

(ORDER LIST: 558 U.S.)

MONDAY, DECEMBER 14, 2009

CERTIORARI -- SUMMARY DISPOSITION

09-285 IN POLICE PENSION TRUST, ET AL. V. CHRYSLER LLC, ET AL.

The motion of Washington Legal Foundation, et al. for leave to file a brief as *amici curiae* is granted. 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 Second Circuit with instructions to dismiss the appeal as moot. See *United States v. Munsingwear, Inc.*, 340 U.S. 36 (1950).

ORDERS IN PENDING CASES

09M57 SALTER, LOMAX V. McNEIL, SEC., FL DOC

09M58 HUPP, PAUL V. KURPINSKY, VICKI, ET AL.

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

08-645 ABBOTT, TIMOTHY M. V. ABBOTT, JACQUELYN V.

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 S&W International ChildFind Program, et al. for leave to participate in oral argument as *amici curiae* and for divided argument is denied.

08-661 AMERICAN NEEDLE, INC. V. NATIONAL FOOTBALL LEAGUE, ET AL.

The motion of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument is granted and the time is allocated as follows: 30 minutes for petitioner, 10 minutes for the Solicitor General, and 30 minutes

for respondents.

08-810 CONKRIGHT, SALLY L., ET AL. V. FROMMERT, PAUL J., ET AL.

The motion of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument is granted. Justice Sotomayor took no part in the consideration or decision of this motion.

08-1200 JERMAN, KAREN L. V. CARLISLE, McNELLIE, RINI, ET AL.

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

08-1521 McDONALD, OTIS, ET AL. V. CHICAGO, IL, ET AL.

The motion of American Legislative Exchange Council for leave to file a brief as *amicus curiae* is granted.

08-10457 CASTILLO, VINCENT M. V. GUIDRY, FRED M.

08-10783 SMITH, WESLEY E. V. CHARLESTON COUNTY SCHOOL DIST.

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

09-291 THOMPSON, ERIC L. V. NORTH AMERICAN STAINLESS, LP

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

09-5577 RICHARDSON, BERNARD R. V. JOHNSON, DIR., VA DOC

09-5713 O'DWYER, ASHTON R. V. BECNEL, DANIEL E., ET AL.

09-6188 IN RE CHARLES W. ALPINE

09-6595 SCHMITZ, CHARLENE V. UNITED STATES

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

09-7899 QUINTANILLA, ETELVINA V. UNITED STATES

The motion of petitioner to expedite consideration of the petition for a writ of certiorari is denied.

CERTIORARI GRANTED

08-1332 ONTARIO, CA, ET AL. V. QUON, JEFF, ET AL.

The petition for a writ of certiorari is granted.

08-6261 ROBERTSON, JOHN V. UNITED STATES, EX REL. WATSON

The motion of petitioner for leave to proceed *in forma pauperis* and the petition for a writ of certiorari are granted limited to the following question: Whether an action for criminal contempt in a congressionally created court may constitutionally be brought in the name and pursuant to the power of a private person, rather than in the name and pursuant to the power of the United States.

09-60 CARACHURI-ROSENDO, JOSE A. V. HOLDER, ATT'Y GEN.

The petition for a writ of certiorari is granted.

CERTIORARI DENIED

08-1472 USA MOBILITY WIRELESS, INC. V. QUON, JERILYN, ET AL.

08-10252 HONKEN, DUSTIN L. V. UNITED STATES

09-157 LI, JINGHAI V. HOLDER, ATT'Y GEN.

09-227 RASUL, SHAFIQ, ET AL. V. MYERS, RICHARD, ET AL.

09-244 UNITED STATES V. BOWDEN, MIKOLA

09-259 METRO LIGHTS, L.L.C. V. LOS ANGELES, CA

09-274 RYAN, DIR., AZ DOC V. SCOTT, ROGER M.

09-301 COMMON CAUSE OF PA, ET AL. V. PENNSYLVANIA, ET AL.

09-309 TIME WARNER TELECOM OF OR, LLC V. PORTLAND, OR, ET AL.

09-353 MERRITT, HAL V. UPS, INC.

09-429 ELLENBERG, SARAH V. NM MILITARY INSTITUTE, ET AL.
09-434 VATHIS, COSTA T. V. FLORIDA
09-436 ROY, JOEL A. V. MINNESOTA
09-441 VENTIMIGLIA, VINCENT, ET UX. V. ST. LOUIS, C.O.G., INC., ET AL.
09-465 BOWERS, JONATHAN V. EUGENE, OR, ET AL.
09-492 LEWIS, MICHAEL, ET AL. V. CITGO PETROLEUM CORP.
09-508 NOVELTY, INC. V. DEA, ET AL.
09-521 GRUND, JAY P. V. SPRINKLE, TRACEY A.
09-557 ROYAL OAK ENTERTAINMENT, ET AL. V. ROYAL OAK, MI, ET AL.
09-582 BETTS, DEXTER W. V. UNITED STATES
09-584 BURTON, KEVIN V. V. UNITED STATES
09-5124 MARMOLEJO-CAMPOS, ARMANDO V. HOLDER, ATT'Y GEN.
09-5171 HERNANDEZ-CARRERA, SANTOS V. UNITED STATES
09-5466 LOPEZ-GARCIA, JORGE V. UNITED STATES
09-5767 NEAL, NELDON V. UNITED STATES
09-5812 AL-NASHIRI, ABD V. GATES, SEC. OF DEFENSE
09-5830 KAUFMAN, ARLEN D., ET UX. V. UNITED STATES
09-5924 MARTINEZ-VALDEZ, EDUARDO V. UNITED STATES
09-5973 TORAIN, BILLY J. V. AMERITECH ADVANCED DATA SERVICES
09-6038 BRIGHAM, DAVID R. V. UNITED STATES
09-6101 SIMPSON, SAMMY E. V. AL DEPT. OF HUMAN RESOURCES
09-6395 HARRIMON, RICHARD R. V. UNITED STATES
09-6399 CLAYBORN, TOMMY L. V. UNITED STATES
09-6406 YOUNG, CHRISTOPHER A. V. TEXAS
09-6630 LOYA, JESUS T. V. UNITED STATES
09-6826 ESTEP, WILLIAM J. V. McNEIL, SEC., FL DOC, ET AL.
09-6884 DUQUESNE, EUGENIO V. HARRISON, DONNIE, ET AL.
09-6902 DAVIS, WILLIAM D. V. FLORIDA

09-6931 CORDELL, HOWARD G. V. PACIFIC INDEMNITY CO., ET AL.
09-6933 McQUIRTER, LONZIE W. V. MICHIGAN
09-6936 KENNEDY, RICHARD D. V. REESE, EUGENE
09-6939 ENTLER, JOHN T. V. WASHINGTON
09-6947 HALL, WARREN V. NEW JERSEY
09-6949 GARIBAY, RAUL A. V. LEWIS, WARDEN
09-6951 GARCIA, ALFRED J. V. CATE, SEC., CA DOC
09-6952 FINFROCK, JOSEPH W. V. FLORIDA
09-6953 FINFROCK, JOSEPH W. V. CRIST, GOV. OF FL, ET AL.
09-6954 VIRGLE, ANTHONY G. V. CATE, DIR., CA DOC
09-6956 KINNEY, PATRICK N. V. McQUIGGIN, WARDEN
09-6957 HICKOX, BERT V. FLORIDA
09-6959 ALBRIGHT-LAZZARI, KIMBERLY V. CONNECTICUT
09-6961 HARDISON, ANTHONY D. V. DAVIS, WARDEN
09-6962 IVY, FREDDIE V. ILLINOIS
09-6965 FLORES, LEVIS V. THALER, DIR., TX DCJ
09-6966 ISRAEL, AARON V. RIDLEY-TURNER, EVELYN, ET AL.
09-6967 HAYNES, QUINTON J. V. THALER, DIR., TX DCJ
09-6970 GARCIA, JOSE I. V. FELKER, WARDEN
09-6972 HOLLIS, ELLIS C. V. RUNNELS, WARDEN
09-6973 HUTCHINS, RONALD L. V. THALER, DIR., TX DCJ
09-6974 HARRIS, STEPHEN V. CULVER CITY, CA, ET AL.
09-6975 FREEMAN, TERRY G. V. THALER, DIR., TX DCJ
09-6976 DEBOSE, ARTHUR L. V. McNEIL, SEC., FL DOC, ET AL.
09-6987 BUNDRANT, CRAIG V. THALER, DIR., TX DCJ
09-6988 BUNDRANT, CRAIG V. THALER, DIR., TX DCJ
09-6991 MEJIA, RICARDO E. V. ADAMS, WARDEN
09-6995 RIGGINS, RICHARD P. V. TEXAS

09-6997 MAYS, JERRY L. V. DINWIDDIE, WARDEN
09-6998 MACHADO, JESUS V. McNEIL, SEC., FL DOC
09-7000 LARSON, HARVEY E. V. WILLIAMS, M., ET AL.
09-7001 MALONE, TOMEKO V. CAMPBELL, WARDEN, ET AL.
09-7004 PRICE, KELDA, ET VIR V. LA DEPT. OF EDUCATION, ET AL.
09-7009 DANG, SI V. V. EVANS, WARDEN
09-7014 MORGAN, RICHARD H. V. CHANDLER, WARDEN
09-7016 YOUNG, CHRISTOPHER H. V. TRANSP. DEPUTY SHERIFF I, ET AL.
09-7040 EFFLER, JAMES C. V. IOWA
09-7085 KNIGHT, FREDRICK L. V. BELLEQUE, SUPT., OR
09-7170 CARMONA, NELSON V. ASTRUE, COMM'R, SOCIAL SEC.
09-7223 SUMNER, MARVIN V. DAVIS, WARDEN
09-7243 ELMORE, PHILLIP L. V. OHIO
09-7281 ANTON, ROBERT V. McNEIL, SEC., FL DOC, ET AL.
09-7339 BOSSE, DONALD V. NAPOLITANO, SEC. OF HOMELAND
09-7386 HABERMAN, LISA V. CENTURY 21, ET AL.
09-7425 McGRIGGS, JONATHAN V. MISSISSIPPI
09-7462 FIORE, DAVID W. V. LINDSAY, WARDEN
09-7467 CHARLES, RONALD E. V. UNITED STATES
09-7480 REED, SEAN V. UNITED STATES
09-7494 HUTCHINS, JAMES D. V. UNITED STATES
09-7500 SOLANO-MORETA, JORGE J. V. RIOS, WARDEN
09-7502 SMITH, ANTOINE N. V. UNITED STATES
09-7509 BURGESS, DAVID V. UNITED STATES
09-7514 McKNIGHT, LeSHANE A. V. UNITED STATES
09-7515 RELIFORD, ANTWAEN D. V. UNITED STATES
09-7518 THOMAS, RONNIE A. V. UNITED STATES
09-7521 BECERRA-FUENTES, FRANCISCO V. UNITED STATES

09-7522 SMITH, WALTER C. V. UNITED STATES
09-7529 JENNINGS, SHERWIN V. UNITED STATES
09-7530 LYNCH, MICHAEL D. V. UNITED STATES
09-7531 MILLER, NILES V. UNITED STATES
09-7532 MURPHY, SAMUEL D. V. UNITED STATES
09-7533 ROSALES, RAYMUNDO V. UNITED STATES
09-7536 BROWN, ROY L. V. UNITED STATES
09-7541 GOODSON, TONY E. V. UNITED STATES
09-7543 HERNANDEZ-CURIEL, ALEJANDRO V. UNITED STATES
09-7544 HULL, WILLIE J. V. UNITED STATES
09-7545) OGEDENGBE, RAFAT S. V. UNITED STATES
09-7546) OGEDENGBE, WOLE E. V. UNITED STATES
09-7549 CARTER, JEFFERY V. UNITED STATES
09-7551 ANDREWS, RAYMOND L. V. UNITED STATES
09-7552 MAJOR, JEREMY V. UNITED STATES
09-7555 PONS-MARTINEZ, PEDRO V. UNITED STATES
09-7559 SOUTHERN, DARRYL M. V. UNITED STATES
09-7562 VALENZUELA-RUIZ, EVERARDO V. UNITED STATES
09-7572 DOVE, JAMES E. V. UNITED STATES
09-7573 DELGADO-HERNANDEZ, EHRICK F. V. UNITED STATES
09-7574 EMMANUEL, SHERVIN V. UNITED STATES
09-7578 PRITCHETT, ANTHONY V. UNITED STATES
09-7580 JAMES, DAMIAN V. UNITED STATES
09-7581 LIVINGSTONE, LEVI A. V. UNITED STATES
09-7584 PROPHET, MAXIMUS V. UNITED STATES
09-7585 MURILLO, PETER S. V. UNITED STATES
09-7588 YOUNGE, EGLAN V. UNITED STATES
09-7589 VAZQUEZ-PADILLA, HECTOR J. V. UNITED STATES

09-7590 BARROS, JOE V. UNITED STATES
09-7595 MARQUEZ-MENDOZA, SERGIO V. UNITED STATES
09-7598 RILEY, ALI V. UNITED STATES
09-7602 AMPONSAH, YAW V. UNITED STATES
09-7607 PEREZ-OLIVEROS, JUAN V. UNITED STATES
09-7608 PEREZ, LUIS V. UNITED STATES
09-7614 NOE, DAVID V. UNITED STATES
09-7615 PHILLIPS, TRAVIS A. V. UNITED STATES
09-7618 SIMS, JOHNNIE V. UNITED STATES
09-7620 VALDEZ, ERNEST L. V. UNITED STATES
09-7623 BARRON, ERIC W. V. UNITED STATES

The petitions for writs of certiorari are denied.

09-253 ADAMES, HECTOR, ET AL. V. BERETTA U.S.A. CORP.

The motion of Children's Defense Fund for leave to file a brief as *amicus curiae* is granted. The motion of Legal Community Against Violence, et al. for leave to file a brief as *amici curiae* is granted. The petition for a writ of certiorari is denied.

09-432 GLOBAL NETWORK V. NEW YORK, NY, ET AL.

09-442 ONEIDA LTD. V. PENSION BENEFIT GUARANTY CORP.

09-5221 McCOURTY, PETER V. UNITED STATES

09-5243 WARREN, GREGORY V. FISCHER, COMM'R, NY DOC, ET AL.

09-5490 MIDDLETON, TERRY V. SCHULT, WARDEN

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

09-6916 HOWARD, GREGORY T. V. SUPREME COURT OF OH, 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.

09-6938 MICHALSKI, MICHAEL S. V. LEMPKE, SUPT., FIVE POINTS

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. Justice Sotomayor took no part in the consideration or decision of this motion and this petition.

09-6943 HUMPHREY, JOHN J. V. ONONDAGA SHERIFF'S DEPT., 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. 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.

09-7123 PANNELL, DAVID V. PENFOLD, CHARLES A., ET AL.

09-7149 MILLEN, KEVIN V. NCAA, ET AL.

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.

09-7160 MILLEN, KEVIN V. COMMERCIAL APPEAL

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. 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.

09-7260 REYNOSO, IGNACIO V. ROCK, SUPT., GREAT MEADOW

09-7398 SWENDRA, ALAN V. COLORADO

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.

09-7527 WRIGHT, VICTOR V. UNITED STATES

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

09-7594 BAZEMORE, LEVON V. USDC SD GA

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.

09-7603 BETTS, WALIEK V. UNITED STATES

09-7621 HOFFENBERG, STEVEN J. V. UNITED STATES

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

HABEAS CORPUS DENIED

09-7634 IN RE STANFORD CAIN

09-7688 IN RE DONALD J. TRUAX

The petitions for writs of habeas corpus are denied.

REHEARINGS DENIED

08-10439 IJADIMINI, ADEGBENGA T. V. THALER, DIR., TX DCJ
08-10552 JONES, DONALD V. GOOGLE, INC., ET AL.
08-10588 KOR, JAMES S. V. FELKER, WARDEN
08-10629 BROWN, LEE R. V. THALER, DIR., TX DCJ
08-10739 BRADLEY, MONDRIC V. MISSISSIPPI
08-10752 LOPEZ, CARLOS S. V. UNITED STATES
08-10759 IN RE JAMES R. MANSHIP
08-10780 DITTRICH, JOHN J. V. McNEIL, SEC., FL DOC, ET AL.
08-10839 RANDLE, JOE R. V. WOODS, D.
08-10922 LYNCH, MARILYN F. V. HERTZIG, JOHN, ET AL.
08-11033 JOHNSON, RICHARD L. V. FLORIDA
08-11070 IN RE PIERRE-RICHARD AUGUSTIN
08-11112 MITCHELL, BLONDELL F. V. KDJM-FM, ET AL.
08-11141 THOMAS, YVONNE V. ST. LOUIS BD. OF POLICE, ET AL.
09-112 RIVERA, ANGEL R. V. DEPT. OF EDUCATION, ET AL.
09-121 HOY, GENE V. MENTOR TOWNSHIP, MI
09-318 MORRIS, TERRANCE, ET AL. V. LANPHER, JARRETT, ET AL.
09-5039 DILLARD, ROBERT V. BAZZLE, WARDEN
09-5061 HAKIM, SAID A. V. THOMAS, SUPT., LUMBERTON
09-5064 TORIOLA, ROSEMARY V. APP. DIV., SUPREME COURT OF NY
09-5180 FLOYD, FRANKLIN D. V. UNITED STATES
09-5229 HAILEY, BOBBY R. V. THALER, DIR., TX DCJ
09-5353 DEL CASTELLO, EVE V. SUPERIOR COURT OF CA
09-5405 VELAZQUEZ, ROBERTO V. LAPE, SUPT., COXSACKIE, ET AL.
09-5443 TUCKER, CAROL V. CHIPLA COLLEGE
09-5507 MEIZLIK, ROBERT J. V. FLORIDA
09-5520 TROBEE, ADAM V. UNITED STATES

09-5549 JOHNSON, COREY E. V. KELLY, WARDEN
09-5620 JONES, WALLACE C. V. FLORIDA
09-5787 FORD, TONY L. V. UNITED STATES
09-5835 DEAN, GARY S. V. BLAISDELL, WARDEN
09-5907 IN RE MALACHI YORK
09-5926 REED, STEVEN L. V. CIRTIN, BRENDA
09-6104 ANDERSON, DEXTER V. UNITED STATES
09-6129 GREENWOOD, JEFFREY V. UNITED STATES
09-6181 BALKO, KEVIN R. V. McNEIL, SEC., FL DOC, ET AL.
09-6258 GRAHAM, CHARLES C. V. MISSOURI
09-6434 IN RE TOMMIE H. TELFAIR
09-6435 IN RE TOMMIE H. TELFAIR
09-6468 TELFAIR, TOMMIE H. V. TANDY, KAREN P., ET AL.
09-6524 WHITE, VINCENT C. V. GATES, SEC. OF DEFENSE
09-6529 IN RE AKUBE W. NDOROMO
09-6581 CORRAL, DAVID A. V. UNITED STATES

The petitions for rehearing are denied.

09-5183 HOWARD, KEVIN V. UNITED STATES
09-5322 MASON, CAROLINE V. GUZDEK, JEFFREY, ET AL.
09-6077 SAQIB, SHAHAB V. FBI, ET AL.

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