

(ORDER LIST: 546 U.S.)

MONDAY, DECEMBER 5, 2005

**CERTIORARI -- SUMMARY DISPOSITIONS**

05-5034 ARTEAGA-RUIS, ROBERTO C. V. GONZALES, ATT'Y GEN.

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 Ninth Circuit for further consideration in light of 8 U.S.C. §1252(a)(2)(D).

**ORDERS IN PENDING CASES**

05M31 FREDERIKSEN, MICHELLE, ET AL. V. LOCKPORT, IL, ET AL.

The motion to direct the Clerk to file a petition for a writ of certiorari out of time under Rule 14.5 is denied.

04-10724 KISSI, DAVID V. PRAMCO II, LLC

The motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* is denied.

05-107 DAVIS, WARREN V. INT'L UNION, UNITED AUTO, ETC.

The Solicitor General is invited to file a brief in this case expressing the views of the United States.

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

The Solicitor General is invited to file a brief in this case expressing the views of the United States. Justice Thomas took no part in the consideration or decision of this petition.

**CERTIORARI GRANTED**

05-259 BURLINGTON NO. & SANTA FE R. V. WHITE, SHEILA

The petition for a writ of certiorari is granted limited

to Question 1 presented by the petition.

05-5966 CLARK, ERIC M. V. ARIZONA

The motion of petitioner for leave to proceed *in forma pauperis* and the petition for a writ of certiorari are granted.

**CERTIORARI DENIED**

04-575 NIELSON, EX. DIR., UT DEPT. ENV. V. PRIVATE FUEL STORAGE, ET AL.

04-7915 THOMPSON, MARVIN L. V. DRETKE, DIR., TX DCJ

05-37 ) DECENA, PETER, ET AL. V. SAN JOSE CHARTER OF HELLS ANGELS

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05-45 ) LINDERMAN, ROBERT V. SAN JOSE CHARTER OF HELLS ANGELS

05-348 COMFORT, SAMANTHA J., ET AL. V. LYNN SCHOOL COMMITTEE, ET AL.

05-404 ROCH, NORBERT, ET AL. V. HUMANE SOCIETY OF BEDFORD CTY.

05-406 WHEELER, BAYLESS O., ET AL. V. BL DEV. CORP.

05-410 KNOXVILLE, TN V. ENTERTAINMENT RESOURCES, LLC

05-413 SMITH, HARRY T. V. OLSSON, BENJAMIN A., ET UX.

05-414 MOSIMANN, ROBERT W. V. MSAS CARGO INT'L., ET AL.

05-419 CHAJKOWSKI, MARY E. V. BOSICK, JOSEPH J., ET AL.

05-421 ANDREWS, VINCENT S., ET AL. V. PINCAY, LAFFIT, ET AL.

05-423 LEE, RUSSELL L. V. STATE COMPENSATION INS. FUND

05-426 GLASS, MARK A., ET AL. V. CAGLE'S INC., ET AL.

05-429 BROWN, SHIRLEY A. V. AAMES CAPITAL CORP., ET AL.

05-430 BUTLER, BILL V. CHRYSLER CORP., ET AL.

05-437 BURKYBILE, SHARON V. BD. OF ED., HASTINGS-ON-HUDSON

05-438 BIDGOOD, PAUL F. V. CAVENDISH, VT, ET AL.

05-442 GHOSH, RASH B. V. BERKELEY, CA

05-452 KIRKWOOD GLASS CO., INC. V. MO DIRECTOR OF REVENUE

05-463 MURESAN, DAVID V. TRANSWORLD SYSTEMS INC.

05-470 SALDIVAR-GUERRERO, CIPRIANO V. GONZALES, ATT'Y GEN.

05-480 REVERIA TAVERN, INC. V. SUMMIT CTY. BD. OF ELECTIONS

05-487 DE LA O, ROSALINA, ET AL. V. HOUSING AUTHORITY OF EL PASO, TX  
05-538 HUMPHREYS, LLOYD E. V. OR STATE BAR  
05-540 FOX, RICHARD J. V. POTTER, POSTMASTER GEN.  
05-556 MASSEY, BILLIE M. V. STOSBERG, JUDGE, ETC., ET AL.  
05-559 CHAMBERS, MARTIN G. V. UNITED STATES  
05-5135 STUDER, MICHAEL T. V. SEC  
05-5339 LERMA, NOEL V. UNITED STATES  
05-5622 WINTERS, STEPHEN H. V. U. S., ex rel. A+ HOMECARE, INC.  
05-5689 KNOX, STEVE V. MISSISSIPPI  
05-5840 LUNDIN, JEFFREY V. UNITED STATES  
05-6164 WILKINSON, RICKY N. V. VERMONT  
05-6720 TERESA T., ET AL. V. RAGAGLIA, KRISTINE D., ET AL.  
05-6734 BRINKLEY, GRADY V. OHIO  
05-6735 SUAREZ, ARMANDO V. FLORIDA  
05-6741 JONES, RONALD V. CATHEL, ADM'R, NJ, ET AL.  
05-6743 THREATT, ANTHONY V. TREMBLE, JOHN, ET AL.  
05-6744 McCLOUD, KEVIN R. V. DEPPISCH, WARDEN  
05-6748 ALONZO, CURT V. CAIN, WARDEN  
05-6749 ALONZO, DAVID V. CAIN, WARDEN  
05-6750 BUTLER, JOSHUA L. V. CROSBY, SEC., FL DOC  
05-6761 HAGAN, RICHARD B. V. PURKETT, SUPT., EASTERN  
05-6776 JOHNSON, RONNIE V. FLORIDA  
05-6777 LoVACCO, CAMILLO V. GREENE, SUPT., GREAT MEADOW  
05-6783 PALMER, JERMAINE V. ROZUM, SUPT., SOMERSET, ET AL.  
05-6785 WASHINGTON, ANTHONY V. FLORIDA  
05-6786 MOSES, ANTONYO V. WALKER, WARDEN  
05-6790 ASHLEY, HOWARD V. V. RAINS, MATTHEW, ET AL.  
05-6795 MILLER, MARION F. V. CALIFORNIA

05-6796 CRISP, MATTHEW V. VIRGINIA  
05-6798 ESTRADA, CARLOS I. V. TEXAS  
05-6800 DIAZ, ANGEL N. V. CROSBY, SEC., FL DOC  
05-6801 RAWLES, ROBERT K. V. TEXAS  
05-6806 VARGAS, RAUL A. V. HICKMAN, SEC., CA DOC  
05-6822 ANDRYSZAK, JANUSZ V. PAC FEDERAL CREDIT UNION  
05-6823 CONNER, KIMBERLY V. IL DEPT. OF NATURAL RESOURCES  
05-6825 SAWYER, JONATHAN L. V. DAVIS, WARDEN  
05-6829 MOORE, SEBASTIAN X. V. GRAY, ELIZABETH C.  
05-6847 FOX, CHERUNDA V. STOVALL, WARDEN  
05-6851 HOLLINGSWORTH, REGINALD V. NORTH CAROLINA  
05-6854 MURDOCK, MARK A. V. AM. AXLE & MFG., INC.  
05-6859 SMITH, CLYDE V. DRETKE, DIR., TX DCJ  
05-6860 RAMIREZ, MARTY V. UNITED STATES  
05-6861 CANTLOW, RODNEY V. SHERRY, WARDEN  
05-6863 DANIEL, FREDDIE J. V. DRETKE, DIR., TX DCJ  
05-6866 HARDY, ALLAN V. RAMSEY COUNTY SHERIFF  
05-6867 FAULKS, PAMELA V. CROSBY, SEC., FL DOC  
05-6871 FREDERICK, DAVID S. V. FRANK, SEC., WI DOC, ET AL.  
05-6872 FONTANES, RONALD V. TRUE, WARDEN  
05-6873 COVINGTON, JOHN W. V. WOODS, WARDEN  
05-6875 CHAMBERS, JAMES S. V. UNITED STATES  
05-6877 MENDEZ-NEGRON, DORIS V. R & G MORTGAGE CORP., ET AL.  
05-6879 DORCH, NORVEL L. V. FLORIDA  
05-6886 HOTCHKISS, PAUL V. HOTCHKISS, PAUL, ET AL.  
05-6908 SHANKLIN, JANET V. PATTONVILLE R-111 SCH. DISTRICT  
05-6915 ABODE, BENEDICTA I. V. GONZALES, ATT'Y GEN.  
05-6950 McDADE, BYRON L. V. EXEC. OFF./U.S. ATTY'S, ET AL.

05-6951 O'CONNOR, JAMES V. CLEVELAND, OH, ET AL.  
05-6975 MOHAMED, KHALIFAH M. V. FLORIDA  
05-6999 GREEN, KEVIN V. TRUE, WARDEN  
05-7017 SIMS, MICHAEL A. V. HICKMAN, SEC., CA DOC  
05-7119 BLOOM, STEVEN K. V. MCKUNE, WARDEN, ET AL.  
05-7158 LYONS, EVA V. RED ROOF INNS, INC.  
05-7193 WANG, YONG S. V. SETON HALL UNIV.  
05-7211 FULLER, CLARA R. V. CENSUS BUREAU, ET AL.  
05-7225 SALDANA, SAUL V. UNITED STATES  
05-7340 WRIGHT, MARTY L. V. UNITED STATES  
05-7355 HUNYADY, ALLAN L. V. UNITED STATES  
05-7360 MILLER, CHARLES E. V. UNITED STATES  
05-7363 CLARK, ALFRED J. V. UNITED STATES  
05-7365 RUBIO, MARTHA A. V. UNITED STATES  
05-7366 RIZVI, FARHAT H. V. JETER, WARDEN  
05-7367 CAPELLAN-FIGUERO, ANGEL D. V. UNITED STATES  
05-7371 PALACIOS-PINERO, GUSTAVO V. UNITED STATES  
05-7372 MACIAS-ORTIZ, SERGIO V. UNITED STATES  
05-7375 WATSON, WENDELL C. V. UNITED STATES  
05-7377 RAMIREZ-HERNANDEZ, LUIS E. V. UNITED STATES  
05-7378 VMON, ZNOP B. V. UNITED STATES  
05-7380 JORDI, STEPHEN J. V. UNITED STATES  
05-7383 BEASLEY, NOBLE C. V. UNITED STATES  
05-7384 ATIYEH, GEORGE V. UNITED STATES  
05-7385 BECKMAN, MICHAEL V. UNITED STATES  
05-7386 ADAMS, BYRON D. V. UNITED STATES  
05-7390 HENSLEY, TERRY V. UNITED STATES  
05-7391 HOOD, PRESLEY E. V. UNITED STATES

05-7392 GONZALEZ-CALDERON, ALEJANDRO V. UNITED STATES  
05-7393 GONZALEZ-BARRAZA, ENRIQUE V. UNITED STATES  
05-7394 GARCIA-CHAPA, MISAEL V. UNITED STATES  
05-7395 HOOF, CEDRICK W. V. UNITED STATES  
05-7396 GALAVIZ-LUNA, SALVADOR V. UNITED STATES  
05-7397 HERNANDEZ, MANUEL V. UNITED STATES  
05-7398 FERNANDEZ-RODRIGUEZ, ROBERTO V. UNITED STATES  
05-7399 GARCIA, JAY C. V. UNITED STATES  
05-7400 GAONA-RODRIGUEZ, POLO V. UNITED STATES  
05-7401 FLORES, ANGELA M. V. UNITED STATES  
05-7402 FLINT, JERRYLL A. V. UNITED STATES  
05-7403 HASLIP, JASON T. V. UNITED STATES  
05-7404 HILL, ALVIN V. UNITED STATES  
05-7405 HEWITT, DONOVAN S. V. UNITED STATES  
05-7407 GRAVES, ROBERT J. V. UNITED STATES  
05-7409 WASHINGTON, JERMAINE V. UNITED STATES  
05-7411 PEREZ, ANGEL M. V. UNITED STATES  
05-7412 PETROFF, WILLIAM F. V. UNITED STATES  
05-7415 THURMON, MARCUS M. V. UNITED STATES  
05-7416 WALLACE, TARAS V. UNITED STATES  
05-7419 DOWD, MATTHEW E. V. UNITED STATES  
05-7420 COLEMAN, CONTRELL V. UNITED STATES  
05-7424 JONES, ANDRE V. UNITED STATES  
05-7427 PERSON, NICHOLAS A. V. UNITED STATES  
05-7428 OVIEDO-SANCHEZ, GUSTAVO E. V. UNITED STATES  
05-7430 CHAVEZ, GREGORIO M. V. UNITED STATES  
05-7438 RODRIGUEZ-ZAMOT, NOLGIE V. UNITED STATES  
05-7439 RAYMER, LARRY P. V. UNITED STATES

05-7440 QUIRION, ROBERT E. V. UNITED STATES  
05-7441 WILLIAMS, GLENN L. V. UNITED STATES  
05-7442 WATKINS, ERIC V. UNITED STATES  
05-7443 BROOKS, KERRY V. UNITED STATES  
05-7444 AVILA-CHAVEZ, JUAN M. V. UNITED STATES  
05-7447 BEQUETTE, EDWARD J. V. UNITED STATES  
05-7448 ADESINA, ADIODUN B. V. UNITED STATES  
05-7451 CISNEROS-PULIDO, JUAN V. UNITED STATES  
05-7452 COOK, STOKES V. UNITED STATES  
05-7457 MAGALLON-MOLINA, MIGUEL V. UNITED STATES  
05-7460 KANATZAR, JACOB V. UNITED STATES  
05-7462 SMITH, TYRONE V. UNITED STATES

The petitions for writs of certiorari are denied.

05-6833 DI NARDO, ANNA, ET AL. V. BIELUCH, SHERIFF

The motions of petitioners for leave to proceed *in forma pauperis* are denied, and the petition for a writ of certiorari is dismissed. See Rule 39.8. As the petitioners have repeatedly abused this Court's process, the Clerk is directed not to accept any further petitions in noncriminal matters from petitioners unless the docketing fees required by Rule 38(a) are paid and the petitions are 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.

**HABEAS CORPUS DENIED**

05-7464 IN RE JAMES ARMSTRONG  
05-7467 IN RE RAS A. G. OLUWA

The petitions for writs of habeas corpus are denied.

**MANDAMUS DENIED**

05-6831 IN RE NATHANIEL H. JONES

The petition for a writ of mandamus is denied.

**REHEARINGS DENIED**

04-9900 PENIGAR, KIERON D. V. DRETKE, DIR., TX DCJ

04-9973 BARBER, EDWARD E. V. PERDUE, GOV. OF GA

04-10154 HUDSON, ANTONIO V. KAPTURE, WARDEN

04-10170 LAMKIN, NORMAN E. V. TEXAS

04-10177 MORROW, SANDRA A. V. AM. SOCIETY OF COMPOSERS

04-10291 MOATS, JAMES V. USDC SD AL

04-10339 DAIBO, BAWO V. UNITED STATES

04-10351 SPIELVOGEL, MICHAEL V. UNITED STATES

04-10468 PALMA, ROLAND R. V. UNITED STATES

04-10499 SCHULER, EDWARD J. V. BARNHART, COMM'R, SOCIAL SEC.

04-10526 BARLEY, ELMER L. V. LIEUTENANT COOK

04-10597 ROMER, ANDREW H., ET AL. V. SCHWARZENEGGER, GOV. OF CA

04-10704 FIORANI, ROSARIO A. V. UNITED STATES

05-233 CAMPBELL, JANET V. REGENTS OF THE UNIV. OF CA

05-5008 HENRY, MICHAEL M. V. JOHNSON, DIR., VA DOC

05-5125 DOBBS, DENNIS V. MISSISSIPPI, ET AL.

05-5268 GRIFFIN, WILLIE J. V. UNITED STATES

05-5480 HUGHES, GARY L. V. MARSHALL, WARDEN

05-5489 COE, JOHN W. V. CROSBY, SEC., FL DOC, ET AL.

05-5613 MELENDEZ, MARLON V. McGRATH, WARDEN

05-5649 DAUGHERTY, RICKY J. V. MISSOURI

05-5896 WINESTOCK, PAUL V. UNITED STATES

05-6203 SCHAFFNER, TERRY E. V. LeBLANC, WARDEN

05-6334 MITCHELL, STEPHEN V. UNITED STATES



05-6370 IN RE GREGORY L. MOORE

05-6407 GONZALEZ-HUERTA, SERGIO V. UNITED STATES

The petitions for rehearing are denied.

05-284 SMALL, PRESTON W. V. FCC, ET AL.

05-5606 BARBER, EDWARD E. V. GONZALES, ATT'Y GEN.

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

04-8955 REDDEN, RICHARD V. RAFFERTY, WARDEN, ET AL.

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