

(ORDER LIST: 550 U.S.)

MONDAY, APRIL 23, 2007

CERTIORARI -- SUMMARY DISPOSITIONS

05-730 HERRING, MICHAEL, ET AL. V. RICHMOND MEDICAL CENTER, ET AL.

The petition for a writ of certiorari is granted. The judgment is vacated and the case is remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *Gonzales v. Carhart*, 550 U. S. \_\_\_\_ (2007).

05-766 APCC SERVICES, INC., ET AL. V. SPRINT COMMUN. CO., L.P., ET AL.

The petition for a writ of certiorari is granted. The judgment is vacated and the case is remanded to the United States Court of Appeals for the District of Columbia Circuit for further consideration in light of *Global Crossing Telecommunications, Inc. v. Metrophones Telecommunications, Inc.*, 550 U. S. \_\_\_\_ (2007).

05-1124 NIXON, ATT'Y GEN. OF MO V. REPRODUCTIVE HEALTH, ET AL.

The petition for a writ of certiorari is granted. The judgment is vacated and the case is remanded to the United States Court of Appeals for the Eighth Circuit for further consideration in light of *Gonzales v. Carhart*, 550 U. S. \_\_\_\_ (2007).

06-9516 HER, JOE V. CALIFORNIA

The motion of petitioner for leave to proceed *in forma pauperis* and the petition for a writ of certiorari are granted. The judgment is vacated and the case is remanded to the Court of

Appeal of California, Fifth Appellate District for further consideration in light of *Cunningham v. California*, 549 U.S. \_\_\_\_ (2007).

06-9559 ESCAMILLA, ROBERT V. CALIFORNIA

The motion of petitioner for leave to proceed *in forma pauperis* and the petition for a writ of certiorari are granted. The judgment is vacated and the case is remanded to the Court of Appeal of California, Second Appellate District for further consideration in light of *Cunningham v. California*, 549 U.S. \_\_\_\_ (2007).

**ORDERS IN PENDING CASES**

06A914 MUHAMMAD, PATRICK J. V. MD ATT'Y GRIEVANCE COMM'N  
(06-9969)

The application for stay addressed to Justice Kennedy and referred to the Court is denied.

06M86 NICHOLAS, ISAAC V. NSA

06M87 BETHEL, ORLANDO, ET UX. V. CLEAR CHANNEL, ET AL.

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

**CERTIORARI GRANTED**

06-1005 UNITED STATES V. SANTOS, EFRAIN, ET AL.

The petition for a writ of certiorari is granted.

**CERTIORARI DENIED**

06-306 SAWICKI, MARIANNE V. MORGAN STATE UNIVERSITY, ET AL.

06-600 SCHNEIDER, CHRISTOPHER P. V. VIRGINIA

06-691 UNITED STATES, EX REL. NEW V. GATES, SEC. OF DEFENSE, ET AL.

06-770 FLORIDA V. HARDEN, GABRIEL, ET AL.

06-778 MUELLER, STEPHEN R. V. UNITED STATES

06-827 HRASKY, ZACHARY V. UNITED STATES

06-853 ) CHEMTURA CANADA CO./CIE V. UNITED STATES, ET AL.  
 )

06-865 ) HERCULES INC. V. UNITED STATES  
 )

06-1014 ) CHEMTURA CANADA CO./CIE V. UNITED STATES, ET AL.

06-985 PETRUSKA, LYNETTE M. V. GANNON UNIV., ET AL.

06-1006 UNIVERSITY OF PHOENIX V. US, EX REL. HENDOW, ET AL.

06-1036 TAYLOR, RALPH V. FALMOUTH, KY, ET AL.

06-1134 PALMIERI, PAUL V. NY DEPT. OF ENV. CONSERVATION

06-1135 PALMIERI, PAUL V. NY DEPT. OF ENV. CONSERVATION

06-1137 ARRALEH, RASHID V. RAMSEY COUNTY, MN, ET AL.

06-1143 ALLEGIS REALTY INVESTORS, ET AL. V. NOVAK, JOHN L., ET AL.

06-1144 UTAH SHARED ACCESS ALLIANCE V. CARPENTER, GLENN, ET AL.

06-1145 BENDER, BRIAN J. V. HECHT'S DEPARTMENT STORES

06-1150 ECKELBERRY, MICHELE V. RELIASTAR LIFE INSURANCE COMPANY

06-1152 DAO, LINH, ET AL. V. WASHINGTON TWP. HEALTHCARE DIST.

06-1158 STROUP, RODGER, ET AL. V. WILLCOX, THOMAS L., ET AL.

06-1212 TWO TREES, ET AL. V. BUILDERS TRANSPORT, INC.

06-1225 CUMMINGS, LAURA S. V. EQUITABLE LIFE & CASUALTY INS.

06-1233 AMOS, WILLIAM D. V. VA EMPLOY. COMM'N, ET AL.

06-1260 WHITE, CHRISTOPHER N. V. ARKANSAS

06-1273 MAJOR, MICHAEL J. V. IRS, ET AL.

06-1274 WA DEPT. OF HEALTH V. ONGOM, ALICE

06-1276 MAXXON, INC., ET AL. V. SEC, ET AL.

06-1277 CANADA, MELVIN D. V. UNITED STATES

06-5729 BALLARD, TUXA T. V. UNITED STATES

06-5749 LINDQUIST, JAMES V. UNITED STATES

06-6221 EASTIN, ARNOLD D. V. UNITED STATES

06-6488 HANEY, CHRISTOPHER V. UNITED STATES

06-6541 ADAMS, RONNIE D. V. UNITED STATES  
06-6551 PEYTON, ERIC V. UNITED STATES  
06-6705 GOFF, ROBERT C. V. UNITED STATES  
06-7622 WADE, EARL R. V. UNITED STATES  
06-7877 LeCROY, WILLIAM E. V. UNITED STATES  
06-7948 IRBY, WONEL V. UNITED STATES  
06-8226 RICHARDS, ARNOLD V. UNITED STATES  
06-8427 MACIEL-VASQUEZ, MARIO V. UNITED STATES  
06-8441 VACEK, ANTON V. USPS  
06-8472 GWARTNEY, LOYD V. UNITED STATES  
06-8633 MAYSONET, ERIC A. V. UNITED STATES  
06-8696 STYLES, TORREY V. UNITED STATES  
06-8990 WAGNER, THEODORE V. OZMINT, DIR., SC DOC, ET AL.  
06-9140 SOLOMON, LARRY J. V. UNITED STATES  
06-9253 FOSTER, KENNETH E. V. QUARTERMAN, DIR., TX DCJ  
06-9455 CARDENAS, LEOPOLDO V. WASHINGTON  
06-9461 DAFTARIAN, BEHROOZ V. QUARTERMAN, DIR., TX DCJ  
06-9462 CRAWFORD, MARLA V. PHAM, TONY, ET AL.  
06-9463 DEASE, TONY C. V. QUARTERMAN, DIR., TX DCJ  
06-9464 COX, EDD V. McDONOUGH, SEC., FL DOC, ET AL.  
06-9523 HILL, HENRY V. UNITED STATES  
06-9532 HOLLOWAY, JEROME V. MI DOC  
06-9536 BRADBURY, ALVIN L. V. HALL, WARDEN  
06-9538 PERALTA, ROSA DE JESUS V. SCRUPPLES JANITORIAL, ET AL.  
06-9539 CARTER, AARON V. DELAWARE  
06-9547 MITCHAM, MARK V. ARIZONA  
06-9554 WEST, PERCY D. V. McGINNIS, SUPT., SOUTHPORT  
06-9556 PIWOWARSKI, JOHN V. GREEN, SYDNEY I., ET AL.

06-9564 PRICE, GEORGE W. V. McDANIEL, WARDEN  
06-9567 BARRIOS, LUIS V. MASSACHUSETTS  
06-9569 MALDONADO, JESUS M. V. ALEXANDER, KEITH, ET AL.  
06-9571 LEFORT, ROBERT D. V. HUNTER, MELVIN, ET AL.  
06-9572 LEWIS, ALEXANDER V. PIAZZA, SUPT., COAL TOWNSHIP  
06-9573 MONROE, JACOB D. V. JOHNSON, DIR., VA DOC  
06-9575 KING, ROBERT J. V. BARTON, DENNIS, ET AL.  
06-9576 LINDELL, NATHANIEL A. V. O'DONNELL, CINDY, ET AL.  
06-9580 SHEPP, TRACEY L. V. SHEPP, STANLEY M.  
06-9582 LINDSEY, JERRI V. ILLINOIS  
06-9585 MANIER, MYRON A. V. USDC ED WA  
06-9593 WILLIAMS, RODNEY V. TRAVIS, WARDEN  
06-9598 PEPPER, MONTY C. V. DELAWARE  
06-9605 SPURLOCK, JOHN C. V. QUARTERMAN, DIR., TX DCJ  
06-9606 NOORDMAN, KINZIE G. V. CALIFORNIA  
06-9609 WALCOTT, DARRYL A. V. CALIFORNIA  
06-9613 HOLZWARTH, ROBERT V. QUARTERMAN, DIR., TX DCJ  
06-9614 GODAIRE, RAYMOND P. V. CONNECTICUT, ET AL.  
06-9617 HITES, STEWART L. V. QUARTERMAN, DIR., TX DCJ  
06-9618 GALLOWAY, CARLOS G. V. HUFFMAN, WARDEN  
06-9621 GATES, COREY V. SMITH, WARDEN  
06-9622 HERRING, HEATH M. V. TEXAS  
06-9625 PITTMAN, EDDIE V. TURNER, WARDEN  
06-9630 WALKER, RONALD D. V. CALIFORNIA  
06-9633 WHEELER, GARY L. V. FLORIDA  
06-9634 LAMBRIX, CARY M. V. FLORIDA  
06-9636 KING, ANTHONY B. V. HOWERTON, WARDEN  
06-9637 MARTIN, RICHARD V. CALIFORNIA

06-9638 TAYLOR, CHARLIE R. V. QUARTERMAN, DIR., TX DCJ  
06-9644 ISRAEL, AARON V. YOUNG, RICHARD L.  
06-9646 MURPHY, JOHN V. WOLFENBARGER, WARDEN  
06-9647 POZO, RODOSVALDO C. V. SAWINSKI, CINDY, ET AL.  
06-9648 McAFEE, MENARD V. ILLINOIS  
06-9649 CROSBY, ACHARMU Y. V. SCHWARZENEGGER, GOV. OF CA  
06-9662 HALL, ANDROUS V. NORRIS, DIR., AR DOC  
06-9679 ROSARIO-DEL RIO, CARLOS M. V. PUERTO RICO TELEPHONE CO.  
06-9692 FLOWERS, JASON R. V. CALIFORNIA  
06-9693 GUILD, RUSSELL R. V. WALKER, WARDEN  
06-9695 MOSS, THEODORA A. V. MICHIGAN  
06-9700 MAREK, JOHN R. V. FLORIDA  
06-9735 HAWTHORNE, PERCY V. CAIN, WARDEN  
06-9756 SAMPLE, AMBROSE J. V. DiGUGLIELMO, SUPT., GRATERFORD  
06-9764 BANKS, KEVIN L. V. JOHNSON, DIR., VA DOC  
06-9773 SCOTT, DAVID V. HELLING, WARDEN, ET AL.  
06-9782 ALLEN, STEPHEN S. V. SENKOWSKI, SUPT., CLINTON  
06-9792 DUBALSKI, JOHN L. V. FLORIDA  
06-9825 JONES, DONNIE L. V. UNITED STATES  
06-9831 CARTER, TIMOTHY L. V. RMH TELESERVICES, INC.  
06-9840 McINTOSH, LAPATRICK D. V. UNITED STATES  
06-9843 VERGARA-ROMANO, FRANCO V. UNITED STATES  
06-9860 COLON, CARLOS V. UNITED STATES  
06-9861 CHESTNUTT, MARTIN G. V. McDONOUGH, SEC., FL DOC, ET AL.  
06-9870 BANCROFT, ROGER R. V. JOHNSON, DIR., VA DOC  
06-9882 WEEKS, JOHN L. V. McKUNE, WARDEN, ET AL.  
06-9883 THOMAS, WALTER J. V. UNITED STATES  
06-9884 WILLIAMS, GARY P. V. UNITED STATES

06-9900 SMITH, BURTON V. UNITED STATES  
06-9903 SMITH, GAREY V. OHIO  
06-9919 ARIAS, EDUARDO V. UNITED STATES  
06-9961 BERNARD, DAVID V. UNITED STATES  
06-9991 OLSZEWSKI, ANTHONY V. SPENCER, SUPT., NORFOLK  
06-10017 DUMAS, SHENARD D. V. UNITED STATES  
06-10021 PEREZ, MELVIN V. McDONOUGH, SEC., FL DOC  
06-10025 SCHICHTEL, RODERICK J. V. PENNSYLVANIA  
06-10075 WASHINGTON, LEONARD R. V. LOUISIANA  
06-10095 EAMES, LARRY R. V. UNITED STATES  
06-10173 PANDALES-ANGULLO, INDULFO V. UNITED STATES  
06-10182 COOPER, JAMES V. McFADDEN, WARDEN  
06-10183 COLE, ERNESTO F. V. UNITED STATES  
06-10184 COFIELD, KEENAN K. V. UNITED STATES  
06-10188 QUINTERO, LUIS A. V. UNITED STATES  
06-10193 BLAND, JIMMY D. V. SIRMONS, WARDEN  
06-10198 ANTLEY, JOSEPH D. V. UNITED STATES  
06-10201 HARRIS, HAROLD V. UNITED STATES  
06-10202 GARCIA, FERNANDO A. V. UNITED STATES  
06-10208 GARDNER, DUSHAWN L. V. UNITED STATES  
06-10210 CLAYTOR, JULIUS C. V. UNITED STATES  
06-10220 TULLY, THOMAS M. V. UNITED STATES  
06-10223 LIBERATO, MARIO P. V. UNITED STATES  
06-10227 AKIN, AARON M. V. UNITED STATES  
06-10229 STEPTOE, CHEZ E. V. UNITED STATES  
06-10231 SAUNDERS, JOHN E. V. UNITED STATES  
06-10235 MORALES-ORTIZ, JUAN G. V. UNITED STATES  
06-10241 ROWE, KENNETH C. V. UNITED STATES

06-10244 BOWLEY, GARY V. UNITED STATES  
06-10245 BUCKNER, FRANK G. V. UNITED STATES  
06-10246 ANDERSON, RALPH B. V. UNITED STATES  
06-10249 PLAYER, ANDRE L. V. UNITED STATES  
06-10250 MONTEPEQUE-PERALTA, JAIME V. UNITED STATES  
06-10252 WITHERSPOON, JIMMY J. V. UNITED STATES  
06-10256 JONES, RODNEY M. V. UNITED STATES

The petitions for writs of certiorari are denied.

05-431 BURKE, JOHN P. V. WACHOVIA BANK, ET AL.

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

05-1623 TILTON, SEC., CA DOC V. BUCKLEY, BRIAN A.

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

06-653 TURNBAUGH, CHARLES W. V. NAT. CITY BANK OF INDIANA, ET AL

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

06-1133 NAAMJP, ET AL. V. GONZALES, ATT'Y GEN., ET AL.

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

06-9939 JERRY, BERNARD C. V. WILLIAMSON, DONALD, ET AL.

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

**HABEAS CORPUS DENIED**

06-10380 IN RE WILLIE B. HADLEY, JR.

The motion of petitioner for leave to proceed *in forma pauperis* is denied, and the petition for a writ of habeas corpus is dismissed. See Rule 39.8. As the petitioner has repeatedly abused this Court's process, the Clerk is directed not to accept any further petitions in noncriminal matters from petitioner unless the docketing fee required by Rule 38(a) is paid and the petition is submitted in compliance with Rule 33.1. See *Martin v. District of Columbia Court of Appeals*, 506 U.S. 1 (1992) (*per curiam*). Justice Stevens dissents. See *id.*, at 4, and cases cited therein.

**MANDAMUS DENIED**

06-1146 IN RE GARY V. DUBIN

06-9527 IN RE SHARON A. GIMBI

06-9570 IN RE ANTHONY P. LANE

06-9619 IN RE MAURICE FRANKS

06-9713 IN RE ROBERT L. TAYLOR

06-9718 IN RE EARL L. THOMPSON

06-10125 IN RE BRENT S. SHERMAN

06-10129 IN RE DENARD D. NEAL

The petitions for writs of mandamus are denied.

06-9721 IN RE MICHAEL R. SHEMONSKY

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

**REHEARINGS DENIED**

06-405 RAY, JAMES V. CSX TRANSPORTATION, INC.

06-747 GILLARD, JOHN V. MITCHELL, WARDEN  
06-909 SMITH, PAMELA V. COCHRAN, DON  
06-6716 HARKEY, BRUCE W. V. UNITED STATES  
06-7021 PANNELL, DAVID V. PENFOLD, CHARLES A., ET AL.  
06-7965 THOMAS, JEFFREY V. UNITED STATES  
06-8063 YON S. GROEBNER V. MINNESOTA, ET AL.  
06-8315 BURDEN, SHANE V. HEMPELMAN, C., ET AL.  
06-8409 LINN, HUBERT V. KIOWA COUNTY DISTRICT COURT  
06-8426 NEUMAN, KENNETH L. V. QUARTERMAN, DIR., TX DCJ  
06-8563 BURDEN, SHANE V. WOOD, ROBERT  
06-8614 SMALL, CLIVE L. V. UNITED STATES  
06-8635 JOHNSON, PHILIP V. NEW YORK, NY, ET AL.  
06-8681 DeMARSH, GERALD L. V. ISSAKS, JUDGE, ETC., ET AL.  
06-8877 MOORE, TEDDY V. POLISH AM. DEFENSE COMM., ET AL.  
06-8879 YOUNG, LARRY V. PIERCE, WARDEN  
06-8922 MITCHELL, BLONDELL F. V. WILD, JENNIFER, ET AL.  
06-9124 YANG, GEORGE G. V. KNIGHT RIDDER DIGITAL

The petitions for rehearing are denied.

06-8276 SPURLOCK, GILBERT L. V. BANK OF AMERICA, ET AL.

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

06-6418 MILLEN, KEVIN V. TN DEPT. OF LABOR & WORKFORCE

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