; (iii) the plaintiff has not unduly delayed bringing the complaint to court; and (iv) the changes in question are at least feasible before the election without significant cost, confusion, or hardship. Cf. *Lucas v. Townsend*, 486 U. S. 1301 (1988) (Kennedy, J., in chambers); *McCarthy v. Briscoe*, 429 U. S. 1317 (1976) (Powell, J., in chambers).

Here, however, even such a relaxed version of the *Purcell* principle would not permit the District Court's late-breaking injunction. That is because the plaintiffs could not satisfy at least two of those four prerequisites—namely, that the merits be clearcut in favor of the plaintiff, and that the changes be feasible without significant cost, confusion, or hardship.

As to the merits, the underlying question here is whether a second majority-minority congressional district (out of seven total districts in Alabama) is required by the Voting Rights Act and not prohibited by the Equal Protection Clause. But the Court's case law in this area is notoriously unclear and confusing. As THE CHIEF JUSTICE rightly notes, there is "considerable disagreement and uncertainty regarding the nature and contours of a

¹How close to an election is too close may depend in part on the nature of the election law at issue, and how easily the State could make the change without undue collateral effects. Changes that require complex or disruptive implementation must be ordered earlier than changes that are easy to implement.

vote dilution claim.” *Post*, at 1202 (dissenting opinion). Indeed, an *amicus* brief filed by 14 States says (with some justification) that this Court and the lower federal courts “have been less than clear” about the rules that govern majority-minority districts, and bluntly adds that “States need clarity.” Brief for State of Louisiana et al. as *Amici Curiae* 3, 25.

At this preliminary juncture, the underlying merits appear to be close and, at a minimum, not clearcut in favor of the plaintiffs.² And in any event, the plaintiffs have not established that the changes are feasible without significant cost, confusion, or hardship. Therefore, the plaintiffs cannot overcome even a more relaxed version of the *Purcell* principle.

In short, the *Purcell* principle requires that we stay the District Court’s injunction with respect to the 2022 elections. The Court has recognized that “practical considerations sometimes require courts to allow elections to proceed despite pending legal challenges.” *Riley v. Kennedy*, 553 U.S. 406, 426 (2008). So it is here. If the District Court’s judgment is eventually affirmed after appellate review, the injunction can take effect for congressional elections that occur after 2022.³

The principal dissent disagrees and emphasizes the thoroughness of the District Court’s opinion. But if careful District Court consideration sufficed for an appellate court to deny a stay, then appellate courts could usually end the stay inquiry right there. That is not how stay analysis works. Contrary to the dissent’s implication, the fact that the District Court here issued a lengthy opinion after considering a substantial record is the starting point, not the ending point, for our analysis of whether to grant a stay.

To sum up: In light of this Court’s many precedents applying the *Purcell* principle and staying lower court injunctions of state election laws in the period close to an election, I concur in the

² Even under the ordinary stay standard outside the election context, the State has at least a fair prospect of success on appeal—as do the plaintiffs, for that matter.

³ Correcting an erroneous lower court injunction of a state election law does not itself constitute a *Purcell* problem. Otherwise, appellate courts could never correct a late-breaking lower court injunction of a state election law. That would be absurd and is not the law. See, e.g., *Andino v. Middleton*, 592 U.S. 906 (2020); *Republican National Committee v. Democratic National Committee*, 589 U.S. 423 (2020) (*per curiam*).

Court's order granting a stay of the District Court's injunction here. Contrary to the dissent's mistaken rhetoric, I take no position at this time on the ultimate merits of the parties' underlying legal dispute. And I need not do so until the Court receives full briefing, holds oral argument, and engages in our usual extensive internal deliberations. The words used by the Court in *Purcell* apply equally to this case: "We underscore that we express no opinion here on the correct disposition, after full briefing and argument, of the appeals from the District Court's . . . order or on the ultimate resolution of these cases." 549 U.S., at 5. "Given the imminence of the election and the inadequate time to resolve the factual disputes, our action today shall of necessity allow the election to proceed without an injunction." *Id.*, at 5–6.

CHIEF JUSTICE ROBERTS, dissenting.

I respectfully dissent from the stays granted in these cases because, in my view, the District Court properly applied existing law in an extensive opinion with no apparent errors for our correction. The governing standard for vote dilution claims under section 2 of the Voting Rights Act is set forth in *Thornburg v. Gingles*, 478 U.S. 30 (1986), which requires "the minority group . . . to demonstrate that it is sufficiently large and geographically compact to constitute a majority in a single-member district." *Id.*, at 50. The District Court reviewed the submissions of the plaintiffs' experts and explained at length the factbound bases for its conclusion that the plaintiffs had made that showing. See *post*, at 1204–1206 (KAGAN, J., dissenting).

But while the District Court cannot be faulted for its application of *Gingles*, it is fair to say that *Gingles* and its progeny have engendered considerable disagreement and uncertainty regarding the nature and contours of a vote dilution claim. See *Gingles*, 478 U.S., at 97 (O'Connor, J., concurring in judgment) (characterizing the Court's approach at the outset as "inconsistent with . . . §2's disclaimer of a right to proportional representation"); *Johnson v. De Grandy*, 512 U.S. 997, 1028 (1994) (Kennedy, J., concurring in part and concurring in judgment) (warning that "placing undue emphasis upon proportionality risks defeating the goals underlying the Voting Rights Act"); *Gonzalez v. Aurora*, 535 F.3d 594, 597 (CA7 2008) (Easterbrook, J.) (referring to section 2's "famously elliptical" language). See also J. Chen & N. Stephano-

poulos, *The Race-Blind Future of Voting Rights*, 130 *Yale L. J.* 862, 871 (2021) (describing section 2 vote dilution doctrine as “an area of law notorious for its many unsolved puzzles”); C. Elmen-dorf, *Making Sense of Section 2: Of Biased Votes, Unconstitutional Elections, and Common Law Statutes*, 160 *U. Pa. L. Rev.* 377, 389 (2012) (noting the lack of any “authoritative resolution of the basic questions one would need to answer to make sense of the results test”).

In order to resolve the wide range of uncertainties arising under *Gingles*, I would note probable jurisdiction in *Milligan* and grant certiorari before judgment in *Caster*, setting the cases for argument next Term. But I would not grant a stay. As noted, the analysis below seems correct as *Gingles* is presently applied, and in my view the District Court’s analysis should therefore control the upcoming election. The practical effect of this approach would be that the 2022 election would take place in accord with the judgment of the District Court, but subsequent elections would be governed by this Court’s decision on review.

JUSTICE KAGAN, with whom JUSTICE BREYER and JUSTICE SOTOMAYOR join, dissenting.

After considering a massive factual record, developed over seven days of testimony, and reviewing more than 1,000 pages of briefing, a three-judge District Court held that Alabama’s redistricting plan violated Section 2 of the Voting Rights Act (VRA). The District Court (including two judges from the State) found that the plan unlawfully diluted the votes of the State’s Black population, and ordered the State to devise a new plan for the 2022 elections. Alabama now seeks a stay of that ruling. Usually, when a litigant applies to this Court for a stay, it argues that the lower court erred under current law. But Alabama’s application cannot be understood in that way. Accepting Alabama’s contentions would rewrite decades of this Court’s precedent about Section 2 of the VRA. For that reason, this Court goes badly wrong in granting a stay. There may—or may not—be a basis for revising our VRA precedent in light of the modern districting technology that Alabama’s application highlights. But such a change can properly happen only after full briefing and argument—not based on the scanty review this Court gives matters on its shadow docket. The District Court here did everything right under the law existing today. Staying its deci-

sion forces Black Alabamians to suffer what under that law is clear vote dilution. With respect, I again dissent from a ruling that “undermines Section 2 and the right it provides.” *Brnovich v. Democratic National Committee*, 594 U.S. 647, 691 (2021) (KAGAN, J., dissenting).¹

I

Following the 2020 census, the plaintiffs here challenged Alabama’s newly enacted redistricting plan under Section 2. Alabama’s population is 27% Black, but under the plan, Black voters have the power to elect their preferred candidate in only one of the State’s seven congressional districts. That alone does not

¹ Because JUSTICE KAVANAUGH claims that the Court’s stay has nothing to do with the merits of Alabama’s application and that the Court may therefore appropriately use its emergency docket to grant the State relief, see *ante*, at 1197–1198 (concurring opinion), I note a few uncontroversial principles about stays pending appeal.

A stay pending appeal is an “extraordinary” remedy. *Williams v. Zbaraz*, 442 U.S. 1309, 1311 (1979) (Stevens, J., in chambers); see also *Ruckelshaus v. Monsanto Co.*, 463 U.S. 1315, 1316 (1983) (Blackmun, J., in chambers). The applicant (here, the State) bears the “especially heavy” burden of proving that such relief is warranted. *Packwood v. Senate Select Committee on Ethics*, 510 U.S. 1319, 1320 (1994) (Rehnquist, C. J., in chambers). Our stay standard asks (1) whether the applicant is likely to succeed on the merits, and (2) whether the likelihood of irreparable harm to the applicant, the balance of equities, and the public interest weigh in favor of granting a stay. See *Nken v. Holder*, 556 U.S. 418, 426 (2009). The inquiry thus has both a merits component and an equitable component.

That is true in election cases generally. As JUSTICE KAVANAUGH notes, there is an exception: The Court has sometimes given less attention to the merits in cases involving eleventh-hour election changes. See *Purcell v. Gonzalez*, 549 U.S. 1, 4–5 (2006) (*per curiam*). But for the reasons given in Part III, that exception does not apply here, given that the District Court ruled months before anyone in the State will cast a vote. See *infra*, at 1210–1212.

And so we return to the ordinary standard for a stay pending appeal. Because our discretionary power over election appeals is limited, I agree that the Court will need to hear Alabama’s appeal on our ordinary docket. The question this stay application presents is what to do in the interim. Should we freeze the District Court’s decision and thereby enable Alabama to proceed with the violation of voting rights found by that court? Or should we leave the District Court’s decision in place, thus allowing a remedy to the adjudicated violation of rights to go into effect? For the reasons that follow, the latter course is the only appropriate one.

demonstrate vote dilution. What raises the prospect of a Section 2 claim is that Alabama's Black population is heavily "concentrated" in the urban population centers and an area of the State known as the Black Belt, "named for the region's fertile black soil," where many enslaved people were taken during the antebellum period. App. to Application in No. 21A375, pp. 36–37, 160–161 (App.). Because "Black voters in Alabama are relatively geographically compact," the plaintiffs argued that the State could have drawn a second congressional district, meeting traditional districting criteria, in which Black Alabamians would constitute a majority. *Id.*, at 161. But the State had instead "pack[ed]" much of the Black population into a single district, and "crack[ed]" the remainder over three others. *Id.*, at 36–41. That action, the plaintiffs contended, diluted their voting power.

The Court's longstanding precedent imposes strict requirements for proving a vote-dilution claim. To start, plaintiffs must satisfy three conditions, often referred to as the *Gingles* conditions. Those conditions are: (1) that the "minority group is sufficiently large and geographically compact to constitute a majority" in a district, (2) that the minority group "is politically cohesive," and (3) that the "white majority votes sufficiently as a bloc to enable it . . . usually to defeat the minority's preferred candidate." *Grove v. Emison*, 507 U.S. 25, 40 (1993) (quoting *Thornburg v. Gingles*, 478 U.S. 30, 50–51 (1986); alterations omitted). If plaintiffs satisfy those conditions, they must then show that a Section 2 "violation has occurred based on the totality of the circumstances." *Bartlett v. Strickland*, 556 U.S. 1, 12 (2009) (plurality opinion). Those circumstances include the history of race-based discrimination in the State (especially as to voting rights), the extent to which voting is racially polarized, and the extent to which minority candidates have struggled to get elected to public office. See *Gingles*, 478 U.S., at 36–37, 44–45.

Under our precedent, plaintiffs have long satisfied the first *Gingles* condition—the only condition at issue in Alabama's stay application—by showing that another "reasonably compact" majority-minority district can be drawn, consistent with "traditional districting principles." See, e.g., *League of United Latin American Citizens v. Perry*, 548 U.S. 399, 430, 433 (2006) (*LULAC*). Those principles include—in addition to compactness—contiguity, respect for existing political subdivisions, and the de-

sire to keep together existing communities of interest.² See *id.*, at 433; *Alabama Legislative Black Caucus v. Alabama*, 575 U. S. 254, 272 (2015). To make the requisite showing, plaintiffs typically submit one or more illustrative, alternative maps complying with traditional districting criteria while also adding a majority-minority district.

The plaintiffs here did just that. In a seven-day preliminary injunction hearing with live testimony from 17 witnesses, they built an extensive factual record, including substantial evidence going to the ease of creating a second majority-Black district. Based on that record, the District Court found that the plaintiffs' 11 illustrative plans (each with a second majority-Black district) complied with traditional districting criteria as well as or better than Alabama's enacted plan. As the court explained, the plaintiffs' proposed plans "have nearly zero population deviation, include only contiguous districts, include districts that are at least as geographically compact as those in [Alabama's] Plan, respect traditional boundaries and subdivisions at least as much as [Alabama's] Plan, protect important communities of interest, [and] protect incumbents where possible." App. 173. Alabama's efforts to rebut the plaintiffs' showing hinged on an expert to whom the District Court gave "very little weight." *Id.*, at 152. The court explained that his testimony was riddled with "internal inconsistencies and vacillations," and that he often "offered an opinion without a sufficient basis (or in some instances any basis)." *Id.*, at 153, 155–156. And even that expert had to concede that, as to compactness, the plaintiffs' plans "perform generally better on average" than the enacted state plan. *Id.*, at 158. Faced with that mountain of evidence, the District Court found the first *Gingles* condition met. Indeed, the court noted that just eyeballing the map of Alabama's Black population (as printed below) shows how "eas[y]" it is—given the shape of the Black Belt and the nearby locations of Birmingham and Mobile—to "draw two reasonably configured majority-Black districts." App. 160–161.

² Alabama's redistricting guidelines define a "community of interest" as "an area with recognized similarities of interests, including but not limited to ethnic, racial, economic, tribal, social, geographic, or historical identities." App. 46.

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KAGAN, J., dissenting

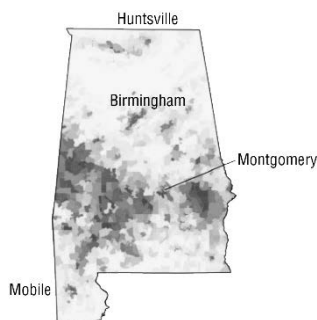


Figure 1. Black Voting-Age Population Share

The District Court also found that the plaintiffs made the required showings on the other *Gingles* conditions and the totality of the circumstances. The court stated that “there is no serious dispute that Black voters [in Alabama] are ‘politically cohesive,’ nor that the challenged districts’ white majority votes ‘sufficiently as a bloc to usually defeat [Black voters]’ preferred candidate[s].” App. 174 (quoting *Cooper v. Harris*, 581 U.S. 285, 302 (2017)) (second alteration in original). Too, the court found that the vast majority of factors considered in the totality-of-circumstances inquiry favored the plaintiffs, including the “extent to which voting . . . is racially polarized” (very), the “extent to which members of the minority group have been elected to public office” (rarely), and the history of voting-rights discrimination in the State (significant). App. 178–193. The court noted that recent political campaigns in Alabama had included “obvious and overt appeals to race.” *Id.*, at 190. (To take just two, Congressman Mo Brooks “repeatedly claimed that Democrats [were] waging a ‘war on whites,’” and Roy Moore asserted that the Civil Rights Amendments to the Constitution “‘completely tried to wreck the form of government that our forefathers intended.’” *Id.*, at 189–190.) After all this, the court considered whether, under Alabama’s plan, “the number of districts in which the minority group forms an effective majority is roughly proportional to its share of the population.” *LULAC*, 548 U.S., at 426. The court found it was not, noting that Black Alabamians are 27% of the population but have meaningful influence over just 14% of congressional seats. App. 194. Or put another way, “less than one-third of Alabama’s

Black population resides in a majority-Black district, while 92% of Alabama's non-Hispanic white population resides in a majority-white district." *Id.*, at 194–195.

In light of that “extremely robust body of evidence,” the District Court held that the record “compels” the conclusion that Alabama’s redistricting plan “substantially likely violates Section Two.” *Id.*, at 196, 236. Indeed, the District Court did “not regard the question” whether the plaintiffs were “substantially likely to prevail on the merits of their Section Two claim as a close one.” *Id.*, at 195.

II

Alabama insists that the District Court’s decision is wrong, even though the State does not contest any of the findings outlined above. Alabama does not argue, for example, that its enacted plan performs better than the plaintiffs’ proposed plans when measured against traditional districting criteria like compactness. Rather, Alabama argues that the proposed plans do not satisfy the first *Gingles* condition because the plaintiffs’ experts did not draw them with race wholly out of mind—“using only race-neutral criteria.” Application in No. 21A375, p. 19 (Application). The State would essentially require the plaintiffs to demonstrate that modern map-drawing software, designed to give no attention at all to race, would produce maps with two majority-Black districts. See *id.*, at 25–26.

But in making that claim, the State seeks to graft onto the VRA a new requirement, lacking any foundation in our precedent. The first *Gingles* condition (recall only the initial step in a much larger analysis) asks a question specifically about race: Is a minority group “sufficiently large and geographically compact to constitute a majority” in an additional district, consistent with traditional districting criteria? *Grove*, 507 U. S., at 40; see *supra*, at 1205. Consistent with the nature of that question, the plaintiffs here did what plaintiffs in a Section 2 case have always done: They hired experts and charged them with the task of drawing maps with another reasonably configured majority-Black district. That has been the very project of the first *Gingles* condition: If plaintiffs cannot produce such illustrative maps—showing that what they are asking for is possible—their claim fails at an early stage of the litigation. See *Strickland*, 556 U. S., at 18–19. At no time has this Court held that plaintiffs must answer the race-infused question of the first *Gingles* condi-

tion without any awareness of race; indeed, until recently, that would have been well-nigh impossible. In Alabama's view, though, the advent of computerized districting should change the way the first *Gingles* condition operates. Plaintiffs can now use technology to generate millions of possible plans, without any attention to race. Alabama claims that some number of those plans (what number is unclear) must contain an additional majority-Black district for Section 2 plaintiffs to satisfy the first *Gingles* condition. See Reply to Application in No. 21A375, p. 1. But whatever the pros and cons of that method, this Court has never demanded its use; we have not so much as floated the idea, let alone considered how it would work. Alabama's stay request, then, is premised on an entirely new view of what the law requires.

To make matters worse, the record gives Alabama no basis for arguing that this case would come out differently under its race-blind computer-simulation approach. Alabama's brief centers on the supposedly show-stopper claim that one of the plaintiffs' experts had randomly generated a large number of Alabama plans, and produced not a one with two majority-Black districts. See *id.*, at 1, 21–24. But as an initial matter, Alabama never introduced that expert's study into the record, and the testimony about it takes up just four pages of a nearly 2,000-page hearing transcript. See App. 236, 346–349. In any event, the analysis was based on stale 2010 census data—not the relevant 2020 data, which showed a relative increase in Alabama's Black population. And it did not account for several of Alabama's traditional districting criteria, including keeping communities of interest (like the Black Belt) together. See 1206, at 4, n. 2. When the plaintiffs' expert was asked at the hearing whether a race-blind computer program could produce maps with two majority-Black districts, she replied that it “certainly” could. App. 349. So Alabama's application for a stay rests on only this much: a single study not in the record that supposedly—but not actually—shows that the plaintiffs cannot comply with a requirement we have never adopted (and that stands in some tension with *Gingles*).

The question whether to accept Alabama's position demands serious and sustained consideration—the kind of consideration impossible to give “on a short fuse without benefit of full briefing and oral argument.” *Doe v. Mills*, 595 U.S. 1029 (2021) (BARRETT, J., concurring in denial of application for injunctive

relief). Alabama’s challenge to the District Court’s decision cannot succeed unless this Court adopts a novel legal rule. And more—a novel legal rule of potentially large consequence. See, e. g., J. Chen & N. Stephanopoulos, *The Race-Blind Future of Voting Rights*, 130 *Yale L. J.* 862 (2021) (showing that one way of implementing Alabama’s approach would yield, across the country, “substantially fewer districts where minority voters are able to elect their preferred candidates”). Substantial questions merit substantial thought. Here, the District Court carefully and correctly applied the now-existing law and concluded that Alabama has unlawfully diluted the voting power of Black Alabamians. See *ante*, at 1202 (ROBERTS, C. J., dissenting) (“[T]he District Court properly applied existing law in an extensive opinion with no apparent errors for our correction”). This Court is wrong to stay that decision based on a hastily made and wholly unexplained prejudgment that it is ready to change the law.

III

As to the equities, Alabama does not—because it cannot—contend that redrawing its map in advance of this year’s elections would be impossible. The State’s legislature enacted its current plan in less than a week. See App. 202. And the legislature has all the tools necessary to draw another, including “access to an experienced cartographer” and “not just one or two, but at least eleven illustrative remedial plans” complying with the District Court’s injunction. *Id.*, at 214. For that matter, nothing about the court’s injunction could have come as a surprise. The State has been on notice “since at least 2018” that these or similar plaintiffs (after receiving new census data) “would likely assert a Section Two challenge to any 2021 congressional redistricting plan that did not include two majority-Black districts or districts in which Black voters otherwise have an opportunity to elect a representative of their choice.” *Id.*, at 202. And indeed, the legislature in this current election cycle considered at least one alternative map containing two majority-Black districts. *Ibid.*; see Joint Stipulated Facts in No. 2:21-cv-1530 (ND Ala.), ECF Doc. 53, p. 22, ¶¶113–114. Simply put, Alabama has known for quite some time that the VRA may require it to draw a different map; it has all it needs to do so; and it has shown just how quickly it can act when it wants to.

And Alabama cannot here invoke the so-called *Purcell* principle, which disfavors changing election rules at the eleventh hour. See *Purcell v. Gonzalez*, 549 U.S. 1, 4–5 (2006) (*per curiam*). Alabama contends that the District Court’s order comes too late because changing the map now may confuse voters who are moved to new precincts, and may hurt “non-major-party candidates” who “have to scramble to obtain” new signatures. Application 39. But the District Court was right to say that “this case is not like *Purcell* because we are not ‘just weeks before an election.’” App. 261 (quoting *Purcell*, 549 U.S., at 4). The general election is around nine months away; the primary date is in late May, about four months from now. See App. 261. Even the first day of absentee primary voting (which Alabama has leeway to modify) is March 30, more than two months after the court issued its order. See *ibid.* This Court has previously denied stays of districting orders issued at similar times. See, e.g., *Harris v. McCrory*, 159 F. Supp. 3d 600 (MDNC) (enjoining a State from using its enacted map in February of an election year, despite mid-March primary), stay denied, 577 U.S. 1129 (2016); *Personhuballah v. Alcorn*, 155 F. Supp. 3d 552 (ED Va.) (imposing a new remedial map in January of an election year, despite mid-June primary), stay denied, 577 U.S. 1125 (2016). I see no reason to do otherwise here. The plaintiffs “commenced their lawsuits within hours or days of the enactment” of Alabama’s plan in November 2021. App. 203. And the District Court immediately expedited its proceedings; indeed, consistent with everything else the court did right, it moved with astonishing speed. The only delay (of a few weeks) came “at the request” of the State. *Ibid.* Alabama is not entitled to keep violating Black Alabamians’ voting rights just because the court’s order came down in the first month of an election year.

* * *

Today’s decision is one more in a disconcertingly long line of cases in which this Court uses its shadow docket to signal or make changes in the law, without anything approaching full briefing and argument. Here, the District Court applied established legal principles to an extensive evidentiary record. Its reasoning was careful—indeed, exhaustive—and justified in every respect. To reverse that decision requires upsetting the way Sec-

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tion 2 plaintiffs have for decades—and in line with our caselaw—proved vote-dilution claims. That is a serious matter, which cannot properly occur without thorough consideration. Yet today the Court skips that step, staying the District Court’s order based on the untested and unexplained view that the law needs to change. That decision does a disservice to our own appellate processes, which serve both to constrain and to legitimate the Court’s authority. It does a disservice to the District Court, which meticulously applied this Court’s longstanding voting-rights precedent. And most of all, it does a disservice to Black Alabamians who under that precedent have had their electoral power diminished—in violation of a law this Court once knew to buttress all of American democracy.

Probable Jurisdiction Noted. (See No. 21A375 (21–1086), 595 U. S. 1197.)

Certiorari Granted. (See No. 21A376 (21–1087), 595 U. S. 1197.)

FEBRUARY 18, 2022

Miscellaneous Orders

No. 21A217. *DOE ET AL. v. SAN DIEGO UNIFIED SCHOOL DISTRICT ET AL.* Application for injunctive relief, presented to JUSTICE KAGAN, and by her referred to the Court, denied in light of changed circumstances. Because respondents have delayed implementation of the challenged policy, and because they have not settled on the form any policy will now take, emergency relief is not warranted at this time. Applicants’ alternative request for writ of certiorari before judgment and stay pending resolution is denied for the same reason. The Court’s denial is without prejudice to applicants seeking a new injunction if circumstances warrant.

No. 20–1410. *XIULU RUAN v. UNITED STATES.* C. A. 11th Cir.; and

No. 21–5261. *KAHN v. UNITED STATES.* C. A. 10th Cir. [Certiorari granted, 595 U. S. 1060.] Motion of petitioners for divided argument granted, and the time is divided as follows: 15 minutes for petitioner in No. 20–1410 and 15 minutes for petitioner in No. 21–5261.

No. 20–1641. *MARIETTA MEMORIAL HOSPITAL EMPLOYEE HEALTH BENEFIT PLAN ET AL. v. DAVITA INC. ET AL.* C. A. 6th

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Cir. [Certiorari granted, 595 U. S. 1060.] Motion of the Solicitor General for leave to participate in oral argument as *amicus curiae*, for divided argument, and for enlargement of time for oral argument granted.

No. 21–147. *EGBERT v. BOULE*. C. A. 9th Cir. [Certiorari granted, 595 U. S. 1060.] Motion for leave to file respondent’s brief on the merits under seal with redacted copies for the public record granted. Motion of the Solicitor General for leave to participate in oral argument as *amicus curiae*, for divided argument, and for enlargement of time for oral argument granted.

Certiorari Granted

No. 21–954. *BIDEN, PRESIDENT OF THE UNITED STATES, ET AL. v. TEXAS ET AL.* C. A. 5th Cir. Certiorari granted. Case will be set for oral argument in the second week of the April 2022 argument session. Petitioners’ brief on the merits is to be filed on or before Monday, March 14, 2022. Respondents’ brief on the merits is to be filed on or before Thursday, April 7, 2022. Reply brief is to be filed with the Clerk and served upon opposing counsel on or before 2 p.m., Wednesday, April 20, 2022. Reported below: 20 F. 4th 928.