

(ORDER LIST: 571 U.S.)

MONDAY, DECEMBER 9, 2013

CERTIORARI -- SUMMARY DISPOSITION

12-1475 BROADCOM CORPORATION V. USDC ED TX, 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 Federal Circuit for further consideration in light of *Atlantic Marine Constr. Co. v. United States Dist. Court for Western Dist. of Tex.*, 571 U. S. ____ (2013).

ORDERS IN PENDING CASES

13M60 DALENKO, CAROL V. NEWS AND OBSERVER PUBLISHING CO.

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

13M61 ARMSTRONG, WILLIAM R. V. UNITED STATES

13M62 JUSTICE, LORING E. V. USDC ED TN

The motions of petitioners for leave to file petitions for writs of certiorari with the supplemental appendices under seal are granted.

13M63 CACIOPPO, MICHAEL V. VAIL, CO

The motion for leave to file a petition for a writ of certiorari under seal with redacted copies for the public record is granted.

12-1168 McCULLEN, ELEANOR, ET AL. V. COAKLEY, ATT'Y GEN. OF MA

The motion of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument is

granted.

12-1173 BRANDT REVOCABLE TRUST, ET AL. V. UNITED STATES

The motion of Owners' Counsel of America, et al. for leave to file a brief as *amici curiae* is granted.

12-1200 EXEC. BENEFITS INSUR. AGENCY V. ARKISON, PETER H.

The motion of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument is granted.

12-1281 NLRB V. NOEL CANNING, ET AL.

The motion of Senate Republican Leader Mitch McConnell, et al. for leave to participate in oral argument as *amici curiae* and for divided argument is granted, and the time is to be divided as follows: 45 minutes for petitioner, 30 minutes for respondent Noel Canning, and 15 minutes for *amici curiae* Senate Republican Leader Mitch McConnell, et al. The motion of Professor Victor Williams for leave to participate in oral argument as *amicus curiae* and for divided argument is denied.

12-8561 PAROLINE, DOYLE R. V. UNITED STATES, ET AL.

The motion of the Solicitor General for divided argument is granted. The motion of Professors Adam Lamparello and Charles McClean for leave to file a brief as *amici curiae* out of time is denied.

13-5750 SANDERS, HENRY T. V. MIDLAND FUNDING LLC, ET AL.

13-5881 BACH, MARGARET V. MILWAUKEE COUNTY, WI, ET AL.

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

13-6659 BENHAM, ERIK V. HAGEN, DAVID R., ET AL.

13-6788 DILTS, PATRICIA A., ET VIR V. COLD SPRING FOREST SEC., ET AL.

13-6925 RUSHIN, JUANITA V. CITY COUNCIL
13-7016 JERNIGAN, BETZAIDA V. SHINSEKI, SEC. OF VA
13-7154 MATEI, LUCA V. KANSAS

The motions of petitioners for leave to proceed *in forma pauperis* are denied. Petitioners are allowed until December 30, 2013, 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.

CERTIORARI DENIED

12-550 ALPHA I, L.P., ET AL. V. UNITED STATES
12-10941 MOORE, KAREN V. REVLON CONSUMER PRODUCTS, ET AL.
13-99 CRISPIN, NEAL V. CIR
13-188 BAKER, ABASI S. V. UNITED STATES
13-256 HEGAB, MAHMOUD V. LONG, LETITIA A., ET AL.
13-289 PFIZER INC., ET AL. V. KAISER HEALTH PLAN, INC., ET AL.
13-290 ARTHREX, INC. V. SMITH & NEPHEW, INC., ET AL.
13-416 GRIFFIN, FREDERICK, ET UX. V. ABN AMRO MORTGAGE GROUP
13-424 YODER, NINA V. UNIVERSITY OF LOUISVILLE, ET AL.
13-428 LAMBHEY, LUANIE V. DISTRICT COURT OF NV, ET AL.
13-429 BAPTE, SYLVIA, ET AL. V. WEST CARIBBEAN AIRWAYS, ET AL.
13-434 FLOYD, WILLIAM, ET AL. V. HOLLYWOOD, SC
13-438 RENAISSANCE ART INVESTORS, LLC V. AXA ART INSURANCE CORP
13-464 MORLEY, JOHN H. V. FARNESE, LAWRENCE M.
13-465 MORLEY, JOHN H. V. FIELD, STANLEY, ET AL.
13-503 PENNINGTON, JODIE A. V. UNIVERSITY OF ARKANSAS, ET AL.
13-505 READ, COLTON J., ET UX. V. UNITED STATES
13-520 EVANCE, JENNY V. TRUMANN HEALTH SERVICES, ET AL.
13-521 ADAMS, DEBORAH R. V. MI JUDICIAL TENURE COMMISSION

13-525 LINDSEY, VICKI V. HIGHWOODS REALITY LIMITED, ET AL.
13-528 ROJAS, OLIVER A. V. ANDERSON, KENNETH A., ET AL.
13-547 CONVOLVE, INC. V. COMPAQ COMPUTER CORP., ET AL.
13-549 BOERI, MARIO V. UNITED STATES
13-558 LORENTZEN, DAVID P. V. OMER, ROBERT, ET AL.
13-561 HOFFECKER, CHARLES P. V. UNITED STATES
13-566 KANOFSKY, ALVIN S. V. CIR
13-571 PACCHIOLI, THOMAS V. UNITED STATES
13-577 MOODY, AURA V. NYC DEPT. OF EDUCATION, ET AL.
13-5583 DAVILA, ERICK D. V. TEXAS
13-5625 GOMEZ, CLARVEE V. UNITED STATES
13-5717 THOMAS, SHELLEY V. ITT EDUCATIONAL SERVICES, INC.
13-5766 GRAHAM-WRIGHT, STEPHEN V. UNITED STATES
13-5860 RODRIGUEZ, ISABEL V. TEXAS
13-5888 MISSUD, PATRICK A. V. NEVADA, ET AL.
13-6056 OWENS, MICHAEL V. V. LOUISIANA
13-6096 DASH, DEBBIE L. V. CHASEN, ARTHUR B., ET AL.
13-6190 COLE, ACIE V. UNITED STATES
13-6422 CORNER, MARY L. V. PEREZ, SEC. OF LABOR
13-6642 HOLMES, DERRICK V. GEORGIA
13-6643 HARRISON, LAGARY V. STEPHENS, DIR., TX DCJ
13-6644 FLEMMING, WOODROW V. NEW YORK
13-6649 PONTE, ROBERT F. V. FIA CARD SERVICES, ET AL.
13-6650 HILL, TONY L. V. SEVEN ELEVEN CORP., ET AL.
13-6651 GAMBINO, DAVID A. V. WHITNEY, RICKY L., ET AL.
13-6652 GRAY, PAUL V. LOUISIANA
13-6653 GAMBLE, PHRORY M. V. STEPHENS, DIR., TX DCJ
13-6665 LOUGHMILLER, RICHARD V. DUFFY, WARDEN

13-6666 SUAREZ, LUIS A. V. TRIMBLE, ROBERT
13-6670 PAPES, MARGARET A. V. CITIMORTGAGE INC.
13-6674 WILSON, GREGORY L. V. PENNSYLVANIA
13-6677 NIFAS, RASHEEN V. COLEMAN, BRIAN V., ET AL.
13-6679 DAVIS, CHAZRE V. FLORIDA
13-6681 WILLIAMS, CHAUNCEY A. V. VIRGINIA, ET AL.
13-6682 VANEGAS, JOSUE V. BITER, WARDEN
13-6684 ROMERO, JOSE V. TEXAS
13-6687 RODRIGUEZ, CHRISTIAN V. FL DOC
13-6688 BAPTISTE, KENNETH E. V. FOULK, ACTING WARDEN
13-6690 BRUNSTING, LANCE P. V. COLORADO
13-6703 WILLIAMS, ROY C. V. STEPHENS, DIR., TX DCJ
13-6713 ANTONMARCHI, ARIEL V. CONSOLIDATED EDISON CO. OF NY
13-6714 ROBERTSON, WADE V. CATINHOOR, WILLIAM C., ET AL.
13-6716 MAYES, NORMAN V. MARYLAND
13-6719 LUONGO, MARIE E. V. MASSACHUSETTS, ET AL.
13-6720 KUNSELMAN, HUGH V. SCOTT, GOV. OF FL, ET AL.
13-6721 KINTER, BRIAN L. V. BOLTZ, JENISE L., ET AL.
13-6723 WILLIAMS, SONJA L. V. PUBLISH AMERICA
13-6724 CRAIG S. V. DONNA S.
13-6729 JINKS, EDDIE V. MATTHEWS, JOHN D., ET AL.
13-6735 SPANO, LEONARD C. V. McAVOY, EDWARD H., ET AL.
13-6736 ROBERTS, BOOKER T. V. CREWS, SEC., FL DOC
13-6740 RAYESS, MOHAMED B. V. ED. COMM'N FOR FOREIGN MEDICAL
13-6746 CONNOR, JEAN C. V. VIRGIN ISLANDS
13-6747 DeVEAUX, BERNARD V. NEW YORK
13-6758 MINOR, HERMAN V. CREWS, SEC., FL DOC
13-6761 CARTWRIGHT, HENRY V. SUPERIOR COURT OF CA

13-6762 CONLEY, ANTHONY V. ANGLIN, WARDEN, ET AL.
13-6763 CORONA, FAUSTINO V. MILLER, WARDEN
13-6769 JONES, MARY, ET AL. V. BEVERLY HILLS SCHOOL, ET AL.
13-6770 LESLIE, WILBERT V. NEVEN, WARDEN, ET AL.
13-6777 BELL, PATRICK W. V. O'BRIEN, PATRICIA
13-6781 MILLER, DUANE V. KEYSTONE BLIND ASSOC./TPM
13-6786 WINSTEAD, SHADRACH V. JACKSON, CURTIS, ET AL.
13-6798 BROADNAX, OSBORN V. BERGHUIS, WARDEN
13-6818 HAMPTON, GEORGE V. DOTSON, WARDEN
13-6820 PROCEVIAT, RICHARD A. V. SHINSEKI, SEC. OF VA
13-6844 STAPLE-BEY, MARCUS A. V. BURT, WARDEN
13-6848 BEDFORD, EDWARD C. V. PORT OF HOUSTON AUTH., ET AL.
13-6887 EVANS, BRIAN V. PATRICK, GOV. OF MA, ET AL.
13-6910 PAYNE, JOVAN V. ROMANOWSKI, WARDEN
13-6924 MAJOR, ERNEST V. CREWS, SEC., FL DOC
13-6929 SMITH, RICKY V. BRUNSMAN, WARDEN
13-6947 FLORES, DAMON D. V. BEARD, SEC., CA DOC
13-6948 PEGUES, NORRIS E. V. HAINES, WARDEN
13-6956 BARBER, ELLIS H. V. OBAMA, PRESIDENT OF U.S., ET AL.
13-6970 LANGFORD, JAMES V. HOFFNER, WARDEN
13-6982 WILSON, DARNELL V. MISSISSIPPI
13-6987 PHILIP, JEVERN V. VIRGIN ISLANDS
13-6990 MERCADO, MONICA V. CALIFORNIA
13-7018 KOONCE, TOMMY V. FLORIDA
13-7019 OCHOA, MICHAEL R. V. RUBIN, ERIN
13-7029 JENNER, DAVID K. V. MEDINA, WARDEN, ET AL.
13-7030 JEEP, DAVID G. V. UNITED STATES
13-7032 ZUCK, WILLIAM V. NEBRASKA

13-7040 WASHINGTON, QUINTON V. FLORIDA
13-7059 BRAND, SURIE R. V. NEW JERSEY
13-7093 WATSON, EARL J. V. NORTH CAROLINA
13-7137 McINTYRE, JERRY D. V. HORRY COUNTY, SC, ET AL.
13-7142 HUDSON, NICOLA C. V. MIDDLE FLINT BEHAVIORAL
13-7147 RODGERS, DANNY A. V. WYOMING
13-7171 COSSIO, JOSE A. V. DEPT. OF AIR FORCE
13-7199 OBRIECHT, ANDREW M. V. FOSTER, WARDEN
13-7214 JACQUES, JOHN V. UNITED STATES
13-7232 ARCHER, LEVINE J. V. UNITED STATES
13-7235 GIBSON, DARIUS V. UNITED STATES
13-7237 WEST, ROY C. V. UNITED STATES
13-7240 GRISSETT, CARLOUS, ET AL. V. UNITED STATES
13-7241 SANDERS, LAMAR E. V. UNITED STATES
13-7245 BORJA-ANTUNES, ENRIQUE V. UNITED STATES
13-7247 KEYES, JERMAINE V. UNITED STATES
13-7248 MAY, BILLY V. UNITED STATES
13-7251 BRYANT, RON V. UNITED STATES
13-7252 NNAJI, EMMANUEL V. UNITED STATES
13-7253 OLIVER, MARLON V. UNITED STATES
13-7254 PATTERSON, DURAN V. UNITED STATES
13-7255 LUGO-GUTIERREZ, FRANCIS V. UNITED STATES
13-7256 ROJAS-PEDROZA, VENANCIO V. UNITED STATES
13-7257 ANGILAU, SIALE V. UNITED STATES
13-7260 McATEE, KAROL R. V. UNITED STATES
13-7261 ALI, TYREN V. UNITED STATES
13-7267 MEDEARIS, JERMAINE V. UNITED STATES
13-7269 DE LA CRUZ-DIAZ, OSCAR E. V. UNITED STATES

13-7279 CARLOCK, RACHELLE L. V. UNITED STATES
13-7281 BERNACET, RONNIE V. UNITED STATES
13-7284 SANCHEZ-MARTINEZ, MARCO A. V. UNITED STATES
13-7285 GARCIA-OCAMPO, GABRIEL H. V. UNITED STATES
13-7286 NOBLE, CHAD V. UNITED STATES
13-7289 VELASCO, RAMON V. UNITED STATES
13-7295 CENSKE, THOMAS A. V. UNITED STATES
13-7299 CUFF, ROBERT V. UNITED STATES
13-7300 DUNBAR, FABIAN V. UNITED STATES
13-7301 POTEETE, JAMES V. UNITED STATES
13-7304 ALSTON, LEWIS V. UNITED STATES
13-7308 JONES, BYRON K. V. UNITED STATES
13-7309 LOGAN, LEE A. V. UNITED STATES
13-7311 WATTS, KEITHOLUS V. UNITED STATES

The petitions for writs of certiorari are denied.

13-542 KLEIN, KARIN V. TAP PHARMACEUTICAL, ET AL.
13-6196 BROWN, KIM V. WAL-MART STORES, INC., ET AL.
13-6712 BITON, DANIELLE V. UNITED CONTINENTAL, ET AL.

The petitions for writs of certiorari are denied. Justice Alito took no part in the consideration or decision of these petitions.

13-6725 SEARLES, SUZANNE M. V. BERKEL, PAUL, ET AL.

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

13-6748 McWEAY, SABRINA L. V. CITIBANK

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

petition.

13-7066 WILLIAMS, THOMAS F. V. FLORIDA

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.

13-7270 DERROW, MICHAEL J. V. UNITED STATES

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

HABEAS CORPUS DENIED

13-7310 IN RE DAVID JACKSON

13-7351 IN RE HARRY NIE

13-7355 IN RE ROBERT G. THOMPSON

The petitions for writs of habeas corpus are denied.

MANDAMUS DENIED

13-6734 IN RE SAMUEL RIVERA

13-6966 IN RE THOMAS C. SHRADER

The petitions for writs of mandamus are denied.

REHEARINGS DENIED

12-1327 TAYLOR, CAROLE L. V. WINNECOUR, RONDA

12-1334 GOLDBLATT, KENN V. GEIGER, NANCY J., ET AL.

12-1440 GOLDBLATT, KENN V. DOERTY, JUDGE, ETC.

12-8616 KOUMJIAN, PAUL J. V. STEPHENS, DIR., TX DCJ

12-10005 JOHNSON, COREY E. V. VARGO, WARDEN

12-10065 MILLSAP, LEE C. V. HOBBS, DIR., AR DOC

12-10072 McFADDEN, JOSEPH L. V. COHEN, WARDEN

12-10082 MORRIS, ROBERT C. V. McALLESTER, MIKE, ET AL.

12-10125 WILKINS, RALPH S. V. ALLEN, TODD

12-10354 KAMINSKI, DAWN V. NEW YORK, ET AL.

12-10397 WASHINGTON, JEFFERY S. V. WALL, DIR., RI DOC

12-10499 SNEED, TIMOTHY V. FL DOC

12-10566 ROBINSON, EDDIE V. KINGS CTY. DIST. ATT'Y'S OFFICE

12-10634 YOUNGBLOOD, JESSE L. V. CHICO PAROLE OUTPATIENT CLINIC

12-10685 IN RE MICHAEL W. SEAWRIGHT

12-10705 JOST, FREDERICK K. V. HARTLEY, WARDEN

12-10747 TELFAIR, TOMMIE H. V. UNITED STATES

12-10771 SEXTON-WALKER, VERLENA V. GREAT EXPRESSIONS DENTAL

12-10778 PRICE, JAMES A. V. CREWS, SEC., FL DOC, ET AL.

12-10802 SLEWION, SAMSON B. V. WEINSTEIN, NORMAN, ET AL.

12-10866 DOUGLAS, WILLIAM V. UNITED STATES

12-10873 PARKER, ROBERT R. V. GEORGIA

12-10914 LEAL, LUIS T. V. OH SEC. OF STATE

12-10928 LIU, WEN V. USDC SD NY

12-10996 WARD, RASBIAN M. V. DANIELS, WARDEN, ET AL.

12-10997 WATKINS, PRENTICE V. MACLAREN, WARDEN

13-178 MACNEILL, DOUGLAS J. V. MSPB

13-229 YADAV, RAJESHWAR S. V. BROOKHAVEN NATIONAL LAB., ET AL.

13-5003 GOLEMBIEWSKI, JOANN V. LOGIE, WILLIAM G., ET AL.

13-5051 KEITH, TROVON A. V. McCABE, WARDEN

13-5057 EASLEY, JOHN E. V. DIETRICH, RICH, ET AL.

13-5079 ROSS, CAREY V. DANFORTH, WILLIAM, ET AL.

13-5195 LASTER, JUSTIN V. KRYSTAL COMPANY, ET AL.

13-5204 WALKER, CAROL V. LAWRENCEVILLE APARTMENTS

13-5305 PAGONIS, EVANGELOS V. TX DCJ, ET AL.

13-5341 PATRICK, MATTHEW L., ET AL. V. ALBUQUERQUE SCHOOL DIST., ET AL.

13-5438 SMITH, TYRONE D. V. CLEMENTS, WARDEN

13-5454 SANDERS, ANTHONY J. V. VIRGINIA, ET AL.
13-5494 IN RE ALEX D. RAMOS
13-5509 YOUNGBLOOD, JESSE L. V. EVANS, WARDEN, ET AL.
13-5589 ADAMS, BARRY W. V. PALMER, WARDEN
13-5595 CORBETT, LOUISA A. V. COLVIN, ACTING COMM'R, SOCIAL
13-5598 PARKER, BRENDA V. CLARK, JUDGE, ETC.
13-5605 MAHMOOD, KHALID V. HOLDER, ATT'Y GEN.
13-5607 LASTER, WILLIE V. ALBANY WATER, GAS & LIGHT CO.
13-5634 RODRIGUEZ, RONNIE V. FLORIDA
13-5665 WHALEN, TIMOTHY V. MISSOURI
13-5688 BOLARINWA, SENORA L. V. KAPLAN, SUPT., BEDFORD HILLS
13-5690 IN RE BRENDA MOORE
13-5693 THOMPSON, JAVADO A. V. CREWS, SEC., FL DOC, ET AL.
13-5729 McFADDEN, JOSEPH L. V. GAINNEY, JERRY
13-5769 FULMER, DALE V. TEXAS
13-5786 LEAL, LUIS T. V. EEOC, ET AL.
13-5884 WILLIAMS, DONALD B. V. CALIFORNIA
13-5932 OLIVER, CHARLES V. V. McGRADY, SUPT., RETREAT, ET AL.
13-6088 PAPAPOULOS, GREGORY V. OBAMA, PRESIDENT OF U.S., ET AL.
13-6185 HUDSPETH, ROY J. V. UNITED STATES

The petitions for rehearing are denied.

ATTORNEY DISCIPLINE

D-2750 IN THE MATTER OF DISCIPLINE OF DONALD A. BAILEY

Donald A. Bailey, of Harrisburg, Pennsylvania, is suspended from the practice of law in this Court and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

D-2751 IN THE MATTER OF DISCIPLINE OF HUGH D. JAEGER

Hugh D. Jaeger, of Wayzata, Minnesota, is suspended from the practice of law in this Court and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

D-2752 IN THE MATTER OF DISCIPLINE OF MATTHEW B. MURRAY

Matthew B. Murray, of Charlottesville, Virginia, is suspended from the practice of law in this Court and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

D-2753 IN THE MATTER OF DISCIPLINE OF MARTIN J. SIEGEL

Martin J. Siegel, of Pennsville, New Jersey, is suspended from the practice of law in this Court and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

D-2754 IN THE MATTER OF DISCIPLINE OF FRANK R. SAIA

Frank R. Saia, of Longmeadow, Massachusetts, is suspended from the practice of law in this Court and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

D-2755 IN THE MATTER OF DISCIPLINE OF RAYMOND VAUGHN PATTON

Raymond Vaughn Patton, of Brentwood, California, is suspended from the practice of law in this Court and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

D-2756 IN THE MATTER OF DISCIPLINE OF DANIEL THOMAS MCCARTHY

Daniel Thomas McCarthy, of Phoenix, Arizona, is suspended

from the practice of law in this Court and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

D-2757

IN THE MATTER OF DISCIPLINE OF NEIL A. MALVONE

Neil A. Malvone, of Milltown, New Jersey, is suspended from the practice of law in this Court and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.