

(ORDER LIST: 540 U.S.)

MONDAY, NOVEMBER 17, 2003

APPEAL -- SUMMARY DISPOSITION

03-411 PARKER, FRED, ET AL. V. OHIO, ET AL.

The judgment is affirmed.

CERTIORARI -- SUMMARY DISPOSITION

03-6200 WALKER, DARICK D. V. TRUE, WARDEN

The motion of petitioner for leave to proceed *in forma pauperis* and the petition for a writ of certiorari are granted. The judgment is vacated and the case is remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *Wiggins v. Smith*, 539 U.S. ____ (2003).

ORDERS IN PENDING CASES

03M13 NAKAHARA, EVAN T. V. CALIFORNIA

The motion for reconsideration of order denying leave to proceed *in forma pauperis* without an affidavit of indigency executed by petitioner is denied.

03M29 WOODS, RONALD M. V. UNITED STATES

The motion to direct the Clerk to file a petition for a writ of certiorari out-of-time is denied.

132, ORIG. ALABAMA, ET AL. V. NORTH CAROLINA

It is ordered that Bradford R. Clark, Esquire, of Washington, D.C., be appointed as Special Master in this case with authority to fix the time and conditions for the filing of additional pleadings and to direct subsequent proceedings, and

with authority to summon witnesses, issue subpoenas, and take such evidence as may be introduced and such as he may deem it necessary to call for. The Special Master is directed to submit such Reports as he may deem appropriate. The compensation of the Special Master, the allowances to him, the compensation paid to his legal, technical, stenographic and clerical assistants, the cost of printing his Reports, and all other proper expenses, including travel expenses, shall be charged against and be borne by the parties in such proportion as the Court may hereafter direct.

02-1016 TILL, LEE M., ET UX. V. SCS CREDIT CORP.

The motion of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument is granted. The motion of the Solicitor General to permit David B. Salmons to present oral argument *pro hac vice* is granted.

02-1205 JONES, EDITH, ET AL., ETC. V. R. R. DONNELLEY & SONS CO.

The motion of respondent and Alabama for leave to allow Alabama to participate in oral argument as *amicus curiae* and for divided argument is granted.

02-1238) NIXON, ATT'Y GEN. OF MO V. MO MUNICIPAL LEAGUE, ET AL.

02-1386) FCC, ET AL. V. MO MUNICIPAL LEAGUE, ET AL.

02-1405) SOUTHWESTERN BELL TELEPHONE V. MO MUNICIPAL LEAGUE, ET AL.

The motion of the Solicitor General for divided argument is granted.

02-1580 VIETH, RICHARD, ET AL. V. JUBELIRER, ROBERT C., ET AL.

The motion of appellees Cortes and Accurti for divided argument is granted.

02-1794 UNITED STATES V. FLORES-MONTANO, MANUEL

The motion of the Solicitor General to dispense with printing the joint appendix is granted.

03-5630 OKORO, RALPHAEL V. SCIBANA, WARDEN

03-5915 SEDGWICK, PHILLIP W. V. BANKATLANTIC, ET AL.

03-6099 MATHISON, EUGENE H. V. UNITED STATES

The motions of petitioners for reconsideration of orders denying leave to proceed *in forma pauperis* are denied.

03-6383 REIMANN, JEROME P. V. RESEARCH TRIANGLE

The motion of petitioner for leave to proceed *in forma pauperis* is denied. Petitioner is allowed until December 8, 2003, 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.

CERTIORARI DENIED

03-227 VAKHARIA, USHA V. LITTLE CO. OF MARY HOSP., ET AL.

03-229 OTIS ELEVATOR CO. V. MACK, YASHARAY, ET AL.

03-230 MOISE, ERNEST, ET AL. V. BULGER, JOHN, ETC., ET AL.

03-253 OLD PERSON, EARL, ET AL. V. BROWN, MT SEC. OF STATE, ET AL.

03-369 MORTERS, RONALD W. V. BARR, CHARLES H., ET AL.

03-370 SIBLEY, MONTGOMERY B. V. SPEARS, DIR., MIAMI-DADE, ET AL.

03-371 REPUBLICAN CAUCUS OF PA V. VIETH, RICHARD, ET AL.

03-375 ILLINOIS V. BOWMAN, GREGORY

03-376 PUTZ, VICTOR B. V. NEBRASKA

03-379 ELLIS, MARCUS C. V. HELDMAN, JUDGE, ETC.

03-380 DAVILA, MANUEL V. DELTA AIR LINES, INC.

03-383 HOOHULI, JOSIAH L., ET AL. V. LINGLE, GOV. OF HI, ET AL.

03-387 FISHER, JOHN N. V. BOUCHARD, SHERIFF, ET AL.

03-392 PATAKI, GOV. OF NY, ET AL. V. SARATOGA COUNTY, ETC., ET AL.

03-394 AmBASE CORP. V. CITY INVESTING CO., ETC., ET AL.

03-395 SADLOWSKI, MICHAEL T. V. BENOIT, LOUIS

03-399 KENTUCKY V. McMANUS, JOHNATHAN S., ET AL.

03-401 TIDWELL, CAREN V. LAW OFFICES OF CLAY RAGSDALE

03-404 JARRETT, JEROME V. YARMOUTH, MA, ET AL.

03-406 CAFFEY, SHERRYL S. V. ALABAMA, ET AL.

03-422 REID, MARGENE V. CAPITAL ONE FINANCIAL CORP.

03-430 NYAGA, CHARLES K., ET AL. V. ASHCROFT, ATT'Y GEN., ET AL.

03-449 RICHARDSON CONST., ET AL. V. TRUSTEES OF THE CONSTR. INDUS.

03-456 BROZO, RICHARD B. V. ORACLE CORP.

03-471 OHIO V. JONES, BOBBY D.

03-483 LONGVIEW INDEP. SCHOOL DISTRICT V. COGGIN, RANDALL

03-486 HENRICKSON, THOMAS P. V. POTTER, POSTMASTER GEN.

03-522 JONES, WARDEN V. FRENCH, OLIVER

03-530 WENDT, WILLIAM F. V. REHNQUIST, CHIEF JUSTICE

03-545 SCOTT, C. BRENT V. STATE BAR OF CALIFORNIA

03-572 KOZIS, MICHAEL A. V. VIRGINIA

03-584 CORDO, JOSEPH V. UNITED STATES

03-591 WASHBURN, DALE E. V. OFFICE OF COMP. OF CURRENCY

03-600 MANDACINA, JOHN A. V. UNITED STATES

03-5434 LEAL-RIVERA, CESAR A. V. UNITED STATES

03-5534 HIGUERA-CECENA, JUAN B. V. UNITED STATES

03-5585 WEST, OLIVER G. V. NEW YORK

03-5825 SUAREZ, ORESTES V. UNITED STATES

03-5929 JACKSON, RONALD A. V. UNITED STATES

03-5945 WOLFE, JUSTIN M. V. VIRGINIA

03-5974 McDONALD, ANDRE V. UNITED STATES
03-6286 BARNES, PHILLIP J. V. DRETKE, DIR., TX DCJ
03-6287 SOTO, SANTOS P. V. WHITE, COMM'R, TN DOC, ET AL.
03-6293 MADURA, ANDRZE J., ET UX. V. FULL SPECTRUM LENDING, INC.
03-6296 BAPTISTO, ISADORE V. SCHRIRO, DIR., AZ DOC, ET AL.
03-6297 DEAN, ROGER D. V. TEXAS
03-6298 BRIGNAC, JARON L. V. USDC CD CA
03-6299 THURSTON, JOHN E. V. FLORIDA
03-6300 YOUNG, DANA E. V. KLEM, SUPT., MAHANOY
03-6306 MUNIZ, FRANK M. V. TRUJILLO, WARDEN, ET AL.
03-6308 STOUTMILES, MICHAEL V. JAMROG, WARDEN
03-6309 WASHINGTON, SPRING V. NEW JERSEY
03-6310 PARKER, TRACEY V. MILLER, WARDEN
03-6311 HAYES, ROBERT V. POLOTSKY, RONALD S., ET AL.
03-6312 FOOTE, MICHAEL A. V. CAIN, WARDEN
03-6314 HAMBRICK, FRANCES V. STATE FARM INSURANCE
03-6322 COX, STEVE M. V. BAYER, ROBERT, ET AL.
03-6328 BROMWELL, KEVIN V. DORMIRE, SUPT., MO
03-6329 AFFLIC, DAVID V. NEW YORK
03-6330 KEELEN, KARSTON V. CAIN, WARDEN
03-6338 LEWIS, HENRY C. V. MISSISSIPPI
03-6340 WALTERS, CORTEZ D. V. TUGLE, TERRY, ET AL.
03-6341 TREUL, VINCENT G. V. BUTLER, WARDEN
03-6345 SEELEY, ELMER V. INDIANA
03-6346 SHIPP, GERALD V. YARBOROUGH, WARDEN
03-6350 NOSER, JOHN V. OHIO
03-6356 HADDAD, RONALD V. HIGGINS, BRUCE, ET AL.
03-6360 KIMBROUGH, CLARK A. V. CALIFORNIA

03-6366 MURRIETA, OBED V. V. ALAMEIDA, DIR., CA DOC
03-6374 OTWORTH, CLARENCE V. LAKEWOOD CLUB, MI, ET AL.
03-6375 OTWORTH, CLARENCE V. VANDERPLOEG, ALLAN, ET AL.
03-6377 SURVILLA, ROBERT V. HOLIDAY INN, ET AL.
03-6380 DAVIS, GARY V. OHIO
03-6381 CEPEDA, DAVID D. V. CALIFORNIA
03-6384 YOWEL, HABAKKUK E. V. WASHINGTON, WARDEN
03-6387 FINCH, MARCUS L. V. ARIZONA
03-6388 PEARLMAN, DANIEL J. V. VIGIL-GIRON, NM SEC. OF STATE
03-6390 RICE, PAUL V. CHAMPION, WARDEN
03-6397 BARNES, AARON L. V. VIRGINIA
03-6401 JACKSON, JOSEPH M. V. WORKMAN, WARDEN, ET AL.
03-6403 LAURSON, ERIC V. COLORADO
03-6404 BONE, CHARLES E. V. CAMPBELL, COMM'R, AL DOC, ET AL.
03-6407 NADASDY, STEPHEN A. V. DOMJAN, MARICA J.
03-6411 TAYLOR, RYAN V. CAIN, WARDEN
03-6428 WILSON, VICTOR K. V. DRETKE, DIR., TX DCJ
03-6435 WANG, JAW-SHI V. ASHCROFT, ATT'Y GEN., ET AL.
03-6502 SCHEIDT, ROBERT D. V. TEXAS
03-6553 DENT, NATHAN R. V. McDANIEL, WARDEN
03-6572 HEARN, YOKAMON L. V. DRETKE, DIR., TX DCJ
03-6593 CHORNEY, HAROLD F. V. REPUBLIC CREDIT CORPORATION I
03-6634 BRAMMER, JAMES W. V. GARCIA, WARDEN
03-6640 NANJI, KEVIN W. V. UNITED STATES
03-6674 MATHIS, THEODORE V. CAIN, WARDEN
03-6698 PAUL, MADHABENDRA P. V. DEPT. OF NAVY
03-6714 ELLIOTT, JAMIE V. SUTER, CLERK, USSC, ET AL.
03-6717 RINCON, RAFAEL C. V. LOCKYER, ATT'Y GEN. OF CA

03-6720 BROWN, FREDERICK V. METTS, SHERIFF, ET AL.
03-6736 WHITE, JAMES B. V. UNITED STATES, ET AL.
03-6738 WHITE, JAMES B. V. MURRAY, UT, ET AL.
03-6740 DARNELL, VELNEETA V. JOHNSON, SEC. OF NAVY
03-6742 DEORIO, SAMUEL V. USDC SD FL
03-6787 MORRIS, TIMOTHY L. V. UNITED STATES
03-6793 PENA, MIGUEL V. UNITED STATES
03-6795 SALGADO-PENA, JORGE L. V. FLEMING, WARDEN
03-6797 SPENCER, JERMONZA L. V. UNITED STATES
03-6804 SANDUSKY, KOREY W. V. UNITED STATES
03-6806 MUHAMMED, FAHIM V. UNITED STATES
03-6829 GOSS, HENRY L. V. UNITED STATES
03-6832 MARSHALL, RONALD E., ET AL. V. UNITED STATES
03-6833 HERRING, JOHN, ET AL. V. UNITED STATES
03-6835 ZAKARIA, HOSAM M. V. UNITED STATES
03-6837 TURNER, COREY E. V. UNITED STATES
03-6839 CHARLES, MATTHEW O. V. WILLIAMSON, WARDEN
03-6840 ESPINOZA, DANIEL R. V. UNITED STATES
03-6841 ENIGWE, IFEDOO N. V. UNITED STATES
03-6845 KING, BERNARD V. NASH, WARDEN
03-6847 LUCAS, LAMONE V. UNITED STATES
03-6852 CRUEL, YUESEYUAN V. UNITED STATES
03-6853 ROGERS, ANTWON V. UNITED STATES
03-6854 REGALADO, ELDA V. UNITED STATES
03-6860 WILLIAMS, LILIANE R. V. UNITED STATES
03-6865 ARELLANO-RAMIREZ, ALBERTO V. UNITED STATES
03-6866 MORALES-FRANCO, JOSE L. V. UNITED STATES
03-6868 VILAN-POLIER, MARIO V. UNITED STATES

03-6869) WOODS, DOREEN V. UNITED STATES
)
03-6963) GARCIA, JASON V. UNITED STATES

03-6870 CARBIN, CHRISTOPHER V. JOHNSON, SEC. OF NAVY, ET AL.

03-6872 CASILLAS, JOHN A. V. UNITED STATES

03-6874 PENDERGRASS, GALEN C. V. UNITED STATES

03-6877 RAMOS-QUIROZ, CRISTOBAL V. UNITED STATES

03-6878 SHADWELL, JASON L. V. UNITED STATES

03-6881 DRUMMOND, ALVIN V. UNITED STATES

03-6885 LeCLAIR, PHILLIP V. UNITED STATES

03-6886 MARTINEZ-SANCHEZ, NOEL V. UNITED STATES

03-6893 PATTERSON, TERRY V. UNITED STATES

03-6897 MILLER, BYRON J. V. UNITED STATES

03-6898 MUNOZ, CHRISTOPHER V. UNITED STATES

03-6899 MICKELSON, JAMES R. V. UNITED STATES

03-6903 CHALMERS, LARRY D. V. UNITED STATES

03-6906 ZATER, RYAN L. V. UNITED STATES

03-6910 ROBINSON, CARL A. V. UNITED STATES

03-6911 STONE, RICHARD V. UNITED STATES

03-6914 RINGOLD, TONY A., ET AL. V. UNITED STATES

03-6917 LEWIS, JAMES D. V. UNITED STATES

03-6918 MADERA-MADERA, ANTONIO V. UNITED STATES

03-6922 WORSTELL, KRISTINA M. V. UNITED STATES

03-6927 REID, SYLVESTER V. UNITED STATES

03-6928 ABBOTT, JAMES C. V. UNITED STATES

03-6929 JEMISON, DENNIS E. V. UNITED STATES

03-6938 REYNOLDS, SYLVESTER L. V. UNITED STATES

03-6940 SMITH, JEFFREY L. V. UNITED STATES

03-6941 SUGGS, FLOYD V. UNITED STATES

03-6946 BARBER, WILLIAM J. V. UNITED STATES
03-6947 RICHARDS, MELVIN V. UNITED STATES
03-6952 VIGIL, JOSE P. V. UNITED STATES
03-6955 GONZALEZ-LOPEZ, ROBERTO V. UNITED STATES
03-6961 GRAY, IONE Y. V. UNITED STATES
03-6962 FLORES, STEVEN V. UNITED STATES
03-6965 GARZA, HECTOR R. V. UNITED STATES
03-6967 NIEVES, EDGARDO V. UNITED STATES
03-6968 POLANCO, AGUILE V. UNITED STATES
03-6974 SEXTON, ROGER W. V. UNITED STATES
03-6975 SLATE, MACK F. V. UNITED STATES
03-6992 EVANS-GARCIA, HAROLD V. UNITED STATES

The petitions for writs of certiorari are denied.

03-248 ARIZONA V. FINCH, MARCUS L.

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

03-342 ARGUELLO, DENISE, ET AL. V. CONOCO, INC.

The motion of National Association for the Advancement of Colored People for leave to file a brief as *amicus curiae* is granted. The motion of Lawyers' Committee for Civil Rights Under Law, et al. for leave to file a brief as *amici curiae* is granted. The petition for a writ of certiorari is denied.

03-6273 ROBINSON, ALLEN T. V. JOHNSON, EXEC. DIR., TX DCJ

03-6423 TRICE, JOHN E. V. SMITH, WARDEN

The motions of petitioners for leave to proceed *in forma pauperis* are denied, and the petitions for writs of certiorari are dismissed. See Rule 39.8.

HABEAS CORPUS DENIED

03-6822 IN RE DAVID L. NELSON
03-7018 IN RE ROBERT D. GRAY
03-7145 IN RE LESTER L. EVANS

The petitions for writs of habeas corpus are denied.

03-7027 IN RE JERRY D. GRAVES

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.

MANDAMUS DENIED

03-473 IN RE QUINN R. OWEN, ET UX.
03-6919 IN RE OTIS PARIS

The petitions for writs of mandamus are denied.

REHEARINGS DENIED

02-1564 RANEY, ARLIN E. V. RANEY, LINDA M.
02-10658 SEDGWICK, PHILLIP W. V. USCA 11
02-11350 COWARD, VENSON L. V. JOHNSON, DIR., VA DOC
03-5307 ROWELL, LAMARR V. GRIEGAS, WARDEN, ET AL.
03-5388 DOCKERY, DAVID V. USDC SD FL
03-5394 BRUNO, MIKE G. V. DRETKE, DIR., TX DCJ
03-6016 DEAN, JESSE J. V. UNITED STATES
03-6053 COLE, JOHN V. USDC SD FL

The petitions for rehearing are denied.