

OCTOBER TERM, 1980

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## STATISTICS AS OF JULY 2, 1981

	Original	Paid Cases	In Forma Pauperis Cases	Total
Number of cases on docket.....	24	2,749	2,371	5,144
Cases disposed of.....	7	2,227	2,021	4,255
Remaining on docket.....	17	522	350	889

## Cases docketed during term:

Paid cases.....	2,222
<i>In forma pauperis</i> cases.....	1,950
Original cases.....	2
Total.....	4,174

Cases remaining from last term.....	970
Total cases on docket.....	5,144
Cases disposed of.....	4,225
Number remaining on docket.....	889

## Petitions for certiorari granted:

In paid cases.....	12
In <i>in forma pauperis</i> cases.....	14

## Appeals granted:

In paid cases.....	39
In <i>in forma pauperis</i> cases.....	3

Total cases granted plenary review.....	*184
Cases argued during term.....	154
Number disposed of by full opinions.....	144
Number disposed of by <i>per curiam</i> opinions.....	8
Number set for reargument next term.....	2
Cases available for argument at beginning of term.....	78
Disposed of summarily after review was granted.....	8
Original cases set for argument.....	1
Cases reviewed and decided without oral argument.....	**123
Total cases available for argument at start of next term.....	102

Number of written opinions of the Court.....	123
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## Number of lawyers admitted to practice as of October 4, 1981:

On written motion.....	4,058
On oral motion.....	1,055
Total.....	5,113

\*No. 78-1549 removed from argument calendar.

\*\*Includes No. 78-1851.

## GENERAL:

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## Judgments—Continued

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77 Orig.—Report of Special Master filed, briefing schedule set-----	607
78 Orig.—Report of Special Master filed, decree entered---	711
80 Orig.—Amended answer to bill of complaint referred to Special Master-----	236
83 Orig.—Report of Special Master filed, reports of Special Master set for argument; leave granted Colum- bia Gas Transmission Corp. to file exceptions and replies, exceptions set for argument; argued; opinion announced in which pending motions were acted upon; motion for compensation of Special Master granted, decree and injunction entered.-----	10, 283, 372, 666, 711
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## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, Mr. Justice Blackmun, Mr. Justice Powell, Mr. Justice Rehnquist, and Mr. Justice Stevens.

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The Chief Justice said:

"I have the honor to announce on behalf of the Court that the October 1980 Term of the Supreme Court of the United States is now convened."

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The Chief Justice said:

"Today's orders of the Court have been certified by the Chief Justice, filed with the Clerk, and will not be announced orally."

## APPEALS—SUMMARY DISPOSITION

**No. 79-1483.** Supermarkets General Corporation, etc., appellant, *v.* Maryland. Appeal from the Court of Appeals of Maryland. The appeal is dismissed for want of a substantial federal question.

**No. 79-1594.** Patricia Jeanette Bowen, appellant, *v.* H. L. Bowen. Appeal from the Court of Civil Appeals of Texas, Eleventh Supreme Judicial District. The appeal is dismissed for want of a substantial federal question.

**No. 79-1703.** Alden J. Fulkerson, appellant, *v.* State Bar of California. Appeal from the Supreme Court of California. The appeal is dismissed for want of a substantial federal question.

**No. 79-1772.** Josephine Calderone, appellant, *v.* S. Thomas Ferrigno, etc., et al. Appeal from the Appellate Division, Supreme Court of New York, Second Judicial Dept. The appeal is dismissed for want of a substantial federal question.

**No. 79-1776.** Raymond B. Harding, appellant, *v.* James P. Melton, Commissioner of New York State Department of Motor Vehicles, et al. Appeal from the Court of Appeals of New York. The appeal is dismissed for want of a substantial federal question.

**No. 79-1819.** United Illuminating Company, et al., appellants, *v.* City of New Haven, et al. Appeal from the Supreme Court of Connecticut. The appeal is dismissed for want of a substantial federal question.

No. 79-1880. Lake Lawrence, Inc., appellant, *v.* Thurston County, et al. Appeal from the Supreme Court of Washington. The appeal is dismissed for want of a substantial federal question.

No. 79-1989. Citizens Party, et al., appellants, *v.* A. James Manchin, Secretary of State, State of West Virginia. Appeal from the Supreme Court of Appeals of West Virginia. The appeal is dismissed for want of a substantial federal question.

No. 79-2028. Aldens, Inc., appellant, *v.* James H. Tully, Jr., et al. Appeal from the Court of Appeals of New York. The appeal is dismissed for want of a substantial federal question.

No. 79-2066. William John Beer, et al., appellants, *v.* Richard H. Austin, Secretary of State of Michigan, et al. Appeal from the Supreme Court of Michigan. The appeal is dismissed for want of a substantial federal question.

No. 79-6281. In re Adoption of E. M. A., Georgia Dixon, appellant. Appeal from the Supreme Court of Pennsylvania, Western District. The appeal is dismissed for want of a substantial federal question.

No. 79-6825. Will Carter, Jr., appellant, *v.* Illinois. Appeal from the Appellate Court of Illinois, Third District. The appeal is dismissed for want of a substantial federal question.

No. 80-21. Heart Ministries, Inc., et al., appellants, *v.* Kansas, ex rel. Joseph P. O'Sullivan, County Attorney, Reno County, Kansas. Appeal from the Supreme Court of Kansas. The appeal is dismissed for want of a substantial federal question.

No. 80-32. Clifford J. Hynning, appellant, *v.* DuFief Mortgage, Inc., et al. Appeal from the Circuit Court of Arlington County, Virginia. The appeal is dismissed for want of a substantial federal question.

No. 80-51. Charles A. Bridges, appellant, *v.* Virginia Department of Mental Health and Mental Retardation. Appeal from the Supreme Court of Virginia. The appeal is dismissed for want of a substantial federal question.

No. 80-61. Claudé Dewayne Fultz, appellant, *v.* Kentucky. Appeal from the Court of Appeals of Kentucky. The appeal is dismissed for want of a substantial federal question.

No. 80-90. National Wood Preservers, Inc., appellant, *v.* Pennsylvania, Department of Environmental Resources, et al.; and

No. 80-98. Clifford Rogers, et ux., appellants, *v.* Pennsylvania Department of Environmental Resources, et al. Appeals from the Supreme Court of Pennsylvania, Eastern District. The appeals are dismissed for want of a substantial federal question.

No. **80-144**. United Federation of Teachers Welfare Fund, appellant, *v.* State Human Rights Appeal Board, et al. Appeal from the Appellate Division, Supreme Court of New York, First Judicial Department. The appeal is dismissed for want of a substantial federal question.

No. **80-5065**. George Jerokovitch, Jr., appellant, *v.* Catherine Ricciuti and Margaret Roncadori. Appeal from the Supreme Court of Pennsylvania, Western District. The appeal is dismissed for want of a substantial federal question.

No. **80-5093**. Antoine J. Payne, appellant, *v.* Texas. Appeal from the Court of Criminal Appeals of Texas. The appeal is dismissed for want of a substantial federal question.

No. **79-1530**. Jacquelyn Renee Town, appellant, *v.* Janet Reno, etc., et al. Appeal from the Supreme Court of Florida. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. **79-1889**. Victorio C. Rivera, appellant, *v.* Oregon State Employees Association, et al. Appeal from the United States District Court for District of Oregon. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. **79-1969**. Ackerley Communications, Inc., et al., appellants, *v.* City of Seattle and Alfred Petty; and

No. **79-1972**. Diamond Parking, Inc., appellant, *v.* City of Seattle. Appeals from the Supreme Court of Washington. The appeals are dismissed for want of jurisdiction. Treating the papers whereon the appeals were taken as petitions for writs of certiorari, certiorari is denied.

No. **79-2026**. John Salorio, et al., appellants, *v.* Sidney Glaser, etc. Appeal from the Supreme Court of New Jersey. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. **79-6626**. James A. Williams, appellant, *v.* Mississippi. Appeal from the United States Court of Appeals for the Fifth Circuit. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. **79-6634**. Millicent Linden, appellant, *v.* St. Martin's Press and Sidi Hessel. Appeal from the United States Court of Appeals for the Second Circuit. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. 79-6646. Lyle H. Prenzler, appellant, *v.* Homer Reed. Appeal from the Court of Appeal of California, Fourth Appellate District. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. 79-6652. Marcelo Rodriguez, appellant, *v.* United States Army, Commander, etc., et al. Appeal from the United States Court of Appeals for the Second Circuit. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. 79-6672. Kerry Dale Casey, appellant, *v.* Allen Ault, Executive Director, Colorado Department of Corrections. Appeal from the United States Court of Appeals for the Tenth Circuit. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. 79-6678. William L. Donnelly, appellant, *v.* Middlesex Superior Court, et al. Appeal from the Supreme Judicial Court of Massachusetts. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. 79-6820. John E. Brackett, appellant, *v.* W. J. Estelle, Jr., Director, Texas Department of Corrections. Appeal from the United States Court of Appeals for the Fifth Circuit. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. 79-6847. Daryl George Harshfield, appellant, *v.* James G. Ricketts, Executive Director, Colorado Department of Corrections, et al. Appeal from the United States Court of Appeals for the Tenth Circuit. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition of writ of certiorari, certiorari is denied.

No. 79-6866. Gerald Masone, appellant, *v.* Phylis Masone. Appeal from the Court of Appeals of New York. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a ~~petition~~ <sup>petition</sup> for writ of certiorari, certiorari is denied.

No. 79-6898. John L. Grady and Fatima Grady, appellants, *v.* Roderick A. McLean. Appeal from the Appellate Division, Supreme Court of New York, Fourth Judicial Dept. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. 80-80. Prince George's Properties, Inc., appellant, *v.* Prince George's County, Maryland, et al. Appeal from the Court of Special Appeals of Maryland. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. 80-138. Dean Vanderlinden, Executor of the Estate of W. F. Vanderlinden, deceased, appellant, *v.* Richard Vanderlinden, et al. Appeal from the Court of Appeals of Iowa. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. 80-5018. Marie Bressler, appellant, *v.* First Appellate Court of California, District One, et al. Appeal from the United States Court of Appeals for the Ninth Circuit. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. 80-5079. John M. Reed, appellant, *v.* Herbert M. Schwab, et al. Appeal from the Supreme Court of Oregon. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. 79-1720. Roxanne Dove, et al., appellants, *v.* Indiana. Appeal from the Supreme Court of Indiana. The appeal is dismissed for want of a substantial federal question. Mr. Justice Brennan and Mr. Justice Marshall would note probable jurisdiction and set the case for oral argument.

No. 79-1722. John W. Pitsenberger, appellant, *v.* Mary W. Pitsenberger. Appeal from the Court of Appeals of Maryland. Motion of appellee for leave to proceed *in forma pauperis* is granted. The appeal is dismissed for want of a substantial federal question.

No. 79-1846. New Hampshire, et al., appellants, *v.* Ray Marshall, Secretary of Labor of the United States, et al. Appeal from the United States Court of Appeals for the First Circuit. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied. Mr. Justice Powell would note probable jurisdiction and set the case for oral argument.

No. 79-1865. Bernard Ostrager, appellant, *v.* State Board of Control, et al. Appeal from the Court of Appeal of California, First Appellate District. The appeal is dismissed for want of a substantial federal question. Mr. Justice Stevens would note probable jurisdiction and set the case for oral argument.

No. 79-1938. Anthony Mitchell, etc., et al., appellants, *v.* D----- R-----, etc. Appeal from the United States Court of Appeals for the Tenth Circuit. Motion of appellee for leave to proceed *in forma pauperis* is granted. Judgment vacated and case remanded to the United States Court of Appeals for the Tenth Circuit for further consideration in light of *Harris v. McRae*, 448 U.S. —(1980) and *Williams v. Zbaraz*, 448 U.S.—(1980). Mr. Justice Blackmun, with whom Mr. Justice Brennan and Mr. Justice Marshall join, would affirm the judgment of the United State Court of Appeals for the Tenth Circuit. He therefore dissents and does so for the reasons set forth in the respective dissenting opinions filed by him and Mr. Justice Brennan in *Harris v. McRae* and its companion cases, 448 U.S.—, —, and—(1980).

No. 79-1939. Rudolph C. Vara, et al., appellants, *v.* City of Houston, et al. Appeal from the Court of Civil Appeals of Texas, Fourteenth Supreme Judicial District. The appeal is dismissed for want of a properly presented federal question.

No. 79-2041. Eugene F. Clayton, appellant, *v.* Central School District No. 1 of the Towns of Conklin, et al. Appeal from the Court of Appeals of New York. The appeal is dismissed for want of a properly presented federal question.

No. 79-6519. Nahum Zackai, appellant, *v.* Board of Governors of State Colleges and Universities for Chicago State University. Appeal from the Supreme Court of Illinois. The appeal is dismissed for want of a properly presented federal question.

No. 79-2033. Carol C. Woodward, Administrator of the Estate of Charles C. Woodward, et al., appellants *v.* Burnham City Hospital, et al. Appeal from the Supreme Court of Illinois. The appeal is dismissed for want of a substantial federal question. Mr. Justice Blackmun would note probable jurisdiction and set the case for oral argument.

No. 79-6630. Alice C. Roche, appellant, *v.* Big Moose Oil Field Truck Service, et al. Appeal from the Supreme Court of Louisiana. The appeal is dismissed for want of a substantial federal question. Mr. Justice Blackmun would note probable jurisdiction and set the case for oral argument.

No. 79-2044. National Coalition for Public Education and Religious Liberty, et al., appellants, *v.* Shirley M. Hufstedler, Secretary of the United States Department of Education, et al. Appeal from the United States District Court for the Southern District of New York. The appeal is dismissed for want of jurisdiction. Mr. Justice Stewart took no part in the consideration or decision of this case.

No. 79-6719. William E. Conrad, appellant, *v.* John Garrett Penn, et al. Appeal from the United States District Court for the District of Columbia. The appeal is dismissed for want of jurisdiction.

No. 80-14. Fayetteville Street Christian School, et al., appellants, *v.* North Carolina, et al. Appeal from the Supreme Court of North Carolina. The appeal is dismissed for want of jurisdiction.

No. 80-77. Josephine Lopez, Individually and as Guardian of Joseph Lopez, appellant, *v.* City of Dayton, Ohio and Gerald J. Lucas. Appeal from the Court of Appeals of Ohio, Montgomery County. The appeal is dismissed for want of jurisdiction.

No. 80-125. Morton F. Meads and George W. Dunseth, appellants, *v.* Jimmy Carter, et al. Appeal from the United States District Court for the District of Columbia. The appeal is dismissed for want of jurisdiction.

#### CERTIORARI—SUMMARY DISPOSITION

No. 79-1557. Massachusetts, petitioner, *v.* John Kevin Hurley. On petition for writ of certiorari to the Supreme Judicial Court of Massachusetts. The motion of the respondent for leave to proceed *in forma pauperis* is granted. The petition for a writ of certiorari is granted. Judgment vacated and case remanded to the Supreme Judicial Court of Massachusetts for further consideration in light of *Cuyler v. Sullivan*, 446 U.S. — (1980).

No. 79-1602. Missouri, petitioner, *v.* Dennis Lee Morgan. On petition for writ of certiorari to the Supreme Court of Missouri. The motion of respondent for leave to proceed *in forma pauperis* is granted. The petition for a writ of certiorari is granted. Judgment vacated and case remanded to the Supreme Court of Missouri for further consideration in light of *Whalen v. United States*, 445 U.S. 684 (1980).

No. 79-1751. New York, petitioner, *v.* Thomas Conyers. On petition for writ of certiorari to the Court of Appeals of New York. The motion of respondent for leave to proceed *in forma pauperis* is granted. The petition for a writ of certiorari is granted. Judgment vacated and case remanded to the Court of Appeals of New York for further consideration in light of *Jenkins v. Anderson*, 447 U.S. — (1980).

No. 79-1789. Cotton Warehouse Association, et al., petitioners, *v.* Ray Marshall, Secretary of Labor, et al. On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit. The petition for a writ of certiorari is granted. Judgment vacated and case remanded to the United States Court of Appeals for the District of Columbia Circuit for further consideration in light of *Industrial Union Department, AFL-CIO v. American Petroleum Institute*, 448 U.S. — (1980).

No. 79-1796. David R. Freeman, etc., et al., petitioners, *v.* Reproductive Health Services and Robert R. Duemler. On petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit. The petition for a writ of certiorari is granted. Judgment vacated and case remanded to the United States Court of Appeals for the Eighth Circuit for further consideration in light of *Harris v. McRae*, 448 U.S. — (1980); *Williams v. Zbaraz*, 448 U.S. — (1980) and *Maher v. Gagne*, 448 U.S. — (1980). Mr. Justice Blackmun, with whom Mr. Justice Brennan and Mr. Justice Marshall join, dissents and does so for the reasons set forth in the respective dissenting opinions filed by him and Mr. Justice Brennan in *Harris v. McRae* and its companion cases, 448 U.S. —, —, and — (1980).

No. 79-1996. District Attorney for the County of Sacramento, petitioner, *v.* Sacramento County Civil Service Commission, et al. On petition for writ of certiorari to the Supreme Court of California. The petition for writ of certiorari is dismissed as moot.

No. 79-2003. California, petitioner, *v.* Ronald Eugene Lanphear. On petition for writ of certiorari to the Supreme Court of California. The motion of respondent for leave to proceed *in forma pauperis* is granted. The petition for a writ of certiorari is granted. Judgment vacated and case remanded to the Supreme Court of California for further consideration in light of *Adams v. Texas*, 448 U.S. — (1980).

No. 79-2004. Gayle M. Franzen and George B. Kramer, petitioners, *v.* Melvin Lee Smith. On petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit. The motion of respondent for leave to proceed *in forma pauperis* is granted. The petition for a writ of certiorari is granted. Judgment vacated and case remanded to the United States Court of Appeals for the Seventh Circuit for further consideration in light of *Jenkins v. Anderson*, 447 U.S. — (1980).

No. 79-6514. Sawyer Lewis, petitioner, *v.* Louisiana State Penitentiary. On petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and the petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit granted. Judgment vacated and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *Cuyler v. Sullivan*, 446 U.S. — (1980).

No. 79-6770. Sylvester Gavin, petitioner, *v.* Charles E. Anderson, Warden. On petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and the petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit granted.

Judgment vacated and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of the position presently asserted by the Attorney General of Michigan in his memorandum filed September 2, 1980. Mr. Justice Rehnquist dissents.

**No. 80-5006.** Huey Edward Coon, petitioner, *v.* Alabama. On petition for writ of certiorari to the Supreme Court of Alabama. Motion of petitioner for leave to proceed *in forma pauperis* and the petition for writ of certiorari to the Supreme Court of Alabama granted. Judgment vacated and case remanded to the Supreme Court of Alabama for further consideration in light of *Beck v. Alabama*, 447 U.S. — (1980).

**No. 80-5122.** Curtis Brownell, petitioner, *v.* Illinois. On petition for writ of certiorari to the Supreme Court of Illinois. The petition for a writ of certiorari is dismissed for want of jurisdiction.

#### ORDERS IN PENDING CASES

**No. A-1020.** William Giovinazzi, applicant, *v.* New Jersey. The application for stay addressed to the Chief Justice and referred to the Court is denied.

**No. A-1177.** Joel Jaffer, applicant, *v.* City of Miami, et al. The application for stay addressed to Mr. Justice White and referred to the Court is denied.

**No. A-161.** Wallace Von Medlin, aka Jerry Von Medlin, Cinema Soquel, Inc., et al., applicants, *v.* Superior Court of California for the County of Santa Cruz (County of Santa Cruz, Real Party in Interest). The application for stay addressed to Mr. Justice Powell and referred to the Court is denied.

**No. A-232.** Charles Mobley and Betty Mobley, applicants, *v.* Florida Department of Health & Rehabilitative Service. The application for stay of adoption addressed to Mr. Justice Marshall and referred to the Court is denied.

**No. A-238.** Rapides Parish School Board, et al., applicants, *v.* Virgie Lee Valley, et al. The application for stay addressed to the Chief Justice and referred to the Court is denied.

**No. 1 Original.** The State of Wisconsin, et al., complainants, *v.* The State of Illinois and the Metropolitan Sanitary District of Greater Chicago, et al.;

**No. 2 Original.** The State of Michigan, complainant, *v.* The State of Illinois and Metropolitan Sanitary District of Greater Chicago, et al.; and

**No. 3 Original.** State of New York, complainant, *v.* State of Illinois and Metropolitan Sanitary District of Greater Chicago, et al. The Report of the Special Master is received and ordered filed. Exceptions, if any, to the Report may be filed within fourteen days. Replies, if any, to the exceptions may be filed within seven days. The Report of the Special Master with respect to costs is received and ordered filed. Mr. Justice Marshall took no part in the consideration or decision of these orders.

**No. 5 Original.** United States of America, plaintiff, *v.* State of California. The Solicitor General is requested to file a response to the petition for rehearing within thirty days. Mr. Justice Marshall took no part in the consideration or decision of this order.

**No. 83 Original.** State of Maryland, et al., plaintiffs, *v.* State of Louisiana. The Report of the Special Master on Motions of the Plaintiffs for Judgment on the Pleadings and of the Defendant for Dismissal of the Complaint is received and ordered filed. The Report of the Special Master filed May 14, 1980 and the Report of the Special Master filed October 6, 1980 are set for oral argument in due course.

**No. 78-1841.** Julius T. Cuyler, Superintendent, State Correctional Institution, et al., petitioners, *v.* John Adams. Motion of respondent for leave to proceed further herein *in forma pauperis* granted.

**No. 79-395.** United States, petitioner, *v.* Hazel Morrison. Motion of respondent for appointment of counsel granted and it is ordered that Salvatore J. Cucinotta, Esquire, of Philadelphia, Pennsylvania is appointed to serve as counsel for respondent in this case.

**No. 79-408.** City of Milwaukee, et al., petitioners, *v.* Illinois and Michigan. Motion of Solicitor General to permit Andrew J. Levander, Esquire, to present oral argument, *pro hac vice*, granted.

**No. 79-770.** Environmental Protection Agency, petitioner, *v.* National Crushed Stone Association, et al. Motion of Solicitor General to permit Andrew J. Levander, Esquire, to present oral argument, *pro hac vice*, granted.

**No. 79-900.** Federal Trade Commission, et al., petitioners, *v.* Standard Oil Company of California. Motion of Washington Legal Foundation for leave to file a brief, as *amicus curiae*, granted.

**No. 79-983.** United States, appellant, *v.* Hubert L. Will, et al.; and

**No. 79-1689.** United States, appellant, *v.* Hubert L. Will, et al. Motion of appellees for divided argument granted.

**No. 79-1260.** Noel Chandler and Robert Granger, appellants, *v.* Florida. Motion of CBS, Inc. for leave to file a brief, as *amicus curiae*, granted. Motion of Post-Newsweek Stations, Florida, Inc. for leave to participate in oral argument, as *amicus curiae*, is denied.

No. 79-1266. Charles W. Steadman, petitioner, *v.* Securities and Exchange Commission. Motion of Securities Industry Association for leave to participate in oral argument, as *amicus curiae*, denied. Motion of National Committee of Discount Security Brokers for leave to participate in oral argument, as *amicus curiae*, denied.

No. 79-1336. Chicago and North Western Transportation Company, petitioner, *v.* Kalo Brick & Tile Company. Motion of Solicitor General for additional time for oral argument, as *amicus curiae*, granted and five additional minutes are allotted for that purpose. The respondent is also allotted an additional five minutes for oral argument.

No. 79-1356. Kathy Sue Johnson, et al., petitioners, *v.* Board of Education of the City of Chicago, et al. Motion of Pacific Legal Foundation for leave to file a brief, as *amicus curiae*, granted. Motion of Solicitor General for leave to participate in oral argument, as *amicus curiae*, granted and fifteen additional minutes are allotted for that purpose. The respondents are also allotted fifteen additional minutes for oral argument.

No. 79-1404. Pennhurst State School and Hospital, et al., petitioners, *v.* Terri Lee Halderman, et al.;

No. 79-1408. Mayor of City of Philadelphia, et al., petitioners, *v.* Terri Lee Halderman, et al.;

No. 79-1414. Pennsylvania Association for Retarded Citizens, et al., petitioners, *v.* Pennhurst State School and Hospital, et al.;

No. 79-1415. Commissioners and Mental Health/Mental Retardation Administrators for Bucks County, et al., petitioners, *v.* Terri Lee Halderman, et al.;

No. 79-1489. Pennhurst Parents-Staff Association, petitioner, *v.* Terri Lee Halderman, et al. Motion of petitioners to dispense with printing the appendix is denied.

No. 79-1515. United States, petitioner, *v.* Elwood Swank, et al. Motions of respondents for additional time for oral argument and for divided argument are denied.

No. 79-1601. George Sumner, Warden, petitioner, *v.* Robert Mata. Motion of petitioner to dispense with printing the appendix is denied. Motion of respondent for appointment of counsel granted and it is ordered that Ezra Hendon, Esquire, of San Francisco, California is appointed to serve as counsel for respondent in this case.

No. 79-1841. Granddad Bread, Inc., petitioner, *v.* Continental Baking Company. The Solicitor General is invited to file a brief in this case expressing the views of the United States.

No. 79-1856. The Eaton Corporation, petitioner, *v.* Olga J. Fox. The Solicitor General is invited to file a brief in this case expressing the views of the United States.

No. 79-1922. Central of Georgia Railroad Company, petitioner, *v.* James E. Hendley. The Solicitor General is invited to file a brief in this case expressing the views of the United States.

No. 79-1953. David R. Freeman, Director, Missouri Department of Social Services, et al., petitioners, *v.* Lou Emma Chambly, et al. The Solicitor General is invited to file a brief in this case expressing the views of the United States.

No. 79-2059. American Electric Power Company, Inc., et al., petitioners, *v.* City of Mishawaka, Indiana, et al. The Solicitor General is invited to file a brief in this case expressing the views of the United States.

No. 80-60. Elvina M. Herweg, by her husband and next friend, Darrell E. Herwig and Darrell E. Herweg, etc., petitioners, *v.* Robert A. Ray, Governor of Iowa, et al. The Solicitor General is invited to file a brief in this case expressing the views of the United States.

No. 80-146. Joel Shiffrin, et al., petitioners, *v.* Earl Bratton, et al. The Solicitor General is invited to file a brief in this case expressing the views of the United States.

No. 79-1896. Arkansas Louisiana Gas Company, petitioner, *v.* Frank J. Hall, et al. The Solicitor General is invited to file a brief in this case expressing the views of the United States. Mr. Justice Stewart took no part in the consideration or decision of this order.

No. 79-5602. Feodor Fedorenko, petitioner, *v.* United States. Motion of Anti-Defamation League of B'nai B'rith, et al., for leave to file a brief, as *amici curiae*, granted. Motion of the American Jewish Congress for leave to file a brief, as *amicus curiae*, granted.

No. 79-6436. Milton Ray, Jr., petitioner, *v.* Dewey Sowders, Superintendent, Kentucky State Reformatory. The respondent is requested to file a response to the petition for rehearing within thirty days.

#### APPEALS—JURISDICTION NOTED OR POSTPONED

No. 79-1423. Western and Southern Life Insurance Company, appellant, *v.* State Board of Equalization of California. Appeal from the Court of Appeal of California, Second Appellate District. In this case probable jurisdiction noted.

No. 79-1740. Germain H. Ball, et al., appellants, *v.* Roland W. James, et al. Appeal from the United States Court of Appeals for the Ninth Circuit. In this case probable jurisdiction noted.

No. **80-231**. Cecil D. Andrus, Secretary of the Interior, et al., appellants, *v.* Indiana, et al. Appeal from the United States District Court for the Southern District of Indiana. In this case probable jurisdiction noted.

No. **79-1538**. Cecil D. Andrus, Secretary of the Interior, appellant, *v.* Virginia Surface Mining and Reclamation Association, Inc., et al.; and

No. **79-1596**. Virginia Surface Mining and Reclamation Association, Inc., et al., appellants, *v.* Cecil D. Andrus, Secretary of the Interior. Appeals from the United States District Court for the Western District of Virginia. In these cases probable jurisdiction noted. The cases are consolidated and a total of one hour is allotted for oral argument.

No. **79-6779**. Walter Little, appellant, *v.* Gloria Streater. Appeal from the Appellate Session of the Superior Court of Connecticut. Motion of appellant for leave to proceed *in forma pauperis* is granted. In this case probable jurisdiction noted.

No. **79-1952**. California Medical Association, et al., appellants, *v.* Federal Election Commission, et al. Appeal from the United States Court of Appeals for the Ninth Circuit. Further consideration of the question of jurisdiction is postponed to the hearing of the case on the merits.

#### CERTIORARI GRANTED

No. **79-1252**. California, et al., petitioners, *v.* Sierra Club, et al.; and

No. **79-1502**. Kern County Water Agency, et al., petitioners, *v.* Sierra Club, et al. Petitions for writs of certiorari to the United States Court of Appeals for the Ninth Circuit are granted. The cases are consolidated and a total of one hour is allotted for oral argument.

No. **79-1429**. American Textile Manufacturers Institute, Inc., et al., petitioners, *v.* Ray Marshall, Secretary of Labor, United States Department of Labor, et al.; and

No. **79-1583**. National Cotton Council of America, petitioner, *v.* Ray Marshall, Secretary of Labor, United States Department of Labor, et al. Petitions for writs of certiorari to the United States Court of Appeals for the District of Columbia Circuit. The petition for a writ of certiorari in No. 79-1429 is granted. Limited to questions 1, 2 and 4 presented by the petition. The petition for writ of certiorari in No. 79-1583 is granted. The cases are consolidated and a total of one hour is allotted for oral argument.

No. **79-1890**. Cecil D. Andrus, Secretary of Interior, et al., petitioners, *v.* Alaska, et al.; and

No. 79-1904. Kenai Peninsula Borough, petitioner, *v. Alaska*, et al. Petitions for writs of certiorari to the United States Court of Appeals for the Ninth Circuit granted. The cases are consolidated and a total of one hour is allotted for oral argument.

No. 79-1977. Frederico Rodriguez, Luis Perez, and Srecko Barulec, petitioners, *v. Compass Shipping Co., Ltd.*, et al., Luis Perez, petitioner *v. Arya National Shipping Line, Ltd.*, Srecko Barulec, petitioner, *v. Ove Skou, R.A.* Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit granted, limited to questions 1, 2 and 3 presented by the petition.

No. 80-45. Eugene Johnson III, petitioner, *v. J.O.L. II.* Petition for writ of certiorari to the District of Columbia Court of Appeals granted. The case is set for oral argument in tandem with No. 79-5932, *Doe v. Delaware*.

No. 80-83. Edmund S. Muskie, Secretary of State of the United States, petitioner, *v. Philip Agee.* Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit granted. The motion of respondent to vacate the stay heretofore entered by the Chief Justice is denied.

No. 79-1709. Thomas J. Albernaz and Edward Rodriguez, petitioners, *v. United States.* Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit granted.

No. 79-1907. Commissioner of Internal Revenue, petitioner, *v. Portland Cement Company of Utah.* Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit granted.

No. 79-1944. J. Truett Payne Company, Inc., petitioner, *v. Chrysler Motors Corporation.* Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit granted.

No. 79-2006. Lloyd Barrentine, et al., petitioners, *v. Arkansas-Best Freight System, Inc.*, et al. The motion of respondents to dismiss the memorandum for United States, as *amicus curiae*, is granted. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit granted.

No. 79-6423. Abby Gail Lassiter, petitioner, *v. Department of Social Services of Durham County, North Carolina.* Motion of petitioner for leave to proceed *in forma pauperis* and the petition for writ of certiorari to the Court of Appeals of North Carolina granted.

No. 79-6740. Robert Bullington, petitioner, *v. Missouri.* Motion of petitioner for leave to proceed *in forma pauperis* and the petition for writ of certiorari to the Supreme Court of Missouri granted.

No. 79-6853. Leah Lynn Parrish Webb, petitioner, *v.* James Thomas Webb. Motion of petitioner for leave to proceed *in forma pauperis* and the petition for writ of certiorari to the Supreme Court of Georgia granted.

No. 80-5060. Lonnie Joe Carter, petitioner, *v.* Kentucky. Motion of petitioner for leave to proceed *in forma pauperis* and the petition for writ of certiorari to the Supreme Court of Kentucky granted.

No. 79-6624. Humberto Rosales-Lopez, petitioner, *v.* United States. Motion of petitioner for leave to proceed *in forma pauperis* and the petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit granted, limited to Question 1 presented by the petition.

No. 79-6777. Gary Keith Steagald, petitioner, *v.* United States. Motion of petitioner for leave to proceed *in forma pauperis* and the petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit granted, limited to Question 1 presented by the petition.

No. 80-11. J. Gregory Merrion and Robert L. Bayless, etc., et al., petitioners. *v.* Jicarilla Apache Tribe, et al.; and

No. 80-15. Amoco Production Company and Marathon Oil Company, petitioners, *v.* Jicarilla Apache Tribe, et al. Petitions for writs of certiorari to the United States Court of Appeals for the Tenth Circuit granted. The cases are consolidated and a total of one hour is allotted for oral argument. Mr. Justice Stewart took no part in the consideration or decision of these petitions.

#### CERTIORARI DENIED

No. 79-1362. American Fidelity Life Insurance Company, et al., petitioners, *v.* Alabama Farm Bureau Mutual Casualty Insurance Company, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-1376. Stephen Pliss, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 79-1389. Nancy Jane Reine, petitioner, *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. 79-1406. City of Los Angeles, petitioner, *v.* Greater Westchester Homeowners Association, et al. Petition for writ of certiorari to the Supreme Court of California denied.

No. 79-1410. John A. Dupart and Reginald Adams, petitioners, *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. 79-1494. Kenneth Clark, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 79-1522. R. B. Potashnick, et al., petitioners, *v.* Port City Construction Company, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-1534. August Butler, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-1544. James Glenn Moore, petitioner, *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. 79-1552. Alabama Department of Revenue, et al., petitioners, *v.* John David Fox, Jr., etc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-1560. Sammy Garrett, petitioner, *v.* Illinois. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 79-1570. Walter Monroe Smith, petitioner, *v.* Cotton Brothers Baking Co., Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-1580. Malcolm Britton Wooten, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 79-1586. James Willis Roberts, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 79-1592. Frank R. West, petitioner, *v.* Bob Bergland, Secretary of the Department of Agriculture, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 79-1595. William Harris Sharpe, petitioner, *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, First District, denied.

No. 79-1599. SCM Corporation, petitioner, *v.* Federal Trade Commission. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 79-1610. Ramona A. Drobena, et al., petitioners, *v.* National Labor Relations Board, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 79-1611. Walter Metz, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-1628. Irving David Rubin, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. 79-1635. South Dakota, petitioner, *v.* Cecil D. Andrus, Secretary of the United States Department of the Interior, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 79-1641. Bennie Carter, et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 79-1643. Margaret E. Bosco, petitioner, *v.* Eckhardt C. Beck, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 79-1646. West Gulf Maritime Association, petitioner, *v.* Federal Maritime Commission, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 79-1647. Frank Kowalik, Jr., et ux., petitioners, *v.* United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 79-1652. Alice Miller, petitioner, *v.* Moon Landrieu, Secretary of the Department of Housing and Urban Development, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 79-1653. W. L. Wearly, et al., petitioners, *v.* Federal Trade Commission, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 79-1655. Heavy Lift Services, Inc., petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-1661. Kearney-National, Inc., petitioner, *v.* Burndy Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 79-1667. Hannahville Indian Community, et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. 79-1672. John L. Lea, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 79-1673. Anthony Acavino, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 79-1675. Felix Joseph Vicknair, et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-1685. Robert Breitner and Luella Breitner, petitioners, *v.* Richard Harris, dba Richard Harris Builders. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 79-1686. Harold Guy Riley, petitioner, *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. 79-1687. Leon W. Knight, et al., petitioners, *v.* Gerald W. Heaney, Judge, United States Court of Appeals for the Eighth Circuit, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 79-1688. Peter Marcello, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 79-1691. Fahad Ahaimad Subaitani, petitioner, *v.* Maryland. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. 79-1696. Robert Arnold, et al., petitioners, *v.* Village of Elk Grove Village. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 79-1697. Rowan Drilling Company, et al., petitioners, *v.* Joseph A. Wink. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-1704. John M. Grcich, petitioner, *v.* Eva Jogoda, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 79-1705. Independent Bankers Association of America, petitioner, *v.* John G. Heimann, Comptroller of the Currency, United States Department of the Treasury. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 79-1706. John Allen Andrews, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 79-1707. Charles A. DaCosta, Jr., and Peter M. DaCosta, petitioners, *v.* James Murdock DaCosta and The Fidelity Bank. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Eastern District, denied.

No. 79-1710. Robert J. Kondrat, petitioner, *v.* Barry M. Byron. Petition for writ of certiorari to the Court of Appeals of Ohio, Lake County, denied.

No. 79-1712. Carpenters District Council of Southern Colorado, et al., petitioners, *v.* Reid Burton Construction, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 79-1717. Writers Guild of America, West, Inc., et al., petitioners, *v.* American Broadcasting Companies, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 79-1721. Carle Foundation, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 79-1724. Mary C. L. Yeh, petitioner, *v.* System Development Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 79-1725. City of Boca Raton, petitioner, *v.* Boca Villas Corporation, et al.; City of Boca Raton, petitioner, *v.* Arvida Corporation. Petition for writ of certiorari to the District Court of Appeal of Florida, Fourth District, denied.

No. 79-1726. Albert M. Lefkowitz, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 79-1727. Phoebe Wilson Dillon, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. 79-1728. Hot Springs County School District Number One, et al., petitioners, *v.* Washakie County School District Number One, et al. Petition for writ of certiorari to the Supreme Court of Wyoming denied.

No. 79-1729. Ernest Lowery McBride, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 79-1730. County of Santa Barbara, petitioner, *v.* Brian J. Collins. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. 79-1731. Gibson Sturgis, Jr., petitioner, *v.* Mississippi. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. 79-1736. George J. Darneille, et al., petitioners, *v.* Michael Caro. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 79-1737. Tim Z. Ogle, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 79-1741. Roy Tibbals Wilson, et al., petitioners, *v.* Omaha Indian Tribe, et al.;

No. 79-1744. RGP, Inc., et al., petitioners, *v.* Omaha Indian Tribe, et al.; and

No. 79-1779. Iowa, et al., petitioners, *v.* Omaha Indian Tribe, et al. Petitions for writs of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 79-1742. American Sterilizer Company, petitioner, *v.* Sybron Corporation and Castle Company; and

No. 79-1916. Sybron Corporation and Castle Company, petitioner, *v.* American Sterilizer Company. Petitions for writs of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 79-1746. John B. Kilroy, Sr., petitioner, *v.* Douglas M. Costle, Administrator, United States Environment Protection Agency, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 79-1748. General Committee of Adjustment, United Transportation Union E, etc., petitioner, *v.* Burlington Northern, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 79-1752. Janice Adams, et al., petitioners, *v.* United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 79-1753. John Conway and Robert O'Brien, petitioners, *v.* Mississippi. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. 79-1755. Jack Anthony Gullo, petitioner, *v.* Bruce E. Lambert and Miriam Anne Hirst. Petition for writ of certiorari to the Circuit Court of Arlington County, Virginia, denied.

No. 79-1756. Keenan Motors, Inc., petitioners, *v.* A.R.D. Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 79-1759. Eliason Corporation, petitioner, *v.* National Sanitation Foundation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 79-1761. Wayne Seay, petitioner, *v.* North Carolina. Petition for writ of certiorari to the Court of Appeals of North Carolina denied.

No. 79-1762. Tower Loan of Mississippi, Inc., petitioner, *v.* Bessie Lee Harris. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-1763. The Chlorine Institute, Inc., et al., petitioners, *v.* Occupational Safety and Health Administration, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-1765. Arthur Andersen & Co., petitioner, *v.* David S. Stewart, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 79-1767. Wilmington United Neighborhoods, et al., petitioners, *v.* United States Department of Health and Human Services, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 79-1768. June L. Myers, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 79-1769. Steven Charles Sanders, petitioner, *v.* Kenneth Oliver and Kansas Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 79-1770. Robert J. Swinehart, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 79-1771. Trio Process Corp., et al., petitioners, *v.* L. Goldstein's Sons, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 79-1774. Donald J. Look, petitioner, *v.* Massachusetts. Petition for writ of certiorari to the Supreme Judicial Court of Massachusetts denied.

No. 79-1775. Robert J. Kondrat, petitioner, *v.* Paul H. Mitrovich and Stephen J. Futterer. Petition for writ of certiorari to the Court of Appeals of Ohio, Lake County, denied.

No. 79-1778. Brian Flisk, Receiver, petitioner, *v.* Peoples Gas Light & Coke Company. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. 79-1781. Julio Morejon-Pacheco, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-1782. Bruce Shoemaker, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 79-1783. Alonzo Smith, petitioner, *v.* Ohio. Petition for writ of certiorari to the Court of Appeals of Ohio, Hamilton County, denied.

No. 79-1785. Northern Natural Gas Company, petitioner, *v.* Premier Resources, Ltd. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 79-1786. Earl David Shaffer, petitioner, *v.* Jay R. Bond. Petition for writ of certiorari to the Court of Appeals of Oklahoma denied.

No. 79-1788. Margaret Y. Justak, petitioner, *v.* A. A. Bochnowski, et al. Petition for writ of certiorari to the Court of Appeals of Indiana denied.

No. 79-1790. Lewis Watson, et ux., petitioners, *v.* Collex, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 79-1792. McAlester Corporation, et al., petitioners, *v.* Ray Marshall, Secretary of Labor, United States Department of Labor. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 79-1793. Susan G. Harrison, petitioner, *v.* United States and United States Air Force. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 79-1797. Donovan Wire and Iron Company, petitioner, *v.* Wheeling-Pittsburgh Steel Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 79-1799. Bernard Laufgas, petitioner, *v.* New Jersey. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. 79-1801. Libbey-Owens-Ford Company, petitioner, *v.* Sherry Eirhart, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 79-1803. James R. Green and Larry A. Cannon, petitioners, *v.* Louisiana; and

No. 79-2045. Jeff H. Dupuis, et al., petitioners, *v.* Louisiana. Petitions for writs of certiorari to the Supreme Court of Louisiana denied.

No. 79-1804. Rodolfo Garcia-Jaramillo, petitioner, *v.* Immigration and Naturalization Service. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 79-1806. Bisso Towboat Company, petitioner, *v.* Leo Bazile. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-1807. National Union Fire Insurance Company of Pittsburgh, Pennsylvania, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 79-1808. Robert Verne Bonfoey, petitioner, *v.* The Equitable Life Assurance Society of the United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-1811. John Doe, et al., petitioners, *v.* Cathy E. Irwin, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 79-1813. Howard Seavey Webb, et al., petitioners, *v.* United States; and

No. 79-6782. Gerald Richard Johns, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-1815. Leon J. Salob, petitioner, *v.* Gordon M. Ambach, Commissioner of Education of the State of New York, et al. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, Third Judicial Department, denied.

No. 79-1817. Thomas R. Nelipowitz, petitioner, *v.* Thomas K. Christo, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 79-1818. Beacon National Insurance Company, et al., petitioners, *v.* Texas State Board of Insurance, et al. Petition for writ of certiorari to the Court of Civil Appeals of Texas, Third Supreme Judicial District, denied.

No. 79-1821. John A. Kesler, petitioner, *v.* Indiana Supreme Court Disciplinary Commission. Petition for writ of certiorari to the Supreme Court of Indiana denied.

No. 79-1823. Northfield Cheese Company, petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United State Court of Appeals for the Third Circuit denied.

No. 79-1824. William John Mallow, Robert Allen Barbeau and Charles Edward McCord, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 79-1828. Anne M. Pavilonis, petitioner, *v.* Edward J. King, Governor of Massachusetts, et al.; Anne M. Pavilonis, petitioner, *v.* Secretary of Education. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 79-1831. Laurence A. Hecker, petitioner, *v.* Township of Dover. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. 79-1833. The Akron, Canton, & Youngstown Railroad Company, et al., petitioners, *v.* Interstate Commerce Commission, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 79-1836. Kenneth Leo Fowler, et ux., petitioners, *v.* General Development Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 79-1837. Donald E. Robinson, Jr., petitioner, *v.* Grievance Committee of the Seventh Judicial District. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, Fourth Judicial Dept., denied.

No. 79-1839. Frederick John Fazio and Joseph Henry Cusanelli, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-1842. D. J. McDuffie, Inc., et al., petitioners, *v.* Old Reliable Fire Insurance Company, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-1843. James Mason, Individually and as President of Sommers Construction Company, Inc., et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. 79-1844. Department of Natural Resources of the State of Washington, petitioner, *v.* Thurston County, et al. Petition for writ of certiorari to the Supreme Court of Washington denied.

No. 79-1845. Pietro Castagna, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 79-1847. Paul A. Mason, petitioner, *v.* Janet Bell McDowell. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 79-1848. Retail Store Employees Union, Local No. 919, et al., petitioners, *v.* United Food and Commercial Workers International Union, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 79-1849. Ringling Bros.-Barnum & Bailey Combined Shows, Inc., et al., petitioners, *v.* New York State Tax Commission, et al. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, First Judicial Department, denied.

No. 79-1850. Kelly Marten and Kathy Marten, petitioners, *v.* Fred S. Thies, Director of San Bernardino County Department of Public Social Services. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, denied.

No. 79-1851. Jacqueline Barndt, petitioner, *v.* Wissahickon School District, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 79-1854. Carl R. Lange, et al., petitioners, *v.* The Nature Conservancy, Inc., et al. Petition for writ of certiorari to the Court of Appeals of Washington, Division 1, denied.

No. 79-1855. Eastalco Aluminum Company, petitioner, *v.* Public Service Commission of Maryland, et al. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. 79-1858. Osban Caston, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-1859. Greyhound Corporation and Greyhound Lines, Inc., petitioners, *v.* Mt. Hood Stages, Inc., etc. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 79-1860. Clarence H. Goings, petitioner, *v.* New Jersey. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. 79-1861. Robert W. Epp and Ray B. Foster, petitioners, *v.* New Jersey. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. 79-1864. Tino Fiumara, Michael Copolla, Jerry Copolla and Larry Ricci, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 79-1866. George J. Skalicky, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-1867. Lewis E. Jones, petitioner, *v.* Clifford L. Alexander, Jr., Secretary of the Army. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-1868. James Dell Potter, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 79-1869. S & M Materials Company, petitioner, *v.* Southern Stone Company, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-1871. Anita P. Castillo, petitioner, *v.* Immigration and Naturalization Service. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 79-1872. Charles William Hood, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 79-1873. Richard Lewis Herthel, petitioner, *v.* United States;

No. 79-6673. James Douglas Holt, Jr., petitioner, *v.* United States;

No. 79-6674. Charles David Johnson, petitioner, *v.* United States;  
and

No. 79-6688. William James Ahlbrand, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 79-1875. Energy Consumers and Producers Association, Inc., petitioner, *v.* Department of Energy. Petition for writ of certiorari to the Temporary Emergency Court of Appeals of the United States denied.

No. 79-1876. David R. Blake, et ux., petitioners, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 79-1877. Union Oil Company of California, petitioner, *v.* Harold N. Evanson, et al. Petition for writ of certiorari to the Temporary Emergency Court of Appeals of the United States denied.

No. 79-1879. The Bohack Corporation, petitioner, *v.* Iowa Beef Processors, Inc., and Hughes A. Bagley. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 79-1882. George Boylan, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 79-1884. Wisconsin, et al., petitioners, *v.* Melvin Reese, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-1885. David Law and James Yarbrough, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 79-1888. Orion Research Incorporated, petitioner, *v.* Environmental Protection Agency. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 79-1893. Freedom Institute of America, et al., petitioners, *v.* New Jersey. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. 79-1894. Joyce Pagnello, petitioner, *v.* New Jersey. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. 79-1897. G. G. S., Inc., petitioner, *v.* Linolex Systems, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 79-1898. Robert J. L'Hoste, et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-1899. Louisiana, petitioner, *v.* Charles James Menne, Jr. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. 79-1900. Richard James Freeman, petitioner, *v.* O'Neal Steel, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-1902. Jean C. Rosenbaum, petitioner, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 79-1903. Beverly L. Beeler, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 79-1905. Sea Island Broadcasting Corporation of South Carolina, petitioner, *v.* Federal Communications Commission. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 79-1906. Mayor and City Council of Baltimore, petitioner, *v.* Warren Barger and Marion Iwancio. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 79-1911. Frederick Ruth, petitioner, *v.* Pennsylvania. Petition for writ of certiorari to the Superior Court of Pennsylvania, Philadelphia Office, denied.

No. 79-1912. Danny Lee Fultz, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 79-1914. Elizabeth Ann Harbour, petitioner, *v.* William T. Harbour, Sr. Petition for writ of certiorari to the Court of Civil Appeals of Texas, 14th Supreme Judicial District, denied.

No. 79-1915. City of Cleveland, petitioner, *v.* Robert B. Krupansky, United States District Judge, et al.; City of Cleveland, petitioner, *v.* Robert B. Krupansky, United States District Judge, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 79-1917. Russell Wilson Chaplain, Sr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 79-1919. Michael Huwaldt, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 79-1921. Treasurer, Prince George's County, Maryland, petitioner, *v.* Washington National Arena Limited Partnership, et al. Petition for writ of certiorari to the Court of Appeals of Maryland denied.

No. 79-1923. Calixto Agapito, Martha Calderon and Horacio Rueda, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 79-1924. Independent Order of Foresters, petitioner, *v.* Evelyn Bier, et al. Petition for writ of certiorari to the Superior Court of California, County of Los Angeles, denied.

No. 79-1925. Mountaineer Excavating Company, Inc., petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 79-1926. Union Camp Corporation, petitioner, *v.* Seaboard Coast Line Railroad Company. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-1927. David Francis, petitioner, *v.* United States; and

No. 80-292. Vincent DeLillo, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 79-1928. Tully Corporation of Virginia, petitioner, *v.* Pamela Winter, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 79-1929. John Henry Banks, et ux., petitioners, *v.* Anne G. Phillips. Petition for writ of certiorari to the Court of Appeals of North Carolina denied.

No. 79-1930. Thomas J. Albernaz, et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-1931. Danny Bill Sander, etc., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-1932. Brenda Thornton, petitioner, *v.* Equifax, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 79-1933. Lee T. Wesley, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-1934. Floyd H. Daniels, petitioner, *v.* Southern California Rapid Transit District, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 79-1935. Southern Pacific Transportation Company, petitioner, *v.* Patricia Ann Phelps Bailey, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-1936. Antonio Mareno, Jr., a Minor 16 years of age, by his Mother and Next Friend, Kathlene C. Mareno, petitioner, *v.* James M. Walker, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 79-1937. Walnut Properties, Inc., petitioner, *v.* Long Beach City Council. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. 79-1940. U.S. Cablevision Corp., petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 79-1942. Earl David Shaffer, petitioner, *v.* David M. Cook, Oklahoma County District Judge. Petition for writ of certiorari to the Supreme Court of Oklahoma denied.

No. 79-1945. Elia Roncetti, et ux., petitioners, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 79-1947. Stephan Schaffan, et ux., petitioners, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 79-1948. Winnebago Tribe of Nebraska, petitioner, *v.* James W. Ray, District Engineer, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 79-1949. Chester Kain, petitioner, *v.* S. S. Vjazma, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-1950. Shirley Berk, Individually and as Executrix of the Estate of Oscar Berk, petitioner, *v.* County of Los Angeles and City of Torrance. Petition for writ of certiorari to the Supreme Court of California denied.

No. 79-1951. Kenneth W. Puckett, petitioner, *v.* Paulding County, Georgia, by its Board of Commissioners. Petition for writ of certiorari to the Supreme Court of Georgia denied.

No. 79-1954. Ernest Thompson, petitioner, *v.* J. S. Young Company, et al.; Ernest Thompson, petitioner, *v.* Oil, Chemical and Atomic Workers International Union, AFL-CIO. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 79-1955. Gary Lee Hays, petitioner, *v.* Arkansas. Petition for writ of certiorari to the Supreme Court of Arkansas denied.

No. 79-1956. Clean Land Air Water Corporation, petitioner, *v.* Waste Systems, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-1957. David E. Pisel, et ux., petitioners, *v.* ITT Continental Baking Co., et al. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. 79-1958. Indiana Refrigerator Lines, Inc., petitioner, *v.* Wisconsin Packing Co., Inc. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 79-1960. Mark Richard Powers, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 79-1961. Marshall Bearce, Administrator of the Estate of Thomas Bearce, et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 79-1962. John E. Murray, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 79-1963. Presidio Bridge Company, petitioner, *v.* Edmund S. Muskie, Secretary of State of the United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-1965. County of Los Angeles, etc., et al., petitioners, *v.* Ray Marshall, Secretary of Labor of the United States, et al.; and

No. 80-72. F. Ray Marshall, Secretary of Labor, et al., petitioners, *v.* County of Los Angeles, California, et al. Petitions for writs of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 79-1966. Colonial Penn Insurance Company, petitioner, *v.* Frederick W. Shockley, etc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-1968. Edwin F. Gordon, petitioner, *v.* Board of Governors of the Federal Reserve System, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-1971. Chris U. Jacobsen, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-1973. Molly Murphy's Inc., et al., petitioners, *v.* Ronald M. Masters. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 79-1974. Letts Industries, Inc., petitioner, *v.* Ricky Wiersema. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 79-1975. Metropolitan School District of Perry Township, Marion County, Indiana, petitioner, *v.* Donny Brurell Buckley, et al.;

No. 79-2001. Otis R. Bowen, Governor of the State of Indiana, et al., petitioners, *v.* Donny Brurell Buckley, et al.;

No. 79-2067. Metropolitan School District of Lawrence, Warren and Wayne Townships, Marion County, Indiana, et al., petitioners, *v.* Donny Brurell Buckley, et al.;

No. 80-99. The School Town of Speedway, et al., petitioners, *v.* Donny Brurell Buckley, et al.;

No. 80-115. Housing Authority of the City of Indianapolis, Indiana, petitioner, *v.* Board of School Commissioners of the City of Indianapolis, Indiana, et al.; and

No. 80-129. Board of School Commissioners of the City of Indianapolis, Indiana, et al., petitioners, *v.* Metropolitan School District of Perry Township, etc., et al. Petitions for writs of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 79-1976. John Raymer, petitioner, *v.* Doubleday & Company, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-1978. Hans H. H. Weeren and Stephen C. Jennings, petitioners, *v.* California. Petition for writ of certiorari to the Supreme Court of California denied.

No. 79-1979. J. Joseph Garrahy, et al., petitioners, *v.* Nicholas Palmigiano, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 79-1980. Gerald E. Thomas, etc., et al., petitioners, *v.* City of Marietta, Georgia, et al. Petition for writ of certiorari to the Supreme Court of Georgia denied.

No. 79-1981. Carl Arrigale, et ux., petitioners, *v.* International Fidelity Insurance Co. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 79-1982. James E. Fulcher, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 79-1983. Local 13889, United Steelworkers of America, petitioner, *v.* Charles W. Smith, John Pasley and Ralph Serini. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 79-1985. Roger A. Jourdain, et ux., petitioners, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 79-1986. Ruby Appelman, et al., petitioners, *v.* George Beach, etc., et al. Petition for writ of certiorari to the Supreme Court of New Mexico denied.

No. 79-1987. John Yiamouyiannis, petitioner, *v.* Consumers Union of the United States, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 79-1990. Norman Archer, petitioner, *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 79-1991. Fred Lowenschuss, petitioner, *v.* C. G. Bluhdorn, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 79-1992. Wayne C. LaVelle, petitioner, *v.* Workers' Compensation Appeals Board of California, et al. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied.

No. 79-1993. Harold D. Horak, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 79-1994. Phillip R. Balano, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 79-1999. Franklin Property Company, d/b/a The Hilton Inn, petitioner, *v.* National Labor Relations Board, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 79-2000. Stuart Richard Cohen, petitioner, *v.* Pennsylvania. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Eastern District, denied.

No. 79-2002. Konski Engineers, P. C., et al., petitioners, *v.* Arthur Levitt, Comptroller of New York, et al. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 79-2005. Victor Sharrow, petitioner, *v.* Elizabeth Holtzman. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 79-2007. Billy J. Williams, petitioner, *v.* International Association of Machinists and Aerospace Workers, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-2008. Santa Fe Land Improvement Company, petitioner, *v.* City of Berkeley, et al. Petition for writ of certiorari to the Supreme Court of California denied.

No. 79-2011. William L. Ellis, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 79-2012. Raymond R. Gallagher, petitioner, *v.* Chrysler Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 79-2013. Alan Angrist, petitioner, *v.* United States; and

No. 79-2017. Harold Wexler, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 79-2015. John H. Thomas and Jon-T. Farms, Inc., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-2020. William H. Hammett, Jr., petitioner, *v.* Rockwell International Corporation and MGD Graphic Systems. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-2021. Michael William Strand, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 79-2022. Dorothy S. Bucher, et al., petitioners, *v.* Forrest N. Shumway, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 79-2023. Jose Patino, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 79-2024. Urbatec, petitioner, *v.* Yuma County, Arizona. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 79-2025. Sterritt Trucking, Inc., et al., petitioners, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 79-2027. Frances M. Anderson, Individually and as Legal Representative of the Estate of Paul H. Anderson, et al., petitioners, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-2029. A. A. Hoehling, petitioner, *v.* Universal City Studios, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 79-2031. Insurance Company of North America, petitioner, *v.* Joe Terry Poyner, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 79-2035. Melba Till Allen, petitioner, *v.* Alabama. Petition for writ of certiorari to the Court of Criminal Appeals of Alabama denied.

No. 79-2036. John F. Farri, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 79-2037. Missouri, petitioner, *v.* National Organization for Women, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 79-2038. Donaldson Kimbrough, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. 79-2039. Victor Casassa, petitioner, *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 79-2042. Joseph Bronstein, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 79-2043. Wiggins, Inc., et al., petitioners, *v.* Irwin Fruchtman, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 79-2046. James Dazet, petitioner, *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. 79-2047. Helen H. Simmons, petitioner, *v.* Iowa, et al. Petition for writ of certiorari to the Supreme Court of Iowa denied.

No. 79-2048. William Dykstra, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 79-2050. Chrome Plate, Inc., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-2052. Danny Smith, petitioner, *v.* Georgia. Petition for writ of certiorari to the Court of Appeals of Georgia denied.

No. 79-2053. David John Sinn, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 79-2055. Nicholas Mazur, petitioner, *v.* Pennsylvania, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 79-2057. Evanna Powell, petitioner, *v.* Anthony Nigro. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 79-2058. Gary Leroy Silvernail, petitioner, *v.* Washington. Petition for writ of certiorari to the Court of Appeals of Washington, Division 1, denied.

No. 79-2061. Ronald Ted Alsobrook, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 79-2063. W. L. McIlroy and James Dunlavey, as Executor of the Estate of Grady R. McIlroy, petitioners *v.* Arkansas, et al. Petition for writ of certiorari to the Supreme Court of Arkansas denied.

No. 79-2069. Sandra Bulgier, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 79-2070. 0.086 Acres of Land and Nancy King, petitioners, *v.* Department of Transportation of the State of Georgia. Petition for writ of certiorari to the Court of Appeals of Georgia denied.

No. 79-2071. Fred C. Scott, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-2072. Chandos C. Williams, et ux., petitioners, *v.* New York State Higher Education Services Corp. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 79-2073. Russell J. Behling and Behling's Transfer, Inc., petitioners, *v.* Robert E. Schmidt, Jr., et al. Petition for writ of certiorari to the Supreme Court of Wisconsin denied.

No. 79-2074. Melba Till Allen, petitioner, *v.* Alabama. Petition for writ of certiorari to the Court of Criminal Appeals of Alabama denied.

No. 79-2075. Eddie Wise, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. 79-2076. Harvey B. Young, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 79-2077. New York Water Service Corporation, petitioner, *v.* Public Service Commission of New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 79-2079. Walter Dale Burgess, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 79-2081. James Inendino, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 79-2082. Dennis Annicaro, petitioner, *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Fourth District, denied.

No. 79-2083. United Steelworkers of America, et al., petitioners, *v.* The Homer Bronson Company. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 79-2084. San Antonio Portland Cement Company, petitioner, *v.* National Labor Relations Board, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-6083. Richard M. McCowan, petitioner, *v.* Kansas. Petition for writ of certiorari to the Supreme Court of Kansas denied.

No. 79-6236. Regent Goddard, petitioner, *v.* James T. Vaughn, Superintendent, Delaware Correctional Center. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 79-6267. Burton Allen DeWitt, petitioner, *v.* Iowa. Petition for writ of certiorari to the Supreme Court of Iowa denied.

No. 79-6285. Oliver Hudson, petitioner, *v.* Maryland. Petition for writ of certiorari to the Court of Appeals of Maryland denied.

No. 79-6321. Floyd Brown, petitioner, *v.* J. P. Mitchell, Warden. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. 79-6322. Thomas Mitchell, Jr., petitioner, *v.* Tennessee. Petition for writ of certiorari to the Supreme Court of Tennessee, Eastern Division, denied.

No. 79-6325. Charlie Cooper, III, petitioner, *v.* California. Petition for writ of certiorari to the Supreme Court of California denied.

No. 79-6331. Robert H. Saunders, petitioner, *v.* Delaware. Petition for writ of certiorari to the Supreme Court of Delaware denied.

No. 79-6348. Thomas J. Lowery, petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 79-6365. James Blades, petitioner, *v.* Oklahoma. Petition for writ of certiorari to the Court of Criminal Appeals of Oklahoma denied.

No. 79-6372. Edward Leonard White, petitioner, *v.* Florida. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. 79-6373. Patricia Jody Ragland, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 79-6380. Albert Inorio, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 79-6384. Roberto DeBenedictis and Vincent Carola, petitioners *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Fourth District, denied.

No. 79-6385. James C. Stallings, petitioner, *v.* Kentucky. Petition for writ of certiorari to the Supreme Court of Kentucky denied.

No. 79-6387. Michael H. Cohen, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **79-6396**. Robert Flynn, petitioner, *v.* Wisconsin. Petition for writ of certiorari to the Supreme Court of Wisconsin denied.

No. **79-6403**. Frank Albert Lapa, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **79-6407**. Edward A. Ganey, petitioner, *v.* Ralph D. Edwards, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **79-6410**. Raymond Edward James, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **79-6434**. Ronnie Phelps, petitioner, *v.* Georgia. Petition for writ of certiorari to the Supreme Court of Georgia denied.

No. **79-6447**. Nathaniel E. Holmes, petitioner, *v.* United States. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **79-6448**. Roland Eugene Marshall, petitioner, *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Second District, denied.

No. **79-6449**. Terry Edward Montigue, petitioner, *v.* Oregon. Petition for writ of certiorari to the Supreme Court of Oregon denied.

No. **79-6453**. Joseph Jackson McGill, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **79-6454**. Warren Paul Strum, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **79-6456**. Edward Parton, petitioner, *v.* Donald Wyrick, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **79-6458**. Annie Johnson, petitioner, *v.* City of Birmingham, Alabama. Petition for writ of certiorari to the Court of Criminal Appeals of Alabama denied.

No. **79-6460**. Nadine Jordan, petitioner, *v.* Oregon. Petition for writ of certiorari to the Supreme Court of Oregon denied.

No. **79-6467**. Larry O'Neal Willis and John Douglas Bondurant, petitioners *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **79-6472**. Arthur Jones, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, Third District, denied.

No. 79-6474. Harland Lee Black, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 79-6477. Willis Clark, petitioner, *v.* Missouri. Petition for writ of certiorari to the Supreme Court of Missouri denied.

No. 79-6481. Eugene G. Feistman, et ux., petitioners, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 79-6482. David Earl Britt, et al., petitioners, *v.* Georgia. Petition for writ of certiorari to the Court of Appeals of Georgia denied.

No. 79-6484. Gil Angel Caro-Carvajal, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 79-6499. Rodney O. Eaker, petitioner, *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. 79-6500. Vivian Warren, petitioner, *v.* Government National Mortgage Association, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 79-6506. Robert Henry Covino, petitioner, *v.* Paul Morris, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 79-6507. Paul Martinovsky, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 79-6515. Philip R. Masters, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 79-6516. Francisco Cadena, petitioner, *v.* W. J. Estelle, Jr., Director, Texas Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-6517. Gerardo Diaz, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. 79-6520. Wiley F. Green, petitioner, *v.* Indiana. Petition for writ of certiorari to the Court of Appeals of Indiana denied.

No. 79-6521. Raymundo P. Madrid, petitioner, *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. 79-6522. John Ralph Ortego, petitioner, *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. 79-6524. Simon Gentry, petitioner, *v.* Steve Smith, Superintendent, Kentucky State Reformatory. Petition for writ of certiorari to the United States Courts of Appeals for the Sixth Circuit denied.

No. 79-6525. Arturo Ceballo, petitioner, *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. 79-6526. Norman Latham, petitioner, *v.* David Harris, Superintendent, Greenhaven Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 79-6529. Eddie David Cox, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 79-6530. Austin Harris, petitioner, *v.* W. J. Estelle, Jr., Director, Texas Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-6533. Hunter Huang, petitioner, *v.* Sol Zalel Rosen, et al. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. 79-6534. Roy J. Pustelnik, petitioner, *v.* Emanuel M. Cannonito, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 79-6535. Edward Howard Withers, petitioner, *v.* Mark Levine, Commissioner, Division of Correction, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 79-6536. Linda Young, petitioner, *v.* New Jersey. Petition for writ of certiorari to the Supreme Court of New Jersey denied.

No. 79-6541. Robert Ray Smith, petitioner, *v.* New York. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, Third Judicial Department, denied.

No. 79-6542. Richard J. O'Hern, petitioner, *v.* Chicago Typographical Union #16, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 79-6543. Tyrone LeBlanc, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 79-6544. Johnathan Lee "X" Smith, petitioner, *v.* J. D. Cox, Superintendent. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 79-6545. James Lee Gordon, petitioner, *v.* Walter Redman, Superintendent, Delaware Correctional Center, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 79-6548. Virginia Hall, Administratrix of the Estate of Esther Mae Scott, petitioner, *v.* Paramount Pictures Corporation, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 79-6549. Robert Daniel Williams, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-6550. George Robert Moses, petitioner, *v.* Georgia. Petition for writ of certiorari to the Supreme Court of Georgia denied.

No. 79-6552. Abdul Sacroon Ali, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 79-6553. Joseph Herbert Mars, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 79-6554. Manuel Lopez, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 79-6555. Clifton Cloudy, petitioner, *v.* Edward C. Reardon. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 79-6556. Ralph Bernard Crawford, petitioner, *v.* Charles Egeler, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 79-6557. Scott Daniel Phipps, petitioner, *v.* A. Rogers, Sheriff, Collier County, Florida. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-6559. James Henry Berry, petitioner, *v.* Doctor Robinson, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 79-6560. James MacGregor Gow, Jr., petitioner, *v.* County of Dade. Petition for writ of certiorari to the District Court of Appeal of Florida, Third District, denied.

No. 79-6561. William A. Long, petitioner, *v.* Maryland. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. **79-6562**. Chester Kulwicz, petitioner, *v.* Air Line Pilots Association. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **79-6563**. Thomas Richard Daigle, petitioner, *v.* Hawaii. Petition for writ of certiorari to the Supreme Court of Hawaii denied.

No. **79-6564**. Samuel Lard, petitioner, *v.* Ohio. Petition for writ of certiorari to the Court of Appeals of Ohio, Cuyahoga County, denied.

No. **79-6565**. Charles A. Phillips, petitioner, *v.* United States. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **79-6566**. Thomas Felton, petitioner, *v.* David Harris, Superintendent, Greenhaven Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **79-6568**. Paul William Scott, petitioner, *v.* Warden, Maryland Penitentiary. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. **79-6569**. Christopher W. Careaga, petitioner, *v.* Judge Harry M. James, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **79-6571**. Ilyas Muhammad, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **79-6573**. Don Boag, petitioner, *v.* Harold J. Cardwell, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **79-6575**. Linda Jean Robinson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **79-6577**. Michael Auzenne, petitioner, *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. **79-6578**. David Farmer, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Fifth Appellate District, denied.

No. **79-6579**. Kenneth R. Matthews, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **79-6582**. Orlando Leonard Gabaldon, petitioner, *v.* Levi Romero, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **79-6586**. Laura Daniels, petitioner, *v. Ohio*. Petition for writ of certiorari to the Suprēmē Court of Ohio denied.

No. **79-6589**. James King, petitioner, *v. Leo P. Morley, Judge*. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **79-6590**. Joseph Amar, petitioner, *v. California*; and

No. **79-6591**. Jonna Amar, petitioner, *v. California*. Petitions for writs of certiorari to the Court of Appeal of California, Fourth Appellate District, denied.

No. **79-6593**. Donald Asa Harman, petitioner, *v. Phil Ware, Sheriff*. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **79-6595**. Melvin Ward, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **79-6597**. Lavonte, petitioner, *v. Ted Harber and Karen Harber*. Petition for writ of certiorari to the Court of Appeals of Oregon denied.

No. **79-6600**. Melvin J. Blackmon, petitioner, *v. Louie L. Wainwright, Secretary, Florida Department of Offender Rehabilitation*. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **79-6606**. Juneal Dale Pratt, petitioner, *v. Robert F. Parratt, Warden*. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **79-6607**. Melvin Thomas, petitioner, *v. Ohio*. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **79-6613**. John Elliot Gruzen, petitioner, *v. Arkansas*. Petition for writ of certiorari to the Supreme Court of Arkansas denied.

No. **79-6616**. Charles Hoff, petitioner, *v. New Jersey*. Petition for writ of certiorari to the Supreme Court of New Jersey denied.

No. **79-6617**. Dianna Angelic Naveda Lane, et al., petitioners, *v. Barbara J. Naveda Ahumada*. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. **79-6620**. Hillard Maxfill, petitioner, *v. California*. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied.

No. **79-6621**. Byron J. Stevens, petitioner, *v. Mable Kirkpatrick*. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **79-6622**. Thomas E. Puryear, petitioner, *v.* W. J. Estelle, Jr., Director, Texas Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **79-6623**. David N. Steelman, III, petitioner, *v.* Harold Bray, Sheriff of Jefferson County, Colorado, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **79-6627**. John Tarkowski, petitioner, *v.* Illinois, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **79-6628**. John Tarkowski, petitioner, *v.* County of Lake, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **79-6631**. Michael Gleason, petitioner, *v.* Richard Wyse, Superintendent, Maine Youth Center, et al. Petition for writ of certiorari to the United States Court of Appeals for First Circuit denied.

No. **79-6632**. Vincent Amato, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **79-6633**. Willie Mathis, petitioner, *v.* Georgia. Petition for writ of certiorari to the Supreme Court of Georgia denied.

No. **79-6635**. Emanuel U. Ross, Jr., petitioner, *v.* Fairfax County Government, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **79-6638**. William Eugene Young, petitioner, *v.* Clarence Sydow, Captain, Indiana State Prison. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **79-6640**. Nasir Abdur Rahman, petitioner, *v.* Theodore Koehler, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **79-6641**. James J. Corbett, petitioner, *v.* Donald E. Bordenkircher, Superintendent, Kentucky State Penitentiary. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **79-6642**. Charles McKinley, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **79-6643**. William Finkley, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **79-6644**. Charles Carte, petitioner, *v.* E. P. Perini, Superintendent, Marion Correctional Institution. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **79-6645**. Leroy H. Johnson, Jr., petitioner, *v.* James J. Nunes, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **79-6647**. Richard William McFarland, petitioner, *v.* Iowa. Petition for writ of certiorari to the Supreme Court of Iowa denied.

No. **79-6649**. Edward Colombani, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **79-6650**. H. G. Skidmore, petitioner, *v.* Consolidated Rail Corporation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **79-6651**. Lawrence Daniel Caldwell, et al., petitioners, *v.* J. D. Henderson, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **79-6653**. Carl Eugene White, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **79-6654**. Billy Joseph McIlvain, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **79-6655**. Harry S. Hanson, Jr., et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **79-6656**. Daniel Corsani, petitioner, *v.* George C. Sena, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **79-6657**. Tania M. Mejia, petitioner, *v.* New York Sheraton Hotel. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **79-6658**. Reginald Anthony Neal, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **79-6659**. Jerry W. Faust, petitioner, *v.* E. C. Watkins, et al. Petitions for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **79-6660**. Craig Arnold Money, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **79-6661**. Thomas W. Opacki, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **79-6662**. Luis Vargas, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **79-6664**. Sybil M. Alford, petitioner, *v.* Central Intelligence Agency. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **79-6665**. Thomas E. DiSanto, petitioner, *v.* Massachusetts. Petition for writ of certiorari to the Appeals Court of Massachusetts denied.

No. **79-6666**. Kenneth Ciarcia, et al., petitioners, *v.* William K. Thomas, United States District Judge, Northern District of Ohio. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **79-6667**. James Dana O'Dillon, petitioner, *v.* Georgia. Petition for writ of certiorari to the Supreme Court of Georgia denied.

No. **79-6668**. Billy Sunday Birt, petitioner, *v.* Joe S. Hopper, Warden. Petition for writ of certiorari to the Supreme Court of Georgia denied.

No. **79-6670**. Nicola Ford, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **79-6671**. Johnnie Lee Goodman and Andrew Williams, Jr., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **79-6675**. Raymond Boyd, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **79-6676**. John Lewis Sullivan, III, petitioner, *v.* W. J. Estelle, Jr., Director, Texas Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **79-6677**. Jon H. Pappas, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **79-6679**. Robert McCall, petitioner, *v.* Ohio. Petition for writ of certiorari to the Court of Appeals of Ohio, Cuyahoga County, denied.

No. 79-6680. Allen Abraham Lebedun, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 79-6681. Albert W. Morton, petitioner, *v.* Leroy N. Stynchcombe, Sheriff, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-6683. Edward E. Powell, etc., petitioner, *v.* John W. Boozer, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 79-6684. Allen Thiel, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 79-6685. Richard Roe, petitioner, *v.* United States Attorney, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 79-6686. Allen R. Bolden, petitioner, *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. 79-6687. John Tarkowski, petitioner, *v.* Robert Bartlett Realty Co., et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 79-6690. Pedro Rosado, et al., petitioners, *v.* Benjamin Civiletti, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 79-6691. Thurman Thompson, petitioner, *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. 79-6692. Louis Romero, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 79-6693. Curtistine Rideout, petitioner, *v.* United States; and

No. 80-7. Carla Jabara, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 79-6694. Albert Escalante, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 79-6695. Albert H. Carter, petitioner, *v.* V. Bailey Thomas. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-6696. Don Victor Harbolt, petitioner, *v.* Department of State, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-6697. Marvin Curtis Anderson, petitioner, *v.* J. P. Mitchell, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 79-6698. James E. Frazier, Jr., petitioner, *v.* Pennsylvania. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Eastern District, denied.

No. 79-6700. Virgil L. Montgomery, petitioner, *v.* Donald E. Bordenkircher, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 79-6701. Robert Lee Hook, petitioner, *v.* New York, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 79-6702. Angelo Ramos, petitioner, *v.* New York. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, First Judicial Department, denied.

No. 79-6703. Michael Alan Crooker, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 79-6707. Tommy Boggs, petitioner, *v.* United States. Petition writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-6708. Wayne A. Joseph, petitioner, *v.* Government of the Virgin Islands. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 79-6709. Thomas Wayne Allison, petitioner, *v.* United States. Petition for writ of certiorari to the United States of Appeals for the Fifth Circuit denied.

No. 79-6710. Kevin O'Brien, petitioner, *v.* Pennsylvania. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Eastern District, denied.

No. 79-6711. James L. Thiess, petitioner, *v.* Franklin Square Hospital, Inc., et al. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. 79-6712. Stephen Williams, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-6713. Gary Jefferson, petitioner, *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. 79-6714. William Mahon Helton, petitioner, *v.* Robert H. Moore, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 79-6717. James Wagner McCormick, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 79-6718. Raymond Joseph Big Day, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 79-6720. Prachern Gaminee and Yongyuth Thavilkanond, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 79-6721. Donald Sheehy and David Mizaur, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 79-6722. John Cerbo, petitioner, *v.* William H. Fauver, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 79-6723. Esteban Duran Longoria, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 79-6725. Maria T. Silva, petitioner, *v.* New York State Department of Agriculture and Markets, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 79-6726. Michael Luther Carter, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 79-6727. Chester Kulwicz, petitioner, *v.* United Air Lines, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 79-6728. Efrain A. Rodriguez, petitioner, *v.* New York. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, Fourth Judicial Dept., denied.

No. 79-6729. Frank Williams, petitioner, *v.* Tallahassee Motors, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-6730. Anthony DeWayne Scott, petitioner, *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. 79-6732. Lovic M. Ingram, petitioner, *v.* United States; and

No. **80-5077**. Charles Jerome Porter, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **79-6733**. James Tylese Tiller, petitioner, *v.* Captain James A. Carter, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **79-6734**. Thomas E. Lee, petitioner, *v.* Donald W. Wyrick, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **79-6735**. Michael W. Layton, petitioner, *v.* George W. Phend, Superintendent, Indiana State Reformatory. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **79-6736**. Alexander English, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **79-6737**. Ernestine Hawkins, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **79-6738**. Perry White, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **79-6739**. Marcel James Knott, petitioner, *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. **79-6741**. Raymond Caraballo, petitioner, *v.* New York. Petition for writ of certiorari to the Supreme Court of New York, Kings County, denied.

No. **79-6744**. Wayne A. Garrett, petitioner, *v.* Terrell Don Hutto, Director, Virginia Department of Corrections. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **79-6746**. Carl Joseph Eaker, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied.

No. **79-6747**. Willie White, petitioner, *v.* U.S. District Court for the Eastern District of Michigan. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **79-6750**. Burley Clifton Harryman, petitioner, *v.* W. J. Estelle, Director, Texas Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-6753. Leon Ross, Jr., petitioner, *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. 79-6754. Ali Ahmeti, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 79-6755. Abdullah Ranadan Shabazz, aka Jimmy Louis Phillips, petitioner, *v.* Bill Williams, et al. Petition for writ of certiorari to the Supreme Court of Oklahoma denied.

No. 79-6756. Kenneth Lebel, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 79-6757. E'Thelbert Rucker, petitioner, *v.* George Fickas, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 79-6758. Bernard Calvin Lumbert, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, denied.

No. 79-6759. John C. Lantzy, petitioner, *v.* James F. Howard. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 79-6760. Jose Mireles, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. 79-6762. Joe T. Bib'le, petitioner, *v.* State Bar of California, et al. Petition for writ of certiorari to the Supreme Court of California denied.

No. 79-6763. Donald Mouton, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 79-6764. Michael Marvin Day, petitioner, *v.* New Mexico. Petition for writ of certiorari to the Supreme Court of New Mexico denied.

No. 79-6767. James Edward Davis, petitioner, *v.* L. V. Stephenson, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 79-6768. Robert Carter, petitioner, *v.* New York. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, Second Judicial Dept., denied.

No. 79-6769. Terry Wayne Little, petitioner, *v.* Georgia. Petition for writ of certiorari to the Court of Appeals of Georgia denied.

No. **79-6771**. Alex Raymond Scotland, petitioner, *v.* Government of the Virgin Islands. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **79-6772**. Samuel C. Clugston, Jr., et al., petitioners, *v.* Michigan, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **79-6773**. Vincent Artuso, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **79-6774**. Gerald Joseph Yagy, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **79-6775**. Reginald Craig Rudd, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **79-6776**. Chester Zamorsky, petitioner, *v.* New Jersey. Petition for writ of certiorari to the Supreme Court of New Jersey denied.

No. **79-6778**. Albert Bruce Belton, petitioner, *v.* Pilvax Printing Corp., et al. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. **79-6780**. Lester Lee, petitioner, *v.* Joseph "Scooter" Joe Wilkins, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **79-6783**. Thomas E. Payne, petitioner, *v.* Ohio. Petition for writ of certiorari to the Court of Appeals of Ohio, Franklin County, denied.

No. **79-6784**. Keith Canady, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **79-6785**. Thomas L. Prater, petitioner, *v.* Eugene A. Brown. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **79-6786**. Ralph Wells, petitioner, *v.* Southern Airways, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **79-6787**. Lidoine Sanchez-Jaramillo, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 79-6788. Thomas D. Easton, petitioner, *v.* Oregon State Bar. Petition for writ of certiorari to the Supreme Court of Oregon denied.

No. 79-6789. Kenneth A. Smallwood, petitioner, *v.* Delaware. Petition for writ of certiorari to the Supreme Court of Delaware denied.

No. 79-6790. Jay Irwin Arthur, petitioner, *v.* Pennsylvania. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Eastern District, denied.

No. 79-6791. Lonnie Parsley, petitioner, *v.* Indiana. Petition for writ of certiorari to the Supreme Court of Indiana denied.

No. 79-6792. John Tarko, petitioner, *v.* David F. Buchanan, etc. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 79-6793. William Douglas Davidson, petitioner, *v.* George Wilkinson, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 79-6795. Satyendra Nath Dutt, petitioner, *v.* Alabama State University, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-6796. Eddie Milton Nabors, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 79-6797. James Douglas Griffin, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 79-6800. John Williams, petitioner, *v.* Maryland. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 79-6802. Pricilla H. Watts, petitioner, *v.* Patricia Roberts Harris, Secretary of Health and Human Services. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-6803. Donald Arthur Padgett, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 79-6805. Oliberto Navarro-Salazar, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 79-6807. John S. Parisie, petitioner, *v.* James R. Irving, Director, Prisoner Review Board, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 79-6808. Harold Boyd, petitioner, *v.* Harold Smith. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 79-6810. Clifton Cecil Piggie, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 79-6811. Joel Jaffer, petitioner, *v.* Joyce Dieffenderfer, Dade County Elections Supervisor, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-6812. Favis Clay Martin, petitioner, *v.* W. J. Estelle, Jr., Director, Texas Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-6813. Albert Lee Hamilton, petitioner, *v.* California. Petition for writ of certiorari to the Supreme Court of California denied.

No. 79-6814. Joseph Lupo, petitioner, *v.* Robert Henderson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 79-6815. Jodie Vernon Austin, petitioner, *v.* James C. Woodard, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 79-6816. Milton Ventura, petitioner, *v.* Hoyt C. Cupp, Superintendent, Oregon State Penitentiary. Petition for writ of certiorari to the Supreme Court of Oregon denied.

No. 79-6817. Francisco Hernandez-Rojas, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 79-6818. Ramarro L. Smith, petitioner, *v.* Assignment Office of Montgomery County Circuit Court, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 79-6819. William Edward Rigdon, petitioner, *v.* Russell Anaconda Aluminum Co., et al. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. 79-6821. Napoleon Horton, aka John Bynum, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 79-6822. Mamie Pinson, petitioner, *v.* Maywebb Hosiery Mills, et al. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. 79-6823. Donald Joe Wilson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 79-6824. Nathaniel C. Willis, Sr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. 79-6827. Daniel F. Holley, petitioner, *v.* County of Los Angeles, California, et al. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. 79-6828. Robert Mains, petitioner, *v.* Fred Butterworth, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 79-6831. Johnny Hunter, petitioner, *v.* Louise L. Wainwright, Secretary, Florida Department of Offender Rehabilitation. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-6832. David Everett Collins, petitioner, *v.* New Jersey. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. 79-6836. Gregory Leon Murchison, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 79-6837. John Tarkowski, petitioner, *v.* William J. Scott, Attorney General of Illinois, et al. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 79-6838. John Tarkowski, petitioner, *v.* Illinois, et al. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 79-6839. Paul Moon, petitioner, *v.* Ohio. Petition for writ of certiorari to the Court of Appeals of Ohio, Summit County, denied.

No. 79-6840. William Ray, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 79-6841. Redmond Neeley, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, Third District, denied.

No. 79-6842. Wayne A. Garrett, petitioner, *v.* Director of the Department of Corrections. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. 79-6843. James House, petitioner, *v.* Walter Fogg. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 79-6844. Jose Mendoza-Bautista, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 79-6845. Robert James Riddell, petitioner, *v.* Harold B. Bradley, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 79-6849. Donald Marvin Carter, petitioner, *v.* J. P. Mitchell, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 79-6850. Fred Ortiz, petitioner, *v.* David R. Harris. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 79-6851. William D. Eyler, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 79-6852. Ronald Krzeminski, petitioner, *v.* E. P. Perini. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 79-6855. Harry Lewis, petitioner, *v.* South Carolina. Petition for writ of certiorari to the Supreme Court of South Carolina denied.

No. 79-6857. Edwin H. Crosby, III, petitioner *v.* United States Department of the Air Force, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 79-6859. Jeffrey Vincent Smith, petitioner, *v.* Director, California Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 79-6861. John Maratty, petitioner, *v.* Kentucky. Petition for writ of certiorari to the Supreme Court of Kentucky denied.

No. 79-6863. Barry Jay Antill, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-6864. Melon Carroll, petitioner, *v.* Indiana. Petition for writ of certiorari to the Supreme Court of Indiana denied.

No. 79-6865. Virgil Carter, petitioner, *v.* Administrative Judges and Assistant Administrative Judges of the Supreme Court of New York, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 79-6867. John Niles Huslage, et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 79-6868. Joseph Lee Butler, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 79-6869. Donald Franklin Dowd, petitioner, *v.* Julius T. Cuyler, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 79-6871. Thomas F. McInerney, petitioner, *v.* Louis Berman, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 79-6874. Richard Bowen, petitioner, *v.* Ohio. Petition for writ of certiorari to the Court of Appeals of Ohio, Franklin County, denied.

No. 79-6875. Terry Nutter, petitioner, *v.* Ohio. Petition for writ of certiorari to the Court of Appeals of Ohio, Franklin County, denied.

No. 79-6877. Thomas M. Fasano, petitioner, *v.* Frank Hall, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 79-6878. Larry Cooper, petitioner, *v.* Indiana. Petition for writ of certiorari to the Supreme Court of Indiana denied.

No. 79-6879. Jane Doe, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 79-6880. Carl J. Isaacs and George Elder Dungee, petitioners, *v.* Charles R. Balkcom. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-6881. Hakim Abu-Bakr, petitioner, *v.* John Costello, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 79-6882. Calvin Buchanan, petitioner, *v.* Booths Norris, Jailer, Daviess County Jail. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 79-6883. Enrique Rodriguez, petitioner, *v.* Levi Romero, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 79-6886. Adolfo H. Gonzales, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-6889. Charles W. Brinkley, petitioner, *v.* Eugene S. LeFevre, Superintendent, Clinton Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 79-6890. Floyd Clayton Forsberg, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 79-6891. J. C. McCrary, petitioner, *v.* Mario Merola, District Attorney, Bronx County. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 79-6892. Robert P. Bryan, Sr., petitioner, *v.* Thomas M. Byrd, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 79-6893. Arthur Snead, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 79-6894. Morris Reid Smith, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-6895. Jimmy Louis Phillips, petitioner, *v.* L. T. Brown, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 79-6897. Joseph Hampel, petitioner, *v.* Motel Properties, Inc. Petition for writ of certiorari to the Court of Appeals of Georgia denied.

No. 80-1. Anna Stanton Green, petitioner, *v.* Eliot Bartholomew, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 80-2. Franklin D. Smith, petitioner, *v.* Chrysler Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 80-3. Kellogg Mall Associates, petitioner, *v.* Board of County Commissioners of the County of Sedgwick, Kansas, et al. Petition for writ of certiorari to the Supreme Court of Kansas denied.

No. 80-6. International Longshoremen's Association, Local 1402, petitioner, *v.* Ray Marshall, Secretary of Labor, United States Department of Labor. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 80-8. Robert T. Evans, petitioner, *v.* Tony E. Matney. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-9**. Larry Gene Erath, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-10**. Bert M. Butler, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. **80-16**. Lakeside Poultry Ranch, Inc., et al., petitioners, *v.* Tim Wallace, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-18**. Universal Waste Control and Waste Management, Inc., petitioners, *v.* Western Waste Service Systems. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-19**. Harry Lewis and Sylvia Baker, petitioners, *v.* William H. Anderson, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-22**. Organizzazoine Navobi Italiana (Uruguay), S.A., et al., petitioners, *v.* Trans International Airlines. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-23**. Richard Seelig, Terry Hawkins and Donald Primmer, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-24**. Continental Training Services, Inc. and Gary Eyler, petitioners, *v.* Anthony J. Venzara. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-27**. David DeVoto and Charles F. Volk, petitioners, *v.* Pacific Fidelity Life Insurance Company, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-30**. Davida Ross Staller, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-31**. William G. Milliken, Governor of the State of Michigan, et al., petitioners, *v.* Ronald Bradley, et al.;

No. **80-48**. Board of Education of the School District of the City of Detroit, Michigan, et al., petitioners, *v.* William G. Milliken, Governor of the State of Michigan, et al.; and

No. **80-104**. Lulac Council 11054, et al., petitioners, *v.* William G. Milliken, Governor of the State of Michigan, et al. Petitions for writs of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-33**. Smitty Baker Coal Company, Inc., petitioner, *v.* United Mine Workers of America. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-34**. Toivo Henry Ivary, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. **80-36**. John H. Thompson, Jr., et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. **80-38**. Almeda Mall, Inc., et al., petitioners, *v.* Houston Lighting & Power Company. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-40**. Joseph Bernitsky, et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-42**. Howard Steven Strouth, petitioner, *v.* Federal Communications Commission, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **80-44**. Dual Manufacturing & Engineering, Inc. and The Berkline Corporation, petitioners, *v.* Burris Industries, Inc. and Leggett & Platt, Incorporated. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-46**. Dominick Pilotti, petitioner, *v.* New York. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, First Judicial Department, denied.

No. **80-47**. Johnny Glenn McIntyre, petitioner, *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. **80-52**. Board of Education of Baltimore County, petitioner, *v.* Equal Employment Opportunity Commission. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-58**. Frances Dreier, petitioner, *v.* George T. Yanik, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-62**. Eliot H. Weisman, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-63**. Raley's, Inc., petitioner, *v.* National Labor Relations Board, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-65**. Philip E. Stevens, petitioner, *v.* Ohio. Petition for writ of certiorari to the Court of Appeals of Ohio, Clermont County, denied.

No. **80-66**. David Frank Goldberg, petitioner, *v.* Warden, Allenwood Federal Prison Camp. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-67**. Electrical Products Division of Midland-Ross Corporation, petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-69**. Neal-Cooper Grain Company, petitioner, *v.* International Commodities Export Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-70**. Etienne J. Caire, II, petitioner, *v.* John A. Stassi, etc. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. **80-71**. Ruth D. Hinson, petitioner, *v.* New Jersey. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. **80-73**. American Home Assurance Company, petitioner, *v.* Commercial Union Assurance Company. Petition for writ of certiorari to the Court of Appeal of Louisiana, Fourth Circuit, denied.

No. **80-79**. Vernon Edwards and Robert E. McCoy, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **80-81**. Wilfredo Santiago Ortega, petitioner, *v.* Epifania Perez. Petition for writ of certiorari to the Supreme Court of Puerto Rico denied.

No. **80-85**. A. J. Taylor, individually and as Secretary of the Department of Health and Rehabilitative Services of Florida, petitioner, *v.* Golden Isles Convalescent Center, Inc., etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-86**. Robert Duck, et al., petitioners, *v.* Joyce Harless, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-87**. 3,218.9 Acres in Warren County, Pennsylvania, et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-88**. Tomas Ricardo Sanchez, petitioner, *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Third District, denied.

No. **80-89**. Leak Repairs, Inc., petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-91**. Ronald S. Dick, petitioner, *v.* Patricia Roberts Harris, Secretary of Health and Human Services, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-92**. Artin Artarian, petitioner, *v.* Karen M. Artar. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. **80-93**. Elmer Price MacFarlane, petitioner, *v.* Joseph B. Bertling, et ux. Petition for writ of certiorari to the Court of Appeals of Oregon denied.

No. **80-96**. Savoy Faucet Company, Inc., etc., petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-101**. James Henry Smith, petitioner, *v.* Washington. Petition for writ of certiorari to the Supreme Court of Washington denied.

No. **80-102**. Ronald Lee Madsen, petitioner, *v.* Arizona. Petition for writ of certiorari to the Supreme Court of Arizona denied.

No. **80-109**. Estate of Jacqueline Elkins Shelton, deceased, Donald C. Little and Johnnie Mohon, Co-Executors, petitioners, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-110**. Abdallah W. Tamari, et al., petitioners, *v.* Bache Halsey Stuart, Inc., etc. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-112**. Allan R. McKnight, petitioner, *v.* Colorado. Petition for writ of certiorari to the Supreme Court of Colorado denied.

No. **80-113**. Anthony J. Scherer, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-114**. Curtis R. Wilhelm and Estelle Wilhelm, petitioners, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-119**. Charles H. Gill, etc., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-121**. Office and Professional Employees International Union Local 28, AFL-CIO, petitioner, *v.* Midwest Stock Exchange, Incorporated, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-122**. Lewis C. Sparks, petitioner, *v.* Western Shore Publishing Corporation, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **80-123**. Sidney Glaser, etc., petitioner, *v.* John Salorio, et al. Petition for writ of certiorari to the Supreme Court of New Jersey denied.

No. **80-124**. Charles Wade, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-127**. Texas, petitioner, *v.* Joseph Stanley Faulder. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **80-130**. Hal Walls, Jr., petitioner, *v.* District of Columbia Board of Zoning Adjustment. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **80-131**. Albert L. Carricarte, petitioner, *v.* Florida. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **80-134**. Board of Education of the Altmar-Parish-Williamstown Central School District, et al., petitioners, *v.* Gordon Ambach, etc. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. **80-136**. Wanda P. Chocallo, Administrative Law Judge, petitioner, *v.* United States; Wanda P. Chocallo, Administrative Law Judge, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-139**. Pennsylvania Pipeline, Inc., etc., petitioner, *v.* Northern California District Council of Hod Carriers, et al. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied.

No. **80-140**. M.G.R.S., Inc., petitioner, *v.* California State Board of Equalization. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **80-141**. Kelley Manufacturing Company, petitioner, *v.* Lilliston Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-143**. Thelma M. Detweiler, petitioner, *v.* Merrill M. Detweiler. Petition for writ of certiorari to the Superior Court of Pennsylvania, Philadelphia Office, denied.

No. **80-149**. Miscellaneous Drivers and Helpers Union, Local 610, etc., petitioner, *v.* Pulitzer Publishing Company and National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-150**. Hartford Accident & Indemnity Company, petitioner, *v.* John Miles, Jr. Petition for writ of certiorari to the Court of Civil Appeals of Texas, Second Supreme Judicial District, denied.

No. **80-152**. William Bocra, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-160**. John A. Ruseckas, petitioner, *v.* Howard B. Gunsten, t/a The Gunsten Agency, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-165**. Maislin Transport of Delaware and Maislin Transport Ltd., petitioners, *v.* Farrell Lines, Incorporated, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-168**. Eddie Hutcher, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-179**. James N. Autry, et al., petitioners, *v.* Barbaro Flores, et ux. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-181**. Minnie E. T. Gore and Jennye Robinson, petitioners, *v.* R. Dean Wochner, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-187**. Joseph C. Rush, petitioner, *v.* Bayfront Medical Center, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-188**. Rudolph Konscol, petitioner, *v.* Georgia ex. rel. Frances Konscol. Petition for writ of certiorari to the Supreme Court of Georgia denied.

No. **80-198**. Ronald S. Boucher, petitioner, *v.* City of Havre and County of Hill, etc. Petition for writ of certiorari to the Supreme Court of Montana denied.

No. **80-209**. Felice Gelman, Treasurer of Citizens for LaRouche, et al., petitioners, *v.* Federal Election Commission. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **80-211**. Lynn Johnston, petitioner, *v.* United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-230**. Ohio Suburban Water Company, petitioner, *v.* Public Utilities Commission of Ohio. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **80-232**. Richard Marchese, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-234**. James Rodney Adkinson, petitioner, *v.* Alaska. Petition for writ of certiorari to the Supreme Court of Alaska denied.

No. **80-250**. Virginia Cramer, petitioner, *v.* Metropolitan Federal Savings and Loan Association, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-268**. Frederick McCurry, et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-271**. Malcolm Eugene Ratliff, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-294**. Merle O. Greene, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-5001**. Betty Ruth Rohner, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5002**. Paul Albert Wood, Jr., petitioner, *v.* Missouri. Petition for writ of certiorari to the Supreme Court of Missouri denied.

No. **80-5003**. Robert Earl Jones, petitioner, *v.* Pennsylvania. Petition for writ of certiorari to the Superior Court of Pennsylvania, Philadelphia Office, denied.

No. **80-5005**. Willie Yanez, petitioner, *v.* Levi Romero, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-5007**. James Allen Mobley, petitioner, *v.* United States. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **80-5009**. Victor Luis Ziller, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-5012**. Colleen Lewis and Richard E. Lewis, III, petitioners, *v.* Marilyn A. Lewis and Richard E. Lewis, Jr. Petition for writ of certiorari to the Superior Court of Pennsylvania, Pittsburgh Office, denied.

No. **80-5013**. Phillip Roger Cookes, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-5015**. Robert Lee Brown, petitioner, *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **80-5016**. Willie A. Key, petitioner, *v.* Board of Voter Registration of Charleston County, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-5017**. Brian Thomas Willis, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **80-5020**. David C. Smith, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5021**. Charles Leroy Woods, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5024**. Gerald Talamante, petitioner, *v.* Levi Romero. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-5026**. Leon Wasserberger, petitioner, *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. **80-5027**. Edward G. Ferris, petitioner, *v.* Superior Court of California, County of Solano, et al. (California, real party in interest). Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied.

No. **80-5029**. William M. Jaudon, petitioner, *v.* Secretary of Health and Human Services. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-5031**. Wade E. Ingram, petitioner, *v.* L. V. Stephenson, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-5034**. Victor Brown, Sr., petitioner, *v.* Maryland. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-5035**. Terry Francis Gallagher, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-5036**. Kenneth Michael Peterson, petitioner, *v. Eugene Barksdale, Sheriff of Shelby County, et al.* Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5038**. Charles Edward Allen, petitioner, *v. Gary J. Hilton, et al.* Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-5039**. James Livingston, petitioner, *v. Oklahoma, et al.* Petition for writ of certiorari to the Court of Criminal Appeals of Oklahoma denied.

No. **80-5040**. John Robert Lee, petitioner, *v. Jack R. Duckworth*. Petition for writ of certiorari to the United States Court of Appeal for the Seventh Circuit denied.

No. **80-5041**. H. J. Jones, petitioner, *v. Fred Young, et al.* Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5044**. Vaughn Orrin Greenwood, petitioner, *v. California*. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **80-5045**. Silvio "Birdie" Pinciario, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-5046**. Alexander Danzey, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-5047**. Arthur Snead, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-5051**. Richard Bert Newbold, petitioner, *v. United States Postal Service, et al.* Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5052**. Ronald H. Gullick, petitioner, *v. New Hampshire*. Petition for writ of certiorari to the Supreme Court of New Hampshire denied.

No. **80-5054**. Raymond W. Baszner, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5056**. Gary V. Greene, petitioner, *v. Ohio*. Petition for writ of certiorari to the Court of Appeals of Ohio, Hamilton County, denied.

No. **80-5059**. Bradford Wedra, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-5062**. Everin Neal, Jr., petitioner, *v. Mississippi*. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. **80-5063**. John Martin Dietrich, petitioner, *v. Lee Limbs, Jr., United States Marshal*. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-5064**. Richard Green, petitioner, *v. Armstrong Rubber Company*. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5066**. Richard Clayton, petitioner, *v. Ohio*. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **80-5068**. Donald Roberts, petitioner, *v. Ohio*. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **80-5070**. Bobby Lee Shirley, petitioner, *v. Georgia*. Petition for writ of certiorari to the Supreme Court of Georgia denied.

No. **80-5075**. Rosser B. Melton, Jr., petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5076**. Robert James Riddell, petitioner, *v. Washington*. Petition for writ of certiorari to the Supreme Court of Washington denied.

No. **80-5081**. David Anthony Sandoval, petitioner, *v. Arizona*. Petition for writ of certiorari to the Court of Appeals of Arizona, Division Two, denied.

No. **80-5082**. Daniel Tilli, petitioner, *v. Donato Capabianco, et al.* Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-5086**. Robert S. Vanderdoes, petitioner, *v. St. Claude General Hospital of New Orleans, Ltd.* Petition for writ of certiorari to the Court of Appeal of Louisiana, Fourth Circuit, denied.

No. **80-5087**. Robert S. Vannderdoes, petitioner, *v. Ochsner Clinic, et al.* Petition for writ of certiorari to the Court of Appeal of Louisiana, Fourth Circuit, denied.

No. **80-5088**. Harry I. Goodley, petitioner, *v. United States, et al.* Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-5090**. Paris Alan Seale, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5091**. Norman Gaylord Reed, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-5092**. Thomas King, petitioner, *v. Massachusetts*. Petition for writ of certiorari to the Appeals Court of Massachusetts denied.

No. **80-5094**. Charles H. Alford, petitioner, *v. W. J. Estelle, Jr., Director, Texas Department of Corrections*. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5095**. Evaughn K. Prazak, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-5097**. Clinton Burnett, petitioner, *v. Illinois*. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-5100**. Harold William Cartera, petitioner, *v. Virginia*. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **80-5102**. Janie Winkle, petitioner, *v. Grand National Bank*. Petition for writ of certiorari to the Supreme Court of Arkansas denied.

No. **80-5105**. Willie Roy Sorrells, petitioner, *v. Tennessee*. Petition for writ of certiorari to the Supreme Court of Tennessee, Middle Division, denied.

No. **80-5107**. Joe Valentin Flores, Jr., petitioner, *v. John F. Onion, Jr., et al.* Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5109**. John Tarkowski, petitioner, *v. Illinois*. Petition for writ of certiorari to the Appellate Court of Illinois, Second District, denied.

No. **80-5111**. Miguel Angel Aranda, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-5114**. James Rufus Loyd, Jr., petitioner, *v. Indiana*. Petition for writ of certiorari to the Supreme Court of Indiana denied.

No. **80-5120**. Charles Bostic, petitioner, *v. Durham County Superior Court*. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-5121**. Orlando Moore, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, Second District, denied.

No. **80-5124**. Vincent L. Shaw, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. **80-5125**. Robert Creston Aldridge, et al., petitioners, *v.* California. Petition for writ of certiorari to the Appellate Department of the Superior Court of California, County of Santa Clara, denied.

No. **80-5126**. Federico Frank, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, denied.

No. **80-5129**. Michael J. Downing, petitioner, *v.* Easton Hospital, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-5130**. Edward J. Nelson, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **80-5131**. Jesse Wilson, Jr., and Felton Cicero Abernathy, Jr., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-5133**. Ivan Molinario, petitioner, *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. **80-5135**. John Parker Montgomery, III, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-5138**. Charles Wesley Baker, petitioner, *v.* Indiana. Petition for writ of certiorari to the Supreme Court of Indiana denied.

No. **80-5140**. Lois Jean Zaun and Richard A. Zaun, petitioners, *v.* James Capparelli, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-5141**. William P. Johnson, petitioner, *v.* Lexington-Fayette Urban County Government, et al. Petition for writ of certiorari to the United States Court for Appeals for the Sixth Circuit denied.

No. **80-5145**. Roy E. McGuirk, petitioner, *v.* Michael Fair, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **80-5147**. Charles Mack Courtney, petitioner, *v.* David H. Bland, Commissioner, Kentucky Bureau of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5148**. Joe Anthony Holley, petitioner, *v.* Charles E. Anderson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5149**. Alfred Earl Harflinger, petitioner, *v.* Michael P. Lane, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-5152**. Raymond Dale Witt, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5153**. Joseph Agena, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **80-5154**. Glen Eugene Crow and Roy Maggard, petitioners, *v.* Missouri. Petition for writ of certiorari to the Court of Appeals of Missouri, Southern District, denied.

No. **80-5156**. Robert Emerson Ezzell, petitioner, *v.* United States. Petition for writ of certiorari to the United States of Appeals for the Ninth Circuit denied.

No. **80-5157**. Michael Alan Crooker, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **80-5159**. Walter Herman Bonds, petitioner, *v.* North Carolina. Petition for writ of certiorari to the Court of Appeals of North Carolina denied.

No. **80-5165**. Joseph Langster Smith, petitioner, *v.* Strike Force, Department of Justice, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5166**. Gladys T. Lillibridge, et al., petitioners, *v.* United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5174**. Jerry Gallagher, petitioner, *v.* Roger Crist, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-5177**. William H. Wade, petitioner, *v.* Franklin Stricklin Land Surveyors, Inc. Petition for writ of certiorari to the Supreme Court of Arkansas denied.

No. **80-5180**. William Everett Kuykendall and James Alfred Merrill, Jr., petitioners, *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **80-5182**. Donald Ray Crenshaw, petitioner, *v.* South Carolina. Petition for writ of certiorari to the Supreme Court of South Carolina denied.

No. **80-5197**. Godfrey DeWeever, petitioner, *v.* Secretary of Health and Human Services. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-5210**. William G. Hicks, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **80-5211**. William Michael Thurmond, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5218**. Kenneth R. Matthews, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-5223**. Steven Jay Berland, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-5233**. L. Lea Nabkey, petitioner, *v.* City of Grand Rapids, et al. Petition for writ of certiorari to the Court of Appeals of Michigan denied.

No. **80-5247**. Beraldo Holguin-Hernandez, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-5250**. Francisco Gonzalez, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-5251**. Merle Chaussee, petitioner, *v.* Warden Putman, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-5257**. Robert Donkis, petitioner, *v.* Robert A. Rohrbaugh, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-5261**. Herbert Claud Fields, petitioner, *v.* David M. Cook, et al. Petition for writ of certiorari to the Court of Criminal Appeals of Oklahoma denied.

No. **80-5270**. Roderick M. Greer, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 80-5277. William Vaughn Williams, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 80-5286. Jorge Nava-Ramirez, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 80-5289. Yardena Targen, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 80-5290. Jay Douglas Russell, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 79-1234. H. L. Richardson, et al., petitioners, *v.* Bob Lokey. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 79-1446. Michigan, petitioner, *v.* Wayne Hampton. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. 79-1829. Michigan, petitioner, *v.* Morgan Coy Combs. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the Court of Appeals of Michigan denied.

No. 79-1887. Barbara Blum, individually and as Commissioner of New York State Department of Social Services, petitioner, *v.* Ellen Stenson, etc. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 79-1891. W. J. Estelle, Jr., Director, Texas Department of Corrections, petitioner, *v.* Michael J. Papskar. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 80-28. John Wilmot, Superintendent, Elmira Correctional Facility, petitioner, *v.* William Walker. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 80-204. Ryder Truck Lines, Inc., petitioner, *v.* Harris Farmer. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the Supreme Court of Georgia denied.

No. 80-257. Louie L. Wainwright, Secretary, Department of Offender Rehabilitation, Florida, petitioner, *v.* James Robert Scott, Jr. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-1525. Byron H. Naisbitt, Executor of the Estate of Carol Naisbitt, et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied. Mr. Justice Brennan would grant certiorari.

No. 79-1838. Ruth Raisen, petitioner, *v.* Philip Raisen and Insurance Company of North America. Petition for writ of certiorari to the Supreme Court of Florida denied. Mr. Justice Brennan would grant certiorari.

No. 79-1870. Adult Bookmart, Inc., petitioner, *v.* Georgia. Petition for writ of certiorari to the Court of Appeals of Georgia denied. Mr. Justice Brennan would grant certiorari.

No. 79-1878. Jessie Stansberry, dba Universal Studio, et al., petitioners, *v.* John Holmes, Harris County District Attorney, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Mr. Justice Brennan would grant certiorari.

No. 79-6835. Ronald Hunter, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied. Mr. Justice Brennan would grant certiorari.

No. 80-5004. Robert Whisenhunt, petitioner, *v.* Georgia. Petition for writ of certiorari to the Court of Appeals of Georgia denied. Mr. Justice Brennan would grant certiorari.

No. 80-5118. Edith Rosser, petitioner, *v.* Laborers' International Union of North America, Local Number 438. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Mr. Justice Brennan would grant certiorari.

No. 80-5160. Richard Wallace Evans, petitioner, *v.* Dewey Sowers, Superintendent, Kentucky State Reformatory. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied. Mr. Justice Brennan would grant certiorari.

No. 79-1555. Tennessee, petitioner, *v.* Russell Keith Berry. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the Supreme Court of Tennessee, Eastern Division, denied. Mr. Justice Blackmun would grant certiorari.

No. 79-1574. Charles H. Brown, father and next friend of Chad Allan Brown, a minor, petitioner, *v.* Joe A. Stone, et al. Petition for writ of certiorari to the Supreme Court of Mississippi denied. Mr. Justice White would dismiss the petition as moot. Mr. Justice Stewart would grant certiorari.

No. 79-1612. American Broadcasting Companies, Inc., et al., petitioners, *v.* Vegod Corporation, et al. Motion of California Department of Consumer Affairs for leave to file a brief, as *amicus curiae*, granted. Motion of National Association of Broadcasters for leave to file a brief, as *amicus curiae*, granted. Motion of Times Mirror Company for leave to file a brief, as *amicus curiae*, granted. Petition for writ of certiorari to the Supreme Court of California denied.

No. 79-1656. Albert Perez, Evangeline Salazar and Carolyn Sanchez, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Mr. Justice Brennan and Mr. Justice Stewart would grant certiorari.

No. 79-1708. New York, petitioner, *v.* S & E Shipping Corp., et al.;

No. 79-1716. S & E Shipping Corp., petitioner, *v.* United States, et al.; and

No. 79-1718. Seafarers International Union of North America, AFL-CIO, petitioner, *v.* United States, et al. Motion of Seaboard Allied Milling Corp., et al., for leave to file a brief, as *amici curiae*, granted. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 79-1732. Terry Wayne Hilton, et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied. Mr. Justice Brennan, Mr. Justice White and Mr. Justice Powell would grant certiorari.

No. 79-1863. Donald Winston Harper, et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied. Mr. Justice Brennan, Mr. Justice White and Mr. Justice Powell would grant certiorari.

No. 79-1739. Inupiat Community of the Arctic Slope, petitioner, *v.* Atlantic Richfield Co., et al.; and

No. 79-1743. United States, petitioner, *v.* Atlantic Richfield Co., et al. Petitions for writs of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Blackmun would grant certiorari. Mr. Justice Stewart and Mr. Justice Powell took no part in the consideration or decision of these petitions.

No. 79-1750. Robert E. Fingar, petitioner, *v.* Seaboard Coast Line Railroad Company. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Mr. Justice Powell took no part in the consideration or decision of this petition.

No. 79-2080. The Mead Corporation, et al., petitioners, *v.* Adams Extract Co., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Mr. Justice Powell took no part in the consideration or decision of this petition.

No. 80-82. Mary Lemons, et al., petitioners, *v.* City and County of Denver, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied. Mr. Justice Powell took no part in the consideration or decision of this petition.

No. 79-1791. Larry C. Flynt, petitioner, *v.* Georgia. Petition for writ of certiorari to the Court of Appeals of Georgia denied. Mr. Justice Brennan, Mr. Justice Stewart and Mr. Justice Marshall would grant certiorari and reverse the conviction.

No. 79-1918. Cary Hawkins, petitioner, *v.* City of Birmingham; Michael Holderfield, petitioner, *v.* City of Birmingham. Petition for writ of certiorari to the Court of Criminal Appeals of Alabama denied. Mr. Justice Brennan, Mr. Justice Stewart and Mr. Justice Marshall would grant certiorari and reverse the convictions.

No. 79-6345. David Edward Thomas, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied. Mr. Justice Brennan, Mr. Justice Stewart and Mr. Justice Marshall would grant certiorari and reverse the conviction.

No. 80-5014. Beatrice Maxwell and David Carroll Honey, petitioners, *v.* Georgia. Petition for writ of certiorari to the Court of Appeals of Georgia denied. Mr. Justice Brennan, Mr. Justice Stewart and Mr. Justice Marshall would grant certiorari and reverse the conviction.

No. 79-1802. Hewitt P. Tomlin, et al., petitioners, *v.* Joan Woodruff, et al. Motion of Tennessee Bar Association for leave to file a brief, as *amicus curiae*, granted. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 79-1809. Howard L. Moon, petitioner, *v.* Roadway Express, Inc.; and

No. 79-1810. Mildred Lee Rogers, petitioner, *v.* Frito-Lay, Inc., Petitions for writs of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Mr. Justice Blackmun would grant certiorari.

No. 79-1816. Methodist Hospital of Kentucky, Inc., petitioner, *v.* National Labor Relations Board, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied. Mr. Justice Blackmun took no part in the consideration or decision of this petition.

No. 79-1892. Laredo Coca-Cola Bottling Company, petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Mr. Justice Blackmun took no part in the consideration or decision of this petition.

No. 79-1820. George H. Badger, petitioner, *v.* United States and Betty M. Mildenhall. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied. Mr. Justice Stewart and Mr. Justice Powell would grant certiorari.

No. 79-1825. Federal Energy Regulatory Commission, petitioner, *v.* Panhandle Eastern Pipe Line Company. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied. Mr. Justice Stewart took no part in the consideration or decision of this petition.

No. 79-1883. Westinghouse Electric Corporation, petitioner, *v.* Judith Hunter, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied. Mr. Justice Stewart took no part in the consideration or decision of this petition.

No. 79-1946. James Moran, petitioner, *v.* Gould Corporation and National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied. Mr. Justice Stewart took no part in the consideration or decision of this petition.

No. 80-43. Templeton's Service, Inc., et al., petitioners, *v.* Mobil Oil Corporation. Petition for writ of certiorari to the United States Temporary Emergency Court of Appeals denied. Mr. Justice Stewart took no part in the consideration or decision of this petition.

No. 79-1853. Durham Distributors, Inc., et al., petitioners, *v.* Bombardier Limited, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied. Mr. Justice Stewart would grant certiorari.

No. 79-6475. Howard Davis Brown, Jr., petitioner, *v.* Maryland, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied. Mr. Justice Stewart would grant certiorari.

No. 79-1857. Alcoa Steamship Company, Inc., petitioner, *v.* M/V Nordic Regent, etc., et al. Motion of Association of Trial Lawyers of America for leave to file a brief, as *amicus curiae*, granted. Motion of The American Institute of Marine Underwriters for leave to file a brief, as *amicus curiae*, granted. Motion of National Industrial Traffic League for leave to file a brief, as *amicus curiae*, granted. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Mr. Justice Blackmun would grant certiorari.

No. 79-1874. Gene Stipe, John Warren Martin and John Glenn Peters, petitioners, *v.* United States. The motion of petitioners to defer consideration of the petition for writ of certiorari is denied. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 79-1910. Illinois Central Gulf Railroad Company, petitioner, *v.* Kaiser Aluminum & Chemical Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied. Mr. Justice Stevens took no part in the consideration or decision of this petition.

No. 79-1967. Imperial Distributors, Inc., et al., petitioners, *v.* United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied. Mr. Justice Brennan and Mr. Justice Marshall would grant certiorari.

No. 79-2056. James F. Miller, petitioner, *v.* Texas State Board of Barber Examiners. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Mr. Justice Brennan and Mr. Justice Marshall would grant certiorari.

No. 79-6765. William Clinton Kelly, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied. Mr. Justice Brennan and Mr. Justice Marshall would grant certiorari.

No. 80-59. Paul D. Carmi, petitioner, *v.* Metropolitan St. Louis Sewer District, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied. Mr. Justice Brennan and Mr. Justice Marshall would grant certiorari.

No. 79-6431. Hernan Ahumada, petitioner, *v.* United States;

No. 79-6609. Miguel Saiz Monroy, petitioner, *v.* United States;  
and

No. 79-6705. Manuel Ospina, petitioner *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Mr. Justice Brennan and Mr. Justice White would grant certiorari.

No. 79-6531. Odell Hall, petitioner, *v.* Louie L. Wainwright, Secretary, Florida Department of Offender Rehabilitation. Petition for writ of certiorari to the Supreme Court of Florida denied. Mr. Justice Marshall would grant certiorari.

No. 79-6570. Richard Dean Holtan, petitioner, *v.* Nebraska. Petition for writ of certiorari to the Supreme Court of Nebraska denied. Dissenting statement by Mr. Justice Brennan and Mr. Justice Marshall.

No. 79-6580. Richard Houston, petitioner, *v.* Tennessee. Petition for writ of certiorari to the Supreme Court of Tennessee, Eastern Division, denied. Dissenting statement by Mr. Justice Brennan and Mr. Justice Marshall.

No. 79-6585. Thomas D. Stevens, petitioner, *v.* Georgia. Petition for writ of certiorari to the Supreme Court of Georgia denied. Dissenting statement by Mr. Justice Brennan and Mr. Justice Marshall.

No. 79-6619. Levis Leon Aldridge, petitioner, *v.* Florida. Petition for writ of certiorari to the Supreme Court of Florida denied. Dissenting statement by Mr. Justice Brennan and Mr. Justice Marshall.

No. 79-6636. Bernard James Fitzpatrick, petitioner, *v.* Montana. Petition for writ of certiorari to the Supreme Court of Montana denied. Dissenting statement by Mr. Justice Brennan and Mr. Justice Marshall.

No. 79-6706. William "Bill" Campbell, petitioner, *v.* Walter D. Zant, Warden. Petition for writ of certiorari to the Supreme Court of Georgia denied. Dissenting statement by Mr. Justice Brennan and Mr. Justice Marshall.

No. 79-6752. Larry Eugene Evans, petitioner, *v.* Arizona. Petition for writ of certiorari to the Supreme Court of Arizona denied. Dissenting statement by Mr. Justice Brennan and Mr. Justice Marshall.

No. 79-6798. Bernard J. Fitzpatrick, petitioner, *v.* Sentence Review Division of the Supreme Court of Montana. Petition for writ of certiorari to the Supreme Court of Montana denied. Dissenting statement by Mr. Justice Brennan and Mr. Justice Marshall.

No. 79-6809. Richard B. Tucker, Jr., petitioner, *v.* Georgia. Petition for writ of certiorari to the Supreme Court of Georgia denied. Dissenting statement by Mr. Justice Brennan and Mr. Justice Marshall.

No. 79-6826. Dalton Prejean, petitioner *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied. Dissenting statement by Mr. Justice Brennan and Mr. Justice Marshall.

No. **79-6830**. Warren McClesky, petitioner, *v. Georgia*. Petition for writ of certiorari to the Supreme Court of Georgia denied. Dissenting statement by Mr. Justice Brennan and Mr. Justice Marshall.

No. **79-6876**. Dale S. Pierre, petitioner, *v. Lawrence Morris, Warden*. Petition for writ of certiorari to the Supreme Court of Utah denied. Dissenting statement by Mr. Justice Brennan and Mr. Justice Marshall.

No. **79-6887**. William Andrews, petitioner, *v. Lawrence Morris, Warden*. Petition for writ of certiorari to the Supreme Court of Utah denied. Dissenting statement by Mr. Justice Brennan and Mr. Justice Marshall.

No. **80-5042**. Sammie Norman English, petitioner, *v. Texas*. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied. Dissenting statement by Mr. Justice Brennan and Mr. Justice Marshall.

No. **80-5080**. Virgil Delano Presnell, Jr., petitioner, *v. Walter F. Zant, etc.* Petition for writ of certiorari to the Superior Court of Georgia, Butts County, denied. Dissenting statement by Mr. Justice Brennan and Mr. Justice Marshall.

No. **80-5113**. Robert E. Williams, petitioner, *v. Nebraska*. Petition for writ of certiorari to the Supreme Court of Nebraska denied. Dissenting statement by Mr. Justice Brennan and Mr. Justice Marshall.

No. **79-6610**. Sammie C. Priester, etc., petitioner, *v. Banker's Trust of South Carolina, etc., et al.* Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied. Mr. Justice Brennan, Mr. Justice Marshall and Mr. Justice Blackmun would grant certiorari.

No. **79-6794**. Dewey Coleman, petitioner, *v. Sentence Review Division of the Supreme Court of Montana*. The stay of execution of sentence of death heretofore granted by Mr. Justice Marshall on August 27, 1980 is vacated. Petition for writ of certiorari to the Supreme Court of Montana denied. Dissenting statement by Mr. Justice Brennan and Mr. Justice Marshall.

No. **80-97**. Francis J. Burns, petitioner, *v. James Leo Sullivan, et al.* Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied. Mr. Justice Brennan would grant certiorari limited to question 2 presented by the petition.

No. **80-5053**. John Henry Quinones, petitioner, *v. Texas*. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied. Dissenting statement by Mr. Justice Brennan and Mr. Justice Marshall. Mr. Justice Stewart would grant certiorari.

No. **80-5110**. Bernhard Rosee, petitioner, *v.* Board of Trade of City of Chicago, et al. The motion of petitioner to defer consideration of the petition for writ of certiorari is denied. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

LEAVE TO FILE PETITIONS FOR WRITS OF CERTIORARI DENIED

No. **79-1835**. Morgan Alexander Roberts, petitioner, *v.* Carolyn Denise Randall, Judge, United States Court of Appeals for the Fifth Circuit, et al. Motion for leave to file petition for writ of certiorari and/or other relief is denied.

LEAVE TO FILE PETITIONS FOR WRITS OF HABEAS CORPUS DENIED

No. **79-6689**. David N. Steelman, III, petitioner, *v.* James G. Ricketts, et al. Motion for leave to file petition for writ of habeas corpus denied.

No. **79-6896**. David N. Steelman, III, petitioner, *v.* James G. Ricketts, et al. Motion for leave to file petition for writ of habeas corpus denied.

No. **80-5196**. In Re Joseph Jude Oliver, petitioner. The motion for leave to file petition for writ of habeas corpus denied.

LEAVE TO FILE PETITIONS FOR WRITS OF MANDAMUS DENIED

No. **79-1527**. Alaska, et al., petitioners, *v.* Joseph L. McGlynn, Jr., Judge, United States District Court for the Eastern District of Pennsylvania. Motion for leave to file petition for writ of mandamus denied.

No. **79-1787**. Leonard M., petitioner, *v.* Court of Appeal of California, Second Appellate District, (California, Real Party in interest). Motion for leave to file petition for writ of mandamus denied.

No. **79-6742**. Leona H. Reiner, petitioner, *v.* U.S. District Court for the Eastern District of Michigan, et al. Motion for leave to file petition for writ of mandamus denied.

No. **79-6748**. Willie White, petitioner, *v.* Pierce Lively, et al. Motion for leave to file petition for writ of mandamus denied.

No. **80-163**. In Re Chestnutt Management Corporation, petitioner. Motion for leave to file petition for writ of mandamus denied.

No. **80-5181**. In Re Clovis Carl Green, Jr., petitioner. Motion for leave to file petition for writ of mandamus denied.

No. **80-5185**. In Re Clovis Carl Green, Jr., petitioner. Motion for leave to file petition for writ of mandamus denied.

No. 79-6648. Henry James Wright, Jr., petitioner, *v.* United States. Motion for leave to file petition for writ of mandamus and other relief is denied.

No. 79-6804. Samuel James Jackson, et al., petitioners, *v.* United States District Court for the Southern District of Texas. Motion for leave to file petition for writ of mandamus and prohibition is denied.

No. 79-6699. William D. Paul, petitioner, *v.* William Stafford, Judge, U.S. District Court for the Northern District of Florida. Motion for leave to file petition for writ of mandamus and/or prohibition is denied.

No. 80-5155. In Re Alvaro L. Hernandez, Jr., petitioner. Motion for leave to file petition for writ of mandamus and/or prohibition is denied.

No. 80-5164. In Re Charles Anegus Allen, petitioner. Motion for leave to file petition for writ of mandamus and/or prohibition is denied.

#### LEAVE TO FILE PETITION FOR WRIT OF PROHIBITION DENIED

No. 79-2018. Peter L. Maroulis, petitioner, *v.* County Court of the County of Dutchess, et al. Motion for leave to file a petition for writ of prohibition is denied.

#### REHEARING DENIED

No. 79-1600. Bombardier Limited and Bombardier East, Inc., petitioners, *v.* Engine Specialties, Inc. Petition for rehearing denied.

#### ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Mark A. Aaronson	San Francisco, Calif.	Kenneth Hecht
Carl David Adams	Dallas, Tex.	Johnny Warren Mims
David Neil Aitken	San Diego, Calif.	Richard Allan Shaw
Eric M. Alderman	Syracuse, N.Y.	Raymond W. Hackbarth
Miles J. Alexander	Atlanta, Ga.	Harry Stevens Baxter
Thomas Butler Alleman	Kansas City, Mo.	Elmo B. Hunter
Marcos A. Alvarez	Miami, Fla.	Michael Davidoff
Damon Ernest Anderson	Grand Forks, N. Dak.	Robert Allen Alphson

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Joseph William Anthony	Minneapolis, Minn.	Judge Miles Lord
Yeoryios Christou Apallas	San Francisco, Calif.	Randall Paul Borcherding
David Bothwell Avison	Portland, Oreg.	Jerry Robert Woods
Harold Edward Bain	Walnut Creek, Calif.	Michael Dean Tucevich
Mary Louise Baker	Muncie, Ind.	Robert Stuart Koor
Michael L. Baker	Beaumont, Tex.	Kenneth Leigh Parker
Jan W. Baran	Alexandria, Va.	Lee Thomas Ellis, Jr.
William Faison Barnes	Charlotte, N.C.	Anthony Louis Giordano
Robert Farnklin Bartle	Lincoln, Nebr.	Paul J. Douglas
James M. Beck	Kansas City, Mo.	Charles E. Patterson
Gregory Mark Bergman	Los Angeles, Calif.	Michael M. Berger
James Curtiss Bernard	Phenix City, Ala.	C. Neal Pope
Joseph Bernfeld	Los Angeles, Calif.	Harlan Pierce Huebner
Anthony Laws Birch	Falls Church, Va.	Joseph A. Kolasch
Philip Randle Bishop	Fort Worth, Tex.	Robert S. Travis
Lloyd Hall Black, Jr.	Atlanta, Ga.	Julius R. Lunsford, Jr.
Gerry A. Blodgett	Worcester, Mass.	David J. Sargent
T. Michael Bolger	Milwaukee, Wis.	James Urdan
Paula Bonnell	Boston, Mass.	James Pollock Burton B. Roberts
Carl Michael Bornstein	New York, N.Y.	William Leiter
Scott Williams Bradshaw	Tulsa, Okla.	Bruce Lawrence
Michael W. Brennan	Santa Fe, N. Mex.	Herr
Janet L. Brown	Orlando, Fla.	Raymond A. Haas, Jr.
Kurt Malcolm Bulmer	Seattle, Wash.	G. Edward Friar
J. Barry Buzogany	Columbus, Ohio	Jerome R. Bahlmann
Thomas J. Campbell	Chicago, Ill.	William J. Campbell, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Edward Stephen Campbell III	Tampa, Fla.	Michael Domenick LaBarbera
Bland Wilson Cannon, Jr.	San Francisco, Calif.	John Haslet Boone
Sharon Carbine	Dallas, Tex.	Louis N. Lee III
James W. Carney	Des Moines, Iowa	David Lee Brown
Charles McKay Chambers	Washington, D.C.	George McCall Courts Oulahan
M. Norwood Cheairs	Dallas, Tex.	Richard Lewis Schwaab
Donovan E. Cheney	Jackson, Mich.	Maurice B. Townsend, Jr.
Daniel P. Chernoff	Portland, Oreg.	Roger Lee Meyer
James Archibald Clarity III	Spirit Lake, Iowa	Francis Fitzgibbons
James L. Cline, Jr.	Greensboro, Ga.	George Durwood Lawrence
Richard Don Coan	Stephenville, Tex.	James F. Fanning
James L. Coghlan	Chicago, Ill.	William John Nellis
Robert Don Collier	Dallas, Tex.	Ronald M. Mankoff
Mark Scott Collins	San Jose, Calif.	James F. Boccardo
Larry Martin Corcoran	Arlington, Va.	Henry J. Monahan
Robert A. Cornetta	Saugus, Mass.	Belden G. Bly, Jr.
Francis R. Croak	Milwaukee, Wis.	Robert E. Cook
J. Bruce Cross	Little Rock, Ark.	Philip K. Lyon
Zimmery Crutcher, Jr.		Henry Louis Jones, Jr.
Richard Brent Daniel	Chicago, Ill.	R. Keith Stroup
Thomas A. Darling	Sacramento, Calif.	Nathaniel S. Colley
Peter A. Davis	Ann Arbor, Mich.	Paul R. Dimond
Walter F. Dawson	Framingham, Mass.	Charles H. Resnick
Alan Stephen Deutsch	Liberty, N.Y.	Lazarus I. Levine

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Claire Moore Dickinson	New York, N.Y.	Gerald J. Dunworth
John David Dillner	Dolton, Ill.	Arthur Edward Dillner
Edward Bobo Djang	Orange, Calif.	Alfred A. Jaskulski
Richard Everett Dorr	Springfield, Mo.	Jeffrey Huff Harrison
Christopher J. Duerksen	Washington, D.C.	Fred P. Bossel- man
Curtis Eric Edlund	Park Ridge, Ill.	Charles Alan Laff
Lee Berry Elam	Sacramento, Calif.	Nathaniel S. Colley
Paul B. Erickson	Palm Beach, Fla.	Neal William Knight, Jr.
Jesse S. Faerber	Fort Lauderdale, Fla.	W. Michael Brinkley
Jeffrey M. Feldman	Anchorage, Alaska	R. Collin Middleton
Howell L. Ferguson	Tallahassee, Fla.	Joseph Woodrow Hatchett
Phillip S. Figa	Denver, Colo.	Hugh A. Burns
William A. Fitzpatrick	Philadelphia, Pa.	Walter Schachtel
Robert D. Fleischner	Westhampton, Mass.	Gerald R. Hegarty
Richard Nelson Foltz III	Baltimore, Md.	John Hamilton Hessey IV
Edward L. Fossett	Frankfort, Ky.	Rudy Yessin
James Stuart Friedlander	Washington, D.C.	C. Emerson Duncan II
Jesse Lee Gaines	Fort Worth, Tex.	L. Clifford Davis
James Southerland Garrett	Birmingham, Ala.	Arthur E. Parker
Patrick F. Geary	Chicago, Ill.	Arthur L. Klein
Sherwin Aaron Gerstein	Chicago, Ill.	Sydney Robert Marovitz
Samuel J. Gilbert	New York, N.Y.	Lester J. Tanner
Richard B. Ginley	Cleveland, Ohio	John F. Ray, Jr.
Foster S. Goldman, Jr.	Pittsburgh, Pa.	Robert Engel
John Wood Goldsack	Plainfield, N.J.	Victor R. King
Donald Joseph Goldsworthy	Madison, Wis.	Norbert John Fliss
Frank Anthony Gomez	Tampa, Fla.	Emiliano J. Salcines, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Brett Colbert Goodson	Cincinnati, Ohio	Dolores Jechura Hildebrandt
Richard Keller Goodwin	Oklahoma City, Okla.	Kenneth I. Jones, Jr.
Dale Grady	Alexander, Ark.	Paul Dean Capps
Philip Burton Green	Denver, Colo.	Robert Gifford Heiserman
Melvin F. Greenberg	Madison, Wis.	Charles Bennett Vetzner
John M. Greenfield	Miami, Fla.	Harvie Sheffield DuVal
Evelyn Langlieb Greer	Miami, Fla.	Bruce Wayne Greer
Michael Edward Grimes	Round, Rock, Tex.	Hugh Lowe
John Edward Guy	Chicago, Ill.	James L. Fox
Peter Wendell Guyon	Salt Lake City, Utah	Lowell V. Summerhays
Michael Alan Haber	Chicago, Ill.	Howard Ellis Feinstein
Carl W. Harder	Boise, Idaho	Philip Craig Storti
John L. Harlan, Jr.	St. Louis, Mo.	Harry James Nichols
Phillip L. Harris	Overland Park, Kans.	Albert B. Fletcher, Jr.
Leonard Reid Herrst	Los Angeles, Calif.	Wiley H. Higuchi
Dean J. Higgins	Albany, N.Y.	Larry Paul Weinberg
Theodore H. Hill	Wichita, Kans.	Patrick L. Connolly
John Charles Hine	Goldsboro, N.C.	Edwin Brownrigg Borden Parker
Beverly J. Hodgson	New Haven, Conn.	Theodore I. Koskoff
Jacob G. Hornberger, Jr.	Laredo, Tex.	Jacob George Hornberger
John T. Huffaker	Amarillo, Tex.	S. Thomas Morris
Edwin Harris Jacobs	Shaker Heights, Ohio	Jerome Anthony Broadhurst
Peter Thomas Jameson	Troy, Mich.	Gerald Mitchell Kaminski

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Philip George Jameson	Troy, Mich.	Gerald Mitchell Kaminski
Allen Jan	Sacramento, Calif.	Daniel J. Higgins
William Joseph Johnston	Bellingham, Wash.	Daniel Alan Raas
George Hugh Jones	Birmingham, Ala.	Arthur E. Parker
Tejindar Singh Kahlon	New York, N.Y.	Herbert J. Leifer
Stephanie Wenkert Kanwit	Chicago, Ill.	Charles W. Davis
David L. Katsky	New York, N.Y.	Daniel Riesel
Richard L. Katz	Coral Gables, Fla.	Richard E. Gerstein
Daniel A. Kavanaugh	Miami, Fla.	Talbot D'Alemberte
Kenneth Charles Kaye	League City, Tex.	James Pope Simpson
Deanne Varner Kazdoy	Dallas, Tex.	Alan Craig Kazdoy
R. James Kellogg	New Orleans, La.	William E. Rittenberg
Charles John Kittredge	Washington, D.C.	Denver H. Graham
James Pritchard Knox	Tampa, Fla.	C. Elmon Gatlin
Lisa Salkovitz Kohn	Chicago, Ill.	Lawrence D. Ehrlich
David E. Kronemyer	San Diego, Calif.	Charles Sterling Hutcheson
Robert M. Kunstadt	New York, N.Y.	John Edward Kidd
Richard Ryan Lamb	Kalamazoo, Mich.	Arvin Lee Davis
George Wright Lennon	Raleigh, N.C.	Rufus L. Edmisten
Edward M. Leonard, Jr.	Morgan City, La.	Dale H. Hayes
Stuart M. Levine	New York, N.Y.	David Morgulas
Irving B. Levinson	Chicago, Ill.	Francis X. Grossi, Jr.
Anson B. Levitan	Santa Fe, N. Mex.	Richard J. Rubin
Clinton Wayne Lewis	Beaumont, Tex.	Hubert Oxford III
Paul J. Liacos	Peabody, Mass.	John E. Powers
Mark Charles Licata	Houston, Tex.	Michael K. Swan
John Leroy Long	Tupelo, Miss.	William S. Lawson

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Tom Lorance	Houston, Tex.	John H. Boswell
John R. Mackall	Santa Barbara, Calif.	Harris W. Seed
Thomas Stephen Mackey	Texas City, Tex.	Carl Albert Anderson
Richard J. Magasin	Los Angeles, Calif.	James E. Ryan
James F. Mahanna	Brooklyn, N.Y.	John Vincent Sheehan
Louise Reiber Malakoff	Pittsburgh, Pa.	Michael P. Malakoff
Larry D. Maldegen	Santa Fe, N. Mex.	Michael Raymond Comeau
Charles Michael Mallin	El Paso, Tex.	James Kirby Read, Jr.
Robert B. Marcus	New York, N.Y.	Richard Frank
Kurt Marmar	Miami, Fla.	Jacob M. Denaro
Edward E. Marsh, Jr.	El Cajon, Calif.	Michael J. Bruce
B. Keith Martin	Santa Barbara, Calif.	Harris W. Seed
Curtis C. Mason	Huntsville, Tex.	William Louis White
Marian Matthews	Albuquerque, N. Mex.	Thomas Franklin Hooker, Jr.
Paul Stephen McAuliffe	Lakewood, Ohio	J. King Rosendale
Michael D. McNeely	Washington, D.C.	Julia Perry Cooper Mack
Timothy Meehan	Taos, N. Mex.	J. Brent Ricks
Steven Alan Merksamer	Sacramento, Calif.	C. George Deukmejian
Gary Marc Messing	San Francisco, Calif.	Ronald Yank
Warren Edward Mouledoux, Jr.	Kenner, La.	G. Thomas Porteous, Jr.
Richard Phillips Myers	Philadelphia, Pa.	Robert B. Lawler
Christopher Colt North	Norfolk, Va.	Frank Campbell Maloney III
Brian E. Palmer	Minneapolis, Minn.	Peter Scott Hendrixson
Stephen R. Pitcher	San Francisco, Calif.	Paul A. Eisler
Robert D. Polucki	Watchung, N.J.	Rodney Shearer Larchuk

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Donald Robert Powers Richard D. Prochazka	Brandon, Vt. San Diego, Calif.	James T. Haugh George R. Murphy
Jerome J. Purcell, Jr. Martin Quinn	Pittsburgh, Pa. San Francisco, Calif.	Mark F. Geary Joseph W. Rogers, Jr.
Michael Scott Rabin	New York, N.Y.	Judge Jacob D. Fuchsberg
Deborah Anne Randall	Washington, D.C.	Katherine Aquino Mazzaferri
Barbara Greiss Raup	Harrisburg, Pa.	John Harold Cuthbertson
Joyce Ellen Manulis Reikes	Riverside, Calif.	Winlock W. Miller
Edward M. Ricci	West Palm Beach, Fla.	Charles A. Nugent, Jr.
Schuyler Harris Richardson III	Huntsville, Ala.	Patrick W. Richardson
Leland Gardner Ripley Donald A. Robinson	Seattle, Wash. Los Angeles, Calif.	G. Edward Friar James E. Ryan
James W. Roemer, Jr.	Albany, N.Y.	Larry Paul Weinberg
Peter Thomas Roman	Dunedin, Fla.	Daniel Joseph Newman
Enrique Romero	Los Angeles, Calif.	John Edmund Huerta
Wayne J. Roper David Rossman Robert Philip Roy	Milwaukee, Wis. Boston, Mass. Oxnard, Calif.	Richard S. Gibbs Sheldon Krantz Charles Mackey Stoll
Jack Sanchez Gerard K. Sandweg, Jr.	Brownsville, Tex. St. Louis, Mo.	Paul Q. O'Leary William Grant Guerra
Arnold S. Schickler	New York, N.Y.	Jonathan S. Gaynin
Clifford Alan Schulman	Miami, Fla.	Alan Stephen Gold
Clifford W. Schulz	Sacramento, Calif.	Adolphus Moskovitz
Steven J. Schwartz	Northampton, Mass.	Martin G. Weinberg
Ronald C. Scott	Philadelphia, Pa.	Leslie C. Krusen

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
David Banks Sebree	Wilmington, Del.	Robert R. Bonczek
Susan Ann Rafferty Sewell	Houston, Tex.	Jesse P. Luton, Jr.
Gerald Sheindlin	New York, N.Y.	Lester Rosen
Harvey M. Sheldon	Chicago, Ill.	Samuel W. Witwer, Jr.
Michael G. Shirley	Texas City, Tex.	John P. Mackey
Neil R. Shortlidge	Overland Park, Kans.	Albert B. Fletcher, Jr.
Robert J. Shula	Indianapolis, Ind.	John P. Price
Robert Sterner Silverthorn, Jr.	Louisville, Ky.	William D. Klingman
Michael J. Smith	Albany, N.Y.	Larry Paul Weinberg
Wilfrid W. H. Soelster	Upland, Calif.	Joseph Cuozzo
Susan Spiegel	St. Louis, Mo.	David J. Newburger
Lyle Newton Staples	Baltimore, Md.	John Hamilton Hessey IV
Anders R. Sterner	Brooklyn, N.Y.	Lester J. Tanner
William C. Stifler III	Baltimore, Md.	George M. Radcliffe
R. Kenny Stone	Statesboro, Ga.	H. Lehman Franklin, Jr.
Clifford Douglas Stromberg	Washington, D.C.	Daniel A. Rezneck
Carter Jay Stroud	Alameda, Calif.	Robert C. McDiarmid
John D. Stumbo, Jr.	Sacramento, Calif.	Stephen Allen Mason
Darius Tencza	New York, N.Y.	Thomas Cecil Wray, Jr.
John Eldon Terrill	Stephenville, Tex.	James F. Fanning
Steven Whitman Thayer	Vancouver, Wash.	Jackson H. Welch
Larry D. Thompson	Houston, Tex.	Joseph Huey D'Toole
Curtis Vest Titus	Waterbury, Conn.	William Brendan Fitzgerald, Jr.
David Ellis Todd	Fort Lauderdale, Fla.	Ray C. Osborne
Marion Frederick Toms, Jr.	Collins, Miss.	James F. Blue III
Kathleen K. Trum	Chicago, Ill.	Morris Schulslaper
F. Alton Tybout	Wilmington, Del.	H. Albert Young

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Paul F. Waldner III	Houston, Tex.	Marvin B. Peterson, Jr.
William M. Wallens	Albany, N.Y.	Larry Paul Weinberg
John Walshe	New York, N.Y.	John C. Klett, Jr.
Jeffrey P. Walsworth	Orange, Calif.	Milan M. Dostal
William Silas Walter	Los Angeles, Calif.	Arnold Kent Graham
Paul Weisbord	Washington, D.C.	Richard Anthony Hibey
William W. Wertz	San Francisco, Calif.	Robert V. Magor
Stephen Anthony White	Atlantic City, N.J.	Norman L. Zlotnick
Stephen J. Wiley	Albany, N.Y.	Larry Paul Weinberg
Lois G. Williams	Washington, D.C.	Jacob I. Karro
Ramon Edward Williams	Houston, Tex.	Charles David Kipple
Maurice K. Wong	San Francisco, Calif.	John E. McDermott
Stephen Clark Woodroe	Charleston, W. Va.	William M. Woodroe
Martha Wyatt	Annapolis, Md.	Alan Hilliard Legum
Warren Douglas Wynshaw	New York, N.Y.	Harold Stern
Carl S. Yaller	Baltimore, Md.	Bernard W. Rubenstein
Marilyn Young	Philadelphia, Pa.	Allen Louis Rothenberg

#### ADMISSIONS TO THE BAR ON ORAL MOTIONS

Donald Wilson Henry	Los Angeles, Calif.	Judge Jean Saralee Cooper
David Wayne Farrar	Los Angeles, Calif.	Alex Kozinski
Joan Augusta Harvill	Washington, D.C.	Seymour S. Guthman
Margaret Kathryn Yonco	New York, N.Y.	John Yonco
Milton F. Kirsner	Baltimore, Md.	John B. Perna
Charles Louis Lindner	Santa Monica, Calif.	Myron Stewart Lehtman

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Martin Benjamin Berkowitz	Rancho Palos Verdes, Calif.	Sheldon Stanley Cohen
Lionel Mark Schooler	Houston, Tex.	David N. Sternlicht
Charles Young Mansell	New Castle, Pa.	Edwin H. Seeger
Thomas Smith Mansell	New Castle, Pa.	Edwin H. Seeger
Thomas VanVoorhis Mansell	New Castle, Pa.	Edwin H. Seeger
Ann Bowen	Tucson, Ariz.	Judge Gladys Kessler
Margaret Lisbeth Maxwell	Tucson, Ariz.	Judge Gladys Kessler
Irene Weiss	Phoenix, Ariz.	Judge Gladys Kessler
Ann M. Chargin	Stockton, Calif.	Judge Gladys Kessler
Marie Bertillion Collins	Oakland, Calif.	Judge Gladys Kessler
Bessie P. Dreibelbis	Richmond, Calif.	Judge Gladys Kessler
Pauline Davis Hanson	Fresno, Calif.	Judge Gladys Kessler
Dana Senit Henry	San Bernardino, Calif.	Judge Gladys Kessler
Margaret J. Kemp	South San Francisco, Calif.	Judge Gladys Kessler
Betty Lou Lamoreaux	Santa Ana, Calif.	Judge Gladys Kessler
Marilyn Constance Lazar	Los Angeles, Calif.	Judge Gladys Kessler
Annette LaRue	Fresno, Calif.	Judge Gladys Kessler
Consuelo B. Marshall	Los Angeles, Calif.	Judge Gladys Kessler
Linda Hodge McLaughlin	Orange County,	Judge Gladys Kessler
Carol Miller	Sacramento, Calif.	Judge Gladys Kessler
Earldean Virginia Simmons Robbins	San Francisco, Calif.	Judge Gladys Kessler
Lenore Schreiber	Fresno, Calif.	Judge Gladys Kessler

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Lillian M. Stevens	Los Angeles, Calif.	Judge Gladys Kessler
Leonora M. Stopol	Los Angeles, Calif.	Judge Gladys Kessler
Ismene M. Kalaris	Washington, D.C.	Judge Gladys Kessler
Jewel F. Lewis	Washington, D.C.	Judge Gladys Kessler
Frances Ann Jamieson	Cocoa Beach, Fla.	Judge Gladys Kessler
Betty M. Vitousek	Honolulu, Hawaii	Judge Gladys Kessler
Marilyn Rozmarek Komosa	Chicago, Ill.	Judge Gladys Kessler
Lola P. Maddox	Alton, Ill.	Judge Gladys Kessler
Julian Johns Kurtz Tackett	Lexington, Ky.	Judge Gladys Kessler
Joan Bernard Armstrong	New Orleans, La.	Judge Gladys Kessler
Jessica R. Cooper	Southfield, Mich.	Judge Gladys Kessler
Doris Ohlsen Huspeni	Minneapolis, Minn.	Judge Gladys Kessler
Diana E. Murphy	Minneapolis, Minn.	Judge Gladys Kessler
Susanne C. Sedgwick	Minneapolis, Minn.	Judge Gladys Kessler
Susan Ehrenwerth Block	St. Louis, Mo.	Judge Gladys Kessler
Anna Conn Forder	St. Louis, Mo.	Judge Gladys Kessler
Sybil R. Moses	Newark, N.J.	Judge Gladys Kessler
Dora P. Rothschild	Newark, N.J.	Judge Gladys Kessler
Shirley A. Tolentino	Jersey City, N.J.	Judge Gladys Kessler
Ellen Miriam Shearing	Las Vegas, Nev.	Judge Gladys Kessler
Mathilde C. Bersani	Syracuse, N.Y.	Judge Gladys Kessler
Dianne S. Gasworth	New York, N.Y.	Judge Gladys Kessler

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Diane Alexis Lebedeff	New York, N.Y.	Judge Gladys Kessler
Sara R. Hunter	Cleveland Heights, Ohio	Judge Gladys Kessler
Terry Ashley Pendell	Oklahoma City, Okla.	Judge Gladys Kessler
Kathleen Boyd Nachtigal	Portland, Oreg.	Judge Gladys Kessler
Gretchen G. Donaldson	Pittsburgh, Pa.	Judge Gladys Kessler
Jane Crockett Franks	Franklin, Tenn.	Judge Gladys Kessler
Patricia Bridges Andrews	Arlington, Tex.	Judge Gladys Kessler
Eva B. Barnes	Fort Worth, Tex.	Judge Gladys Kessler
Christine M. Durham	Salt Lake City, Utah	Judge Gladys Kessler
Eleanor Smith Lewis	Salt Lake City, Utah	Judge Gladys Kessler
Elsie Louise Munsell	Alexandria, Va.	Judge Gladys Kessler
Carolyn Reaber Dimmick	Seattle, Wash.	Judge Gladys Kessler
Carol Anita Fuller	Olympia, Wash.	Judge Gladys Kessler
Shannon Carmen Wetherall	Seattle, Wash.	Judge Gladys Kessler
Patricia S. Curley	Milwaukee, Wis.	Judge Gladys Kessler
Moria Krueger	Madison, Wis.	Judge Gladys Kessler
Margaret Millhone Meacham	Rawlings, Wyo.	Judge Gladys Kessler

#### ORAL ARGUMENT

No. 79-870. United States Railroad Retirement Board, appellant, *v.* Gerhard H. Fritz. Argued by Mr. Edwin S. Kneedler for the appellant and by Mr. Daniel P. Byron for the appellee.

No. 79-938. Allstate Insurance Company, petitioner, *v.* Lavinia Hague, etc. Argued by Mr. Mark M. Nolan for the petitioner and by Mr. Andreas F. Lowenfeld for the respondent.

No. 79-5903. H. L., etc., appellant, *v.* Scott M. Matheson, et al. Argued by Mr. David S. Dolowitz for the appellant and by Mr. Paul M. Tinker for the appellees.

No. 79-567. United States, petitioner, *v.* Eugene DiFrancesco. Argued by Mr. Andrew L. Frey for the petitioner and by Mr. Edgar C. NeMoyer for the respondent.

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Adjourned until tomorrow at 10 o'clock.

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## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, Mr. Justice Blackmun, Mr. Justice Powell, Mr. Justice Rehnquist, and Mr. Justice Stevens.

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### ADMISSIONS TO THE BAR ON ORAL MOTION

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Theresa M. Green	Chicago, Ill.	J. William Doolittle, Jr.
Gary Morton Welsh	Washington, D.C.	J. William Doolittle, Jr.
Jay Victor Jory	Fresno, Calif.	Jack T. Ford
Alan Barry Cramer	Arlington, Va.	John L. Melnick

### ORAL ARGUMENT

No. **78-1841**. Julius T. Cuyler, Superintendent, State Correctional Institution, et al., petitioners, *v.* John Adams. Argued by Ms. Maria Parisi Vickers for the petitioners and by Mr. James D. Crawford for the respondent.

No. **79-939**. Delaware State College, et al., petitioners, *v.* Columbus B. Ricks. Argued by Mr. Nicholas H. Rodriguez for the petitioners and by Miss Judith E. Harris for the respondent.

No. **79-952**. Eddie C. Thomas, petitioner, *v.* Review Board of the Indiana Employment Security Division, et al. Argued by Mrs. Blanca Bianchi de la Torre for the petitioner and by Mr. William E. Daily for the respondents.

No. **79-770**. Environmental Protection Agency, petitioner, *v.* National Crushed Stone Association, et al.; Douglas M. Costle, Administrator, etc., petitioner *v.* Consolidation Coal Company, et al. Argued by Mr. Andrew J. Levander for the petitioner, *pro hac vice*, by special leave of the Court, and by Mr. George C. Freeman, Jr. for the respondents Consolidation Coal Company, et al. and Mr. Theodore L. Garrett for the respondents National Crushed Stone Association, et al.

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Adjourned until tomorrow at 10 o'clock.

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## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, Mr. Justice Blackmun, Mr. Justice Powell, Mr. Justice Rehnquist, and Mr. Justice Stevens.

### ADMISSIONS TO THE BAR ON ORAL MOTION

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Sidney L. Gelber	Montebello, Calif.	Mark Irving Levy
Martin Howard Rub	Los Angeles, Calif.	Mark Irving Levy
Rosalie Woods Green	Benicia, Calif.	Diane Marie Sullivan
Willam E. Cosden	Orinda, Calif.	Woodrow Davis Wollesen

### ORAL ARGUMENT

No. **79-1127**. W. J. Estelle, Jr., Director, Texas Department of Corrections, petitioner, *v.* Ernest Benjamin Smith. Argued by Ms. Anita Ashton for the petitioner and by Mr. Joel Berger for the respondent.

No. **79-935**. Marvin Allen, et al., petitioners, *v.* Willie McCurry. Argued by Mr. John J. Fitzgibbon for the petitioners and by Mr. Jeffrey J. Shank for the respondent.

No. **79-1186**. Orville E. Dennis, petitioner, *v.* Sidney Sparks and R. L. Lynd, etc. Argued by Mr. Finley L. Edmonds for the petitioner and by Mr. Garland F. Smith for the respondents.

No. **79-816**. Potomac Electric Power Company, petitioner, *v.* Director, Office of Workers' Compensation Programs, United States Department of Labor, et al. Argued by Mr. Richard W. Turner for the petitioner and by Mrs. Elinor H. Stillman for the respondent Director, Office of Workers' Compensation Programs and Mr. Leslie Scherr for the respondent Terry M. Cross, Jr.

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Adjourned until Tuesday, October 14, 1980 at 10 o'clock.

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## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, Mr. Justice Backmun, Mr. Justice Powell, Mr. Justice Rehnquist, and Mr. Justice Stevens.

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The Chief Justice said:

"Today's orders of the Court have been certified by the Chief Justice, filed with the Clerk and will not be announced orally."

## APPEALS—SUMMARY DISPOSITION

No. **79-1862**. Globe Newspaper Company, appellant, *v.* Superior Court for the County of Norfolk. Appeal from the Supreme Judicial Court of Massachusetts. Judgment vacated and case remanded to the Supreme Judicial Court of Massachusetts for further consideration in light of *Richmond Newspapers, Inc. v. Virginia*, 448 U.S. — (1980).

No. **80-55**. Thomas J. Mastrangelo, appellant, *v.* Pennsylvania. Appeal from the Supreme Court of Pennsylvania, Eastern District. The appeal is dismissed for want of a substantial federal question. Mr. Justice Brennan and Mr. Justice Stevens would note probable jurisdiction and set the case for oral argument.

No. **80-173**. Charles Barmat, appellant, *v.* Lloyd Robertson, etc., et al. Appeal from the Court of Appeals of Arizona, Division Two. The appeal is dismissed for want of a substantial federal question.

No. **80-5212**. Lyle H. Prenzler, appellant, *v.* R. Keith Pike, et al. Appeal from the Court of Appeal of California, Fourth Appellate District. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. **80-5213**. Lyle H. Prenzler, appellant, *v.* R. Keith Pike, et al. Appeal from the United States Court of Appeals for the Ninth Circuit. The appeal is dismissed for want of jurisdiction.

## CERTIORARI—SUMMARY DISPOSITION

No. **80-183**. Illinois, petitioner, *v.* James E. Weber. On petition for writ of certiorari to the Appellate Court of Illinois, Third District. The motion of respondent for leave to proceed *in forma pauperis* and the petition for a writ of certiorari granted. Judgment vacated and

case remanded to the Appellate Court of Illinois, Third District, for further consideration in light of *United States v. Salvucci*, 448 U.S. — (1980).

**No. 80-5187.** John H. Taylor, petitioner, *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Third Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and the petition for writ of certiorari to the United States Court of Appeals for the Third Circuit granted. Judgment vacated and case remanded to the United States Court of Appeals for the Third Circuit for further consideration in light of the position presently asserted by the Solicitor General in his memorandum for the United States filed September 17, 1980. Mr. Justice White and Mr. Justice Rehnquist dissent.

#### ORDERS IN PENDING CASES

**No. A-230.** Richard Hayden, applicant, *v.* Florida. The application for stay addressed to Mr. Justice Brennan and referred to the Court is denied.

**No. A-239.** Catherine Gluck, applicant, *v.* Julius Gluck. The application for stay addressed to the Chief Justice and referred to the Court is denied.

**No. A-251.** Michael R. Wood, applicant, *v.* U.S. District Court for the Central District of California. The application for stay addressed to Mr. Justice White and referred to the Court is denied.

**No. A-286.** California, applicant, *v.* Barry Floyd Braeseke. The stay heretofore entered by Mr. Justice Rehnquist is continued pending the timely filing and disposition of a petition for writ of certiorari.

**No. A-303.** Michael O. Myers, et al., applicants, *v.* National Broadcasting Company, Inc., et al. The application for stay, presented to Mr. Justice Marshall and by him referred to the Court, is denied.

**No. D-188.** In the Matter of Disbarment of John A. Kesler. Disbarment entered.

**No. 78-1318.** Helen B. O'Bannon, Secretary of Public Welfare, Pennsylvania, petitioner, *v.* Town Court Nursing Center, et al. The motion of respondent Town Court Nursing Center, Inc., to amend the judgment is denied. Mr. Justice Marshall took no part in the consideration or decision of this motion.

**No. 79-404.** United States, petitioner, *v.* Jesus E. Cortez and Pedro Hernandez-Loera. Motion of respondents for divided argument granted.

**No. 79-408.** City of Milwaukee, et al., petitioners, *v.* Illinois and Michigan. Motion of the Solicitor General for leave to participate in oral argument, as *amicus curiae*, granted.

No. **79-824**. Federal Communications Commission, et al., petitioners, *v.* WNCN Listeners Guild, et al. ;

No. **79-825**. Insilco Broadcasting Corporation, et al., petitioners, *v.* WNCN Listeners Guild, et al. ;

No. **79-826**. American Broadcasting Companies, Inc., et al., petitioners, *v.* WNCN Listeners Guild, et al. ; and

No. **79-827**. National Association of Broadcasters, et al., petitioners, *v.* WNCN Listeners Guild, et al. Motion of petitioners in No. 79-824 for divided argument denied. Motion of Solicitor General for divided argument granted.

No. **79-1157**. Edward J. Rosewell, etc., et al., petitioners, *v.* LaSalle National Bank, Trustee, etc. Motion of Cook County Legal Assistance Foundation, ex rel. Fred Schubert for leave to file a brief, as *amicus curiae*, granted.

No. **79-1171**. Minnesota, petitioner, *v.* Clover Leaf Creamery Company, et al. Motion of the Solicitor General for leave to participate in oral argument, as *amicus curiae*, granted.

No. **79-1320**. Raymond Kassel, et al., appellants, *v.* Consolidated Freightways Corporation of Delaware. Motion of Association of American Railroads for leave to file a brief, as *amicus curiae*, granted.

No. **79-1420**. Firestone Tire & Rubber Company, petitioner, *v.* John C. Risjord. Motion of petitioner to supplement the record granted.

No. **79-1601**. George Sumner, Warden, petitioner, *v.* Robert Mata. Motion of petitioner for divided argument denied.

No. **79-1631**. Democratic Party of the United States of America, et al., appellants, *v.* Bronson C. La Follette, et al. Motion of the Democratic Conference for leave to file a brief, as *amicus curiae*, granted. Motion of appellees for divided argument granted. Request for additional time for oral argument denied.

No. **79-1764**. Texas Department of Community Affairs, petitioner, *v.* Joyce Ann Burdine. Motion of Lonny F. Zweiner, Esquire, to permit Gregory Wilson, Esquire, to present oral argument *pro hac vice* on behalf of petitioner granted.

#### APPEALS—JURISDICTION NOTED

No. **79-1640**. James F. Schad, et al., appellants, *v.* Borough of Mount Ephraim. Appeal from the Superior Court of New Jersey, Appellate Division. In this case probable jurisdiction noted.

No. **80-195**. Metromedia, Inc., et al., appellants, *v.* City of San Diego, et al. Appeal from the Supreme Court of California. In this case probable jurisdiction noted.

## CERTIORARI GRANTED

No. 79-1777. Complete Auto Transit, Inc., et al., petitioners, *v.* Danny Reis, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit granted.

No. 80-169. United Parcel Service, Inc., petitioner, *v.* William Mitchell. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit granted.

No. 80-180. W. C. McDaniel, et al., petitioners, *v.* Jose Sanchez, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit granted.

No. 79-1794. Michigan, petitioner, *v.* George Summers. Motion of respondent for leave to proceed *in forma pauperis* and petition for writ of certiorari to the Supreme Court of Michigan granted.

No. 79-1997. Connecticut Board of Pardons, et al., petitioners, *v.* David Dumschat, et al. Motion of respondents Brown and Czaja for leave to proceed *in forma pauperis* and petition for writ of certiorari to the United States Court of Appeals for the Second Circuit granted.

## CERTIORARI DENIED

No. 79-2030. Robert L. Bostick, et al., petitioners, *v.* Daniel J. Boorstin, Librarian for the Library of Congress. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 79-2064. Eric Waldbaum, petitioner, *v.* Fairchild Publications, Inc. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 79-6848. Leroy Carver, petitioner, *v.* Warden McElroy. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-6856. Loren Cheers, petitioner, *v.* Secretary of Health and Human Services. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 80-17. Ernest L. Bowers, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 80-35. Saul M. Weingarten, petitioner, *v.* Paul Block, et al. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied.

No. **80-41**. Illinois, et al., petitioners, *v.* Interstate Commerce Commission, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-53**. North American Soccer League, et al., petitioners, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-75**. Keco Industries, Inc., petitioner, *v.* Equal Employment Opportunity Commission. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-78**. Anthony Provenzano, Stephen Andretta and Thomas Andretta, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-107**. Menominee Tribe of Indians, et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. **80-111**. Anna Barr and Abraham Barr, as Administrators De-Bonis non of the goods, chattels and credits of Thomas Nathaniel Barr, deceased, petitioners, *v.* City of New York, et al. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, Second Judicial Dept., denied.

No. **80-117**. Ishvarbhai J. Patel, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-153**. Ann Flahiff Heady, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-155**. Amstar Corporation, petitioner, *v.* Domino's Pizza, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-156**. Massachusetts, petitioner, *v.* Edward H. Hughes. Petition for writ of certiorari to the Supreme Judicial Court of Massachusetts denied.

No. **80-162**. Jack E. Turner, petitioner, *v.* E. T. Raynes. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-164**. Curtis B. Danning, etc., petitioner, *v.* Pacific Propeller, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-166**. John Colby, petitioner, *v.* Patricia Roberts Harris, Secretary of Health and Human Services. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-171**. Save The Bay, Inc., petitioner, *v.* United States Corps of Engineers, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-178**. John Ogiony, et al., petitioners, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-186**. Robert L. Wright, petitioner, *v.* Georgia. Petition for writ of certiorari to the Court of Appeals of Georgia denied.

No. **80-190**. Herman Diamond, petitioner, *v.* United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-194**. Maria Graciela Ramirez, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. **80-197**. Worldwide Church of God, Inc., et al., petitioners, *v.* California. Petition for writ of certiorari to the Superior Court of California, County of Los Angeles, denied.

No. **80-200**. Chase Morsey, Jr., petitioner, *v.* Elmer G. Green and First National Bank in Palm Beach. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-205**. Harold A. Toso, petitioner, *v.* City of Santa Barbara. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **80-206**. Delores Teague, petitioner, *v.* City of St. Louis, Missouri. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-210**. Nellie Atkins Armstrong, petitioner, *v.* Maple Leaf Apartments, Ltd., et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-212**. D. Doyle Mize and Farnham Corporation, petitioners, *v.* Securities and Exchange Commission. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-216**. Charles Kaufman, petitioner, *v.* New Jersey. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. **80-217**. Charles Ben Howell, petitioner, *v.* Carl Thomas, etc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-220**. The Unidentified Remains of a Vessel, etc., petitioner, *v. Platoro Limited, Inc.* Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-225**. Kenneth E. Love, petitioner, *v. South Carolina*. Petition for writ of certiorari to the Supreme Court of South Carolina denied.

No. **80-229**. Charles J. Sellers, Jr., et al., petitioners, *v. Philip D. Rupert, Jr., et al.* Petition for writ of certiorari to the Court of Appeals of New York denied.

No. **80-5033**. Nicholas A. Palmigiano, petitioner, *v. Robert E. Houle*. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **80-5043**. Joanne Lamb Harvey, petitioner, *v. Peggy Sims*. Petition for writ of certiorari to the Court of Appeals of Georgia denied.

No. **80-5071**. Arnold J. Calhoun, petitioner, *v. West Virginia*. Petition for writ of certiorari to the Supreme Court of Appeals of West Virginia denied.

No. **80-5078**. Hipolito P. Navarro, petitioner, *v. United States Parole Commission*. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5085**. Walter Anderson, petitioner, *v. National Labor Relations Board, et al.* Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **80-5104**. Ronald Joseph Hackett, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-5128**. Charles D. Foreman, petitioner, *v. The Bee Bindery, Inc., et al.* Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-5144**. William J. Warren, petitioner, *v. Henry M. Harvey, Acting Director, Whiting Forensic Institute*. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-5178**. Kevin Ronald Hamilton, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-5183**. Killie Ray Howard, petitioner, *v. Kentucky*. Petition for writ of certiorari to the Supreme Court of Kentucky denied.

No. **80-5192**. Andrew Renfro, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5195**. Margrith Beal, petitioner, *v.* Joseph F. Beal. Petition for writ of certiorari to the Court of Appeals of Washington, Division 2, denied.

No. **80-5198**. J. C. McCrary, petitioner, *v.* Pettigrass, Investigator, etc. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-5201**. Robert M. Sneed, petitioner, *v.* Fred W. Hensley, Detective, Asheville Police Department, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-5205**. Arthur Werner Steinke, petitioner, *v.* Minnesota. Petition for writ of certiorari to the Supreme Court of Minnesota denied.

No. **80-5206**. Tony D. Cowart, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5220**. Joseph W. DiSilvestro, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-5221**. Frederick J. Angelucci, petitioner, *v.* Martin Fitzgerald, Commissioner of Vermont Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-5225**. Arthur Cauley, petitioner, *v.* New York. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, Second Judicial Dept., denied.

No. **80-5234**. Theresa P. Bleier, petitioner, *v.* General Services Administration, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-5239**. Clara B. Penn, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-5259**. Jerry Gwin Godfrey, petitioner, *v.* Alabama. Petition for writ of certiorari to the Court of Criminal Appeals of Alabama denied.

No. **80-5260**. Perry Edward Turner, Jr., petitioner, *v.* County of Siskiyou, et al. Petition for writ of certiorari to the Court of Appeal of California, Third Appellate District, denied.

No. **80-5262**. Frank Nelson, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-5294**. Sonia Berman, petitioner, *v.* Board of Review, New Jersey Department of Labor and Industry, et al. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. **80-5295**. Richard Dale Luther, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5299**. David Stone, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-5301**. Richard Joel Higgins, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5313**. Clovis Carl Green, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-5314**. Clovis Carl Green, Jr., petitioner, *v.* Norman A. Carlson, Director, Federal Bureau of Prisons, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **80-5318**. Anthony Vezzana, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-5326**. Frederick D. Graham, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-5329**. Howard Taft Kalsbeck, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5331**. Jesse Joseph Tafero, petitioner, *v.* Louie L. Wainwright. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5332**. Clarence Frederick Schmidt, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-5334**. Guy Stephen Wertz, et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

- No. **80-5347**. Larry Donnell Fleming, petitioner, *v. Georgia*. Petition for writ of certiorari to the Supreme Court of Georgia denied.
- No. **80-5415**. In Re: Clovis Carl Green, Jr., petitioner. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.
- No. **80-5416**. Clovis Carl Green, petitioner, *v. C. W. Beaver, Warden, et al.* Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.
- No. **79-1457**. International Brotherhood of Electrical Workers, AFL-CIO, Local 1969, et al., petitioners, *v. Rebecca Bise, et al.* Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Brennan, Mr. Justice White and Mr. Justice Marshall would grant certiorari.
- No. **79-1713**. Red Lake Band of Chippewa Indians, petitioner, *v. Minnesota, et al.* Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied. Mr. Justice Blackmun would grant certiorari.
- No. **79-1920**. Safeway Stores, Inc., et al., petitioners, *v. Meat Price Investigators Association, et al.*;
- No. **79-1959**. Meat Price Investigators Association, et al., petitioners, *v. Safeway Stores, Inc., et al.*;
- No. **79-2060**. A. L. Black, et al., petitioners, *v. Albertson's, Inc., et al.*;
- No. **80-103**. Richard S. Lowe, et al., petitioners, *v. Safeway Stores, Inc., et al.*; and
- No. **80-105**. R. Dirk Agee, et al., petitioners, *v. Safeway Stores, Inc., et al.* Petitions for writs of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Mr. Justice Blackmun took no part in the consideration or decision of these petitions.
- No. **79-1988**. Earth Satellite Corporation and Continental Casualty Company, petitioners, *v. Robert Hastings, et al.* Motion of respondent Hastings for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.
- No. **80-237**. Ohio, petitioner, *v. Carolyn Young*. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the Supreme Court of Ohio denied.
- No. **79-6512**. Eugene Holloway, petitioner, *v. Florida*. Petition for writ of certiorari to the District Court of Appeal of Florida, Third District, denied. Dissenting opinion by Mr. Justice Blackmun with whom Mr. Justice Brennan and Mr. Justice Marshall join.

No. 79-6583. Bill B. Moorefield, petitioner, *v.* United States Secret Service, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Dissenting opinion by Mr. Justice White with whom Mr. Justice Brennan joins.

No. 80-157. E. R. Squibb & Sons, Inc., petitioner, *v.* Judith Sindell, et al.;

No. 80-158. The Upjohn Company, petitioner, *v.* Judith Sindell, et al.;

No. 80-170. Rexall Drug Company and Eli Lilly and Company, petitioners, *v.* Judith Sindell, et al.; and

No. 80-172. Abbott Laboratories, petitioner, *v.* Judith Sindell, et al. Petitions for writs of certiorari to the Supreme Court of California denied. Mr. Justice Stewart took no part in the consideration or decision of these petitions.

No. 80-175. Woodlands Telecommunications Corporation, petitioner, *v.* Southwestern Bell Telephone Company. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Mr. Justice Stewart took no part in the consideration or decision of this petition.

No. 80-5208. Garnet Vinson, petitioner, *v.* Richmond Police Department, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied. Mr. Justice Powell took no part in the consideration or decision of this petition.

No. 80-5235. Eddie William Finney, petitioner, *v.* Charles R. Balkcom, Warden. Petition for writ of certiorari to the Superior Court of Georgia, Tattnall County, denied. Dissenting statement by Mr. Justice Brennan and Mr. Justice Marshall.

No. 80-5252. Willie Luther Steelman, petitioner, *v.* Arizona. Petition for writ of certiorari to the Supreme Court of Arizona denied. Dissenting statement by Mr. Justice Brennan and Mr. Justice Marshall.

No. 80-5268. Anthony Antone, petitioner, *v.* Florida. Petition for writ of certiorari to the Supreme Court of Florida denied. Dissenting statement by Mr. Justice Brennan and Mr. Justice Marshall.

#### PETITIONS FOR WRITS OF HABEAS CORPUS DENIED

No. 80-5311. *In re* Alvaro L. Hernandez, Jr., petitioner. Petition for writ of habeas corpus denied.

No. 80-5312. *In re* Alvaro L. Hernandez, Jr., petitioner. Petition for writ of habeas corpus denied.

## REHEARING DENIED

No. 79-1694. Rogers Hamilton, petitioner, *v.* General Motors Corporation. Petition for rehearing denied.

## RECESS ORDER

The Court will take a recess from Monday, October 20, 1980 until Monday, November 3, 1980.

## ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
John Edgar Acuff Sr.	Cookeville, Tenn.	Solicitor General Wade H. McCree, Jr.
Chris William Altenbernd	Tampa, Fla.	Morris E. White
Tim K. Baker	Tahlequah, Okla.	Leroy James Patton
R. Thomas Beadles, Jr.	Oklahoma City, Okla.	Howard Alan Levine
James E. Boyers, Jr.	Thomaston, Ga.	John James Flynt, Jr.
Thomas Bernard Carr	Washington, D.C.	Herbert John Miller, Jr.
Dennis Yan-Shan Chu	Honolulu, Hawaii	Donna May Woo
James Estill Cleveland III	Ashland, Ky.	Porter McLain Gray
Gary I. Cohen	Seymour, Conn.	Jacob D. Zeldes
Stephen Wright Cooper	Saint Paul, Minn.	Michael Henry Burns
Craig Cотора	Newport Beach, Calif.	Richard Henry Spooner
Robert Arthur Cox	St. Louis, Mo.	William E. Albrecht
David H. Deitsch	New York, N.Y.	Max J. Gwertz- man
Steven John Dixon	Salt Lake City, Utah	William Durrell Nielsen II
Nicholas Gregory Dumich	Atlanta, Ga.	Arthur K. Bolton
Gary Steven Elster	San Diego, Calif.	Robert Paul Mallory
William Lee Fergus	Osceola, Ark.	Mr. Justice Lewis F. Powell, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Joaquin N. Fernandez	Miami, Fla.	Herman I. Bretan
Robert Marc Fillmore	Lawrence, Kans.	Robert T. Stephan
Paula I. Forney	Zuni, N. Mex.	Richard J. Rubin
Stephen R. Froling	New York, N.Y.	William P. Rogers
Randall L. Gammill	Hazen, Ark.	Jerome J. Screeton
James Alexander Geocaris	Chicago, Ill.	Judge Joseph R. Gill
Thomas K. Gilhool	Philadelphia, Pa.	Michael Churchill
James C. Goodale	New York, N.Y.	Standish Forde Medina, Jr.
James Kellogg Green	West Palm Beach, Fla.	James L. Eisenberg
Ira Frank Gropper	Miami, Fla.	Alan Latman
Michael J. Gross	Waukesha, Wis.	William F. Reilly
Edward David Heffernan	Rockville, Md.	Peter M. Shannon, Jr.
William Davis Hewitt	Atlanta, Ga.	Arthur K. Bolton
Lawrence A. Jegen III	Indianapolis, Ind.	William Franklin Harvey
Thomas M. Jorde	Berkeley, Calif.	William C. Kelly, Jr.
William M. Karr III	Elkins, W. Va.	Jack Robert Nuzum
Terry Leon King	Marietta, Ga.	Oliver Eugene Trotter, Jr.
Robert Varde Kuenzel	Los Angeles, Calif.	William C. Kelly, Jr.
Dennis W. Ladd	Jefferson, Iowa	Richard N. Winders
J. Michael Lamberth	Atlanta, Ga.	James Clinkscales Hill
Boyd S. Lemon	Los Angeles, Calif.	Arthur R. Chenen
James M. Levine	Oklahoma City, Okla.	Howard Alan Levine
Alan D. Lourie	Philadelphia, Pa.	Donald Robert Dunner
Steven John Luchsinger	Chicago, Ill.	Marcia B. Orr
Horace Nolan Lynn	Montgomery, Ala.	J. Knox Argo
James Cameron Mahan	Las Vegas, Nev.	George R. Lyles

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Louis A. Mangone	New York, N.Y.	Daniel F. O'Connell
Robert Rogan Marshall	Raymond, Miss.	Patrick Hugh Scanlon
Michael R. Masinter	Miami, Fla.	Bruce S. Rogow
David Stuart McEachran	Bellingham, Wash.	Patrick L. Brock
John S. McEwan II	Orlando, Fla.	Oswald Beverly McEwan
Patrick M. McHugh	Harrisburg, Pa.	David Shotel
Buddy Michael Mears	Decatur, Ga.	Henry Raiford Hodges, Jr.
William E. Metcalf	Pittsburg, Kans.	James Martin Macnish, Jr.
George R. Moorman	Brenham, Tex.	Richard Charles Spinn
William A. Nelson	Middlebury, Vt.	James L. Morse
Neil Ernest Norquest	McAllen, Tex.	Oscar Carl Hamilton, Jr.
David B. O'Connor	Cambridge, Mass.	Joseph H. Elcock, Jr.
A. W. Orton	Richmond, Calif.	G. William Hunter
James Francis Parker	San Antonio, Tex.	Herbert D. Kelleher
Arnold Milton Paul	Santa Barbara, Calif.	John Marshall Sink
Fred Pickard	Birmingham, Ala.	William M. Dawson, Jr.
Thomas Joseph Plunkert	St. Louis, Mo.	Joseph L. Leritz
Lucas A. Powe, Jr.	Austin, Tex.	Charles Alan Wright
Keith M. Pyburn, Jr.	New Orleans, La.	Horace A. Thompson III
Alwine M. Ragland	Lake Providence, La.	Judge Gladys Kessler
George Gus Rhodes	Taylor, Nebr.	Carlos E. Schaper
Stephen Drexel Ridley	New Orleans, La.	Robert K. McCalla
Ronald O. Roeser	West Dundee, Ill.	John B. Hirsch
Arthur Eugene Rollo	Shreveport, La.	Fred C. Sexton, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Lawrence Rosenzweig	Los Angeles, Calif.	Abe F. Levy
Edward Francis Ruberry	Chicago, Ill.	Francis John McConnell
Edwin Palmer Rutan II	New York, N. Y.	Standish Forde Medina, Jr.
Howard J. Schulman	Baltimore, Md.	Peter G. Angelos
Thomas A. Seaton	Oakland, Calif.	Sol Schildhause
Michael Richard Sheldon	Middlefield, Conn.	Thomas I. Emerson
Ira Lee Sorkin	New York, N. Y.	Robert B. Fisk, Jr.
Gregory Lee Stephenson	Glen Burnie, Md.	Lloyd E. Clinton, Jr.
John K. Surman	Springfield, Ill.	Simon Lee Friedman
James Merle Thomas	Seattle, Wash.	John P. Lycette, Jr.
Joseph Thomas Tokarz II	Richmond, Va.	Joseph Paul Rapisarda, Jr.
Frank R. Ubhaus	San Jose, Calif.	James Francis Hewitt
David Mark Wells	Bloomington, Ill.	Gary L. Pauley
Gerald B. Wetlaufer	Washington, D.C.	Jerry D. Anker
William P. Willis, Jr.	Tahlequah, Okla.	Leroy James Patton
Lillian Fingerhut Ziskin	Los Angeles, Calif.	Richard G. Sherman

#### ADMISSIONS TO THE BAR ON ORAL MOTIONS

Harry H. Kutner, Jr.	Mineola, N. Y.	Daniel G. Buckley
Stephen Denis Kutner	Mineola, N. Y.	Daniel G. Buckley
Frederick G. Minnis, Jr.	St. Petersburg, Fla.	Fred Gillam Minnis
Mark John Skakun, III	Canton, Ohio	Endicott Peabody
Warren P. Kujawa	San Francisco, Calif.	Jay Morton Cantor

#### ORAL ARGUMENT

No. 79-983. United States, appellant, *v.* Hubert L. Will, et al.; and

No. 79-1689. United States, appellant, *v.* Hubert L. Will, et al. One and one half hours allowed for oral argument. Argued by Mr. Kenneth S. Geller for the appellant and by Mr. Kevin M. Forde for the appellees.

No. **79-855**. Sidney A. Diamond, Commissioner of Patents and Trademarks, petitioner, *v.* John J. Bradley and Benjamin S. Franklin. Argued by Mr. Lawrence G. Wallace for the petitioner and by Mr. Nicholas Prasinos for the respondents.

No. **79-1112**. Sidney A. Diamond, Commissioner of Patents and Trademarks, petitioner, *v.* James R. Diehr, II and Theodore A. Luton. Argued by Mr. Lawrence G. Wallace for the petitioner and by Mr. Robert E. Wickersham for the respondents.

No. **79-1033**. Webb's Fabulous Pharmacies, Inc., et al., appellants, *v.* Arthur H. Beckwith, Jr., Clerk of the Circuit Court, etc. Argument commenced by Mr. Harvey M. Alper for the appellants and continued by Mr. Harry A. Stewart for the appellee.

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Adjourned until tomorrow at 10 o'clock.

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## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, Mr. Justice Blackmun, Mr. Justice Powell, Mr. Justice Rehnquist, and Mr. Justice Stevens.

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### ADMISSIONS TO THE BAR ON ORAL MOTIONS

Applicant	City and State	Movant
Mary Reed	Reno, Nev.	Solicitor General Wade H. Mc- Cree, Jr.
Sidney Knable	Torrance, Calif.	Solicitor General Wade H. Mc- Cree, Jr.
Bryce Hayes Pettey	Washington, D.C.	Wilson R. Abney
Ronald R. Polan	Milwaukee, Wis.	Burton B. Polansky

### ORAL ARGUMENT

**No. 79-1033.** Webb's Fabulous Pharmacies, Inc., et al., appellants, *v.* Arthur H. Beckwith, Jr., Clerk of the Circuit Court, etc. Argument continued by Mr. Harry A. Stewart for the appellees and concluded by Mr. Harvey M. Alper for the appellants.

**No. 79-5602.** Feodor Fedorenko, petitioner, *v.* United States. Argued by Mr. Brian M. Gildea for the petitioner and by Mr. Attorney General Benjamin R. Civiletti for the respondent.

**No. 79-900.** Federal Trade Commission, et al., petitioners, *v.* Standard Oil Company of California. Argued by Mr. Solicitor General Wade H. McCree, Jr., for the petitioners and by Mr. George A. Sears for the respondent.

**No. 79-1003.** County of Imperial, California, et al., petitioners, *v.* Guillermo Gallego Munoz, et al. Argued by Mr. James H. Harmon for the petitioners and by Mr. William H. Kronberger, Jr., for the respondents.

**No. 79-927.** Board of Governors of the Federal Reserve System, petitioner, *v.* Investment Company Institute. Argued by Mr. Stephen M. Shapiro for the petitioner and by Mr. G. Duane Vieth for the respondent.

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Adjourned until Monday, October 20, 1980, at 10 o'clock.



## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, Mr. Justice Blackman, Mr. Justice Rehnquist, and Mr. Justice Stevens.

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The Chief Justice said:

"Today's orders of the Court have been certified by the Chief Justice, filed with the Clerk, and will not be announced orally."

## OPINION PER CURIAM

No. 79-1901. Colorado, petitioner, *v.* Peter Rodney Bannister. On petition for writ of certiorari to the Supreme Court of Colorado. Petition for writ of certiorari and motion of respondent for leave to proceed *in forma pauperis* granted, judgment vacated and case remanded to the Supreme Court of Colorado for further proceedings not inconsistent with the opinion of this Court. Opinion *per curiam*.

## APPEALS—SUMMARY DISPOSITION

No. 80-116. Angelo Darrigo, appellant, *v.* State Commission on Judicial Conduct, et al. Appeal from the Appellate Division, Supreme Court of New York, First Judicial Department. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied. Mr. Justice White and Mr. Justice Stevens would dismiss for want of a substantial federal question.

No. 80-215. Edwin W. Edwards, et al., appellants, *v.* Service Machine & Shipbuilding Corporation, Inc., et al. Appeal from the United States Court of Appeals for the Fifth Circuit. Judgment affirmed.

No. 80-235. Cornelia Crenshaw, appellant, *v.* Ray Blanton, Governor of Tennessee, et al. Appeal from the Court of Appeals of Tennessee, Middle Division. The appeal is dismissed for want of a properly presented federal question.

No. 80-5173. Ambrose W. J. Clay, appellant, *v.* Allen Banks Hall, et al. Appeal from the Court of Appeals of Tennessee, Middle Division. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. 80-5272. William H. Brown, appellant, *v.* Kansas Workmen's Compensation Fund. Appeal from the Supreme Court of Kansas. The appeal is dismissed for want of a substantial federal question. Mr.

Justice Stewart took no part in the consideration or decision of this case.

#### CERTIORARI—SUMMARY DISPOSITION

No. 79-972. Westvaco Corporation, et al., petitioners, *v.* Adams Extract Company, et al. Appeal from the United States Court of Appeals for the Fifth Circuit. The motion of respondents Owens-Illinois, Inc., et al. to dismiss the writ of certiorari is granted. The motion of Westvaco Corp. to dismiss the writ of certiorari pursuant to Rule 53 is granted. The motion of Mead Corp. for leave to intervene as a party petitioner is denied. The writ of certiorari is dismissed. Mr. Justice Powell took no part in the consideration or decision of this case.

No. 79-1970. Valentine R. Ciccone, petitioner, *v.* Textron, Inc. On petition for writ of certiorari to the United States Court of Appeals for the First Circuit. The petition for a writ of certiorari is granted. Judgment vacated and case remanded to the United States Court of Appeals for the First Circuit for further consideration in light of *Mohasco Corp. v. Silver*, 447 U.S. — (1980).

No. 79-1998. California, petitioner, *v.* Robert Joseph Teresinski. On petition for writ of certiorari to the Supreme Court of California. The motion of respondent for leave to proceed *in forma pauperis* is granted. The petition for a writ of certiorari is granted. Judgment vacated and case remanded to the Supreme Court of California for further consideration in light of *United States v. Crews*, 445 U.S. 463 (1980).

No. 80-208. Gilbert Ewald, petitioner, *v.* The Great Atlantic & Pacific Tea Company, Inc. On petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit. The petition for a writ of certiorari is granted. Judgment vacated and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *Mohasco Corp. v. Silver*, 447 U.S. — (1980).

No. 80-5275. Debra Jeanene Bracewell, petitioner, *v.* Alabama. On petition for writ of certiorari to the Court of Criminal Appeals of Alabama. Motion of petitioner for leave to proceed *in forma pauperis* and the petition for writ of certiorari to the Court of Criminal Appeals of Alabama granted. Judgment vacated and case remanded to the Court of Criminal Appeals of Alabama for further consideration in light of *Beck v. Alabama*, 447 U.S. — (1980).

#### ORDERS IN PENDING CASES

No. A-322. Joseph R. Skeen, et al., applicants, *v.* Shirley Hooper, Secretary of State of New Mexico. The application for an injunction presented to Mr. Justice White and by him referred to the Court is denied.

No. **80-552**. California Manufacturers Association, et al., appellants, *v.* Industrial Welfare Commission, et al.; and

No. **80-560**. San Joaquin Nisei Farmers League, et al., appellants, *v.* Industrial Welfare Commission, et al. The order entered by Mr. Justice Rehnquist on September 26, 1980 staying the issuance of a preemptory writ of mandate is vacated and the applications are denied.

No. **80-5216**. Leon Charlie Scott, applicant, *v.* Florida. The application for stay of proceedings in the Supreme Court of Florida addressed to the Chief Justice and referred to the Court is denied.

No. **D-186**. In the Matter of Disbarment of David B. Cooper. Disbarment entered.

No. **D-190**. In the Matter of Disbarment of John P. Fusciello. Disbarment entered.

No. **D-194**. In the Matter of Disbarment of Howard W. Amos. Disbarment entered.

No. **D-191**. In the Matter of Disbarment of Thomas F. Schilpp. Disbarment entered.

No. **79-1388**. Karl J. Kirchberg, appellant, *v.* Joan Paillot Feenstra, et al. The suggestion of mootness filed by appellees Edwards and Louisiana is rejected.

No. **80-83**. Edmund S. Muskie, Secretary of State of the United States, petitioner, *v.* Philip Agee. The motion of respondent to expedite is denied.

No. **80-255**. Georgia Power Company, petitioner, *v.* 138.30 Acres of Land and Mildred B. Sanders, et al. The Solicitor General is invited to file a brief in this case expressing the views of the United States.

No. **80-293**. Unitex Limited, et al., petitioners, *v.* Dan River, Inc. The Solicitor General is invited to file a brief in this case expressing the views of the United States. Mr. Justice Powell took no part in the consideration or decision of this order.

#### APPEAL—JURISDICTION POSTPONED

No. **80-5**. Richard John McCarty, appellant, *v.* Patricia Ann McCarty. Appeal from the Court of Appeal of California, First Appellate District. Further consideration of the question of jurisdiction is postponed to the hearing of the case on the merits.

#### CERTIORARI GRANTED

No. **79-1711**. Middlesex County Sewerage Authority, et al., petitioners, *v.* National Sea Clammers Association, et al.;

No. 79-1754. Joint Meeting of Essex and Union Counties, petitioner, *v.* National Sea Clammers Association, et al.;

No. 79-1760. City of New York, et al., petitioners, *v.* National Sea Clammers Association, et al.; and

No. 80-12. Environmental Protection Agency, et al., petitioners, *v.* National Sea Clammers Association, et al. Petitions for writs of certiorari to the United States Court of Appeals for the Third Circuit granted, limited to the following questions:

1. Whether the Federal Water Pollution Control Act, 33 U.S.C. (& Supp. I) §§ 1251 *et seq.*, and the Marine Protection, Research and Sanctuaries Act of 1972, 33 U.S.C. (& Supp. I) §§ 1401 *et seq.*, imply a private right of action independent of the rights explicitly created by the citizens suit provisions of those Acts, 33 U.S.C. § 1415(g).

2. Whether a private citizen has standing to maintain a federal common law nuisance action for alleged damages sustained resulting from ocean pollution as a general federal question under 28 U.S.C. § 1331.

3. Whether any federal common law nuisance action for alleged damages sustained resulting from ocean pollution, if available to a private citizen, is not preempted by the present regulatory scheme governing ocean pollution established by the Federal Water Pollution Control Act and the Marine Protection, Research and Sanctuaries Act.

The cases are consolidated and a total of one hour is allotted for oral argument.

No. 79-1734. Robert Parratt and Frances Lugenbill, petitioners, *v.* Bert Taylor, Jr. Motion of respondent for leave to proceed *in forma pauperis* and petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit granted.

#### CERTIORARI DENIED

No. 79-1637. J. P. Stevens & Co., Inc., petitioner, *v.* National Labor Relations Board, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 79-1913. Aaacon Auto Transport, Inc., petitioner, *v.* Judith A. Miller. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-6724. Thomas Walter Shaw, petitioner, *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. 79-6751. Phillip L. Jacobs, petitioner, *v.* Charles Rowe, Director, Department of Corrections of Illinois, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 79-6833. Bruno Kramarczyk, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. 80-37. Roy John Lester, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, denied.

No. 80-95. Environmental Defense Fund, Inc., et al., petitioners, *v.* Clifford L. Alexander, Secretary of the Army, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 80-106. SAICI, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 80-118. Kerry P. Day, et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 80-128. Investors Research Corporation and James E. Stowers, petitioners, *v.* Securities and Exchange Commission and Richard H. Driehaus. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 80-132. Gerald W. Berg, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 80-145. C. Fred Underwood, et al., petitioners, *v.* Secretary of the Interior of the United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 80-154. Stanley S. Moles, petitioner, *v.* Morton F. Plant Hospital, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 80-199. Berkley Machine Works & Foundry Company, petitioner, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 80-218. Ronald B. Sherwood, petitioner, *v.* Harold Brown, Secretary of Defense, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 80-219. Big Bear Supermarkets No. 3, etc., petitioner, *v.* National Labor Relations Board, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-228**. Suburban Realty Company, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-240**. Jere Jones, et al., petitioners, *v.* John W. Kneller, individually and as President of Brooklyn College, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-244**. W. C. Aldridge, petitioner, *v.* Georgia. Petition for writ of certiorari to the Court of Appeals of Georgia denied.

No. **80-247**. Tama Meat Packing Corp., petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **80-248**. Rudolf Wolff & Co., Ltd., petitioner, *v.* David Neiman, dba The London Group (1974). Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-249**. John V. Schara and Mardell Schara, petitioners, *v.* The Anaconda Company, etc. Petition for writ of certiorari to the Supreme Court of Montana denied.

No. **80-253**. Earle Yanowitz, petitioner, *v.* Ohio. Petition for writ of certiorari to the Court of Appeals of Ohio, Cuyahoga County, denied.

No. **80-260**. Philip Milestone, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-261**. Alfred W. La Rochelle and Estelle Jean La Rochelle, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-267**. James P. Manning, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied.

No. **80-269**. Connecticut, petitioner, *v.* Murray Gold. Petition for writ of certiorari to the Supreme Court of Connecticut denied.

No. **80-272**. T.F.H. Publications, Inc., petitioner, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-279**. Riegel Textile Corporation, petitioner, *v.* Lee Ann Gryc, by her mother and natural guardian, Jacquelyn Gryc, and Jacquelyn Gryc, individually. Petition for writ of certiorari to the Supreme Court of Minnesota denied.

No. **80-282**. Carl Jay Yow, petitioner, *v.* American Home Assurance Company, etc. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-285**. Jerry F. Chvosta, petitioner, *v.* Alison Pierre and Jack Bazie. Petition for writ of certiorari to the Court of Appeals of Ohio, Cuyahoga County, denied.

No. **80-287**. Sylvan R. Shemitz, petitioner, *v.* Deere & Company, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-288**. Rose Shuffman, as Executrix of the Estate of Oscar Shuffman, Deceased, petitioner, *v.* Hartford Textile Corporation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-303**. Will Renfro, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-312**. Jane Bono, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-570**. Lowell M. Stroom, petitioner, *v.* Benjamin Civiletti. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **80-5037**. Curtis Edward Greer, petitioner, *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **80-5050**. James Johns, petitioner, *v.* Nanawale Community Association, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-5069**. Alonzo Morine Mata, petitioner, *v.* Arizona. Petition for writ of certiorari to the Supreme Court of Arizona denied.

No. **80-5096**. Edward J. Raub, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-5117**. Johnny Lee Ellis, petitioner, *v.* Pennsylvania. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Western District, denied.

No. **80-5186**. Frank David Lee Patterson, Sr., petitioner, *v.* Seth N. Garrington, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5203**. Jimmy Louis Phillips, petitioner, *v. Oklahoma, et al.* Petition for writ of certiorari to the Court of Criminal Appeals of Oklahoma denied.

No. **80-5207**. James Edward Davis, petitioner, *v. L. V. Stephenson, et al.* Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-5244**. Gary L. Quigg, petitioner, *v. Roger W. Crist, Warden.* Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-5264**. Annie A. Montgomery, petitioner, *v. National Multiple Sclerosis Society.* Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **80-5267**. William C. Norris, petitioner, *v. New Jersey.* Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. **80-5271**. Ronald Roach, petitioner, *v. Ohio.* Petition for writ of certiorari to the Court of Appeals of Ohio, Cuyahoga County, denied.

No. **80-5292**. Eric L. Clark, petitioner, *v. United States.* Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **80-5293**. James Ervin Boyd, petitioner, *v. United States, et al.*; and James Ervin Boyd, petitioner, *v. United States.* Petitions for writs of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-5333**. Curtis Lee Mayes, petitioner, *v. Dewey Sowders, Warden, Kentucky State Penitentiary.* Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5340**. John H. Meier, petitioner, *v. Hughes Tool Company.* Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-5342**. Andrew Ford, Sr., petitioner, *v. United States.* Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-5348**. Phyllis A. Barrett, petitioner, *v. U.S. Customs Service and the Department of Treasury.* Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5362**. Jerome Kline, petitioner, *v. United States.* Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-5365**. Stephen DeMarco, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-5367**. Frank Sacco, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-5374**. Eugene Pete Garcia, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-5383**. Juanita Laverne Price, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5386**. Douglas McArthur Yates, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5389**. Levon Brown, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-5390**. William R. Wade, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-5391**. Anthony J. Lagattuta, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-5395**. Michael Frederick Devlin, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5409**. Robert J. Benton III, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-5413**. James M. Mize, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-5418**. William Henry Forrest, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5438**. Douglas Allen Wargo, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 79-1545. Amstar Corporation, petitioner, *v.* Southern Pacific Transport Company of Texas and Louisiana. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Dissenting opinion by Mr. Justice Blackmun.

No. 79-1735. Jacqueline Jarrett, petitioner, *v.* Walter Jarrett. Petition for writ of certiorari to the Supreme Court of Illinois denied. Dissenting opinion by Mr. Justice Brennan with whom Mr. Justice Marshall joins. Separate statement by Mr. Justice Blackmun.

No. 79-1909. California, petitioner, *v.* Michael Musante. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, denied.

No. 79-1964. Cecil D. Andrus, Secretary of the Interior, petitioner, *v.* Melton E. Baker. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Dissenting opinion by Mr. Justice Blackmun with whom Mr. Justice Marshall and Mr. Justice Powell join.

No. 79-1995. City of Los Angeles, petitioner, *v.* Adolph Lyons. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Dissenting opinion by Mr. Justice White, with whom Mr. Justice Powell and Mr. Justice Rehnquist join.

No. 79-2068. W. Thurton Thompson, petitioner, *v.* Medical Licensing Board of Indiana, et al. Petition for writ of certiorari to the Court of Appeals of Indiana denied. Mr. Justice Brennan and Mr. Justice Marshall would grant certiorari.

No. 80-147. International Brotherhood of Teamsters, Chauffeurs, Warehousemen and Helpers of America, Local No. 627, petitioner, *v.* George E. Hoffman & Sons, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied. Mr. Justice Stevens took no part in the consideration or decision of this petition.

No. 80-259. Glen L. Rutherford, et al., petitioners, *v.* United States, et al. Motion of American Cancer Society, Inc. for leave to file a brief, as *amicus curiae*, granted. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 80-266. Walter W. Howell, petitioner, *v.* City of Birmingham. Petition for writ of certiorari to the Court of Criminal Appeals of Alabama denied. Mr. Justice Brennan, Mr. Justice Stewart and Mr. Justice Marshall would grant certiorari and reverse the conviction.

No. **80-275**. Robert Michael Davis, et al., petitioners, *v.* Lewis Williams, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Mr. Justice Stewart would grant certiorari.

No. **80-290**. Richard Fiore, petitioner, *v.* Massachusetts. Petition for writ of certiorari to the Appeals Court of Massachusetts denied. Mr. Justice Brennan, Mr. Justice Stewart and Mr. Justice Marshall would grant certiorari.

No. **80-5127**. Placido N. Pineiro, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Mr. Justice Brennan would grant certiorari.

No. **80-5158**. Thomas Alfrey and David Haight, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Mr. Justice Brennan would grant certiorari.

No. **80-5204**. Dewayne Hulsey, petitioner, *v.* Arkansas. Petition for writ of certiorari to the Supreme Court of Arkansas denied. Dissenting statement by Mr. Justice Brennan and Mr. Justice Marshall.

No. **80-5215**. Kenneth Dampier, petitioner, *v.* Georgia. Petition for writ of certiorari to the Supreme Court of Georgia denied. Dissenting statement by Mr. Justice Brennan and Mr. Justice Marshall.

No. **80-5228**. Luis Morine Mata, petitioner, *v.* Arizona. Petition for writ of certiorari to the Supreme Court of Arizona denied. Dissenting statement by Mr. Justice Brennan and Mr. Justice Marshall.

No. **80-5284**. Michael J. Sarto, petitioner, *v.* New Jersey. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied. Mr. Justice Marshall would grant certiorari.

#### PETITIONS FOR HABEAS CORPUS DENIED

No. **80-5422**. *In Re* Ruchell Cinque MaGee, petitioner ;

No. **80-5447**. *In Re* Samuel P. Moore, petitioner. The petitions for writs of habeas corpus denied.

#### ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Michael Paul Anthony	Dallas, Tex.	Douglas Howard Kohrt
A. Victor Antola	Los Angeles, Calif.	Henry J. Steinman, Jr.
Alan I. Baron	Baltimore, Md.	M. Peter Moser

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
James Graham Brannon	Houston, Tex.	Michael K. Swan
Kenneth E. Brody	Harrisburg, Pa.	Paul J. Carey, Jr.
Clair Glenn Burrill	Los Angeles, Calif.	Charles R. Breyer
Daniel N. Burton	Tampa, Fla.	Sam H. Mann, Jr.
Austin V. Campriello	New York, N.Y.	Robert M. Pitler
E. Payson Clark, Jr.	Larchmont, N.Y.	Jon H. Hammer
Stephen M. Colangelo	Alexandria, Va.	Robert Dennis McArver
William T. Coleman III	Philadelphia, Pa.	Peter Hearn
Donald Roy Colvin	Beverly Hills, Calif.	M. Bayard Crutcher
Sirius C. Cook	New York, N.Y.	Allan A. Baillie
Peter Cosgriff	Leadville, Colo.	Peter H. Holme, Jr.
Sidney A. Coven	Boston, Mass.	Louis Chandler
John Stephen Crosley	San Jose, Calif.	John Field Foley
Larry Lee Curran	Huntington Beach, Calif.	Ralph G. Pagter
Dan Cutrer	Dallas, Tex.	Craig Penfold
George F. Dale	Philadelphia, Pa.	Barry C. Dozor
Charles H. Delano III	Springfield, Ill.	Michael John Costello
Edward H. Drayer	Bellflower, Calif.	George E. Danielson
David Hewlett Epperson	Salt Lake City, Utah	Rex J. Hanson
Henry A. Field, Jr.	Madison, Wis.	Gordon Sinykin
James Etheldred Floors	Smithfield, N.C.	James B. Ethridge, Jr.
Charles Curtis Garretson	New Orleans, La.	John Pettit Nelson, Jr.
Martin E. Gerry	Santa Ana, Calif.	L. Lee Humphries
William B. Gerwig	New York, N.Y.	Samuel J. Rozel
Leonard M. Goldstein	Denver, Colo.	Rollie R. Rogers
Jack Yelton Goree	Tulsa, Okla.	Dale Franklin McDaniel
Judy Greenwood	Philadelphia, Pa.	Elliot B. Platt
Daniel F. Gruender	Phoenix, Ariz.	Lewis Picker Ames
Thomas Ludwig Holzman	Washington, D.C.	Charles I. Hadden

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Ellen Segal Huvelle	Washington, D.C.	Edward Bennett Williams
Ronald Charles Jensen	Omaha, Nebr.	David Martin Pedersen
Thomas Donald Jungeberg John F. Kantor	Cleveland, Ohio Wayne, N.J.	Charles E. Craze Bertram Ullman Weinberg
Leon Allen Karjola	Eureka, Calif.	Philip Michael Arnot
Philip S. Kaufman	Los Angeles, Calif.	Frederick L. Spinrad
David Eldon Kithcart	Harlingen, Tex.	Orrin Kendell Johnson
Larry R. Leiby	Miami, Fla.	Leonard Rivkind
Marlene Sheryl Litvak	San Francisco, Calif.	George Morgan Duff III
Lyle Michael MacKenzie	Bellflower, Wis.	George E. Danielson
Molly K. Martin	Madison, Wis.	Gordon Sinykin
Richard Hoyt Matthews	Virginia Beach, Va.	James Dale Bimson
Joseph J. McCann, Jr.	El Segundo, Calif.	Jack B. Owens
Stephen Jay McGuire	Arlington, Va.	James Robert Kleiler
James Michael Merberg Robert Morin Moore	Boston, Mass. Houston, Tex.	F. Lee Bailey Franklin Joyce Cox
David Ashley Nihart	Mobile, Ala.	Charles B. Arendall Jr.
Peter Linn Percy	Eugene, Oreg.	Owen Bryce McCullen
Charles S. Perry	Alexandria, Va.	James Howe Brown, Jr.
Charles Peterson	Atlanta, Ga.	W. Roland Campbell
Thomas Alexis Rivoire	Houston, Tex.	John T. Rafferty
David K. Robinson	Pasadena, Calif.	Don Michael Anthony
Richard V. S. Roosa	Cape Coral, Fla.	Frederick Raymond Dudley

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Lawrence W. Sauer, Jr.	Houston, Tex.	J. Patrick Wiseman
Joseph Jonathan Schraub	Arlington, Va.	Joseph V. Gartlan, Jr.
M. Bays Shoaf, Jr.	Salisbury, N.C.	Fred Grabowsky
William Stuart Simon	Cleveland, Ohio	Marvin A. Sicherman
Judith Kusch Sinclair	Dallas, Tex.	Harold Hoffman
Carol Skornicka	Madison, Wis.	F. Joseph Sensenbrenner, Jr.
William Arthur Snyder, Jr.	Baltimore, Md.	Wilson King Barnes
Kenneth Richard Stettner	Denver, Colo.	Michael H. Jackson
Katherine Tamblyn	Denver, Colo.	William Hurt Erickson
M. D. Taracido	New York, N.Y.	Kenneth Kimerling
Craig Chris Thompson	Sacramento, Calif.	Jan S. Stevens
Raymond Lee Tollett, Jr.	Dallas, Tex.	Aglaia D. Mauzy
Edward Francis Traverse	Eureka, Calif.	Philip Michael Arnot
W. Stanley Walch	St. Louis, Mo.	William Grant Guerri
Lonnie James Wallace	Houston, Tex.	Patrick Allen Clark
Michael G. Wechsler	Washington, D.C.	Armand I. Robinson
Timothy Robert Williams	Des Moines, Iowa	John D. Hudson

ADMISSIONS TO THE BAR ON ORAL MOTIONS

Robert J. Glovsky	Boston, Mass.	William M. Glovsky
Leonard M. Fertman	Los Angeles, Calif.	Judge Paul J. Liacos
Jack Levine	Denver, Colo.	Judge Paul J. Liacos
Stanley Michael Krupa	Middletown, Conn.	Judge Paul J. Liacos
Roland F. Moots, Jr.	New Milford, Conn.	Judge Paul J. Liacos

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Kathleen Alice Hawkins	Washington, D.C.	Judge Paul J. Liacos
Tracy Hollingsworth	Washington, D.C.	Judge Paul J. Liacos
Laurence J. Hyman	Washington, D.C.	Judge Paul J. Liacos
Robert J. Pleshaw	Washington, D.C.	Judge Paul J. Liacos
James Gordon White, Jr.	Washington, D.C.	Judge Paul J. Liacos
George W. Sears, Jr.	Moultrie, Ga.	Judge Paul J. Liacos
Steven N. Aaron	Everett, Mass.	Judge Paul J. Liacos
Irwin S. Albert	Lexington, Mass.	Judge Paul J. Liacos
Israel Bloch	Swampscott, Mass.	Judge Paul J. Liacos
Lynda G. Christian	Boston, Mass.	Judge Paul J. Liacos
Paul R. Devin	Boston, Mass.	Judge Paul J. Liacos
Donald A. Epstein	Boston, Mass.	Judge Paul J. Liacos
Ellen Flatley	Manchester, Mass.	Judge Paul J. Liacos
John J. Harrington	Fall River, Mass.	Judge Paul J. Liacos
Kenneth E. Karger	Boston, Mass.	Judge Paul J. Liacos
Frank W. Kilburn	Boston, Mass.	Judge Paul J. Liacos
Christopher Whitman Kita	Lowell, Mass.	Judge Paul J. Liacos
Marek Lesniewski Laas	Boston, Mass.	Judge Paul J. Liacos
Paul D. Lipsitt	Newton, Mass.	Judge Paul J. Liacos
Lynn Thompson Long	Boston, Mass.	Judge Paul J. Liacos
Denzil D. McKenzie	Boston, Mass.	Judge Paul J. Liacos
Frank Alan Mickelson	Boston, Mass.	Judge Paul J. Liacos

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Carol J. Muller	Woburn, Mass.	Judge Paul J. Liacos
Bert R. Pauling	Boston, Mass.	Judge Paul J. Liacos
Norman Neal Pike	Salisbury, Mass.	Judge Paul J. Liacos
John P. Ryan	Plymouth, Mass.	Judge Paul J. Liacos
John William Silvey	Falmouth, Mass.	Judge Paul J. Liacos
Suzanne R. Spencer	Boston, Mass.	Judge Paul J. Liacos
Martin D. Turpie	Springfield, Mass.	Judge Paul J. Liacos
William B. Tyler	Weston, Maine	Judge Paul J. Liacos
Paul A. Cote	Lewiston, Maine	Judge Paul J. Liacos
Daniel G. Lilley	Portland, Maine	Judge Paul J. Liacos
Robert Frank Preti	Portland, Maine	Judge Paul J. Liacos
Francis Dane Buck, Jr.	Concord, N.H.	Judge Paul J. Liacos
Gerald Taube	Portsmouth, N.H.	Judge Paul J. Liacos
Robert Francis Clark	Lake Hiawatha, N.J.	Judge Paul J. Liacos
Richard F. Collier, Jr.	Morristown, N.J.	Judge Paul J. Liacos
Charles Lawrence Grubman	Hackensack, N.J.	Judge Paul J. Liacos
Richard John Scola	Waldwick, N.J.	Judge Paul J. Liacos
Richard Lionel Zucker	West Orange, N.J.	Judge Paul J. Liacos
Robert H. Beck	White Plains, N.Y.	Judge Paul J. Liacos
Karin Brinton Johnson	New York, N.Y.	Judge Paul J. Liacos
Lenore Kramer	New York, N.Y.	Judge Paul J. Liacos

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Bradford Scott Lovette	Bayville, N.Y.	Judge Paul J. Liacos
Judith J. Shenker	New York, N.Y.	Judge Paul J. Liacos
Jay David Umans	Baldwin, N.Y.	Judge Paul J. Liacos
Barry Lee Weisberg	New York, N.Y.	Judge Paul J. Liacos
Robert Gabriel Miller	Cleveland, Ohio	Judge Paul J. Liacos
Barry Lee Myers	State College, Pa.	Judge Paul J. Liacos
Paul R. Rosen	Philadelphia, Pa.	Judge Paul J. Liacos
Avram N. Cohen	Providence, R.I.	Judge Paul J. Liacos
Roland O. Fournier	Woonsocket, R.I.	Judge Paul J. Liacos
Irving I. Zimmerman	Woonsocket, R.I.	Judge Paul J. Liacos
Elaine Strauschild Blatt	Chicago, Ill.	Solicitor General Wade H. McCree, Jr.
Danold Jean Brennan	Chicago, Ill.	Solicitor General Wade H. McCree, Jr.
Jean Bauer Fisler	Palatine, Ill.	Solicitor General Wade H. McCree, Jr.
Jean M. Grommes	Chicago, Ill.	Solicitor General Wade H. McCrea, Jr.
Linda Ruth Haack	Lockport, Ill.	Solicitor General Wade H. McCrea, Jr.
Mary Frances Hegarty	Chicago, Ill.	Solicitor General Wade H. McCrea, Jr.
Ralla Klepak	Chicago, Ill.	Solicitor General Wade H. McCrea, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Marian Shih-King Ming	Chicago, Ill.	Solicitor General Wade H. McCrea, Jr.
Donna Elaine Renn	Lisle, Ill.	Solicitor General Wade H. McCrea, Jr.
Emily A. Sloane	Chicago, Ill.	Solicitor General Wade H. McCrea, Jr.
Dorothy W. Spinka	Chicago, Ill.	Solicitor General Wade H. McCrea, Jr.
Elinor Porter Swiger	Glenview, Ill.	Solicitor General Wade H. McCrea, Jr.
Janet Betty Wolfe	Chicago, Ill.	Solicitor General Wade H. McCrea, Jr.
Thomas H. Kuergeleis	Columbia, Ill.	John Bartlett Crosby
Terry E. Brummer	St. Louis, Mo.	John Bartlett Crosby
Kathleen P. Carey	St. Louis, Mo.	John Bartlett Crosby
Ralph A. Dobberstein	St. Louis, Mo.	John Bartlett Crosby
Paul L. Dobberstein, Jr.	St. Louis, Mo.	John Bartlett Crosby
James E. Godfrey, Sr.	St. Louis, Mo.	John Bartlett Crosby
Barbara Kurtz	Clayton, Mo.	John Bartlett Crosby
Steven Ira Toybes	St. Louis, Mo.	John Bartlett Crosby
David Lynn Whitt	Clayton, Mo.	John Bartlett Crosby
Ted Martin Williamson	St. Louis, Mo.	John Bartlett Crosby

## ORDER IN PENDING CASE

**A-333.** Whig Party of Alabama, et al., applicants, *v.* Don Siegelman, Secretary of State of Alabama, et al. The application for injunction and other relief presented to Mr. Justice Brennan and by him referred to the Court is denied.

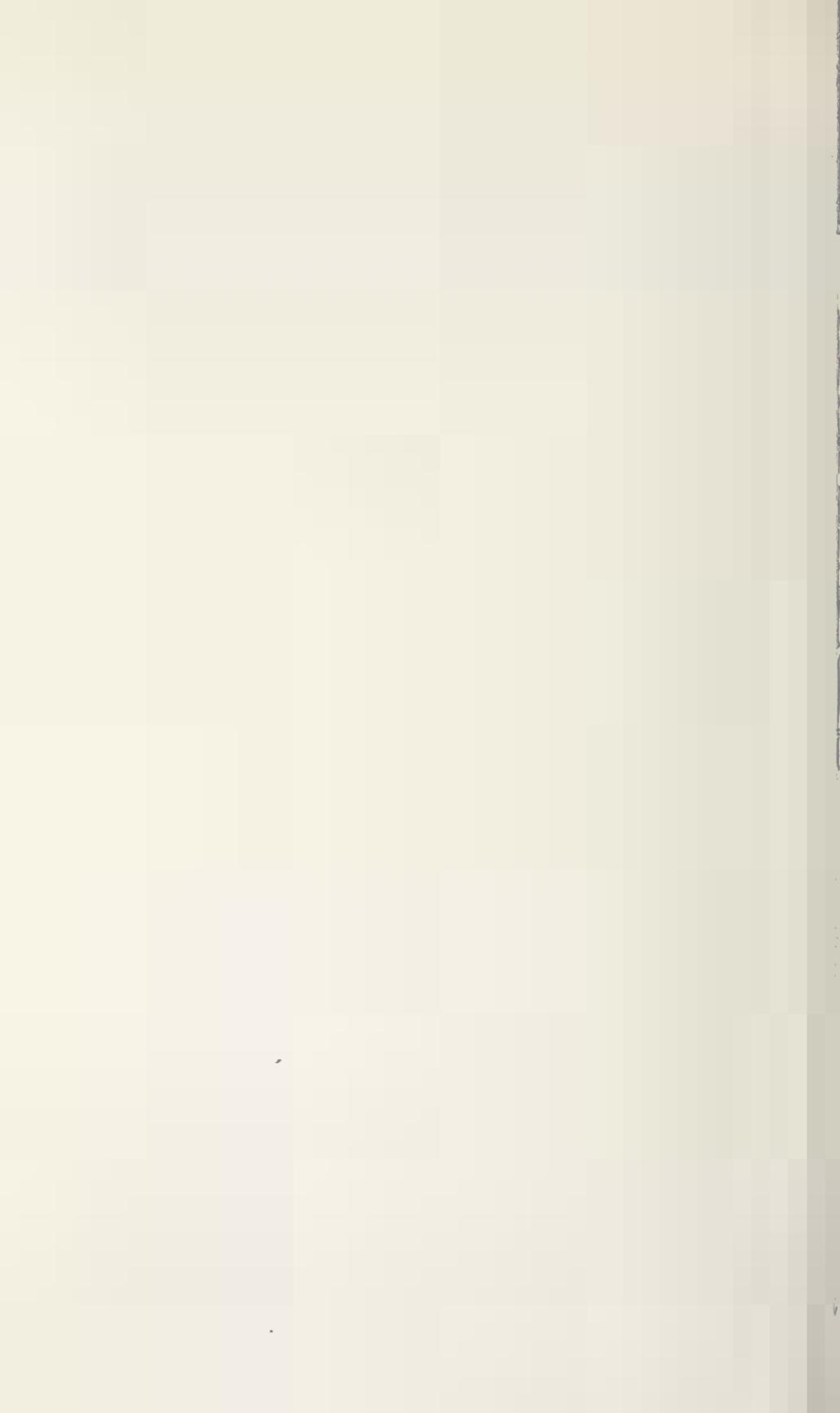
## CERTIORARI—SUMMARY DISPOSITION

No. 79-1356. Kathy Sue Johnson, et al., petitioners, *v.* Board of Education of the City of Chicago, et al. The judgment of the United States Court of Appeals for the Seventh Circuit is vacated and the case is remanded to the United States Court of Appeals for the Seventh Circuit for further consideration in light of the subsequent developments described in the suggestion of mootness filed by respondents on October 2, 1980; the response of petitioners filed on October 10, 1980; the response of the United States, as *amicus curiae*, filed on October 10, 1980; and the reply filed on October 15, 1980.

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Adjourned until Monday, November 3, 1980 at 10 o'clock.

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## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, Mr. Justice Blackmun, Mr. Justice Powell, Mr. Justice Rehnquist, and Mr. Justice Stevens.

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## ORDER IN PENDING CASE

No. A-332. National Republican Senatorial Committee, applicant, v. Democratic Senatorial Campaign Committee and Federal Election Commission. The motion to vacate the temporary stay, heretofore entered by the Chief Justice on October 17, 1980, is denied.

## ORDER

It is ordered that Rule 28.1 of the Rules of the Supreme Court of the United States be amended to read as follows:

"28.1. Pleadings, motions, notices, briefs, or other documents or papers required or permitted to be presented to this Court or to a Justice shall be filed with the Clerk. Any document filed by or on behalf of counsel of record whose appearance has not previously been entered must be accompanied by an entry of appearance. Any document, except a joint appendix or a brief *amicus curiae*, filed by or on behalf of one or more corporations, shall include a listing naming all parent companies, subsidiaries (except wholly owned subsidiaries) and affiliates of each such corporation. This listing may be done in a footnote. If such listing has been included in a document filed earlier in the particular case, reference may be made to the earlier document and only amendments to the listing to make it currently accurate need be included in the document currently being filed."

It is further ordered that Rules 9.3, 9.6, 15.1 (b), 16.2, 21.1 (b), 22.2, 25.4, 34.1 (b), 34.2 and 43.2 be amended by adding at the end of each such Rule the following:

"See Rule 28.1."

The foregoing amendments shall become effective on November 21, 1980.

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## SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, Mr. Justice Blackmun, Mr. Justice Powell, Mr. Justice Rehnquist and Mr. Justice Stevens.

The Chief Justice said:

"Today's orders of the Court have been certified by the Chief Justice, filed with the Clerk, and will not be announced orally."

## APPEALS—SUMMARY DISPOSITION

No. **79-6743**. Glover Allison, appellant, *v.* Fulton-DeKalb Hospital Authority. Appeal from the Supreme Court of Georgia. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied. Dissenting opinion by Mr. Justice Brennan with whom Mr. Justice Marshall joins.

No. **80-189**. Grant-Billingsley Wholesale Liquor Co., Inc., appellant, *v.* Michael C. Lennen, etc., et al. Appeal from the Supreme Court of Kansas. The appeal is dismissed for want of a substantial federal question. Mr. Justice White would note probable jurisdiction and set the case for oral argument. Mr. Justice Brennan took no part in the consideration or decision of this case.

No. **80-301**. Wayne Haven Nursing Home, et al., appellants, *v.* Joanne E. Finley, State Commissioner of Health, et al. Appeal from the Supreme Court of New Jersey. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. **80-313**. Charles Sutton, appellant, *v.* Joint Bar Association Grievance Committee for the Second and Eleventh Judicial Districts. Appeal from the Appellate Division, Supreme Court of New York, Second Judicial Dept. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. **80-5061**. Dennis O'Connor, et ux., appellants, *v.* Palludan Corporation. Appeal from the Supreme Court of Nevada. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. **80-5308**. Richard P. Becker, appellant, *v.* Blythe H. Evans, Jr. Appeal from the United States Court of Appeals for the Third Circuit. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. **80-322**. Stephen Paul Korn, appellant, *v.* Ohio. Appeal from the Court of Appeals of Ohio, Marion County. The appeal is dismissed for want of a substantial federal question.

No **80-377**. Agnes Vogel, appellant, *v.* James L. Robinson and Bernard J. Vogel. Appeal from the Appellate Court of Illinois, Third District. The appeal is dismissed for want of a substantial federal question.

No. **80-5361**. Winifred M. Goudie, appellant, *v.* Mary Hackman and Amanda Ellis. Appeal from the Supreme Court of Virginia. The appeal is dismissed for want of a substantial federal question.

#### CERTIORARI SUMMARY DISPOSITION

No. **79-1886**. California, petitioner, *v.* Willie Edward Level. On petition for writ of certiorari to the Court of Appeal of California, Second Appellate District. The motion of respondent for leave to proceed *in forma pauperis* is granted. The petition for a writ of certiorari is granted. Judgment vacated and case remanded to the Court of Appeal of California, Second Appellate District, to consider whether its judgment is based upon federal or state constitutional grounds, or both. See *California v. Krivda*, 409 U.S. 33 (1972).

No. **80-74**. Melesio Manuel Tapia-Acuna, petitioner, *v.* Immigration and Naturalization Service. On petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit. The petition for a writ of certiorari is granted. Judgment vacated and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of the position presently asserted by the Solicitor General in his brief filed October 3, 1980. The Chief Justice, Mr. Justice White and Mr. Justice Rehnquist dissent and would deny the petition for a writ of certiorari.

No. **80-274**. California, petitioner, *v.* Superior Court of California, County of Santa Clara (Allen Leroy Engert and John Wayne Gamble, Real Parties in Interest). On petition for writ of certiorari to the Court of Appeal of California, First Appellate District. The motion of respondents Engert and Gamble for leave to proceed *in forma pauperis* is granted. The petition for a writ of certiorari is granted. Judgment vacated and case remanded to the Court of Appeal of California, First Appellate District, to consider whether its judgment is based upon federal or state constitutional grounds, or both. See *California v. Krivda*, 409 U.S. 33 (1972). Mr. Justice Brennan, Mr. Justice Stewart and Mr. Justice Stevens dissent.

No. 80-5132. C.P., petitioner, *v.* District of Columbia. On petition for writ of certiorari to the District of Columbia Court of Appeals. Motion of petitioner for leave to proceed *in forma pauperis* and the petition for writ of certiorari to the District of Columbia Court of Appeals granted. Judgment vacated and case remanded to the District of Columbia Court of Appeals for further consideration in light of *Rhode Island v. Innis*, 446 U.S. — (1980).

## ORDERS IN PENDING CASES

No. A-357. Wilfredo Marquez, et al. *v.* James Carter, et al. and No. A-361. Puerto Rico, applicant, *v.* Edmund S. Muskie, et al. The order entered by Mr. Justice Brennan on October 24, 1980 is vacated and the applications for stay are denied.

No. 79-395. United States, petitioner, *v.* Hazel Morrison. Motion of the Solicitor General to dispense with printing the joint appendix is granted.

No. 79-678. San Diego Gas & Electric Company, appellant, *v.* City of San Diego, et al. Motion of the Solicitor General for divided argument is denied. Motion of San Diego Urban League for divided argument is denied.

No. 79-814. Delta Air Lines, Inc., petitioner, *v.* Rosemary August. Motion of the Solicitor General for divided argument is granted.

No. 79-824. Federal Communications Commission, et al., petitioners, *v.* WNCN Listeners Guild, et al.;

No. 79-825. Insilco Broadcasting Corporation, et al., petitioners, *v.* WNCN Listeners Guild, et al.;

No. 79-826. American Broadcasting Companies, Inc., et al., petitioners, *v.* WNCN Listeners Guild, et al.; and

No. 79-827. National Association of Broadcasters, et al., petitioners, *v.* WNCN Listeners Guild, et al. Motion of respondents for divided argument is granted.

No. 79-983. United States, appellant, *v.* Hubert L. Will, et al.; and

No. 79-1689. United States, appellant, *v.* Hubert L. Will, et al. Motion of The Washington State Bar Association for leave to file a brief, as *amicus curiae*, denied.

No. 79-1056. Northwest Airlines, Inc., petitioner, *v.* Transport Workers Union of America, AFL-CIO, et al. Motion of Trans World Airlines, Inc. for leave to file a brief, as *amicus curiae*, granted. Motion of the Solicitor General for leave to participate in oral argument, as *amicus curiae*, denied. Mr. Justice Blackmun took no part in the consideration or decision of these motions.

No. 79-1176. City of Memphis, et al., petitioners, *v.* N. T. Greene, et al. Motion of Hein Park Civic Association for leave to file a brief, as *amicus curiae*, granted. Motion of respondents for divided argument denied.

No. 79-1213. Wayne Minnick, et al., petitioners, *v.* California Department of Corrections, et al. Motion of the Solicitor General for leave to participate in oral argument, as *amicus curiae*, denied.

No. 79-1236. Frank L. Carson, Lawrence Hatcher and Stuart E. Mines, petitioners, *v.* American Brands, Inc., etc., et al. Motion of respondent unions for divided argument granted. Motion of the Solicitor General for divided argument granted.

No. 79-1260. Noel Chandler and Robert Granger, appellants, *v.* Florida. Motion of appellee for divided argument granted.

No. 79-1404. Pennhurst State School and Hospital, et al., petitioners, *v.* Terri Lee Halderman, et al.;

No. 79-1408. Mayor of City of Philadelphia, et al., petitioners, *v.* Terri Lee Halderman, et al.;

No. 79-1414. Pennsylvania Association for Retarded Citizens, et al., petitioners, *v.* Pennhurst State School and Hospital, et al.;

No. 79-1415. Commissioners and Mental Health/Mental Retardation Administrators for Bucks County, et al., petitioners, *v.* Terri Lee Halderman, et al.; and

No. 79-1489. Pennhurst Parents-Staff Association, petitioner, *v.* Terri Lee Halderman, et al. Motion of Congress of Advocates for the Retarded, Inc., et al. for leave to file a brief, as *amicus curiae*, granted. Motion of respondents for divided argument granted. Motion of Illinois, et al. for leave to participate in oral argument, as *amici curiae*, denied. Motion of petitioners for divided argument granted. Motion of the American Psychiatric Association for leave to participate in oral argument, as *amicus curiae*, denied.

No. 79-5962. Danny Vincent, appellant, *v.* Texas. Motion of appellee to dismiss the appeal denied.

No. 79-6624. Humberto Rosales-Lopez, petitioner, *v.* United States. Motion for appointment of counsel granted and it is ordered that John J. Cleary, Esquire, of San Diego, California, is appointed to serve as counsel for petitioner in this case.

No. 79-6777. Gary Keith Steagald, petitioner, *v.* United States. Motion for appointment of counsel granted and it is ordered that John Richard Young, Esquire, of Atlanta, Georgia, is appointed to serve as counsel for petitioner in this case.

No. 79-6779. Walter Little, appellant, *v.* Gloria Streater. Motion for appointment of counsel granted and it is ordered than Jon C. Blue, Esquire, of Hartford, Connecticut, is appointed to serve as counsel for appellant in this case.

No. 80-299. John Nuveen & Co., Inc., et al., petitioners, *v.* Henry T. Sanders, et al. The Solicitor General is invited to file a brief in this case expressing the views of the United States. Mr. Justice Stevens took no part in the consideration or decision of this order.

No. 80-323. Columbia Broadcasting System, Inc., petitioner, American Society of Composers, Authors and Publishers, et al. The Solicitor General is invited to file a brief in this case expressing the views of the United States. Mr. Justice Stewart took no part in the consideration or decision of this order.

No. 80-461. Retail, Wholesale and Department Store Union, AFL-CIO, petitioner, *v.* G. C. Murphy Company. Motion of petitioners to expedite consideration of the petition for writ of certiorari denied.

#### APPEAL—JURISDICTION NOTED

No. 79-1943. Joseph Alessi, et al., appellants, *v.* Raybestos-Manhattan, Inc., et al. Appeal from the United States Court of Appeals for the Third Circuit. In this case probable jurisdiction is noted. The case is consolidated with No. 80-193 and a total of one hour is allotted for oral argument.

#### CERTIORARI GRANTED

No. 79-1144. Texas Industries, Inc., petitioner, *v.* Radcliff Materials, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit granted.

No. 80-298. Roger D. Monroe, petitioner, *v.* The Standard Oil Company. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit granted.

No. 80-317. University of Texas, et al., petitioners *v.* Walter Camenisch. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit granted.

No. 80-429. County of Washington, et al., petitioners, *v.* Alberta Gunther, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit granted.

No. 80-54. ITT Gilfillan, etc., petitioner, *v.* Clifford E. Clayton; and

No. 80-5049. Clifford E. Clayton, petitioner, *v.* International Union, United Automobile, Aerospace and Agricultural Implement Workers of America, et al. Motion of petitioner in No. 80-5049 for leave to proceed *in forma pauperis* granted. The petitions for writs of certiorari to the United States Court of Appeals for the Ninth Circuit granted. The cases are consolidated and a total of one hour is allotted for oral argument.

No. 80-193. Henry Buczynski, et al., petitioners, *v.* The General Motors Corporation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit granted. The case is consolidated with No. 79-1943 and a total of one hour is allotted for oral argument.

No. 80-207. CBS, Inc., petitioner, *v.* Federal Communications Commission, et al.;

No. 80-213. American Broadcasting Companies, Inc., petitioner, *v.* Federal Communications Commission, et al.; and

No. 80-214. National Broadcasting Company, Inc., petitioner, *v.* Federal Communications Commission, et al. Petitions for writs of certiorari to the United States Court of Appeals for the District of Columbia Circuit granted. The cases are consolidated and a total of one hour is allotted for oral argument.

No. 80-120. St. Martin Evangelical Lutheran Church and Northwestern Lutheran Academy, petitioners, *v.* South Dakota. Motion of Alabama and Nevada for leave to file a brief, as *amici curiae*, granted. Petition for writ of certiorari to the Supreme Court of South Dakota granted

No. 80-332. James A. Rhodes, et al., petitioners, *v.* Kelly Chapman, et al. Motion of respondent Chapman for leave to proceed *in forma pauperis* and petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit granted.

No. 80-5303. Antonia Beltran, etc., petitioner, *v.* Beverlee A. Myers, individually and as Director, California State Department of Health, et al. Motion of petitioner for leave to proceed *in forma pauperis* and the petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit granted limited to Question 1 presented by the petition.

#### CERTIORARI DENIED

No. 79-2051. City of Apopka, Florida, et al., petitioners, *v.* Faithy Dowdell, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-2054. Harry Lewis, et al., petitioners, *v.* Harold W. McGraw, Jr., et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 79-2062. Dennis Roy Choate, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 79-6761. David C. Johnson, petitioner, *v.* W. J. Estelle, Jr., Director, Texas Department of Corrections. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. 79-6829. Aubrey Henderson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 79-6834. Michael Evans, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. 79-6854. Randall D. Keagbine, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, Fifth District, denied.

No. 79-6870. Lawrence Wayne Bryne, petitioner, *v.* Missouri. Petition for writ of certiorari to the Court of Appeals of Missouri, Eastern District, denied.

No. 79-6888. H. Shiloh Theriault, petitioner, *v.* Charles Colson Prison Fellowship, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 80-20. Robert N. Squires, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 80-57. Double "Q", Inc., petitioner, *v.* Cecil D. Andrus, Secretary of Interior. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 80-76. Jorge Luis Valdes, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 80-135. Ronald M. Stevens, petitioner, *v.* New Jersey. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. 80-159. David R. Green, petitioner, *v.* Amerada Hess Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 80-161. Donald Freedlander, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 80-192. James Martorano, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 80-241. Kable Printing Company, petitioner, *v.* National Labor Relations Board, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 80-246. Community Grain, Inc., petitioner, *v.* Cook Industries, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 80-280. Consolidated Oil & Gas, Inc., et al., petitioners, *v.* King Resources Company, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 80-281. OKC Corp., petitioner, *v.* Harold M. Williams, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 80-284. Ammoneta Sequoyah, et al., petitioners, *v.* Tennessee Valley Authority. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 80-296. Empresas Electronicas Walser, Inc., et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. 80-300. Charles K. Vielehr, etc., petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Third Appellate District, denied.

No. 80-306. John W. Colebank, et ux., petitioners, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 80-307. Stephens Institute dba Academy of Art College, petitioner, *v.* National Labor Relations Board, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 80-314. Factors Etc., Inc., petitioner, *v.* Memphis Development Foundation. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 80-316. Adrienne Alexander, etc., petitioner, *v.* Gino's Inc. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 80-319. Tomas Menchaca, et ux., petitioners, *v.* Chrysler Credit Corporation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 80-324. Benny Coniglio, petitioner, *v.* New York. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, First Judicial Department, denied.

No. **80-325**. Jean T. Radomski, etc., petitioners, *v.* William B. Knight, Special Guardian of William Austin Knight and William Austin Knight, his ward. Petition for writ of certiorari to the Supreme Judicial Court of Maine denied.

No. **80-326**. Charles L. Johnson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-334**. Milton Silverman, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-335**. Robert Williams, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-339**. Security Management Co., Inc., and Bruce R. Davis, petitioners, *v.* Jack Rothenberg and Shirley Rothenberg. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-344**. Quinault Pacific Corporation, et al., petitioners, *v.* Aetna Business Credit, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-345**. Quinault Pacific Corporation, et al., petitioners, *v.* Aetna Business Credit, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-349**. National Chamber Alliance for Politics, et al., petitioners, *v.* Federal Election Commission, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **80-350**. Sea-Land Service, Inc., and R. J. Reynolds Industrial Leasing Corp., petitioners, *v.* John Milos. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-353**. Frank Santora, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-355**. Britt Lance Reynolds, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-357**. B. F. McMahon, et al., petitioners, *v.* City of Virginia Beach. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **80-360**. Midessa Television Company, Inc., et al., petitioners, *v.* Midland Telecasting Company. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-361**. Edwin S. Malmel, et al., petitioners, *v.* Richard L. Thornburgh, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-363**. Juliann Lewis, petitioner, *v.* John M. Lewis and Nationwide Mutual Insurance Company. Petition for writ of certiorari to the Court of Appeals of Ohio, Franklin County, denied.

No. **80-364**. Coskun R. Ateser, et ux., petitioners, *v.* Public Hospital District Number One dba Valley General Hospital, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-367**. Presbyterian Church of Harrisburg, petitioner, *v.* Liberty Mutual Insurance Company. Petition for writ of certiorari to the Superior Court of Pennsylvania, Harrisburg Office, denied.

No. **80-370**. Frank Farkas, petitioner, *v.* United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **80-373**. Stanley Drizin, et al., petitioners, *v.* Securities and Exchange Commission. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-385**. Alan Shaw, petitioner, *v.* Hospital Authority of Cobb County, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-408**. Wilbur C. Baker, et ux., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-413**. Kansas City Southern Railway Company, petitioner, *v.* Great Lakes Carbon Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-414**. A. T. Collins, et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-417**. William A. Anderson, petitioner, *v.* Georgia. Petition for writ of certiorari to the Court of Appeals of Georgia denied.

No. **80-430**. Dante Angelo Grassi, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-433**. Calvin W. Cole, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-448**. Stanley V. Tucker, petitioner, *v. Hartford National Bank and Trust Company*. Petition for writ of certiorari to the Supreme Court of Connecticut denied.

No. **80-462**. Charles Trimarche, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-475**. Springpark Associates, petitioner, *v. Crown Life Insurance Co.* Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-479**. R. C. French, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-492**. Calvin M. Anderson, petitioner, *v. William F. Bolger, Postmaster General of the United States Postal Service, et al.* Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-513**. William Lane, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-527**. Michael O. Myers, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-538**. Paul Ciampaglia, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **80-539**. Hazel Michael Talbert, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5019**. Stephen Bryant Borrelli, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-5030**. Billy Wayne Sinclair, petitioner, *v. Ossie Brown, District Attorney, Parish of East Baton Rouge*. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. **80-5032**. Frank Henry Thompson, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 80-5072. Arthur Jerome Watson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 80-5083. Eugene Robert Gay, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 80-5089. Wendell McDonald, petitioner, *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. 80-5101. Larry Johnson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 80-5106. Walter D. Cross, petitioner. *v.* James P. Mitchell, Superintendent, Virginia State Penitentiary. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 80-5112. Cornelious Perry, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied.

No. 80-5115. Roger A. Watts, petitioner, *v.* United States. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. 80-5137. Herbert Green, petitioner, *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 80-5151. Alfred W. Baun, petitioner, *v.* Benjamin R. Civiletti, Attorney General of the United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 80-5167. Marless M. Bilbrey, petitioner. *v.* Oklahoma, et al. Petition for writ of certiorari to the Court of Criminal Appeals of Oklahoma denied.

No. 80-5170. Sharon Albright, petitioner, *v.* Wisconsin. Petition for writ of certiorari to the Supreme Court of Wisconsin denied.

No. 80-5175. Gene Grady Bullock, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 80-5184. Paul D. Edwards, petitioner. *v.* Henry Andrews, Assistant Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5191**. Brenda Harris, etc., petitioner, *v.* Bennett Adams, etc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5193**. Wilbert Wright, petitioner, *v.* Eugene S. LeFevre, Superintendent, Clinton Correctional Facility. Petition of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-5209**. David Bryant, petitioner, *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. **80-5217**. Johnny L. Brown, petitioner, *v.* Marvin Jennigan, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5222**. Tommy Joe Holt, petitioner, *v.* W. J. Estelle, Jr., Director, Texas Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5229**. Andrew Dewayne McKinney, petitioner, *v.* Oklahoma, et al. Petition for writ of certiorari to the Court of Criminal Appeals of Oklahoma denied.

No. **80-5238**. Steven Michael Burleson, petitioner, *v.* B. F. Turner, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-5240**. Marshall Clay Riddle, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5242**. Billy Fletcher Spradley, petitioner, *v.* Florida. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5243**. James Jackson Harnest, petitioner, *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **80-5246**. Walter Steve Brackett, petitioner, *v.* Georgia. Petition for writ of certiorari to the Supreme Court of Georgia denied.

No. **80-5254**. Rolly O. Kinnell, petitioner, *v.* Robert A. Atkins, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-5255**. Rolly O. Kinnell, petitioner, *v.* Daniel F. Meara, County Attorney, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-5256**. Shirl Ann Sanders, et al., petitioners, *v.* Cynthia Kay Hankins. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. **80-5265**. William Deem Baggett, petitioner, *v.* North Carolina. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-5273**. Paul Noel Ghione, petitioner, *v.* United States Postal Service, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-5274**. Robert L. Twyman, petitioner, *v.* Norman B. Hess, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-5276**. Carol Landi, petitioner, *v.* California. Petition for writ of certiorari to the Superior Court of California, County of Solano, denied.

No. **80-5278**. Jose Martinez, petitioner, *v.* New Mexico. Petition for writ of certiorari to the Supreme Court of New Mexico denied.

No. **80-5280**. Joseph S. Chicco, petitioner, *v.* Malcolm Jones, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **80-5285**. Wade E. Ingram, petitioner, *v.* Albert K. Pruitt and Paul Owens. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-5287**. Leon S. Green, Sr., petitioner, *v.* California. Petition for writ of certiorari to the Supreme Court of California denied.

No. **80-5288**. Jimmy Louis Phillips, petitioner, *v.* George Nigh, Governor of Oklahoma, et al. Petition for writ of certiorari to the Supreme Court of Oklahoma denied.

No. **80-5291**. Ray Charles Smith, petitioner, *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **80-5296**. James Tyson, petitioner, *v.* United States Postal Service, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-5298**. John William Gerhardt, II, and Edward Paul Gerhardt, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5300**. Peggy Massey Leonard, petitioner, *v.* North Carolina. Petition for writ of certiorari to the Supreme Court of North Carolina denied.

No. **80-5309**. Enoch Dickinson, Jr., petitioner, *v.* Milo Seigler, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5315**. John P. Maggard, petitioner, *v.* Florida Parole Commission. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5319**. Willie G. Johnson, petitioner, *v.* New Jersey. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. **80-5322**. Norma Camp, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **80-5323**. Stevie A. Floyd, petitioner, *v.* Missouri. Petition for writ of certiorari to the Court of Appeals of Missouri, Eastern District, denied.

No. **80-5330**. Billy Charles Harris, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-5336**. Sammy Lee Moser, petitioner, *v.* Amelia Sandy Wilson, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-5343**. Reuben Dowling, petitioner, *v.* Government of the Virgin Islands and United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-5358**. John M. Dantzler, petitioner, *v.* State of Florida, Department of Health and Rehabilitative Services, on behalf of Gwendolyn Morris. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **80-5363**. Michael M. Busic and Anthony LaRocca, Jr., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-5368**. Juan Rodriguez Salinas, petitioner, *v.* United States; and

No. **80-5393**. Jose Luis Maldonado, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5370**. Omer Young, Jr., petitioner, *v.* Jack Duckworth, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-5373**. Virgil Cochran, petitioner, *v.* John M. Manos, etc. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5376**. William McClure, petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-5397**. Charles Samuel McDonald, petitioner, *v.* Stephen T. Smith, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5404**. Louis Pana, petitioner, *v.* Julius T. Cuyler, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-5419**. John Harris, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **80-5421**. Calip Stephens, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-5431**. William Arthur Moore, petitioner, *v.* Thomas M. Moore. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-5434**. Robert Ray Robertson, petitioner, *v.* Warden, Maryland Penitentiary. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-5437**. Charles Allen Armstrong, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5453**. Jesse Eugene Tecumseh, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-5469**. Alvin Bernardo Wright, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5483**. Alton Donald Eubanks, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-5486**. William D. Paul, petitioner, *v.* United States Bureau of Prisons. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5489**. Billy Earl Clayton, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-1795. Jerome Blair, petitioner, *v.* Kentucky; and

No. 79-1798. Richard Carpenter and Stephen Borders, petitioners, *v.* Kentucky. Petitions for writs of certiorari to the Supreme Court of Kentucky denied. Dissenting opinion by Mr. Justice Brennan with whom Mr. Justice Marshall joins.

No. 80-64. Edwin R. Egbert, petitioner, *v.* Kansas. Petition for writ of certiorari to the Supreme Court of Kansas denied. Mr. Justice Brennan and Mr. Justice White would grant certiorari.

No. 80-100. Lorain Journal Company, The News-World and J. Theodore Diadiun, petitioners, *v.* Michael Milkovich. Motion of The Beacon Journal Publishing Company, et al. for leave to file a brief, as *amici curiae*, granted. Motion of The Ohio Newspaper Association for leave to file a brief, as *amicus curiae*, granted. Petition for writ of certiorari to the Court of Appeals of Ohio, Lake County, denied. Dissenting opinion by Mr. Justice Brennan. Mr. Justice Stewart would deny certiorari for want of a final judgment.

No. 80-137. Department of Transportation and Development of Louisiana, petitioner, *v.* Beaird-Poulan, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Dissenting opinion by Mr. Justice Rehnquist.

No. 80-184. Illinois, petitioner, *v.* James Dowdell. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the Appellate Court of Illinois, Third District, denied.

No. 80-185. Klippan, GmbH, petitioner, *v.* Volkswagen of America, Inc. Petition for writ of certiorari to the Supreme Court of Alaska denied. Mr. Justice Stewart took no part in the consideration or decision of this petition.

No. 80-224. Westinghouse Electric Corporation, petitioner, *v.* National Labor Relations Board, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied. Mr. Justice Stewart took no part in the consideration or decision of this petition.

No. 80-305. Alabama Dairy Commission, et al., petitioners, *v.* Delview Meadow Gold Division, Beatrice Foods Company, et al. Petition for writ of certiorari to the Supreme Court of Alabama denied. Mr. Justice Stewart took no part in the consideration or decision of this petition.

No. 80-337. Peter M. Roberts, petitioner, *v.* Sears, Roebuck and Company. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied. Mr. Justice Stewart took no part in the consideration or decision of this petition.

No. **80-263**. Ithaca College Faculty Association, NYSUT-AFT, petitioner, *v.* National Labor Relations Board and Ithaca College. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Mr. Justice Brennan, Mr. Justice Marshall and Mr. Justice Blackmun would grant certiorari.

No. **80-297**. Clarence H. Holding, petitioner, *v.* BVA Credit Corporation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied. Mr. Justice Powell took no part in the consideration or decision of this petition.

No. **80-5248**. Inmates, Richmond City Jail, petitioners, *v.* Andrew J. Winston, City Sergeant, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied. Mr. Justice Powell took no part in the consideration or decision of this petition.

No. **80-308**. Ortho Pharmaceutical Corporation, petitioner, *v.* Sandra L. McKenna, et vir. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied. Mr. Justice Stewart and Mr. Justice Powell took no part in the consideration or decision of this petition.

No. **80-352**. Doris Leah Kalinsky, et al., petitioners, *v.* General Dynamics Corporation, et al. Motion of California Trial Lawyers Association for leave to file a brief, as *amicus curiae*, granted. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-405**. Tran Con Corporation, dba The Palladium, petitioner, *v.* Alcoholic Beverage Control Appeals Board (Baxter Rice, as Director of the Department of Alcoholic Beverage Control, Real Party in Interest). Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied. Mr. Justice Brennan would grant certiorari.

No. **80-5103**. Ernest Charles Downs, petitioner, *v.* Florida. Petition for writ of certiorari to the Supreme Court of Florida denied. Dissenting statement by Mr. Justice Brennan and Mr. Justice Marshall.

No. **80-5317**. Bob Redd, petitioner, *v.* Charles R. Balkcom, Warden. Petition for writ of certiorari to the Supreme Court of Georgia denied. Dissenting statement by Mr. Justice Brennan and Mr. Justice Marshall.

No. **80-5359**. William Prince Davis, petitioner, *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied. Dissenting statement by Mr. Justice Brennan and Mr. Justice Marshall.

## PETITIONS FOR WRITS OF MANDAMAS DENIED

No. 80-5202. In Re Ruchell Cinque MaGee. Petition for writ of mandamus denied.

No. 80-5341. In Re Samuel James Jackson. Petition for writ of mandamus and/or prohibition denied.

## REHEARING DENIED

No. 79-1245. Anthony Acavino, petitioner, *v.* United States. Petition for rehearing denied.

## ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Charles Aguado	Los Angeles, Calif.	Francis Anthony Meloro
Robert Joseph Aliano	Mineola, N.Y.	Frank E. Yannelli
Dale A. Anderson	Lansing, Ill.	Francis W. Meekins
Robert Homer Anderson III	Richmond, Va.	Reno S. Harp III
Paul S. Aufrichtig	New York, N.Y.	Fritz Weinschenk
Philip A. Baddour, Jr.	Goldsboro, N.C.	Edwin Brownrigg Borden Parker
Robert E. Barfield	Amarillo, Tex.	R. C. Hamilton
J. Mel Bass	Tampa, Fla.	Emmett Abdoney
Steven Frederick Bear	South Lake Tahoe, Calif.	Leslie Jan Shaw
Raul R. Bencomo	New Orleans, La.	Peter J. Abadie, Jr.
Glenn Lee Berger	Chatham, Va.	Robert F. Ward
Dale Eugene Berry	Western Spring, Ill.	James P. Whitney
D. Douglas Blanke	Stillwater, Minn.	Warren Spannaus
Albert L. Blankenship, Jr.	Tucson, Ariz.	John W. Ross, Jr.
Kurt V. Blue Dog	Boulder, Colo.	Walter R. Echo- Hawk
Joseph Charles Bowen	Tacoma, Wash.	Harry Rubenstein Sachse
Patricia Nalley Bowers	New Orleans, La.	Kendall L. Vick
George H. Bowers, Jr.	Norfolk, Va.	Edw. L. Breeden, Jr.
James William Bradford, Jr.	Greenwood, S.C.	James Perrin Anderson, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Lø Roy L. Bradwish	Chicago, Ill.	Gordon E. Brewer
Irving M. Braverman	New York, N.Y.	Ian Jay Kaufman
Denis V. Brennan	Philadelphia, Pa.	Arthur R. Littleton
Keith M. Brownell	Duluth, Minn.	Conrad M. Fredir
James R. Butler, Jr.	Los Angeles, Calif.	James Earl Merriman
Reginald William Buzzell II	Macon, Ga.	Albert Phillips Reichert, Jr.
Francis X. Caiazza	New Castle, Pa.	Carmen Frank Lamancusa
Ralph Capitelli	New Orleans, La.	Peter J. Abadie, Jr.
Rafael A. Carazo Hernandez	San Juan, P.R.	Heberto J. de Vizcarrondo Arms
Joe Brent Clark	Norman, Okla.	Robert L. Bailey
Don Cary Collins	Belleville, Ill.	Robert F. Kaucher
James Patrick Conahan	Honolulu, Hawaii	Robert S. Katz
Kathleen Kam Oi Conahan	Honolulu, Hawaii	Robert S. Katz
Paul Patrick Daley	Boston, Mass.	Frederick G. Fisher, Jr.
David Roy Day	Indianapolis, Ind.	Lewis C. Bose
A. Corinne Dixon	Tacoma, Wash.	Frank August Peters
Robert J. Donaghy	Philadelphia, Pa.	Arthur R. Littleton
William P. Donelan	Columbia, S.C.	Robert J. Thomas
John Joseph Donohue III	Orange, Conn.	William H. Aller
Thomas J. Dougherty	Washington, D.C.	J. Roger Wollenberg
John Byrne Dubeck	Arlington, Va.	Susan Jane Hotire
Jeffries Harding Duvall	Tallahassee, Fla.	Murray M. Wadsworth
Wayne D. Effron	Greenwich, Conn.	Joseph Mitchell Kaye
Alvin M. Ehrlich	Bethesda, Md.	Gary Howard Simpson

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Elton A. Ellison	Wichita, Kans.	H. Allan Caldwell
Paul Andrew Equale	New York, N.Y.	Lester Samuel Hyman
James Davis Farmer	Dothan, Ala.	William D. Dickinson
Anthony J. Ferrara	New York, N.Y.	Robert M. Pitler
James F. Finley	St. Paul, Minn.	Richard E. Leonard
Richard G. Fishman	State College, Pa.	Catherine Anne Davis
Robert Edward Freitas	San Francisco, Calif.	Jack B. Owens
Peter M. Garcia	Lewiston, Maine	Frederick Giles Taintor
Timothy Patrick Garrity	Milwaukee, Wis.	Joel Harvey Rosenthal
William F. Gary	Salem, Oreg.	Jacob B. Tanzer
Francesco Gigliotti	New Castle, Pa.	Harry Audley Flannery
Gillard S. Glover	New York, N.Y.	Judge Paul J. Liacos
Robert A. Godwin	Newtown, Pa.	Ralf E. Gilbert
A. Thomas Golden	San Diego, Calif.	Lewis H. Silverberg
Claudie Grant, Jr.	Washington, D.C.	Geoffrey Thomas Williams
Albert W. Guffanti	Miami, Fla.	Lester Rogers
Thomas E. Harrison	Mobile, Ala.	Thomas Allen Deas
Lee H. Harter	San Francisco, Calif.	George Clifton Davis
Robert E. Hayes	Sioux Falls, S. Dak.	Deming Smith
William Anthony Helm	Henderson, Ind.	Edwin Earl Deuser II
Patricia Ann Hollander	Washington, D.C.	Charles McKay Chambers
James D. Ishmael, Jr.	Lexington, Ky.	Herbert D. Slede
Bradley Arthur Jackson	Houston, Tex.	Edward D. Vickery
Walter Lee Jackson	Phoenix, Ariz.	Steven Michael Friedman

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
James H. Jefferson, Jr.	Encino, Calif.	Patrick Kin-Yeep Huang
Robert Michael Jilek	Cedar Rapids, Iowa	Francis Stephen Moran, Jr.
Robert Bruce Johnson	Burke, Va.	Milton Carr Ferguson
Clifford Alan Jones	Norman, Okla.	Arnold D. Fagin
Peter Jonathan Kahn	Washington, D.C.	Edward Bennett Williams
Steven Bruce Kantrowitz	Brooklyn, N.Y.	James Keith Morgan
Stephen Michael Karp	Philadelphia, Pa.	Louis William Fryman
Joel Michael Kaye	Greenwich, Conn.	Philip H. Bartels
David Jerome Kelley	Brunswick, Ga.	Glenn Carroll Palmatory
Thomas Bausman Kenworthy	Philadelphia, Pa.	Arthur R. Littleton
Steven Mathew Kipperman	San Francisco, Calif.	Joel A. Shawn
Joseph Klotz	New York, N.Y.	Arad McCutchan Riggs
Kirbie Knutson	Madison, Wis.	Mark A. Frankel
Thomas P. Kramer	Marshfield, Mass.	Brian E. Concannon
Mary Jones Lake	St. Louis, Mo.	Paul M. Denk
Arthur R. Landever	Cleveland, Ohio	Kevin Sheard
Todd Alan Landgren	Santa Ana, Calif.	Peter Michael Callahan
Frank J. Laski	Philadelphia, Pa.	Michael Churchill
Kurt Allen Leinweber	Joliet, Ill.	Daniel Joseph Rozak
Thomas Anderson Lewis	New Lexington, Ohio	Albert Alan Mitchell
Michael J. Liston	Boston, Mass.	Robert W. Meserve
Edwin Farrell Lowry	Sacramento, Calif.	Manuel Michael Medeiros
Francis C. Lynch, Jr.	Boston, Mass.	Robert W. Meserve
Peter K. Mair	Seattle, Wash.	Frank August Peters

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Thomas P. Maroney	Milwaukee, Wis.	Robert D. Sullivan
John Cleveland Martin, Jr.	Waynesboro, Miss.	Ernest W. Graves
Antonio Martinez	Brownsville, Tex.	Eduardo Roberto Rodriguez
Claudius Floyd Mathews	Alexandria, Va.	Gerald D. Stoltz
Patricia A. Mattern	Philadelphia, Pa.	Lowell A. Reed, Jr.
Harrison E. McCandlish	Arlington, Va.	John Dirk Nies
John P. McComb, Jr.	Pittsburgh, Pa.	C. Holmes Wolfe, Jr.
Robert Joseph McCormick	Springfield, Ill.	Charles Hawes Northrup
Joseph D. McDevitt	Milwaukee, Wis.	W. Stuart Parsons
Steve L. Medlin	Concord, N.C.	Wesley B. Grant
Stephen D. Morgan	Haddonfield, N.J.	Richard C. Klein
Gerald Richard Moss	San Diego, Calif.	Reymond F. Kirkman III
Robert Truman Nall	Phoenix, Ariz.	Donald Maxwell
Jeffrey Clayton Nelson	Santa Barbara, Calif.	C. Richard Whiston
Robin Norris	El Paso, Tex.	Mario J. Martinez
John Arlington Northen	Chapel Hill, N.C.	William Lunsford Long
Russell Joseph Nunez, Jr.	New Orleans, La.	William John Dutel
R. Gary Nutter	Texarkana, Ark.	Winford Lee Dunn, Jr.
Michael L. Ohleyer	San Francisco, Calif.	Richard D. Maltzman
Edward Andrew Olds	Pittsburgh, Pa.	Thomas Clayton Reed
Preston R. Padden	Washington, D.C.	J. Roger Wollenberg
Edward Frank Patz	Baltimore, Md.	Howard A. Rubenstein
David William Pehr	Westminster, Colo.	Judge Philip F. Roan
James Polish	Beverly Hills, Calif.	Joseph A. Ball

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Robert Pondolfi	Clearwater, Fla.	Fred Neal Kellner
Wayne Dils Porter, Jr.	Cleveland, Ohio	Frederic B. Schramm
Alan Rader	Los Angeles, Calif.	Erich Paul Wise
Kenneth Alan Rains	Bastrop, La.	J. Carl Parkerson
William Rowland Richardson, Jr.	Washington, D.C.	Timothy Belcher Dyk
Michael J. Roberts	San Diego, Calif.	Milton Fredman
Rokki Ford Roberts	Houston, Tex.	William Emerson Wright
David Howard Robinson	San Diego, Calif.	Wayne Stephen Schwartz
James E. Robinson	Houston, Tex.	Walter James Kronzer, Jr.
Edwin O. Robinson, Jr.	Memphis, Tenn.	Charles Barnard Kaufmann III
Jeffrey Steven Ross	San Francisco, Calif.	Joel A. Shawn
John C. Sabetta	New York, N.Y.	Richard James Barres
David U. Sallen	Fort Madison, Iowa	John C. Culver
Mark A. Sandberg	Anchorage, Alaska	Frederic R. Dichter
Domenic P. Sbrocchi	Bangor, Pa.	Mark S. Refowich
R. Larry Schneider	Marysville, Ohio	Joseph B. Grigsby
Jefferson B. Sessions III	Mobile, Ala.	Samuel Lee Stockman
Donald J. Shaw, Jr.	Arlington, Va.	Harry Glenn Scammel
Morton Siegel	Chicago, Ill.	James A. Chatz
Allen M. Smallwood	Tulsa, Okla.	Paul D. Brunton
W. G. Smith	Wilmington, N.C.	George Hicks Sperry
Catherine L. Stagg	Baton Rouge, La.	William J. Guste, Jr.
James L. Starshak	Honolulu, Hawaii	Robert S. Katz
James F. Stigall	Kansas City, Mo.	A. Ray Anderson
Ronald Paul Strojny	Chicago, Ill.	Thomas F. Strubbe
William Lloyd Sturman	Richmond, Va.	Irwin A. Heller
Michael Kay Suarez	Houston, Tex.	Elihu H. Dodier

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Charles M. Tatelbaum	Baltimore, Md.	Edward Fitzgerald Shea, Jr.
Jane Rankin Thompson	Raleigh, N.C.	James Bethel Richmond
Anthony Philip VanDyke	Lyndhurst, Ohio	Quentin Howard Wood
John Charles Vergos	Memphis, Tenn.	Lucius E. Burch, Jr.
Peter J. Visclosky	Gary, Ind.	Adam Benjamin, Jr.
Guy M. Walker	Laurel, Miss.	Ernest W. Graves
Charles M. Weisman	Philadelphia, Pa.	Horace A. Stern
James Brooks Wieland	Baltimore, Md.	Randall C. Coleman
Robert Lewis Williams	New York, N.Y.	Kevin Stephen Keating
Jack Wilson	Anniston, Ala.	Gordon F. Bailey, Jr.
Allan Stephen Zamren	Miami, Fla.	Robert Lewis Moore
Larry Allen Zink	Canton, Ohio	Roy Gutierrez
Bertram Zweibon	New York, N.Y.	Nathan Lewin

## ADMISSIONS TO THE BAR ON ORAL MOTION

Martin Douglas Kriegel	New York, N.Y.	Judge Ann M. Aldrich
Thomas J. Fiscus	Mechanicstown, Ohio	Francis Stephen Moran, Jr.
J. Phillips Saylor	Johnstown, Pa.	David Jonathan Saylor
Randolph J. May	Burke, Va.	David Jonathan Saylor
Eleanor S. Applewhaite	New York, N.Y.	Timothy Belcher Dyk
Ralph Elliot Goldberg	New York, N.Y.	Timothy Belcher Dyk

## ORAL ARGUMENT

No. 79-824. Federal Communications Commission, et al., petitioners, *v.* WNCN Listeners Guild, et al.;

No. 79-825. Insilco Broadcasting Corporation, et al., petitioners, *v.* WNCN Listeners Guild, et al.;

No. 79-826. American Broadcasting Companies, Inc., et al., petitioners, *v.* WNCN Listeners Guild, et al.; and

No. 79-827. National Association of Broadcasters, et al., petitioners, *v.* WNCN Listeners Guild, et al. Two hours allowed for oral argument. Argued by Mr. David J. Saylor for the petitioners, Federal Communication Commission and the United States, by Mr. Timothy B. Dyk for the petitioners in 79-826 and 79-827, by Ms. Kristin Booth Glen for the respondents WNCN Listeners Guild, Inc., et al., and by Ms. Wilhelmina Reuben Cooke for the respondents, The Office of Communication of the United Church of Christ, et al.

No. 79-1171. Minnesota, petitioner, *v.* Clover Leaf Creamery Company, et al. Argued by Mr. Kenneth E. Raschke, Jr. for the petitioner, by Mr. Harlon L. Dalton for the United States, as *amicus curiae*, by special leave of Court, and by Mr. Leonard J. Keyes for the respondents.

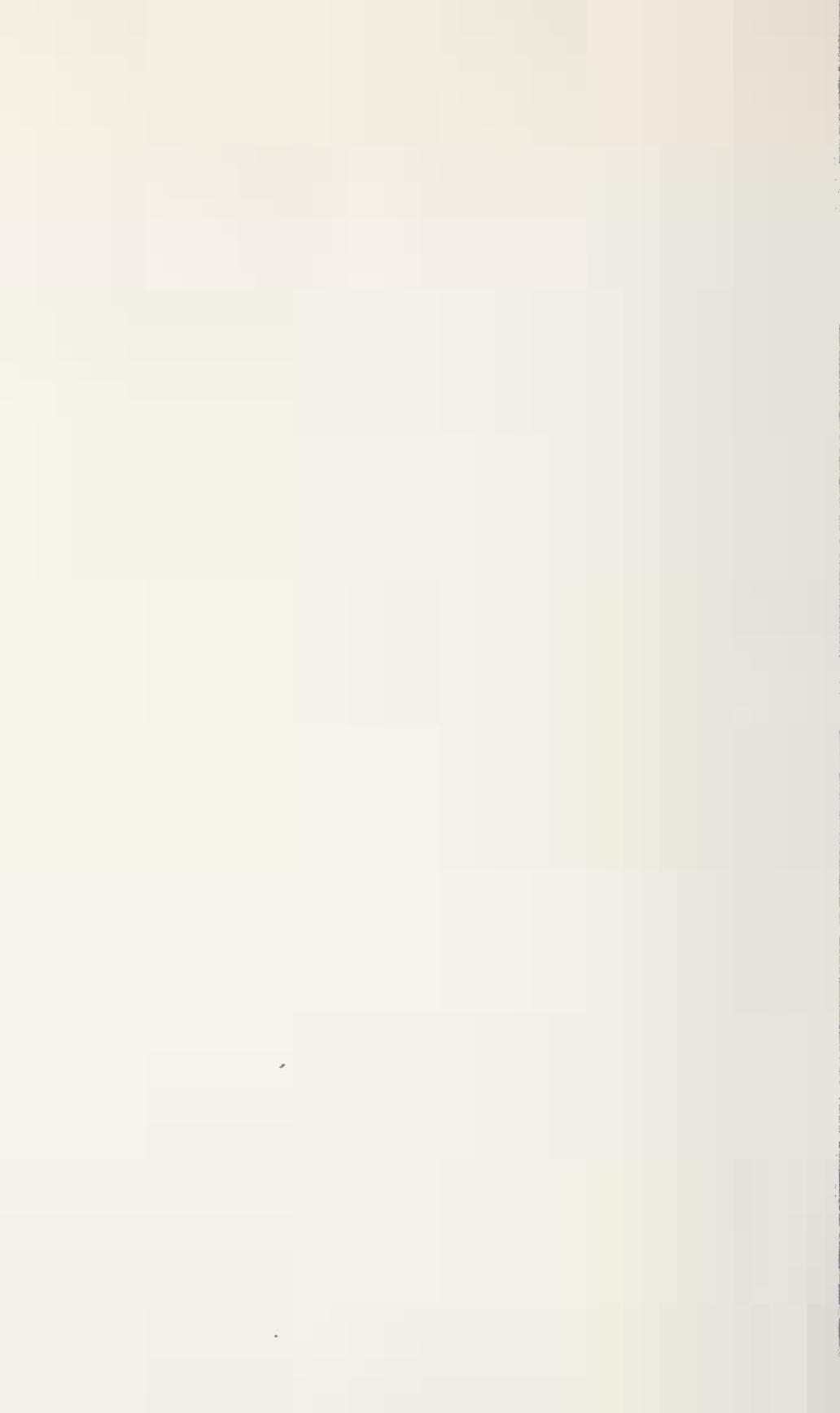
No. 79-1068. Equal Employment Opportunity Commission, petitioner, *v.* Associated Dry Goods Corporation. Argued by Mr. Barry Sullivan for the petitioner and by Mr. Roger S. Kaplan for the respondent.

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Adjourned until tomorrow at 10 o'clock.

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## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, Mr. Justice Blackmun, Mr. Justice Powell, Mr. Justice Rehnquist, and Mr. Justice Stevens.

### ADMISSIONS TO THE BAR ON ORAL MOTION

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Rene Charles Arceneaux	Las Vegas, Nev.	Thomas L. Pursel

### ORAL ARGUMENT

**No. 79-1344.** Michael M., petitioner, *v.* Superior Court of Sonoma County (California, Real Party in Interest). Argued by Mr. Gregory F. Jilka for the petitioner and by Mr. Sandy R. Kriegler for the respondent.

**No. 79-6027.** Raymond Wood, et al., petitioners, *v.* Georgia. Argued by Mr. Glenn Zell for the petitioners and by Mr. John W. Dunsmore, Jr., for the respondent.

**No. 79-700.** Walter Fleisher Co., Inc., petitioner, *v.* County of Los Angeles, et al. Argued by Mr. Gerald T. Manpearl for the petitioner and by Mr. Philip H. Hickok for the respondents.

**No. 79-1320.** Raymond Kassel, et al., appellants, *v.* Consolidated Freightways Corporation of Delaware. Argued by Mr. Frank E. Schantz for the appellants and by Mr. John H. Lederer for the appellee.

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Adjourned until tomorrow at 10 o'clock.

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## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, Mr. Justice Blackmun, Mr. Justice Powell, Mr. Justice Rehnquist, and Mr. Justice Stevens.

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### ADMISSION TO THE BAR ON ORAL MOTION

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
David Ryrie Brink	Minneapolis, Minn.	Solicitor General Wade H. McCree, Jr.

### ORAL ARGUMENT

No. **79-5269**. Robert Edwards, petitioner, *v.* Arizona. Argued by Mr. Michael J. Meehan for the petitioner and by Mr. Crane McClenan, Jr. for the respondent.

No. **79-5962**. Danny Vincent, appellant, *v.* Texas. Argued by Mr. Robert D. McCutcheon for the appellant and by Mr. Douglas M. Becker for the appellee.

No. **79-5780**. Hoyt Weaver, petitioner, *v.* Robert Graham, Governor of Florida. Argued by Mr. Thomas C. MacDonald, Jr. for the petitioner and by Mr. Wallace E. Allbritton for the respondent.

No. **79-886**. Upjohn Company, et al., petitioners, *v.* United States, et al. Argued by Mr. Daniel M. Gribbon for the petitioners and by Mr. Lawrence G. Wallace for the respondents.

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Adjourned until Monday, November 10, 1980 at 10 o'clock.

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## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, Mr. Justice Blackmun, Mr. Justice Powell, Mr. Justice Rehnquist, and Mr. Justice Stevens.

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The Chief Justice said:

"Today's orders of the Court have been certified by the Chief Justice, filed with the Clerk, and will not be announced orally."

## OPINION PER CURIAM

No. **79-6000**. Russell B. Hughes, Jr., petitioner, v. Charles J. Rowe, et al. On petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit. Petition for writ of certiorari and motion of petitioner for leave to proceed *in forma pauperis* granted, judgment reversed and case remanded to the United States Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice White concurring in part and concurring in the result. Dissenting opinion by Mr. Justice Rehnquist. Separate statement by Mr. Justice Stewart. Mr. Chief Justice Burger would grant the petition and set the case for oral argument.

## APPEALS—SUMMARY DISPOSITION

No. **80-318**. Exxon Corporation, et al., appellants, v. City of Mentor, Ohio. Appeal from the Court of Appeals of Ohio, Lake County. The appeal is dismissed for want of a substantial federal question.

No. **80-401**. Harry J. Rubin and Margaret C. Rubin, appellants, v. Sidney Glaser, etc., et al. Appeal from the Supreme Court of New Jersey. The appeal is dismissed for want of a substantial federal question.

No. **80-5427**. Daniel Carl Roberts, appellant, v. C. W. McCoy, et al. Appeal from the United States Court of Appeals for the Fifth Circuit. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. **80-5528**. William E. Conrad, appellant, v. Peter W. Rodino, Jr., et al. Appeal from the United States District Court for the District of Columbia. The appeal is dismissed for want of jurisdiction.

No. **80-5529**. William E. Conrad, appellant, *v.* Jimmy Carter, President of the United States. Appeal from the United States District Court for the District of Columbia. The appeal is dismissed for want of jurisdiction.

#### CERTIORARI—SUMMARY DISPOSITION

No. **80-365**. Washington, petitioner, *v.* Edwin Fitzsimmons. On petition for writ of certiorari to the Supreme Court of Washington. The motion of the respondent for leave to proceed *in forma pauperis* and petition for a writ of certiorari granted. Judgment vacated and case remanded to the Supreme Court of Washington to consider whether its judgment is based upon federal or state constitutional grounds, or both. See *California v. Krivda*, 409 U.S. 33 (1972). Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice Marshall and Mr. Justice Stevens dissent.

#### ORDERS IN PENDING CASES

No. **A-292**. Errol Ricardo Bizzard, applicant, *v.* United States. The application for bail and/or a writ of habeas corpus, addressed to Mr. Justice Brennan and referred to the Court, is denied.

No. **A-388**. Harley J. McLain, applicant, *v.* Ben Meier, Secretary of State of North Dakota, et al. The application for stay and injunctive relief, addressed to the Chief Justice and referred to the Court, is denied.

No. **D-195**. In the Matter of Disbarment of Ernest Neal Cory, Jr. It is ordered that Ernest Neal Cory, Jr., of Laurel, Maryland, be suspended from the practice of law in this Court and that a rule issue, returnable within forty days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-196**. In the Matter of Disbarment of Paul Herbert Broadwell. It is ordered that Paul Herbert Broadwell of Phoenix, Arizona, be suspended from the practice of law in this Court and that a rule issue, returnable within forty days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-197**. In the Matter of Disbarment of William H. Campbell. It is ordered that William H. Campbell, of Omaha, Nebraska, be suspended from the practice of law in this Court and that a rule issue, returnable within forty days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-198**. In the Matter of Disbarment of Martin Fogel. It is ordered that Martin Fogel, of Rockville, Maryland, be suspended from the practice of law in this Court and that a rule issue, returnable within forty days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-201**. In the Matter of Disbarment of Francis Patrick Noonan. It is ordered that Francis Patrick Noonan, of Poolesville, Maryland, be suspended from the practice of law in this Court and that a rule issue, returnable within forty days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-203**. In the Matter of Disbarment of Alan Burton Henderson. It is ordered that Alan Burton Henderson, of Towson, Maryland, be suspended from the practice of law in this Court and that a rule issue, returnable within forty days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-205**. In the Matter of Disbarment of George S. Silaski. It is ordered that George S. Silaski, of Kalamazoo, Michigan, be suspended from the practice of law in this Court and that a rule issue, returnable within forty days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-206**. In the Matter of Disbarment of Leonard Jules Kerpelman. It is ordered that Leonard Jules Kerpelman, of Baltimore, Maryland, be suspended from the practice of law in this Court and that a rule issue, returnable within forty days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-207**. In the Matter of Disbarment of Bernard Walsh, Jr. It is ordered that Bernard Walsh, Jr., of Papillion, Nebraska, be suspended from the practice of law in this Court and that a rule issue, returnable within forty days, requiring him to show cause why he should not be disbarred from the practice of law in Court.

No. **79-880**. Henry Kissinger, et al., petitioners, *v.* Morton Halperin, et al. The motion of Bertram Zweibon, et al. for leave to file a brief, as *amici curiae*, granted. Mr. Justice Rehnquist took no part in the consideration or decision of this motion.

No. **79-1056**. Northwest Airlines, Inc., petitioner, *v.* Transport Workers Union of America, AFL-CIO, et al. Motion of International Union of Electrical, Radio and Machine Workers, AFL-CIO for leave to file a brief, as *amicus curiae*, granted. Motion of Mary P. Laffey, et al. for leave to file a brief, as *amici curiae*, granted. Motion of American Federation of Labor and Congress of Industrial Organizations, et al. for leave to file a brief, as *amici curiae*, granted. Mr. Justice Blackmun took no part in the consideration or decision of these motions.

No. **79-1404**. Pennhurst State School and Hospital, et al., petitioners, *v.* Terri Lee Halderman, et al.;

No. **79-1408**. Mayor of City of Philadelphia, et al., petitioners, *v.* Terri Lee Halderman, et al.;

No. 79-1414. Pennsylvania Association for Retarded Citizens, et al., petitioners, *v.* Pennhurst State School and Hospital, et al.;

No. 79-1415. Commissioner and Mental Health/Mental Retardation Administrators for Bucks County, et al., petitioners, *v.* Terri Lee Halderman, et al.; and

No. 79-1489. Pennhurst Parents-Staff Association, petitioner, *v.* Terri Lee Halderman, et al. Motion of National Association of Retarded Citizens, et al. for leave to participate in oral argument, as *amici curiae*, denied. Motion of plaintiffs in *Brewster v. Dukakis, et al.* for leave to participate in oral argument, as *amici curiae*, denied.

No. 79-1734. Robert Parratt and Frances Lugenbill, petitioners, *v.* Bert Taylor, Jr. Motion of respondent for appointment of counsel granted and it is ordered that Kevin Colleran, Esquire, of Lincoln, Nebraska is appointed to serve as counsel for respondent in this case.

No. 80-419. Arizona, petitioner, *v.* Maricopa County Medical Society, et al. The Solicitor General is invited to file a brief in this case expressing the views of the United States.

No. 80-704. William M. Gibbons, Trustee, etc., et al., petitioners, *v.* Railway Labor Executives' Association, et al. Motion of petitioners to expedite consideration of the petition for writ of certiorari denied.

#### CERTIORARI GRANTED

No. 80-84. Anderson Bros. Ford and Ford Motor Credit Company, petitioners, *v.* Olga Valencia and Miguel Gonzalez. Motion of respondents for leave to proceed *in forma pauperis* granted and the petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit granted, limited to Questions 1 and 2 presented by the petition.

No. 80-5116. Dane Lamar Jenkins, petitioner, *v.* Lou Brewer, etc. Motion of petitioner for leave to proceed *in forma pauperis* and the petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit granted.

#### CERTIORARI DENIED

No. 79-1524. Citizens Casualty Company of New York, petitioner, *v.* Steven John Slotkin, an infant by his mother and natural guardian, Charlotte Slotkin, et al.;

No. 79-1535. John McGrath, petitioner, *v.* Steven John Slotkin, an infant by his mother and natural guardian, Charlotte Slotkin, et al.;

No. 79-1571. Christopher McGrath, Jr., petitioner, *v.* Steven John Slotkin, an infant by his mother and natural guardian, Charlotte Slotkin, et al.; and

No. **79-1719**. American Mutual Insurance Co. of Boston, petitioner, *v.* Steven John Slotkin, an infant by his mother and natural guardian, Charlotte Slotkin, et al. Petitions for writs of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **79-6663**. Joseph Trozzo and William Petrizzo, petitioners, *v.* New Jersey. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. **79-6766**. Charles "Red" Warden, petitioner, *v.* Eula Kidd, Circuit Court Clerk of Jefferson County, Missouri. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **79-6858**. Alford Ray Parker, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **79-6872**. Josie W. Thomas, petitioner, *v.* Edmund S. Muskie, Department of State, et al.; and

No. **79-6873**. Josie W. Thomas, petitioner, *v.* Edmund S. Muskie, Department of State, et al. Petitions for writs of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **79-6899**. Timothy Paul Cason, petitioner, *v.* Missouri. Petition for writ of certiorari to the Supreme Court of Missouri denied.

No. **80-39**. James T. Volz, petitioner, *v.* United States Department of Justice. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-236**. Newman Memorial Hospital, Inc., et al., petitioners, *v.* Donna Beth Hackney, etc. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-262**. Norman F. Dacey, petitioner, *v.* John P. Cotter, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-368**. Federal Election Commission, petitioner, *v.* American Federation of Labor and Congress of Industrial Organizations (AFL-CIO). Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **80-369**. Alfred Avins, petitioner, *v.* James P. White. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-371**. Paul P. Rao, petitioner, *v.* New York. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, Third Judicial Department, denied.

No. **80-374**. Gerald Reynolds, dba Ben's Auto Sales, petitioner, *v.* Ella Yazzie, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-375**. William Shames, petitioner, *v.* Superior Court of the City and County of San Francisco (Syrrell Lehman Shames, Real Party in Interest). Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied.

No. **80-376**. John Charles Burden, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, denied.

No. **80-383**. David Michael Adcock, petitioner, *v.* Iowa. Petition for writ of certiorari to the Court of Appeals of Iowa denied.

No. **80-394**. Henry Earl Shriver, petitioner, *v.* Oklahoma. Petition for writ of certiorari to the Court of Criminal Appeals of Oklahoma denied.

No. **80-397**. Charles Lee, Jr., et al., petitioners, *v.* Indiana. Petition for writ of certiorari to the Court of Appeals of Indiana denied.

No. **80-407**. Jack Thompson, petitioner, *v.* Dan H. Turner, Assistant Director, Alabama State Highway Department. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-409**. Norman C. Thomas, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-411**. Howard Morseburg, petitioner, *v.* Andre Balyon, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-424**. J. R. Russell, petitioner, *v.* Kansas. Petition for writ of certiorari to the Supreme Court of Kansas denied.

No. **80-432**. City of Newark, New Jersey, et al., petitioners, *v.* Natural Resources Council in the Department of Environmental Protection, et al. Petition for writ of certiorari to the Supreme Court of New Jersey denied.

No. **80-438**. Genevieve Graydon, petitioner, *v.* Pasadena Redevelopment Agency, et al. (Ernest W. Hahn, Inc. Real Party in Interest). Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **80-445**. Charles E. Ligons, petitioner, *v.* Bechtel Power Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-453**. William Henry Roberts, petitioner, *v.* Michigan. Petition for writ of certiorari to the Court of Appeals of Michigan denied.

No. **80-457**. Lori Wilson, petitioner, *v.* George Firestone, Secretary of the State of Florida, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-460**. Joseph Francis Merlo, et al., petitioners, *v.* Ohio. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **80-540**. Walter Warren Brooks, petitioner, *v.* Supreme Court of South Carolina. Petition for writ of certiorari to the Supreme Court of South Carolina denied.

No. **80-5073**. William Clayton, petitioner, *v.* Frank Blackburn. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5146**. David Leslie Middlebrooks, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5150**. John Chafin, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5237**. Calvin R. Ward, petitioner, *v.* Washington. Petition for writ of certiorari to the Court of Appeals of Washington, Division 2, denied.

No. **80-5304**. Roland Samuels, petitioner, *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. **80-5328**. Bill Phipps, et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-5337**. John J. Galada, petitioner, *v.* R. F. Guillen, Jr., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-5344**. Ronald Mitchell, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-5345**. Ronald Brown, petitioner, *v.* Missouri. Petition for writ of certiorari to the Supreme Court of Missouri denied.

No. **80-5346**. Thomas Springfield, petitioner, *v.* Wisconsin. Petition for writ of certiorari to the Court of Appeals of Wisconsin denied.

No. **80-5352**. Melvin Daniels, petitioner, *v.* Arnold R. Jago. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5356**. Belton Richard Blakney, petitioner, *v.* School District of Philadelphia; and

No. **80-5357**. Belton R. Blakney, petitioner, *v.* School District of Philadelphia. Petitions for writs of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-5364**. Pearlie M. English, petitioner, *v.* Patricia Roberts Harris, Secretary of Health and Human Services. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5366**. James Finis Toney, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5369**. Flynn N. Hicks, petitioner, *v.* Oklahoma. Petition for writ of certiorari to the Court of Criminal Appeals of Oklahoma denied.

No. **80-5372**. Melvin Gunn, petitioner, *v.* Charles E. Anderson. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5375**. Archie Calvin Guss, petitioner, *v.* Frank Blackburn. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5377**. Charles Williams, Jr., petitioner, *v.* Robert Hinton, etc. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-5378**. Robert Louis Babers, petitioner, *v.* W. J. Estelle, Director, Texas Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5396**. Teddy Lee Heffner, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-5401**. Richard Leonard Dankert, petitioner, *v.* Georgia. Petition for writ of certiorari to the Court of Appeals of Georgia denied.

No. **80-5420**. Esther Chow, petitioner, *v.* Southern California Permanente Medical Group. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-5474**. Mark Donald Deggendorf, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-5500**. Richard DeVincent, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **80-5509**. Virgil Howard Jewell, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-5523**. Antonio Frasquillo-Zomosa, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-5524**. James Joseph Coury, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5527**. Leonard Hoskins, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5534**. Joe Lucero Leyba, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-5535**. Miguel Garcia-Anguiana, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **79-6715**. Alvin Culberson, petitioner, *v.* Mississippi. Petition for writ of certiorari to the Supreme Court of Mississippi denied. Dissenting statement by Mr. Justice Brennan and Mr. Justice Marshall.

No. **79-6862**. Raymond R. Stone, petitioner, *v.* Florida. Petition for writ of certiorari to the Supreme Court of Florida denied. Dissenting statement by Mr. Justice Brennan and Mr. Justice Marshall.

No. **79-6884**. Keith Fair, petitioner, *v.* Georgia. Petition for writ of certiorari to the Supreme Court of Georgia denied. Dissenting statement by Mr. Justice Brennan and Mr. Justice Marshall.

No. **80-5119**. Joseph Mulligan, petitioner, *v.* Georgia. Petition for writ of certiorari to the Supreme Court of Georgia denied. Dissenting statement by Mr. Justice Brennan and Mr. Justice Marshall.

No. **80-5163**. Rudy Ramos Esquivel, petitioner, *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied. Dissenting statement by Mr. Justice Brennan and Mr. Justice Marshall.

No. **80-5249**. Willie N. Reddix, petitioner, *v.* Mississippi. Petition for writ of certiorari to the Supreme Court of Mississippi denied. Dissenting statement by Mr. Justice Brennan and Mr. Justice Marshall.

No. **80-5399**. Paul William Jordan, petitioner, *v.* Arizona. Petition for writ of certiorari to the Supreme Court of Arizona denied. Dissenting statement by Mr. Justice Brennan and Mr. Justice Marshall.

No. **80-359**. William Johnson, Jr. for the use of Ernest T. Rossiello, Attorney, petitioner, *v.* Allstate Insurance Company. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied. Mr. Justice Stewart took no part in the consideration or decision of this petition.

No. **80-502**. Roger R. Florey, etc., et al., petitioners, *v.* Sioux Falls School District 49-5, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied. Mr. Justice Brennan and Mr. Justice Marshall would grant certiorari.

#### PETITION FOR WRIT OF HABEAS CORPUS DENIED

No. **80-5560**. In re Roger H. Corley, petitioner. Petition for writ of habeas corpus denied.

#### LEAVE TO FILE PETITION FOR WRIT OF MANDAMUS DENIED

No. **79-2016**. In re Sebastian Intersimone, petitioner. Motion for leave to file petition for writ of mandamus and/or prohibition denied.

#### REHEARINGS DENIED

No. **79-6410**. Raymond Edward James, petitioner, *v.* United States;

No. **79-6531**. Odell Hall, petitioner, *v.* Louie L. Wainwright, Secretary, Florida Department of Offender Rehabilitation;

No. **79-6533**. Hunter Huang, petitioner, *v.* Sol Zalel Rosen, et al.;

No. **79-6892**. Robert P. Bryan, Sr., petitioner, *v.* Thomas M. Byrd, et al.;

No. **80-5124**. Vincent L. Shaw, petitioner, *v.* United States;

No. **80-5166**. Gladys T. Lillibridge, et al., petitioners, *v.* United States, et al.; and

No. **80-5218**. Kenneth R. Matthews, petitioner, *v.* United States. Petitions for rehearing denied.

#### RECESS ORDER

The Court will take a recess from Monday, November 17, 1980, until Monday, December 1, 1980.

#### ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Gilbert B. Abramson	Philadelphia, Pa.	Donald J. Goldberg
Richard H. Adin	Evansville, Ind.	Toby David Shaw
Patrick M. Andreotti	Yakima, Wash.	Charles C. Flower

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
James Edward Barry	Bellevue, Wash.	David Ansley Guy
Stephen P. Beale	Lewiston, Maine	Frederick Giles Taintor
Donald P. Bennett	Indianapolis, Ind.	Joe C. Emerson
John Merrill Bolton III	Montgomery, Ala.	Albert Preston Brewer
Edward Francis Browne, Jr.	Lancaster, Pa.	Joseph Charles Madenspacher
Douglas C. Caldwell	West Monroe, La.	Murphy Blackwell, Jr.
John T. Collins	Boston, Mass.	James Pollock
Richard A. Corwin	New York, N.Y.	LeRoy S. Corsa
Anne Stowell Davidson	Westfield, N.J.	Barry Allen Berger
Lawrence Ira Dean Davidson	Chicago, Ill.	George Norman Gordon
Robert Norman Davies	Indianapolis, Ind.	Joe C. Emerson
Leonard E. Davis	Tyler, Tex.	William Frank Newton
John M. Dawson	Meadville, Pa.	Judge Robert L. Walker
Karl D. Dexheimer	Belleville, Ill.	Robert L. Broderick
Edward E. Dyson	Washington, D.C.	William Dell Outman II
Jeffrey Lee Edison	Detroit, Mich.	Myzell Sowell
Kenneth P. Fremont	New York, N.Y.	Alan M. Epstein
John E. Galloway	New Orleans, La.	Thomas P. Anzelno
William Lance Gerlin	Miami, Fla.	Reginald Hardy Mattox
Sebastian K. D. Graber	Alexandria, Va.	Diana Lee Evans
Daniel S. Greenberg	Alexandria, Va.	Harold James Hughes
William W. Hall	Metairie, La.	G. Thomas Porteous, Jr.
James M. Hankins	Boca Raton, Fla.	Ray C. Osborne
Bernard Francis Higgins	New Castle, Pa.	James Larry Green
Peter L. Hilbert, Jr.	New Orleans, La.	Thomas P. Anzelmo
Hyman Hillenbrand	New York, N.Y.	Jeffrey S. Cook

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Max Edward Hobbs	Fort Wayne, Ind.	William C. Lee
Stephen Alden Houze	Portland, Oreg.	Phillip Michael Margolin
Michael D. Hurtt	Dalton, Ga.	Lemuel Hugh Kemp
S. Forrest Hutchinson	Duluth, Minn.	Robert N. Roningen
Judd C. Iverson	San Francisco, Calif.	Richard B. Mazer
Michael M. Johnson	Los Angeles, Calif.	G. William Shea
James V. Jordan	Pittsburgh, Pa.	Homer W. King
John Joseph King	Houston, Tex.	Anthony J. Sadberry
J. Sloan Kuykendall III	Winchester, Va.	John Earl Wetsel, Jr.
Michael Allen Lehner	Portland, Oreg.	Donald E. Hershiser
Gary L. Mahler	Beverly Hills, Calif.	William H. Collard
Stephen B. McCrea	Coeur d'Alene, Idaho	Peter Charles Wagstaff
L. D. McDonald, Jr.	Overland Park, Kans.	Gerald William Dykes
Michael Louis Minns	Houston, Tex.	William Yangwei Sim
Richter Hermann Moore, Jr.	Boone, N.C.	Donald Bennett Strickland
Mark Gilbert Murov	New Orleans, La.	Lawrence B. Fabacher II
Ronald B. Peterson	Anoka, Minn.	Paul Edmond Godlewski
Douglas W. Plier	Horicon, Wis.	Thomas Stephen Burke
Miller John Poppleton, Jr.	Bethesda, Md.	Robert Linden Kay
Clifford Lee Reeves	Birmingham, Ala.	Morris K. Sirote
Harvey D. Rogers	Miami, Fla.	Arthur W. Karlick
Marshall A. Rutter	Los Angeles, Calif.	John Arthur Tucker, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
David A. Schlack	Chicago, Ill.	George Norman Gordon
Murray B. Schneps	New York, N.Y.	Christopher A. Hansen
Ronald Walter Scholz	Santa Clara, Calif.	Guy B. Roberts
Gilbert C. Schumm	Chicago, Ill.	Jeffrey Michael Morris
Eldon J. Shields	Overland Park, Kans.	Michael Edward Baker
John McNaughton Sikes, Jr.	Atlanta, Ga.	Gustav H. Small, Jr.
Rex D. Smith	Atlanta, Ga.	Eugene P. Chambers, Jr.
Joseph Timothy Stearns	New York, N.Y.	Rollis M. Walker, Jr.
Nevett Steele, Jr.	Baltimore, Md.	Wilbur D. Preston, Jr.
Norman A. Townsend	Alexandria, Va.	Diana Lee Evans
Anthony R. Varda	Madison, Wisc.	John Hall Lederer
John Duncan Varda	Madison, Wisc.	John Hall Lederer
Thomas H. Veitch	San Antonio, Tex.	Earle Cobb, Jr.
John Thomas Walsh	Salt Lake City, Utah	Ronald Claude Barker
David Ekins Williams	Colorado Springs, Colo.	Robert Clayton McHugh
Jon Bolling Wood	LaFayette, Ga.	James Alan Secord

#### ADMISSIONS TO THE BAR ON ORAL MOTION

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Jerome Darrel Groskind	Boston, Mass.	Roger Alan Klein
Joseph Peter D'Alessandro	Fort Myers, Fla.	George G. Olsen

#### ORAL ARGUMENT

No. **79-5949**. John Gregory Watkins, petitioner, *v.* Dewey Sowders, Warden; and

No. **79-5951**. James Willard Summitt, petitioner, *v.* Dewey Sowders, Warden. Argued by Mr. Frank W. Heft, Jr., for the petitioners and by Mr. Victor Fox for the respondents.

No. 78-1945. Universities Research Association, Inc., petitioner, *v.* Stanley E. Coutu, et al. One hour and ten minutes allowed for oral argument. Argued by Mr. Robert E. Mann for the petitioner, by Mrs. Harriet S. Shapiro for the United States, as *amicus curiae*, by special leave of Court, and by Mr. Robert Jay Nye for the respondents.

No. 79-621. Arizona, petitioner, *v.* William Dale Manypenny. Argued by Mr. Daniel Jesse Smith for the petitioner and by Mr. James D. Whitney for the respondent.

No. 79-1157. Edward J. Rosewell, etc., et al., petitioners, *v.* LaSalle National Bank, Trustee, etc. Argued by Mr. Henry A. Hauser for the petitioners and by Mr. James L. Fox for the respondent.

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Adjourned until Wednesday, November 12, 1980, at 10 o'clock.

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## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, Mr. Justice Blackmun, Mr. Justice Powell, Mr. Justice Rehnquist, and Mr. Justice Stevens.

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### ADMISSION TO THE BAR ON ORAL MOTION

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Michael Douglas Barone	Washington, D.C.	Wade H. McCree, Jr., Solicitor General
Jeffrey Paul Metzger	Washington, D.C.	Elvis J. Stahr, Jr.
Michael L. Bender	Denver, Colo.	Louis Bender

### ORAL ARGUMENT

No. **79-1260**. Noel Chandler and Robert Granger, appellants, *v.* Florida. Argued by Mr. Joel Hirschhorn for the appellants and by Mr. Calvin L. Fox and Mr. Smith for the appellee.

No. **79-814**. Delta Air Lines, Inc., petitioner, *v.* Rosemary August. Argued by Mr. E. Allan Kovar for the petitioner, by Ms. Susan M. Vance for the respondent, and by Mrs. Elinor H. Stillman for the United States, as *amicus curiae*, by special leave of Court.

No. **79-1420**. Firestone Tire & Rubber Company, petitioner, *v.* John C. Risjord. Argued by Mr. Harvey M. Grossman for the petitioner and by Mr. John R. Gibson for the respondent.

No. **79-1013**. William Rubin, petitioner, *v.* United States. Argued by Mr. Louis Bender for the petitioner and by Mr. Stephen M. Shapiro for the respondent.

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Adjourned until Monday, November 17, 1980 at 10 o'clock.

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## SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Burger, Justice Brennan, Justice Stewart, Justice White, Justice Marshall, Justice Blackmun, Justice Powell, and Justice Rehnquist.

The Chief Justice said:

"Today's orders of the Court have been certified by the Chief Justice, filed with the Clerk, and will not be announced orally."

## OPINIONS PER CURIAM

No. **79-1895**. Allied Chemical Corporation, et al., petitioners, *v.* Daiflon, Inc. On petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit. Petition for writ of certiorari granted. Judgment reversed and case remanded to the Court of Appeals for further consideration in conformity with the opinion of this Court. Opinion *per curiam*. Justice Stewart and Justice Stevens took no part in the consideration or decision of this case. Dissenting opinion by Justice Blackmun with whom Justice White joins.

No. **80-321**. Sydell Stone, et al., petitioners, *v.* James B. Graham, Superintendent of Public Instruction of Kentucky. On petition for writ of certiorari to the Supreme Court of Kentucky. Petition for writ of certiorari granted. Judgment reversed and case remanded to the Supreme Court of Kentucky for further consideration not inconsistent with the opinion of this Court. Opinion *per curiam*. Chief Justice Burger and Justice Blackmun dissent. Justice Stewart dissents. Dissenting opinion by Justice Rehnquist.

## APPEALS—SUMMARY DISPOSITION

No. **80-333**. Town of Southampton, appellant *v.* Ronald J. Troyer, et al. Appeal from the United States Court of Appeals for the Second Circuit. Judgment affirmed. For the reasons stated in his dissent in *Village of Schaumburg v. Citizens for a Better Environment*, 444 U.S. 620, 639 (1980), Justice Rehnquist would reverse the judgment of the Court of Appeals.

No. **80-5263**. Lisa Bullwinkle, appellant, *v.* California; and

No. **80-5456**. Edward John Bullwinkle, III, appellant, *v.* California. Appeals from the Court of Appeal of California, Second Appellate District. The appeals are dismissed for want of a substantial federal question.

No. **80-5440**. Shao Fen Chin, etc., appellant, *v.* St. Luke's Hospital Center, et al. Appeal from the Court of Appeals of New York. The

appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

#### CERTIORARI—SUMMARY DISPOSITION

No. **79-6745**. James Richard Patrick, petitioner, *v. Georgia*. On petition for writ of certiorari to the Supreme Court of Georgia. Motion of petitioner for leave to proceed *in forma pauperis* and the petition for writ of certiorari to the Supreme Court of Georgia granted. Judgment vacated and case remanded to the Supreme Court of Georgia for further consideration in light of *Godfrey v. Georgia*, 446 U.S. ——— (1980). Chief Justice Burger, Justice Blackmun, Justice Powell and Justice Rehnquist dissent.

No. **80-5010**. Kenneth Hardy, petitioner, *v. Georgia*. On petition for writ of certiorari to the Supreme Court of Georgia. Motion of petitioner for leave to proceed *in forma pauperis* and the petition for writ of certiorari to the Supreme Court of Georgia granted. Judgment vacated and case remanded to the Supreme Court of Georgia for further consideration in light of *Godfrey v. Georgia*, 446 U.S. ——— (1980). Chief Justice Burger, Justice Blackmun, Justice Powell and Justice Rehnquist dissent.

No. **80-5266**. Donald Wayne Thomas, petitioner, *v. Georgia*. On petition for writ of certiorari to the Supreme Court of Georgia. Motion of petitioner for leave to proceed *in forma pauperis* and the petition for writ of certiorari to the Supreme Court of Georgia granted. Judgment vacated and case remanded to the Supreme Court of Georgia for further consideration in light of *Godfrey v. Georgia*, 446 U.S. ——— (1980). Chief Justice Burger, Justice Blackmun, Justice Powell and Justice Rehnquist dissent.

No. **80-45**. Eugene Johnson III, petitioner, *v. J.O.L. II*. On petition for writ of certiorari to the District of Columbia Court of Appeals. Judgment vacated and case remanded to the District of Columbia Court of Appeals for further consideration in light of the position presently asserted by the respondent in his motion to dismiss filed October 27, 1980; the opposition filed thereto by petitioner on November 6, 1980; and the reply filed thereto by respondent on November 13, 1980.

#### ORDERS IN PENDING CASES

No. **A-385**. Ronald M. Zobel, et ux., applicants, *v. Thomas Williams, et al.* The application for stay, presented to Justice Rehnquist and by him referred to the Court, is granted. The mandate of

the Supreme Court of Alaska, No. 2201, is stayed pending the timely filing and disposition of the appeal. Justice Rehnquist dissents.

**No. D-199.** In the Matter of Disbarment of Charles Fischer. It is ordered that Charles Fischer of New York, New York, be suspended from the practice of law in this Court and that a rule issue, returnable within forty days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

**No. D-202.** In the Matter of Disbarment of William R. Easler. It is ordered that William R. Easler, of Spartanburg, South Carolina, be suspended from the practice of law in this Court and that a rule issue, returnable within forty days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

**No. D-204.** In the Matter of Disbarment of Donald E. Schlater. It is ordered that Donald E. Schlater of Havertown, Pennsylvania, be suspended from the practice of law in this Court and that a rule issue, returnable within forty days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

**No. D-208.** In the Matter of Disbarment of Donald H. Noren. It is ordered that Donald H. Noren, of Plantation, Florida, be suspended from the practice of law in this Court and that a rule issue, returnable within forty days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

**No. D-209.** In the Matter of Disbarment of Seymour Harold Patt. It is ordered that Seymour Harold Patt, of Reno, Nevada, be suspended from the practice of law in this Court and that a rule issue, returnable within forty days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

**No. D-210.** In the Matter of Disbarment of Leonard W. Burka. It is ordered that Leonard W. Burka, of Washington, D.C., be suspended from the practice of law in this Court and that a rule issue, returnable within forty days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

**No. D-211.** In the Matter of Disbarment of James Vito Barbuto. It is ordered that James Vito Barbuto, of Akron, Ohio, be suspended from the practice of law in this Court and that a rule issue, returnable within forty days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

**No. 85 Original.** State of Texas, plaintiff, *v.* State of Oklahoma. Motion of Texas Power & Light Company for leave to intervene is referred to the Special Master.

**No. 79-1056.** Northwest Airlines, Inc., petitioner, *v.* Transport Workers Union of America, AFL-CIO, et al. Motion of the Solicitor

General for divided argument granted. Justice Blackmun took no part in the consideration or decision of this motion.

No. 79-1388. Karl J. Kirchberg, appellant, *v.* Joan Paillot Feenstra, et al. Motion of NOW Legal Defense and Education Fund, et al. for leave to file a brief, as *amici curiae*, granted.

No. 79-1538. Cecil D. Andrus, Secretary of the Interior, appellant, *v.* Virginia Surface Mining and Reclamation Association, Inc., et al.; and

No. 79-1596. Virginia Surface Mining and Reclamation Association, Inc., et al., appellants, *v.* Cecil D. Andrus, Secretary of the Interior. Motion of the Solicitor General to dispense with printing the appendix is granted.

No. 80-5116. Dane Lamar Jenkins, petitioner, *v.* Lou Brewer, etc. Motion for appointment of counsel granted and it is ordered that John Seelig Elson, Esquire, of Chicago, Illinois, is appointed to serve as counsel for petitioner in this case.

#### CERTIORARI GRANTED

No. 79-1517. Federated Department Stores, Inc., et al., petitioners, *v.* Marilyn Moitie and Floyd R. Brown, etc. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit granted.

No. 80-348. H. A. Artists & Associates, Inc., et al., petitioners, *v.* Actors' Equity Association, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit granted.

#### CERTIORARI DENIED

No. 79-1830. Martin Heise, petitioner, *v.* Village of Pewaukee. Petition for writ of certiorari to the Supreme Court of Wisconsin denied.

No. 79-1984. William Michael Strube, petitioner, *v.* Pennsylvania. Petition for writ of certiorari to the Superior Court of Pennsylvania, Philadelphia Office, denied.

No. 79-2009. Melvin E. Levinson, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. 79-2019. Robert E. Keller, individually, and as District Attorney for the Clayton Judicial Circuit, State of Georgia, petitioner, *v.* Septum, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-2078. Timothy V. Swartout, petitioner, *v.* Civil Service Commission of Spokane, et al. Petition for writ of certiorari to the Court of Appeals of Washington, Division 3, denied.

No. 80-68. Kitty Louise Strouse and Lori Gay Winter, by and through her natural mother and next friend, Kitty Louise Strouse, petitioners, *v.* Glenn Dale Carter, Associate District Judge, etc. Petition for writ of certiorari to the Supreme Court of Oklahoma denied.

No. 80-133. Levitt & Sons of Puerto Rico, Inc., petitioner, *v.* Commercial Insurance Company. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 80-142. David S. Hayes, petitioner, *v.* Pennsylvania, et al. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Western District, denied.

No. 80-223. Donald D. Howe, et al., petitioners, *v.* Allied Van Lines, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 80-256. Rodney Bruce Glenn, petitioner, *v.* Rose L. Shipp, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 80-286. Rosemarie C. Wooters, et al., petitioners, *v.* Mary D. Jorlin, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 80-351. Frank R. Magnelli, petitioner, *v.* Pennsylvania, et al. Petition for writ of certiorari to the Commonwealth Court of Pennsylvania denied.

No. 80-354. Dresser Industries, Inc., petitioner, *v.* Securities and Exchange Commission. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 80-362. Donald W. Fausner, et ux., petitioners, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 80-380. Woodrow John Gregory, et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 80-391. Geoffrey Roy Akers, petitioner, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 80-421. Erwin Foxman, et ux., petitioners, *v.* John P. Renison. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-425**. Charles W. Norton, et al., petitioners, *v.* Leadville Corp. Petition for writ of certiorari to the Court of Appeals of Colorado denied.

No. **80-426**. Alvina E. Schwarz, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-440**. Glenn L. Sikora, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-447**. Carl Eric Olsen, petitioner, *v.* Iowa. Petition for writ of certiorari to the Supreme Court of Iowa denied.

No. **80-464**. Doris M. Dickison, et al., petitioners, *v.* Neil Goldschmidt, Individually and as Secretary of Transportation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-466**. Augustus P. Soriano, petitioner, *v.* R. L. Moore, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-469**. Karen J. Speirs, et al., petitioners, *v.* Bank of Nevada, et al. Petition for writ of certiorari to the Supreme Court of Nevada denied.

No. **80-473**. Southern Pacific Transportation Company, petitioner, *v.* Violet Jo Evans, Individually and as Temporary Administratrix of the Estate of Paul David, et al. Petition for writ of certiorari to the Court of Civil Appeals of Texas, First Supreme Judicial District, denied.

No. **80-476**. Peter T. DeMarco, petitioner, *v.* Pennsylvania, State Board of Medical Education and Licensure. Petition for writ of certiorari to the Commonwealth Court of Pennsylvania denied.

No. **80-523**. Carl M. Walsh, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-536**. Christ T. Seraphim, petitioner, *v.* Wisconsin, et al. Petition for writ of certiorari to the Supreme Court of Wisconsin denied.

No. **80-587**. Foster Leroy Stotts, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-595**. Artlet Smith, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-600**. Ira K. Witschner, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-604**. James Walker, petitioner, *v.* Marion S. Barry, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **80-619**. Edward Loney, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-626**. Calvin Andre Gravett, petitioner, *v.* Maryland. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. **80-634**. Douglas P. Fields, Frederick M. Friedman and Alan E. Sandberg, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-5022**. Gary White, petitioner, *v.* Lackland Bloom, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-5025**. John J. Galada, petitioner, *v.* L. J. Tice, Police Officer. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-5067**. Earl Raymond Scott, et al., petitioners, *v.* California. Petition for writ of certiorari to the Supreme Court of California denied.

No. **80-5099**. Joe Silva, Jr., petitioner, *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **80-5108**. Rebecca Eveland, petitioner, *v.* Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. **80-5142**. Orville Leland Davis, petitioner, *v.* Charles Anderson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5162**. Otis Eigner, petitioner, *v.* Patricia R. Harris, Secretary of Health and Human Services. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-5176**. Ronald Williams, petitioner, *v.* Alabama. Petition for writ of certiorari to the Supreme Court of Alabama denied.

No. **80-5190**. Clayton Berardi, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-5199**. Jerald Carmel, petitioner, *v.* United States Parole Commission. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-5200**. William Gaston Griffin, petitioner, *v.* L. V. Stephenson, Superintendent, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-5253**. Robert D. Keziah, petitioner, *v.* North Carolina. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-5349**. Deborah Mauldin, petitioner, *v.* W. Craig Grant, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5354**. Ray Lee Welch, petitioner, *v.* Arkansas. Petition for writ of certiorari to the Supreme Court of Arkansas denied.

No. **80-5371**. Clifford Dixon Noe, petitioner, *v.* Mississippi. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. **80-5380**. Anthony Rodic, petitioner, *v.* Thistledown Racing Club, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5384**. Johnny Woodard, Jr., petitioner, *v.* Wachovia Bank & Trust Co., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-5400**. Morris Bember, petitioner, *v.* Connecticut. Petition for writ of certiorari to the Appellate Session of the Superior Court of Connecticut denied.

No. **80-5402**. Vandorance Trolla McQueen, petitioner, *v.* L. V. Stephenson, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-5406**. Peter R. Johl, petitioner, *v.* Shirley Perkins. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, First Judicial Department, denied.

No. **80-5407**. Frank David Lee Patterson, Sr., petitioner, *v.* Joseph L. Mercer III, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5408**. Arnold Stevens Peters, petitioner, *v.* Bank of America National Trust and Savings Association, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-5412**. Robert Charles Jones, petitioner, *v.* W. J. Estelle, Jr., Director, Texas Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5435**. Xavier Larrea, petitioner, *v.* Harold J. Smith, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-5436**. Herman Nathan Rosenberg, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-5441**. Charles R. Groft, petitioner, *v.* Huntingdon County, Pennsylvania, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-5443**. Milton McCray, petitioner, *v.* Robert Burrell. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-5459**. Thomas Black, petitioner, *v.* Stephen Dalsheim, Superintendent, Ossining Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-5462**. Roosevelt Benjamin, petitioner, *v.* James Howard, etc. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-5477**. Don Wheeler, Sr., petitioner, *v.* Herman C. Davis, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5507**. Alexander A. Artway, etc., petitioner, *v.* Robert Del Tufo, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-5508**. Robert M. Sneed, petitioner, *v.* Thomas H. Bresson, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-5519**. Richard K. Dugger and Frankie Seelbach, petitioners, *v.* James Vandever, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5542**. Moses G. Mangrum, petitioner, *v.* United States. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **80-5543**. Warren Christensen, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-5544**. Carl E. Guerriero, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-5553**. Harry Fitzgerald Kaiser, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-5568**. Daniel J. Ledesma, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-5579**. Robert Edward Jackson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **79-1834**. Coca-Cola Bottling Company of Memphis, petitioner, *v.* National Labor Relations Board, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied. Justice Blackmun took no part in the consideration or decision of this petition.

No. **79-6341**. David D. Martin, petitioner, *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied. Dissenting opinion by Justice Stewart. Dissenting statement by Justice Brennan and Marshall.

No. **79-6615**. Henry Arthur Drake, petitioner, *v.* Walter Zant, Warden. Petition for writ of certiorari to the Superior Court of Butts County, Georgia denied. Dissenting opinion by Justice White in this case and in No. 79-6704, *post*. Dissenting statement by Justice Brennan and Justice Marshall. Dissenting statement by Justice Stewart.

No. **79-6704**. Johnny Mack Westbrook, petitioner, *v.* Charles Balkcom, Warden. Petition for writ of certiorari to the Supreme Court of Georgia denied. Concurring opinion by Justice Stevens. Dissenting opinion by Justice Stewart. Dissenting opinion by Justice White, in this case and in No. 79-6615 *ante*. Dissenting statement by Justice Brennan and Justice Marshall.

No. **80-5216**. Leon Charlie Scott, petitioner, *v.* Florida. Petition for writ of certiorari to the Supreme Court of Florida denied. Dissenting statement by Justice Brennan and Justice Marshall.

No. **80-5335**. Larry Jones, petitioner, *v.* Mississippi. Petition for writ of certiorari to the Supreme Court of Mississippi denied. Dissenting statement by Justice Brennan and Justice Marshall.

No. **80-5495**. James Russell, petitioner, *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied. Dissenting statement by Justice Brennan and Justice Marshall.

No. **80-201**. Silver Creek Packing Company, petitioner, *v.* Ray Marshall, Secretary of Labor, U.S. Department of Labor. Motion of Nisei Farmers League for leave to file a brief, as *amicus curiae*, granted. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-273**. Hart and Miller Islands Area Environmental Group, Inc., et al., petitioners, *v.* Corps of Engineers of the United States Army, et al. Motion of Sierra Club, et al. for leave to file a brief, as *amici curiae*, granted. Motion of Bair Island Investment, Inc., et al. for leave to file a brief, as *amici curiae*, granted. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied. Justice White and Justice Blackmun would grant certiorari.

No. **80-329**. Sergeant B. D. Smith, petitioner, *v.* Milton McCray. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-488**. Massachusetts, petitioner, *v.* Jeffrey A. Brant. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the Supreme Judicial Court of Massachusetts denied.

No. **80-506**. Jerome A. Kaplan, petitioner, *v.* Riley Pointer and Paul S. Shupp. Motion of respondents for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **80-477**. Ad Hoc '78 and T. Milton Street, petitioners, *v.* Rouse Philadelphia, Inc., et al. Motion of American Civil Liberties Foundation of Pennsylvania for leave to file a brief, as *amicus curiae*, granted. Petition for writ of certiorari to the Superior Court of Pennsylvania, Philadelphia Office, denied.

No. **80-5172**. James Lewis Cole, petitioner, *v.* L. V. Stevenson. Superintendent, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied. Justice Brennan, Justice White and Justice Marshall would grant certiorari.

No. **80-5350**. Dean R. Fryberg, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Justice White and Justice Blackmun would grant certiorari.

#### PETITION FOR WRIT OF HABEAS CORPUS DENIED

No. **80-5385**. In Re Dennis Williams, petitioner. Petition for writ of habeas corpus denied. Dissenting statement by Justice Brennan and Justice Marshall.

#### REHEARINGS DENIED

No. **79-1530**. Jacquelyn Renee Town, appellant, *v.* Janet Reno, etc., et al.;

No. **79-1889**. Victorio C. Rivera, appellant, *v.* Oregon State Employees Association, et al.;

No. **79-6458**. Annie Johnson, petitioner, *v.* City of Birmingham, Alabama;

No. **79-6506**. Robert Henry Covino, petitioner, *v.* Paul Morris, Warden, et al.;

No. **79-6585**. Thomas D. Stevens, petitioner, *v.* Georgia;

No. **79-6785**. Thomas L. Prater, petitioner, *v.* Eugene A. Brown;

No. **80-5016**. Willie A. Key, petitioner, *v.* Board of Voter Registration of Charleston County, et al.;

No. **80-5029**. William M. Jaudon, petitioner, *v.* Secretary of Health and Human Services;

No. **80-5082**. Daniel Tilli, petitioner, *v.* Donato Capabianco, et al.; and

No. **80-5177**. William H. Wade, petitioner, *v.* Franklin Stricklin Land Surveyors, Inc. Petitions for rehearing denied.

#### ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Peter Russell diDonato	Los Angeles, Calif.	Jeffrey Eliot Karpel
Frederick B. Anderson	Des Moines, Iowa	Louis A. Lavorato
Lawrence Ohaco Anderson	Phoenix, Ariz.	Hubert Lee Dobbs, Jr.
Robert Kim Bingham	Boston, Mass.	Robert J. Murphy
Andrew Wyatt Bolt II	Anniston, Ala.	Gordon Freeborn Bailey, Jr.
Richard J. Cantrell	Long Beach, Calif.	Edwin J. Wilson
John S. Catron	Santa Fe, N. Mex.	Sumner Stanley Koch
Thomas A. Connelly	St. Louis, Mo.	Eugene P. Freeman
William A. Cunningham	Dalhart, Tex.	Clyde M. Gassaway
Homer A. Davis	Dalhart, Tex.	Clyde M. Gassaway
Edward J. Deghroony	St. Louis, Mo.	Eugene P. Freeman
John Dennis Delgado	Columbia, S.C.	Matthew J. Perry

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Mark Henry Dettman	Tacoma, Wash.	Charles M. Tatelbaum
James J. Dillman	Sheboygan, Wis.	Gaylord Anton Nelson
Harry J. Dodson	St. Louis, Mo.	Eugene P. Freeman
Thomas Paine Dunlap	Los Angeles, Calif.	Bernard B. Cohen
John T. Dwyer	Memphis, Tenn.	Jerome M. Hoffman
David L. Edwards	Aberdeen, Wash.	Thomas Avery Brown
Steven Alan Fehr	Kansas City, Mo.	Michael D. Gordon
Frank Finch III	Philadelphia, Pa.	Michael Churchill
Larry Paul Fleschner	Terre Haute, Ind.	Benjamin F. Crawford III
Charles Patrick Flynn	Nashville, Tenn.	Cecil D. Branstetter
Donald R. Fowler	South Pasadena, Calif.	John Helms Warden
Linda K. Fraser	New York, N.Y.	Perry S. Reich
Daniel F. Gallery	Sacramento, Calif.	Eugene Carroll Anderson
Phyllis Gelman	New York, N.Y.	Stanley Faulkner
Michael Stewart Glass	Honolulu, Hawaii	Grant B. Cooper
Richard S. Glasser	Norfolk, Va.	Robert Collier Nusbaum
Benzion Gotlib	Flint, Mich.	Charles M. Tatelbaum
Marilyn S. Green	Long Beach, Calif.	Edwin J. Wilson
James F. Hampton	Montgomery, Ala.	Charles Allen Graddick
Edward J. Hanlon	St. Louis, Mo.	Eugene P. Freeman
James R. Hartung	St. Louis, Mo.	Eugene P. Freeman
Michael Clinton Helbert	Emporia, Kans.	William James Dick
James A. Herrmann	Harlingen, Tex.	J. L. Covington

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Richard Gordon Holloway	Atlanta, Ga.	Carl Edward Sancers
Don Howarth	Los Angeles, Calif.	Samuel D. Pruitt, Jr.
Rick D. Johnson	Bismarck, N. Dak.	Murray G. Sagsveen
William A. Jolley	Kansas City, Mo.	Michael D. Gordon
Jason Lawrence Katz	Los Angeles, Calif.	Franklin Lee Damon
John Vincent Kenny	Washington, D.C.	Stuart F. Feldstein
Charles Stanton LaShelle	Papillion, Nebr.	Arthur Lee Bloomingdale, Jr.
Isaac L. Levy	Jacksonville, Fla.	Carl D. Dawson
Erwin W. Lewis	Frankfort, Ky.	Larry H. Marshall
Thomas B. Lindgren	Schaumburg, Ill.	Donald Bradley Southard
J. Anthony McLain	Montgomery, Ala.	Charles Allen Graddick
Richard H. Monk, Jr.	West Point, Ga.	Neil Jay King
William Bruce Moore	Cochranton, Pa.	George J. Barco
John J. Morton	St. Louis, Mo.	Eugene P. Freeman
Timothy G. Noble	St. Louis, Mo.	Eugene P. Freeman
Richard B. Orfinger	Daytona Beach, Fla.	Melvin Orfinger
Edward Martin Peek	St. Louis, Mo.	Eugene P. Freeman
Joel Stephen Perwin	Miami, Fla.	Stephen Breyer
Richard Joseph Pinto	Tustin, Calif.	Ronald W. Rose
David Arthur Ranheim	Minneapolis, Minn.	Henry Earnest Halladay
James Thomas Richardson	Portland, Oreg.	Milton Ray Smith
Joseph Vito Rizzi	Downers Grove, Ill.	John Peter Curielli
Barbara M. Ryniker	New York, N.Y.	Aurora Cassirer
Arthur Lawrence Sherwood	Los Angeles, Calif.	William French Smith

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Harry A. Short, Jr.	Philadelphia, Pa.	John O'Brien Clarke, Jr.
Brent Elliott Simmons	Washington, D.C.	Elaine Ruth Jones
Gary Michael Slater	Los Angeles, Calif.	Martin C. Pachter
Craig Martin Spanjers	Winter Haven, Fla.	J. Mason Wines
Eric Slocum Sparks	Houston, Tex.	Ronald G. Bliss
Ernest K. Stafford, Jr.	Vidalia, Ga.	Paul W. Calhoun, Jr.
Joseph E. Stalder	Redondo Beach, Calif.	John Mark Palenko
Kent T. Stauffer	New York, N.Y.	David M. Butowsky
Arthur Trafton Stephenson	Caruthersville, Md.	Robert Gene Duncan
Harry Lee Styron, Jr.	Walnut Creek, Calif.	John Gilbert Fall, Jr.
G. Gary Tyack	Columbus, Ohio	Anthony Delligatti, Jr.
Christopher L. Varner	Chicago, Ill.	Judge Clement Furman Hayns- worth, Jr.
Franklin B. Velie	New York, N.Y.	David M. Butowsky
David Scott Weinstein	Louisville, Fla.	Michael Owen McDonald
Henry Hulbert Wells	Jacksonville, Fla.	Carlton Pierce Maddox
David Matthew Wiesenfeld	Jacksonville, Fla.	Carl D. Dawson
Charles V. Willette, Jr.	Brownsville, Tex.	Paul O. O'Leary
James J. Wilson	St. Louis, Mo.	Eugene P. Freeman
L. Matt Wilson	San Francisco, Calif.	Glen William Filly

## OPINION

No. 79-1186. Orville E. Dennis, petitioner, *v.* Sidney Sparks and R. L. Lynd, etc. On writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Judgment affirmed. Opinion by Justice White.

## ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Victor David Ryerson	Washington, D.C.	Judge Paul N. Pfeiffer
Sheila Prell Sonenshine	Newport Beach, Calif.	Jerry M. Patterson
Hartley T. Hansen	Sacramento, Calif.	Robert T. Matsui
Barbara M. Barron	Austin, Tex.	Francis J. Lorson
Janet C. Singer	Greenlawn, N.Y.	William Carleton Gifford
John Markarian	Kenmore, N.Y.	Michael J. McMorro
Edward Francis Fitzgerald	East Bridgewater, Mass.	Charles P. O'Connor
John T. Connor, Jr.	Washington, D.C.	Clifford P. Case
I. William Cohen	Detroit, Mich.	Stuart E. Hertzberg
Robert Kirkman Collins	New York, N.Y.	Samuel Collins
Leonard O. Abrams	Chicago, Ill.	Alan C. Sugarman
Robert B. Chatz	Chicago, Ill.	Alan C. Sugarman
John N. Freeman	Albuquerque, N. Mex.	Alan C. Sugarman
Harry Dan Hoffmeyer	Dallas, Tex.	Alan C. Sugarman
Kenneth Adler	Huntington, N.Y.	Peter D. Sereduke
Noel David Adler	Port Jefferson, N.Y.	Peter D. Sereduke
Rita Ellen Greenberger Adler	Port Jefferson, N.Y.	Peter D. Sereduke
Robert James Anderson	New York, N.Y.	Peter D. Sereduke
Richard Elliot Bernard	Patchogue, N.Y.	Peter D. Sereduke
William Jules Bernstein	Sayville, N.Y.	Peter D. Sereduke
Stuart G. Blumberg	Bay Shore, N.Y.	Peter D. Sereduke
Martin Harold Bodian	Melville, N.Y.	Peter D. Sereduke
John P. Bracken	East Setauket, N.Y.	Peter D. Sereduke
Donald James Byrnes	Southampton, N.Y.	Peter D. Sereduke
John L. Ciarelli	St. James, N.Y.	Peter D. Sereduke

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
John B. Clarke	Islip, N.Y.	Peter D. Sereduke
Thomas L. Costa	Port Jefferson, N.Y.	Peter D. Sereduke
Joan Roche Scherb Crowley	Stony Brook, N.Y.	Peter D. Sereduke
Angel Carlos Cruz	Islip, N.Y.	Peter D. Sereduke
Girolama M. D'Alessandro	Southampton, N.Y.	Peter D. Sereduke
Edward Joseph DiNunzio	Port Jefferson, N.Y.	Peter D. Sereduke
Kenneth Charles Dollmann	Bay Shore, N.Y.	Peter D. Sereduke
George F. Erick	New York, N.Y.	Peter D. Sereduke
Robert Logue Folks	Sayville, N.Y.	Peter D. Sereduke
Kenneth Alan Jacoppi	East Setauket, N.Y.	Peter D. Sereduke
John J. J. Jones, Jr.	Stony Brook, N.Y.	Peter D. Sereduke
Eugene William Kirby	Smithtown, N.Y.	Peter D. Sereduke
William Francis Xavier Klan	Northport, N.Y.	Peter D. Sereduke
Jack J. Kornreich	Hauppauge, N.Y.	Peter D. Sereduke
Joyce Driver Long	Huntington, N.Y.	Peter D. Sereduke
Salvatore Anthony Manno	East Meadow, N.Y.	Peter D. Sereduke
Timothy Sheldon McCulley	Water Mill, N.Y.	Peter D. Sereduke
Edward Francis McGuinness, Jr.	Huntington, N.Y.	Peter D. Sereduke
Rudolph F. X. Migliore	Smithtown, N.Y.	Peter D. Sereduke
John Patrick Monaghan	Lindenhurst, N.Y.	Peter D. Sereduke
Jerold E. Nemetz	Amityville, N.Y.	Peter D. Sereduke
Roy Tilden Parker III	East Hampton, N.Y.	Peter D. Sereduke
Stanley Polansky	North Babylon, N.Y.	Peter D. Sereduke
William H. Price, Jr.	Greenport, N.Y.	Peter D. Sereduke
John R. Remis, Jr.	Northport, N.Y.	Peter D. Sereduke
David Stephen Jay Rubin	Babylon, N.Y.	Peter D. Sereduke
Anthony J. Sacca	Huntington, N.Y.	Peter D. Sereduke
Kenneth Philip Savin	Northport, N.Y.	Peter D. Sereduke
Robert H. Skigen	Smithtown, N.Y.	Peter D. Sereduke
Daniel L. Stevenson	Patchogue, N.Y.	Peter D. Sereduke
Arthur Irving Taitz	Patchogue, N.Y.	Peter D. Sereduke

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
William F. Treuber	Smithtown, N.Y.	Peter D. Sereduke
Edward P. Meyerson	Birmingham, Ala.	John Hale Shenefield
Lawrence James Fleming	Phoenix, Ariz.	John Hale Shenefield
James F. Kahn	Phoenix, Ariz.	John Hale Shenefield
Phillip Ray Babb	San Diego, Calif.	John Hale Shenefield
Melvin Fredrick Cohen	Irvine, Calif.	John Hale Shenefield
Martin F. Goldman	Los Angeles, Calif.	John Hale Shenefield
Jordan Marvin Gustin	Los Angeles, Calif.	John Hale Shenefield
Robert Denton Harder	San Diego, Calif.	John Hale Shenefield
Michael Arthur Mooney	San Francisco, Calif.	John Hale Shenefield
Mike Neff	San Diego, Calif.	John Hale Shenefield
Gary Allan Plotkin	Los Angeles, Calif.	John Hale Shenefield
Russell H. Rapoport	Los Angeles, Calif.	John Hale Shenefield
Lawrence M. Zolot	San Diego, Calif.	John Hale Shenefield
Maurice B. Sobol	Denver, Colo.	John Hale Shenefield
Edward Donald Jacobs	New Haven, Conn.	John Hale Shenefield
Howard E. Kantrovitz	New Haven, Conn.	John Hale Shenefield
John H. Krick	New Haven, Conn.	John Hale Shenefield
Daniel Lloyd Bakst	West Palm Beach, Fla.	John Hale Shenefield
Maurcy Melvin Ball	North Miami Beach, Fla.	John Hale Shenefield
Alan L. Levine	Fort Lauderdale, Fla.	John Hale Shenefield
Donald A. Nohrr	Melbourne, Fla.	John Hale Shenefield

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Philip F. Nohrr	Melbourne, Fla.	John Hale Shenefield
Lawrence Miles Schantz	Miami, Fla.	John Hale Shenefield
Seymour Sy Sherr	Sarasota, Fla.	John Hale Shenefield
Theodore P. Sobo	Fort Lauderdale, Fla.	John Hale Shenefield
Gary Lynn Vonhof	West Palm Beach, Fla.	John Hale Shenefield
Samuel Joseph Weiss	Orlando, Fla.	John Hale Shenefield
Wayne Carlton Crowe	Atlanta, Ga.	John Hale Shenefield
Jerome L. Kaplan	Macon, Ga.	John Hale Shenefield
Arthur Bauling Adler	Chicago, Ill.	John Hale Shenefield
Charles N. Brusso	Chicago, Ill.	John Hale Shenefield
James Elliott Carmel	Chicago, Ill.	John Hale Shenefield
Joel Allister Deutsch	Rock Island, Ill.	John Hale Shenefield
Vyto Casimer Gestautas	Chicago, Ill.	John Hale Shenefield
Kenneth Edward Marcus	Chicago, Ill.	John Hale Shenefield
Joseph L. Matz	Chicago, Ill.	John Hale Shenefield
David P. Peskind	Aurora, Ill.	John Hale Shenefield
Arthur Raphael	Chicago, Ill.	John Hale Shenefield
Mordecai John Sugarman	Chicago, Ill.	John Hale Shenefield
Jonathan B. Abels	Indianapolis, Ind.	John Hale Shenefield
Murray Jay Feiwell	Indianapolis, Ind.	John Hale Shenefield
S. James Fishman	Indianapolis, Ind.	John Hale Shenefield

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Stanley Talesnick	Indianapolis, Ind.	John Hale Shenefield
Michael Bruce Katz	Springfield, Mass.	John Hale Shenefield
David H. Kravetz	Boston, Mass.	John Hale Shenefield
Robert Peter Smith	Boston, Mass.	John Hale Shenefield
Harry Raymond Smith, Jr.	Annapolis, Md.	John Hale Shenefield
Harry A. Tabenken	Bangor, Maine	John Hale Shenefield
Kenneth E. Kahn	Detroit, Mich.	John Hale Shenefield
Thomas Kenneth Kahn	Detroit, Mich.	John Hale Shenefield
Charles Milne	Detroit, Mich.	John Hale Shenefield
John F. Muller	Birmingham, Mich.	John Hale Shenefield
Randolph Beier Ostyn	Marquette, Mich.	John Hale Shenefield
Donald E. Schuster	Detroit, Mich.	John Hale Shenefield
Norman Keith Gurstel	Minneapolis, Minn.	John Hale Shenefield
Robert A. Judd	Minneapolis, Minn.	John Hale Shenefield
Thurl Melvin Quigley	Minneapolis, Minn.	John Hale Shenefield
Rolland H. Roers	Minneapolis, Minn.	John Hale Shenefield
Michael H. Berman	Kansas City, Mo.	John Hale Shenefield
Frank W. Koger	Kansas City, Mo.	John Hale Shenefield
Ronald Samuel Weiss	Kansas City, Mo.	John Hale Shenefield
Laurence Arthur Cobb	Charlotte, N.C.	John Hale Shenefield
John Wilson Fairley, Jr.	Charlotte, N.C.	John Hale Shenefield

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Jay M. Niederman	Manchester, N.H.	John Hale Shenefield
John Michael Carbone	Haledon, N.J.	John Hale Shenefield
Lawrence S. Grossman	Marlboro, N.J.	John Hale Shenefield
Herbert Heitner	Marlboro, N.J.	John Hale Shenefield
Gary Lewis	South Orange, N.J.	John Hale Shenefield
John J. McLaughlin	Millburn, N.J.	John Hale Shenefield
Sheldon H. Pressler	Pine Brook, N.J.	John Hale Shenefield
Richard N. Shaine	Lawrenceville, N.J.	John Hale Shenefield
Albert M. Stark	Lawrenceville, N.J.	John Hale Shenefield
John Paul Wanderer	Las Vegas, Nev.	John Hale Shenefield
Howard D. Bader	New York, N.Y.	John Hale Shenefield
Michael J. Balanoff	Syracuse, N.Y.	John Hale Shenefield
Richard Alan Carr	Rochester, N.Y.	John Hale Shenefield
Leonard S. Corwin	White Plains, N.Y.	John Hale Shenefield
Robert M. Fisher	New York, N.Y.	John Hale Shenefield
Lawrence Craig Gottlieb	New York, N.Y.	John Hale Shenefield
Michael Frederick Grossman	New York, N.Y.	John Hale Shenefield
Elizabeth A. Gutman	Mineola, N.Y.	John Hale Shenefield
Lawrence C. Gutman	Mineola, N.Y.	John Hale Shenefield
Murray Steven Lubitz	White Plains, N.Y.	John Hale Shenefield
Dennis Steven Maten	New York, N.Y.	John Hale Shenefield

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Irwin Meyers	New York, N.Y.	John Hale Shenefield
Marilyn Helene Schwartz	New York, N.Y.	John Hale Shenefield
Harold L. Solomon	Albany, N.Y.	John Hale Shenefield
Valerie Nelson Solomon	Albany, N.Y.	John Hale Shenefield
Lester Paul Taroff	New York, N.Y.	John Hale Shenefield
Robert B. Brewer	Xenia, Ohio	John Hale Shenefield
Saul Eisen	Cleveland, Ohio	John Hale Shenefield
Alvin I. Gilmore	Cleveland, Ohio	John Hale Shenefield
Harry W. Greenfield	Cleveland, Ohio	John Hale Shenefield
Maynard B. Melamed	Cleveland, Ohio	John Hale Shenefield
Allen Klein	Tulsa, Okla.	John Hale Shenefield
Leslie B. Handler	Harrisburg, Pa.	John Hale Shenefield
Geoffrey Ostroff	Philadelphia, Pa.	John Hale Shenefield
Samuel J. Abrams	Sumter, S.C.	John Hale Shenefield
Craig Seagrave Kelly	Columbia, S.C.	John Hale Shenefield
William S. Zwick	Knoxville, Tenn.	John Hale Shenefield
James Anthony Baker	Dallas, Tex.	John Hale Shenefield
Gerald Patrick Burleson	Houston, Tex.	John Hale Shenefield
Robert M. Dettman	Dallas, Tex.	John Hale Shenefield
Elene Baernstein Glassman	Houston, Tex.	John Hale Shenefield
Stuart Mitchell Glassman	Houston, Tex.	John Hale Shenefield

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
James R. Horsley	Tyler, Tex.	John Hale Shenefield
Russell H. Neel, Jr.	Houston, Tex.	John Hale Shenefield
Joseph Angelo Parrish	Houston, Tex.	John Hale Shenefield
Howard Lawrence Stomel	Houston, Tex.	John Hale Shenefield
Arthur I. Ungerman	Dallas, Tex.	John Hale Shenefield
Charles Price Helm	Seattle, Wash.	John Hale Shenefield
Arnold B. Robbins	Seattle, Wash.	John Hale Shenefield
Steve Kailas	Milwaukee, Wis.	John Hale Shenefield
Ned R. Nashban	Milwaukee, Wis.	John Hale Shenefield
Robert A. Pasch	Madison, Wis.	John Hale Shenefield
James E. Peterman	Milwaukee, Wis.	John Hale Shenefield
Jack U. Shlimovitz	Milwaukee, Wis.	John Hale Shenefield
William Charles Sturm	Milwaukee, Wis.	John Hale Shenefield

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Adjourned until Monday, December 1, 1980 at 10 o'clock.

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## SUPREME COURT OF THE UNITED STATES

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Present: Chief Justice Burger, Justice Brennan, Justice Stewart, Justice White, Justice Marshall, Justice Blackmun, Justice Powell, and Justice Stevens.

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The Chief Justice said:

"The Court is in special session this afternoon to receive the Resolutions of the Bar in the Supreme Court in tribute to the late Justice William O. Douglas."

Mr. Solicitor General McCree addressed the Court as follows:

"The members of the Bar of the Supreme Court of the United States meet today to record our respect and admiration for William Orville Douglas, who served with the greatest distinction as Associate Justice for 36 years and 6 months, longer than any Justice in the history of the Court. In these Resolutions, we wish to memorialize his career and contributions to the law and the jurisprudence of this Court.

## I.

Justice Douglas was appointed to the Court by President Franklin D. Roosevelt to succeed Justice Brandeis. He was sworn in by Chief Justice Hughes on April 17, 1939. He was barely 40 years old.

Douglas' birthplace was the small town of Maine, Minnesota, but his early life, through college, was spent in the State of Washington. His family roots were in Vermont and Nova Scotia; his early life was ruggedly Western and storybook American. His father, a Presbyterian minister, died when Douglas was only five years old, and the young Douglas' life was marked by the hard work necessitated by inadequate family finances.

His college experience was at Whitman College in his home state. Despite the lack of funds, he made his way to Columbia University in New York City and managed to support himself by a variety of jobs. He received his LL.B degree from Columbia in 1925, graduating second in his class. From 1925 to 1927, he was an associate in the prestigious New York law firm headed by Paul D. Cravath; and it is typical of Douglas that at the same time he was engaged in satisfying the relentless demands of that position, he was also teaching at Columbia Law School.

The brief period of law practice in the Cravath firm was not happy for Douglas; but his subsequent career, including his work as a Justice of this Court, provides evidence that it honed his skills at an early date and furnished a focus for his initial interests in the law. He soon

resigned his position at Cravath's and went back to his native Yakima, Washington; but after a brief and unsatisfactory experiment in practicing small-town law, Douglas returned to New York City and in 1927 became an assistant professor on the Columbia Law School staff.

His field of interest was business law, reflecting the insecurities of his precarious economic background; but even in this apparently pedestrian area, he soon demonstrated that safe and familiar paths were not for him. Among his fellow faculty members were some restless men of remarkable intellectual power, originality and daring who were profoundly dissatisfied with the conventional "trade-school" character of law school research and teaching. They demanded that research and teaching at the law school should be oriented with the materials of life; that they be grounded in the actual problems of society; and that the resources of other disciplines should be utilized in the study and formulation of the law. As Douglas describes the movement, the rebels were "dubbed the leaders of 'sociological jurisprudence'".<sup>1</sup>

Douglas quickly allied himself with this group, and when in the spring of 1928, the President of Columbia designated a new Dean of the Law School who was unacceptable to them, Douglas, along with some of his colleagues, resigned from the faculty, and Douglas accepted an offer to join the faculty of the Yale Law School as Assistant Professor. The young Robert Hutchins had become Dean of that school and had commenced its revitalization along lines strikingly similar to those which had been advocated by the Columbia insurgents.

Douglas' career at Yale remained solidly rooted in business law—but with a vast difference from the conventional approach to the study and teaching of the subject. As he did throughout his working life—at the Securities and Exchange Commission and on this Court—he sought, first and last, to find the realities of problems and their social, economic and human impact. He was neither pro-business nor anti-business; neither pro-establishment nor anti-establishment. He sought the facts; he pursued reality; his guiding objective was to sharpen the tools of the law and the art of the lawyer so that they would relate to the real world, and to criticize and mold them so that they would serve their conceded purposes: fairness, honesty and responsiveness. To proceed from abstract principle to practice, from doctrine to decision, was anathema to the young professor.

His output was prodigious. With collaborators, he published a series of books completely reorganizing the teaching and study of business law. They included business as well as legal materials, assembled and organized on a "functional" basis. He wrote and published scholarly

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<sup>1</sup> *Go East, Young Man*, p. 160.

articles and book reviews; he originated and pursued, with the collaboration of a sociologist, elaborate, detailed field investigations of business failures in a number of jurisdictions; in 1929-32, he conducted a study of bankruptcies for the Yale Institute of Human Relations and the Department of Commerce; in his never-ending search for the materials of real life in his chosen field, he instituted a collaborative teaching and research program with the Harvard Business School.

It is interesting, in view of his later career, that Douglas' prodigious output and his intense activity during these years, including years of social and political ferment in the Nation, were substantially devoid of any indication of interest in professional matters or social problems outside of his chosen field of business affairs.

## II.

By 1933, Douglas' reputation as an innovative and brilliant expert in the field of business was firmly established. It was inevitable, therefore, that in the early days of the New Deal he would receive a call to Washington. In 1934, at the request of SEC Chairman Joseph P. Kennedy, Douglas became Director of the SEC's study of reorganization and protective committees. In his hands, this study became a thorough inquest into the aftermath of large corporate failures. It furnished the dramatic foundation for Douglas' subsequent achievements at the SEC and established his reputation as a formidable and effective figure in Franklin Roosevelt's government.<sup>2</sup>

In January, 1936, at age 37, he was appointed a Commissioner of the SEC. Promptly, in a number of speeches, he began to call for reforms in the securities markets and the investment banking community. In September, 1937, he was appointed Chairman of the SEC, succeeding James Landis. He served in that post for 18 months, until his appointment as Associate Justice. Within a few weeks after assuming the chairmanship of the SEC, he launched his remarkable effort to reorganize the New York Stock Exchange, a reform which he regarded as the core requirement of raising the standards of the financial markets. He prosecuted the program with vigor, daring and astuteness. Aided by events, chief of which was the Richard Whitney scandal, Douglas achieved remarkable success.

In this struggle, as throughout his career, Douglas evidenced the profound influence of Justice Brandeis' philosophy, a philosophy which articulated conceptions that Douglas, as a small-town Westerner, found to be entirely congenial. His SEC career demonstrated Douglas'

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<sup>2</sup> See Securities and Exchange Commission, "Report on the Study and Investigation of the Work, Activities, Personnel and Functions of Protective and Reorganization Committees" (U.S. G.P.O., 1937-38).

restless refusal to confine his work within established patterns which did not meet the rigorous standards that seemed to him to be called for; and it evidenced his independence, relentless courage and fierce dedication to achievement of the objectives that he formulated. He was not a follower; he regarded the existing state of affairs not as a prescription for comfortable continuity, but as a summons for improvement. In deciding upon objectives and plotting his course, he sought neither collaborators nor participants; rather, after cold and surgical analysis, he independently formulated his positions and struck out boldly to achieve his goal. The extraordinary fact, however, is that he coupled these highly individualistic traits with shrewd, practical sense which enabled him to achieve, to a remarkable degree, acceptance of his ideas and implementation of his programs. They were frequently programs which initially appeared impossibly visionary; but his political and practical acumen, coupled with his burning intensity and ability to enlist loyal support, enabled him to win a surprising degree of acceptance.

In his chosen field, Douglas was a superb technician. His practical experience was limited; but the cutting edge of his mind, his insistence upon the assembly of fact, fact, fact; and his extraordinary capacity for work, enabled him to master the intricacies of corporate finance and securities trading and the dynamics and mechanics of business and finance. But to him, learning was not an invitation to acceptance; it was an avenue to questioning, to challenge, and a summons to reform practices and institutions to meet his stern standards of upright conduct and efficient result.

### III.

Douglas' great career as SEC Chairman ended when, in April, 1939, he began his long career as an Associate Justice of this Court. There was little reason in his career to that date to anticipate that he would soon become a leader in the vindication of human rights. There was every reason to predict that he would become the Court's expert in cases involving business, and that, in his role, he would insist upon strict standards of probity, fairness and responsibility. He quickly demonstrated the latter.

During his first full term on the bench, he wrote for the Court in *Case v. Los Angeles Lumber Co.*, 308 U.S. 106 (1939), to hold that reorganization plans under the Bankruptcy Act for financially distressed corporations must comply with an "absolute priority" rule. Each successive class of creditors and stockholders, in the order and amount of their liquidation priorities, must be fully compensated in new securities of the reorganized corporation before anything could be given to a junior class. This was their contract among themselves and

with the corporation; and fair-dealing demanded that the contract be honored.<sup>3</sup>

In succeeding terms of the Court, Douglas wrote many opinions for the Court and a number of dissents in cases involving business affairs. In all of them, his technical proficiency is evident; but successively, his opinions in business cases demonstrated the widening of his horizons. More and more, his opinions for the Court and in dissent referred to the writings and philosophy of Justice Brandeis, and included not only an insistence upon fair dealing, strict performance of contract obligations, and a concern for the interests of investors, but also an evolving tendency to take into account more general public interests. For example, his landmark opinion for the Court in *Federal Power Commission v. Hope Natural Gas Co.*, 320 U.S. 591 (1944), substantially adopted the Brandeis-Holmes view of ratemaking, and he insisted that "the fixing of 'just and reasonable' rates, involves a balancing of the investor and the consumer interests".

His memorable dissent in *United States v. Columbia Steel Co.*, 334 U.S. 495, 535-36 (1948), is a Brandeisian essay on the subject of bigness. His early opinion in *United States v. Socony-Vacuum Oil Co.*, 310 U.S. 150, 221 (1940), holding that a combination to fix prices was illegal per se under the Sherman Act, similarly exhibited his aversion to the use of aggregated power and his commitment to the Brandeisian ideal of independent, competitive business entities.

Again, in majority and dissenting opinions, announcing a theme which he had advocated in his days as a law school professor, he demonstrated that he would strictly apply statutory principles to inhibit or discourage the extension of the control of the "money trust" over American business—a theme for which he acknowledged indebtedness to Justice Brandeis.<sup>4</sup>

#### IV.

The emergence of Justice Douglas as the great civil libertarian is a fascinating story. When he first became a member of the Court, his colleagues were Chief Justice Hughes and Justices McReynolds, Butler, Stone, Roberts, Black, Reed and Frankfurter. In 1940, Butler was succeeded by Frank Murphy; in 1941, McReynolds and Chief Justice Hughes were succeeded by Roosevelt's nominees, Byrnes and Jackson;

<sup>3</sup>In two cases in subsequent terms, Douglas characteristically buttressed the "absolute priority" rule by insisting upon standards for valuation which provided some assurance that the new distribution of shares and interests to stockholders and creditors would be realistic—that is, based upon prospective earnings. *Consolidated Rock Products Co. v. DuBois*, 312 U.S. 510, 525-526 (1941); *Group of Institutional Investors v. Chicago, Milwaukee, St. Paul & Pacific R. Co.*, 318 U.S. 523, 540 (1943).

<sup>4</sup>See *Directors Who Do Not Direct*, 47 *Harv.L.Rev.* 1305 (1934); *United States v. W.T. Grant Co.*, 346 U.S. 629, 636 (1953) (dissent); *Blau v. Lehman*, 368 U.S. 403, 419-20 (1962) (dissent).

and in 1943, Rutledge was appointed to succeed Justice Byrnes who had resigned after a short tenure. Douglas' longest association had been with Justice Frankfurter, dating to the days when they were law teachers; but their friendly personal relationship had been colored by the strong differences between the Young Turks of the Yale Law School and the less ebullient law faculty at Harvard, led by Frankfurter. For this reason, and perhaps more importantly, by reason of temperament and background, it quickly occurred that Douglas' closest association among his colleagues was not with Justice Frankfurter, but with Hugo Black. Douglas and Black early found common ground which they generally occupied until the 1960's when their positions on significant civil rights issues diverged.

Douglas has been quoted as saying that it takes a dozen years on the Court for a Justice's judicial philosophy to mature. There is no evidence that his period of maturation was so long, but in his early years on the Court, his votes in several civil rights cases were later to be regretted and repudiated by him. An early test came in the *Gobitis* case in 1940,<sup>5</sup> a case challenging the expulsion from public school of two children of the Jehovah's Witnesses sect for refusal to comply with a flag-salute ordinance. The Court rejected the challenge and sustained the ordinance. Only Justice Harlan F. Stone dissented. Frankfurter wrote the Court's opinion and Douglas, as well as Justices Black, Murphy and Reed—the other Roosevelt appointees—joined. Two years later, in *Jones v. City of Opelika*,<sup>6</sup> in which the Court held that the imposition upon Jehovah's Witnesses of a licensing fee for solicitation sales of their literature was constitutional, Black, Douglas and Murphy, dissenting, confessed that *Gobitis* was wrongly decided. Both *Gobitis* and *Opelika*, in their view, wrongly approved a "device" which "tends to suppress the free exercise of a religion practiced by a minority group".<sup>7</sup>

Similarly, in 1942, Justice Douglas joined in a decision which, in effect, reaffirmed the ruling in *Olmstead v. United States*, 227 U.S. 438 (1928) that warrantless wiretapping did not violate the Fourth Amendment.<sup>8</sup> Douglas agreed with the majority, which included Justice Black, despite the fact that Chief Justice Stone and Justices Frankfurter and Murphy dissented and indicated their readiness to overrule *Olmstead*.<sup>9</sup>

<sup>5</sup> *Minersville School District v. Gobitis*, 310 U.S. 586 (1940).

<sup>6</sup> 316 U.S. 584 (1942).

<sup>7</sup> *Id.* at 624. In 1943, the Court reversed *Gobitis*. *West Virginia Board of Education v. Barnette*, 319 U.S. 624 (1943).

<sup>8</sup> *Goldman v. United States*, 316 U.S. 129 (1942) (use of detectaphone).

<sup>9</sup> In 1952, Douglas, in dissent, urged that both *Olmstead* and *Goldman* should be overruled. *On Lee v. United States*, 343 U.S. 747, 762 (1952). Fifteen years later, the Court accepted the views urged by Douglas in *On Lee. Katz v. United States*, 389 U.S. 347, 353, (1967).

These early votes, which are anomalous in view of Justice Douglas' later positions, may be explained on a variety of possible grounds: New Justices often are inclined to accept the views of the majority in areas in which they do not consider themselves expert; Douglas' views in the area had not fully developed; and he was following the lead of Justice Black and other Justices whom he respected.

Douglas' votes in the Japanese internment cases, which also appear somewhat anomalous in view of his subsequent history, may have a different or additional basis. In 1943, he voted with the majority in condoning the indiscriminate internment of Japanese; a year later he joined Justice Black's majority opinion sanctioning exclusion of a Japanese from his home-town in California. In his separate opinion in the 1943 case, he explained his vote: It was wartime; Pearl Harbor had been bombed; and Douglas was "unwilling to sit in judgment on the military requirements of that hour".<sup>10</sup>

Soon, however, Justice Douglas found his stride and began the establishment of his position as an undeviating champion of individual rights. His conception of individual rights was comprehensive. As he ultimately formulated it, the "Blessings of Liberty" included not only physical security, but "autonomous control over the development and expression of one's intellect, interests, tastes and personality" and "freedom of choice in the basic decisions of one's life respecting marriage, divorce, procreation, contraception, and the education and upbringing of children".<sup>11</sup> He maintained that all of these were sternly and broadly guaranteed by our Constitution and that the Court was their ultimate guardian; and he rejected what he regarded as the artificial and labored distinctions which could be drawn by nice analysis of the words of the Constitution or differentiations between the Constitution's mandates and prohibitions directed to the federal and state governments, respectively.

His insistence upon judicial action to vindicate this sweeping conception of constitutional guarantees met bitter opposition from members of the public who were opposed to the social, economic and political implications of Douglas' insistence upon pervasive individual rights, and from those who feared or challenged the unconventionality of his jurisprudence. But the time was appropriate for newly revealed constitutional values. Douglas' bold ideas were launched during the 1940's, 50's and 60's, at a time of ferment and revolutionary change

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<sup>10</sup> *Hirabayashi v. United States*, 320 U.S. 81, 106 (1943); *Korematsu v. United States*, 323 U.S. 214 (1944). He later characterized the decisions in the two cases as "extreme"; and in 1944, in the *Endo* case, he wrote for the Court that the Government could not continue to detain a Japanese-American after her loyalty had been established. *Ex parte Endo*, 323 U.S. 283 (1944).

<sup>11</sup> Separate opinion concurring in *Roe v. Wade* and *Doe v. Bolton*, 410 U.S. 208, 211 (1973).

in societal mores. A wave of suppression, typified by Senator Joseph McCarthy, was eventually met and overwhelmed by a tide of insistence upon individual rights and individual permissiveness; the pressures of egalitarianism with its accompanying insistence upon the divine right of each individual, were enormous; and Douglas' exalted conception found a ready and receptive constituency. It is perhaps this phenomenon of history—the fact that Douglas' positions coincided with vast social changes—rather than successive changes in the membership of the Court, that accounts for the remarkable degree to which his innovative views became accepted constitutional doctrine and national principle. It may be that Douglas' views would not have met with comprehensive acceptance by the Court if it had not been for changes in its membership; but it is equally likely that the succeeding Court would not have embraced the full measure of libertarian principles if it had not been for the pioneering of Justice Douglas.

Douglas was largely responsible for the establishment of the right of privacy as a distinct value protected by the Bill of Rights. Literalists may complain that the Constitution does not refer to a "right of privacy"; but to Douglas, principle and essence are controlling, and the "right of privacy" is a statement of the essence of the specific constitutional guarantees. Certainly, its recognition as a distinct right is useful and seminal. It is a dramatic embodiment of Douglas' insistence that our Constitution's protection of individual rights is comprehensive and is not to be confined to a narrow literal parsing of its words.

In 1952, the Court held that a municipal transit company could broadcast radio programs, including commercial announcements, on its buses and streetcars. In his dissenting opinion, Douglas asserted that the right to "liberty" as used in the Fifth Amendment, "means more than freedom from governmental restraint; it must include privacy as well. . . . The right to be let alone is indeed the beginning of all freedom".<sup>12</sup> This is obviously a doctrine of vast implications, incorporating, by a stroke of creative conceptualism, the comprehensive view of constitutionally-guaranteed liberties which Douglas was later to formulate.<sup>13</sup>

Douglas was later to invoke the principle of privacy in a variety of circumstances dealing with governmental actions affecting individuals.<sup>14</sup> The boldest use of the "right" appeared in 1965, when Douglas wrote the opinion of the Court in *Griswold v. Connecticut*,

<sup>12</sup> *Public Utilities Commission v. Pollak*, 343 U.S. 451, 467 (1952).

<sup>13</sup> Concurring opinion in *Roe v. Wade* and *Doe v. Bolton*, *supra*, note 11.

<sup>14</sup> See e.g., *Wyman v. James*, 400 U.S. 309, 329 (1971), in which Douglas, in dissent, invokes the privacy of the home as demonstrating the unconstitutionality under the Fourth Amendment of inspection of a welfare recipient's house.

381 U.S. 479 (1965), which invalidated a Connecticut law forbidding the use of contraceptives. Douglas' opinion "for the Court" based the decision squarely upon the right of privacy. He argued that the right of privacy exists by necessary implication from specific provisions of the Constitution; that "its existence is necessary in making the express guarantees fully meaningful" (at 483).<sup>15</sup> As concurring opinions in *Griswold* contended, the grounds for the Court's decision could have been formulated on a less enterprising basis; but the support which the Court's opinion provides for a distinct, constitutional right of privacy, is significant. Using that newly-articulated right as a specific instrument or as an aid to broaden the literal words of the Bill of Rights, the application of the Constitution's specific guarantees of individual liberties could be substantially expanded.

A kindred doctrinal innovation which Douglas propounded is the right to travel, a "right" which unlike the "right to privacy" had little or no antecedents in the Court's opinions. In 1941, the Court held that California's "Okie" law was an unconstitutional burden on commerce. Douglas concurred, but on the grounds that the right to travel was a guarantee of citizenship under the Fourteenth Amendment's privilege and immunities clause.<sup>16</sup> Twenty-seven years later, in *Shapiro v. Thompson*,<sup>17</sup> a majority of the Court recognized the right to travel as "fundamental" under the Fourteenth Amendment.

In a number of other instances, Justice Douglas had the satisfaction of participating in Court decisions adopting principles which he had first articulated in dissent. Conspicuous among these are decisions dealing with the scope of the right to counsel, as to which Douglas shared Justice Black's views. In *Crooker v. California*, 357 U.S. 433, 441 (1958), Douglas had dissented from a decision of the Court sustaining the conviction of a defendant on the basis of a confession made without counsel, after five or six hours of interrogation. In a concurring opinion in 1961, *Culombe v. Connecticut*, 367 U.S. 568, 637 (1961), he urged that the Court should accept the principle "that any accused—whether rich or poor—has the right to consult a lawyer before talking with the police".

Gradually, beginning with *Massiah v. United States*, 377 U.S. 201 (1964), and *Escobedo v. Illinois*, 378 U.S. 478 (1964), and culminating in *Miranda v. Arizona*, 384 U.S. 436 (1966), the Court adopted Justice Douglas' views on the matter as it did in many other areas: Once an individual is "taken into custody or otherwise deprived of his freedom

<sup>15</sup> He elaborated this proposition by a picturesque literary flight: that "specific guarantees in the Bill of Rights . . . have penumbras, formed by emanations from those guarantees that help give them life and substance" (at 484).

<sup>16</sup> *Edwards v. People of State of California*, 314 U.S. 160, 177 (1941).

<sup>17</sup> 394 U.S. 618 (1969).

in any significant way", he must be advised of his Fifth Amendment right to be silent and of his Sixth Amendment right to counsel, by appointment of a lawyer by the state, if necessary; and if the person apprehended indicates that he wants an attorney, all interrogation "must cease until an attorney is present."<sup>18</sup>

Similarly, Douglas, in 1942, joined Justice Black in dissent from the Court's decision upholding a state conviction despite the denial of counsel at trial, *Betts v. Brady*, 316 U.S. 445, 474 (1942). More than 20 years later, they had the satisfaction of participating in the overruling of this decision in *Gideon v. Wainright*, 372 U.S. 335 (1963).<sup>19</sup>

In 1951, Douglas alone noted his dissent from the Court's order affirming a decision upholding the Virginia poll tax, *Butler v. Thompson*, 341 U.S. 937 (1951). In 1966, he wrote the Court's opinion holding, under the equal protection clause, that a state could not impose a poll tax as a condition of voting. *Harper v. Virginia State Board of Elections*, 383 U.S. 663 (1966).

Justice Douglas' opinions in the right to counsel cases, as in other cases where he alone or in conjunction with others expanded judicial enforcement of procedural rights in criminal cases, illuminate his characteristic approach. Typically, the cases involved indigents and the underprivileged; and to Douglas, their predicaments were a summons to close scrutiny of the process by which government imposed penalties upon them. It was the meaning, the essence of the situation presented, that to him was the essential premise from which conclusions followed.<sup>20</sup> By contrast, the approach of Justice Black, his colleague and collaborator for many years, was more conventional; Black was a strict constructionist of the words of the Constitution, who proceeded to conclusions drawn, by his lights, from carefully considered analysis of the meaning of the words of the Constitution. Students of the Constitution and the judicial process will find this difference in approach, coupled with a long-term—but not complete—coincidence of conclusions, a fruitful source of analysis and speculation.

This is not to say, however, that Douglas' pioneering represented departures from the precepts of the Constitution. The remarkable

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<sup>18</sup> 384 U.S. at 478-79, 474. See also Douglas' opinion for the Court in *Hamilton v. Alabama*, 368 U.S. 52, 54-55 (1961) (right to counsel at arraignment), and the Court's decision, in which Douglas joined, in *White v. Maryland*, 373 U.S. 59 (1963) (preliminary hearing in advance of arraignment is a "critical step in a criminal proceeding" at which defendant must have counsel).

<sup>19</sup> Cf. Douglas' opinion for the Court in *Haley v. Ohio*, 332 U.S. 596 (1948) (confession of 15-year old after ordeal of questioning without counsel).

<sup>20</sup> See his opinion for the Court in *Skinner v. State of Oklahoma*, 316 U.S. 535 (1942), holding unconstitutional, as a violation of equal protection, the Oklahoma statute providing for compulsory sterilization of criminals after a third felony conviction.

degree to which his conclusions were eventually adopted by the Court, and the fact that they have largely withstood the test of time, provide evidence of their harmony with our basic law. Indeed, it may be said that his preconceptions were those which animated our Constitution, and that his conclusions were imminent in that document. Nor can it be said that he was heedless of the need, commanded by the rule of law, to justify conclusions by doctrine. The point is that he did not hesitate to articulate, and proceed on the basis of, doctrines which he formulated, sometimes with piercing originality. The process, to him, was consistent with and mandated by the magnificent generality of the basic provisions of our Constitution and their essential purpose.

His intense insistence that the individual confrontation with the power of the state must be accorded the fullest protection of the Constitution, is manifest in the votes that he cast as a member of this Court. He believed that the guarantees to the accused in criminal prosecutions were "not only a protection against conviction and prosecution but a safeguard of conscience and human dignity and freedom of expression as well".<sup>21</sup> And so, he strongly objected to the dilution of the Fifth Amendment's privilege against self-incrimination by requiring testimony where "transactional" or "use" immunity was granted.<sup>22</sup> The privilege is a fundamental barrier to state oppression, and a symbol and a manifestation of the ultimate sovereignty of the individual, and Douglas fiercely opposed its diminution. Similarly, aware of Justice Brandeis' admonition that "in the development of our liberty insistence upon procedural regularity has been a large factor",<sup>23</sup> he opposed the narrow application of the Fourth Amendment's prohibitions of the invasion of the individual's domain by unreasonable searches and seizures.<sup>24</sup>

In the controversies involving the First Amendment, Justice Douglas established his position as an uncompromising advocate of the broadest interpretation of the freedoms of speech, the press and religion. Building on a view expressed by Justice Stone,<sup>25</sup> Douglas, along with Black, asserted that the First Amendment's freedoms were in a "preferred position" in our constitutional scheme; and they insisted that state as well as federal action infringing upon the basic rights must be subjected to strict scrutiny.<sup>26</sup> Street orators denouncing the President;<sup>27</sup> racists uttering libelous abuse of blacks and abusively

<sup>21</sup> *Ullman v. United States*, 350 U.S. 422, 440, 445 (1956) (dissent).

<sup>22</sup> *Kastigar v. United States*, 406 U.S. 441, 466 (1972) (dissent).

<sup>23</sup> *Burdeau v. McDowell*, 256 U.S. 465, 477 (1921).

<sup>24</sup> *E.g., McCray v. Illinois*, 386 U.S. 300, 314 (1967) (dissent); see, also, his eventual position on wiretapping and his views on the right to counsel, discussed above.

<sup>25</sup> *United States v. Carolene Products Co.*, 304 U.S. 144, 151 fn. 4 (1938).

<sup>26</sup> See *Murdock v. Pennsylvania*, 319 U.S. 105 (1943); *Poulos v. State of New Hampshire*, 345 U.S. 395, 422 (1953) (dissent); *Terminiello v. Chicago*, 337 U.S. 1, 4 (1949).

<sup>27</sup> *Feiner v. New York*, 340 U.S. 315, 329 (1951) (dissent).

criticizing the Court itself;<sup>28</sup> Communists circulating radical propaganda<sup>29</sup>—all were entitled to the shield of the First Amendment. If their utterances provoked listeners to throw stones and bottles, it was the duty of the police to protect the speaker from the crowd and not *vice versa*.<sup>30</sup>

Douglas was troubled by the question whether this right to speak freely should be limited by the “clear and present” danger test. As early as 1949, he made clear his view that the danger must rise “far above public inconvenience, annoyance or unrest”, *Terminiello*, at 4. In 1957, he stated his own version of the test: that the First Amendment guaranty of freedom of expression is absolute and can be qualified only when the expression “is so closely brigaded with illegal action as to be an inseparable part of it”. *Roth v. United States*, 354 U.S. 476, 508, 514 (1957). Eventually, in 1969, he announced that, at least in time of peace, he had “great misgivings” about the “clear and present danger” test because he believed that it had been wrongly applied “by judges so wedded to the *status quo* that critical analysis made them nervous”. *Brandenburg v. Ohio*, 395 U.S. 44, 454 (1969) (concurring).

Where the conflict between freedom and the societal interest in the avoidance of physical disorder is not presented, Douglas’ view was absolute: “the First Amendment is couched in absolute terms—freedom of speech shall not be abridged”, *Beauharnais*, *supra*, note 28 at 285; “The matter is beyond the power of the legislature to regulate, control or condition”, *Poulos*, *supra*, note 26 at 423. Censorship of movies or written material, in his judgment, is absolutely prohibited by the First Amendment.<sup>31</sup> Teachers may not be subjected to loyalty tests or dismissed for membership in alleged subversive organizations.<sup>32</sup> His belief in open advocacy and debate also induced in him an unwillingness to tolerate governmental actions which, in his view, shielded governmental action—even Presidential acts—from public scrutiny.<sup>33</sup>

In the 1960’s, Douglas’ broad view of the scope of First Amendment protection for the expression of views resulted in significant differences with Justice Black. Black refused to vote to invalidate a conviction under state trespass laws of students who demonstrated in front of a county jail where some of their fellow protesters against segregation were incarcerated. Douglas dissented. *Adderly v. Florida*, 385 U.S. 39 (1966). Douglas’ insistence that symbolic expression was equally

<sup>28</sup> *Beauharnais v. Illinois*, 343 U.S. 250, 284–288 (1952) (dissent).

<sup>29</sup> *Dennis v. United States*, 341 U.S. 494, 548, 589–90 (1951) (dissent).

<sup>30</sup> *Terminiello v. Chicago*, *supra*.

<sup>31</sup> *Byrne v. Karalexis*, 396 U.S. 976, 977 (1969) (dissent); *cf.*, *Paris Adult Theatre v. Slaton*, 413 U.S. 49, 70 (1973) (dissent); *Hannegan v. Esquire, Inc.*, 327 U.S. 146 (1946).

<sup>32</sup> *Adler v. Board of Education*, 342 U.S. 485, 508 (1952) (dissent).

<sup>33</sup> *E.g.*, he joined the Court’s decision in the Pentagon papers case, *New York Times v. United States*, 403 U.S. 713 (1971), and he regarded the Court’s action, which he joined, approving a lower court order compelling President Nixon to surrender tape-records of conversations, *United States v. Nixon*, 418 U.S. 683 (1974), as of great importance. See J. Simon, *The Life of William O. Douglas*, 429 (1980).

entitled to protection with verbal expression was unacceptable to Justice Black in the 1960's. This was evident in Black's dissent from the Court's opinion, in which Douglas joined, holding that students could not be dismissed from a public school for wearing black armbands in class to protest the Vietnam war. *Tinker v. Des Moines Community School District*, 393 U.S. 503 (1969). And in *United States v. O'Brien*, 391 U.S. 367, 389 (1969), Douglas dissented from a Court decision in which Justice Black joined, sustaining a conviction for the burning of a draft card. Later, in *Brandenburg v. Ohio*, 395 U.S. 444, 450 (1969), Douglas, concurring, stated that the Court's decision in *O'Brien* "was not, with all respect, consistent with the First Amendment" (at 455); O'Brien's act, he said, was protected by the First Amendment as a "symbolic protest" (at 456).

Black and Douglas, however, had never waived in their solid resistance to the pressures of McCarthyism which were formidable in the loyalty cases. In 1951, the Court had held invalid the Attorney General's compilation, without notice or opportunity for rebuttal, of a list of subversive organizations, affiliation with which was grounds for dismissal from federal employment under President Truman's executive order. *Joint Anti-Fascist Refugee Committee v. McGrath*, 341 U.S. 123 (1951). On the same day, by a four to four decision, the Court left standing the dismissal from government service of Dorothy Bailey on the basis of membership in organizations on the Attorney General's list and the undisclosed statement of anonymous informers.<sup>34</sup> Both Black and Douglas wrote separate, concurring opinions in the *Joint Anti-Fascist* case; Douglas' opinion is especially significant because he expressly criticized the result in the *Bailey* case which, he said, presents "an excellent illustration of how dangerous a departure from our constitutional standards can be". 341 U.S. at 179-80.

Justice Douglas believed that the First Amendment established an impenetrable barrier between the government and religious establishments and beliefs. From the early years of his tenure as a Justice of this Court, he voted no as to religious instruction or prayer in public schools;<sup>35</sup> he voted no to government loan of textbooks to parochial schools;<sup>36</sup> and in 1970, he alone voted to strike down the tax exemption for property used solely for religious purposes.<sup>37</sup>

He believed that racial segregation was an evil and that the court should be vigilant and resourceful in finding that segregation, by whatever means and wherever it occurred, in public or private place,

<sup>34</sup> *Bailey v. Richardson*, 341 U.S. 918 (1951).

<sup>35</sup> *People of State of Illinois ex rel. McCollum v. Board of Education of School Dist. No. 71, Champaign County, Ill., et al.*, 333 U.S. 203 (1948); *Engel v. Vitale*, 370 U.S. 421 (1962).

<sup>36</sup> *Board of Education of Central School District No. 1 v. Allen*, 392 U.S. 236, 254 (1968) (dissent).

<sup>37</sup> *Waltz v. Tax Commission*, 397 U.S. 664, 700 (1970) (dissent).

violated the equal protection clause of the Fourteenth Amendment;<sup>38</sup> and he early and steadfastly insisted that laws burdening the right of suffrage to the prejudice of the underprivileged were constitutionally intolerable. See, e.g., *Day Brite Lighting, Inc. v. Missouri*, 342 U.S. 421 (1952).

In this area, as in all other matters affecting the liberty and dignity of the individual, history may well agree that Chief Justice Marshall's tribute to the Court over which he presided is applicable to Justice Douglas: that he "never thought to enlarge the judicial power beyond its proper bounds, nor feared to carry it to the fullest extent that duty required."<sup>39</sup>

Finally, as we survey the remarkable career of Justice Douglas, we acknowledge with gratitude and reverence his extraordinary contributions in other fields—in addition to the law—to the preservation and development of freedom in our Nation and to the evolution of constitutional principle. Our survey has been confined to Justice Douglas' career in the law. The sheer volume of his output during his 36 years on the Court is overwhelming; but it does not measure his activities during that time. It is an extraordinary fact that, simultaneously, he was in the vanguard of other great causes. He was a world traveler who, in a number of impressive publications, alerted the Nation to the problems and aspirations of the people of the less developed parts of our planet, which have become a central fact in the life of our Nation and the world. He was a prophet and pioneer with respect to environmental concerns; his activities and writings were of early and signal importance in developing programs for the protection of our forests, rivers, streams and mountains.

In a real sense, his myriad activities were intertwined. He was deeply aware that our freedoms are dependent not only upon the quality of our understanding of constitutional principles and their faithful and relentless application, but also upon our interrelationship with the other peoples of the world, and upon the quality of the land in which we live. All of these concerns he accepted as personal challenges to himself, to his understanding, his energy, and his ability and willingness to risk the consequences of unconventionality. To him, the existence of a problem was a challenge to probe its depth and composition, and a summons to devise and advocate a solution.

As a Justice, he did not hesitate to stand alone;<sup>40</sup> he was not intimidated by harsh criticism or the stridency of the McCarthyites; as an

<sup>38</sup> E.g., *Palmer v. Thompson*, 403 U.S. 217, 231 (1971) (dissent); *Moose Lodge No. 107 v. Irvis*, 407 U.S. 163, 179 (1972) (dissent).

<sup>39</sup> Quoted in Justice Frankfurter's dissent, *West Virginia State Board of Education v. Barnette*, 319 U.S. 624 at 668 (1943).

<sup>40</sup> E.g., the stay of execution that he granted in the *Rosenberg* case, 346 U.S. 313 (1953).

environmentalist, in eloquent language, he insisted that not only national policy, but the courts should respond to the call to preserve our natural heritage.<sup>41</sup> As a world citizen, passionately devoted to peace, he was ready to test the limits of Presidential power to engage in military operations.<sup>42</sup>

WHEREFORE, it is RESOLVED that we, the Bar of the Supreme Court of the United States, express our profound sorrow that Associate Justice William Orville Douglas is no longer with us; we express our deep gratitude for his outstanding and original contributions to the evolution of constitutional doctrine; and our admiration and appreciation of his unfailing courage and his insistence upon the principles that he considered to reflect the genius of our Constitution and the highest aspirations of our people. We record our acknowledgement of his participation as a constructive leader in three of the great issues of our time: The expansion of human rights and liberty, the protection of the environment, and the recognition of the rightful demands of the less privileged people of the world. We are grateful to him for providing his example of fearless dedication which has inspired us and will inspire future generations of lawyers and judges; and it is further

RESOLVED, That the Solicitor General be asked to present these Resolutions to the Court and that the Attorney General be asked to move that they be inscribed upon the Court's permanent records."

The Chief Justice said:

"Thank you, Mr. Solicitor General, and I recognize the Attorney General of the United States."

Mr. Attorney General Civiletti addressed the Court as follows:

"Mr. Chief Justice and may it please the Court.

The Bar of the Court met today to honor the memory of William O. Douglas, Associate Justice of the Supreme Court from 1939 to 1975.

In the 36 years during which Mr. Justice Douglas served on the Court, this Nation emerged from an economic depression, fought a world war and two other serious armed conflicts, struggled to eliminate race prejudice and its pervasive effects, came to recognize the threat that unthinking and ravaging industrial production posed to its ecological systems, and faced increasing complexities in its social life that tested its political and economic institutions. All of these

<sup>41</sup> See *United States v. Reserve Mining Co.*, 419 U.S. 802 (1974) (dissent from denial of application to vacate stay); and *Sierra Club v. Morton*, 405 U.S. 727, 741 (1972) (dissent).

<sup>42</sup> *Holtzman v. Schlesinger*, 414 U.S. 1304, 1316 (1973) (the Cambodian bombing) (Douglas, acting alone, granted stay); see, also, his dissents from denial of certiorari to review legality of Vietnam war: e.g., *Sarnoff v. Schultz*, 409 U.S. 929 (1972); *Mitchell v. United States*, 386 U.S. 972 (1967).

problems came before this Court in one form or another, and Mr. Justice Douglas was always ready to confront them. He brought to them a brilliant mind, open to ideas and creative solutions; but he rejected any approach that appeared to be out of harmony with the liberties rooted in the Bill of Rights. He brought to these contests a prodigious energy: he was not only the most prolific author of opinions ever to sit on the Court, but also the author of over thirty books on a wide variety of subjects. But most of all he brought to this work a great passion and the courage and ability to express it for us and for those to come after us.

Early in his tenure on the Court he made important contributions in the area of economic regulation—as might have been expected in light of his experience as an attorney with a Wall Street firm, as a director of bankruptcy studies at Yale Law School, and as a member, and then Chairman, of the Securities and Exchange Commission. His opinion for the Court in *Pepper v. Litton*, 308 U.S. 295 (1939), most clearly displays the strength of his views concerning the obligations of corporate fiduciaries. In that opinion, which upheld the challenge of an independent trustee in bankruptcy to a claim based on a judgment against the bankrupt corporation collusively procured by the dominant stockholder, he emphasized the breadth of the fiduciary obligation owed by a corporate officer. That standard of conduct, he wrote, “is designed for the protection of the entire community of interests in a corporation—creditors as well as stockholders.” 308 U.S. at 307. Mr. Justice Douglas was the author of numerous other opinions construing the federal Bankruptcy Act, including careful and detailed treatments of complicated problems involving railroad reorganizations in *Meyer v. Fleming*, 327 U.S. 161 (1946), and *Gardner v. New Jersey*, 329 U.S. 565 (1947).

He also made a significant impact on the field of antitrust law. His opinions include *California Motor Transport Co. v. Trucking Unlimited*, 404 U.S. 508 (1972), and *Otter Tail Power Co. v. United States*, 410 U.S. 366 (1973), and an early opinion, sure to remain bedrock for generations to come—his masterful treatment of price-manipulation in *United States v. Socony-Vacuum Oil Co.*, 310 U.S. 150 (1940). Until that opinion was handed down, it was supposed by many lawyers and businessmen that agreements that affected price levels but did not literally fix prices were not *per se* unlawful and thus could be defended against Sherman Act charges by proof that the agreement had a benign purpose, such as the elimination of competitive evils. Mr. Justice Douglas scotched that defense in the much-quoted holding that “Under the Sherman Act a combination formed for the purpose and with the effect of raising, depressing, fixing, pegging, or stabilizing

the prices of a commodity in interstate or foreign commerce is illegal *per se*." 310 U.S. at 223. Nearly thirty years later, in *United States v. Container Corporation of America*, 393 U.S. 333 (1969), he returned to his subject, writing an opinion for the Court holding that the reciprocal exchange of price information by the corporate defendants in that case violated Section 1 of the Sherman Act.

In his *Socony* opinion, Mr. Justice Douglas spoke of the Sherman Act as a "charter of freedom" (310 U.S. at 221), a view that followed from his deep distrust of large concentrations of power having no effective social accountability. In one of the addresses collected in his book titled *Democracy and Finance*, published in 1940, he expressed the view that the trend toward large corporate combinations threatened not only our competitive system, individual initiative and freedom of opportunity which was the essence of capitalism, but also other important democratic values. He looked to government as an important source of countervailing power and thus, in decisions such as his opinions for the Court in *Federal Power Commission v. Hope Natural Gas Company*, 320 U.S. 591 (1944), *National Labor Relations Board v. Link-Belt Co.*, 311 U.S. 584 (1941), and *United States v. Detroit & Cleveland Navigation Co.*, 326 U.S. 236 (1945) (the latter an Interstate Commerce Commission case), he expressed a willingness to accord broad powers and discretion to the independent administrative agencies as they sought to carry out congressional mandates to protect the public interest in the matters regulated by those agencies.

But Mr. Justice Douglas was by no means an uncritical advocate of government regulation of American life. He was, above all, the champion of the individual, and in many of his most memorable opinions—notably those grounded on the First Amendment—he emphasized the importance of maintaining space, free from government interference, in which each individual can express his views, enjoy his privacy, and live his life according to his own lights. Maintaining this freedom was essential, he believed, not only for the benefit of each individual, but also for the health of society as a whole. Thus in *Terminiello v. Chicago*, 337 U.S. 1, 4 (1949), upholding the right of a speaker to express views that angered a crowd gathered outside the auditorium in which he spoke, Mr. Justice Douglas observed that "The vitality of civil and political institutions in our society depends on free discussion [ ; and the] right to speak freely and to promote diversity of ideas and programs is . . . one of the chief distinctions that sets us apart from totalitarian regimes." And he added provocatively: "[A] function of free speech under our system of government is to invite dispute. It may indeed best serve its high purpose when it induces a condition of unrest, creates dissatisfaction with conditions as

they are, or even stirs people to anger." In his dissent in *Dennis v. United States*, 341 U.S. 494 (1951), speaking out against convictions under the Smith Act for what he regarded as the mere act of teaching Marxist-Leninist doctrine and organizing others to do the same, he expressed the belief that the "airing of ideas releases pressures which otherwise might become destructive," and that in an atmosphere of free and full discussion, false ideas will be exposed and will "gain few adherents" (341 U.S. at 584).

Mr. Justice Douglas' belief that the First Amendment also guaranteed a right of individual privacy and that this too was essential to a healthy society was in no way inconsistent with his vision of a robust, lively, and diverse America, for it was the heavy hand of government meddling in areas protected under the First Amendment that he opposed, not the babble and jostle of crowds in public spaces. Perhaps his best known opinion concerned with this right is *Griswold v. Connecticut*, 381 U.S. 479 (1965), recognizing a "zone of privacy created by several fundamental constitutional guarantees" (381 U.S. at 485), and prohibiting government intervention in the sensitive and personal decisions of married couples concerning procreation. But the note was struck earlier in his dissent in *Public Utilities Commission v. Pollak*, 343 U.S. 451 (1952), a case concerned with the Commission's approval of a public transit system's practice of broadcasting radio programs consisting of musical selections and commercials in streetcars and buses. To Mr. Justice Douglas, this was government-approved coercion of a "captive audience" (343 U.S. at 468), not only an intrusion on the transit-riders' private ruminations but a form of regimentation; for some centralized official body was choosing the programs rather than leaving it to the people to make their own choices between "competing entertainments" (343 U.S. at 469).

If Mr. Justice Douglas spoke frequently in dissenting opinions and in concurrences that bore his unique, unmistakable imprint, he sometimes spoke prophetically, setting forth a view that would eventually command a majority of the Court. Thus his dissent on the Fourth Amendment warrant issue in *Frank v. Maryland*, 359 U.S. 360 (1959), bore fruit in the Court's opinions in *Camara v. Municipal Court*, 387 U.S. 523 (1967), and *See v. Seattle*, 387 U.S. 541 (1967); and he dissented on the Fifth Amendment self-incrimination issue in *Cohen v. Hurley*, 366 U.S. 117 (1961), subsequently overruled in *Spevack v. Klein*, 385 U.S. 511 (1967), in which he wrote the plurality opinion. His dissent in *South v. Peters*, 339 U.S. 276, 277 (1950), from the Court's *per curiam* opinion, which held that a constitutional challenge to Georgia's county unit system presented a political issue as to which the district court properly withheld relief, was later vindicated in this Court's reapportionment decisions.

In the brief time we have here, it is not possible to discuss all of the areas in which Mr. Justice Douglas has made contributions. In his long tenure on the Court he dealt with the full range of issues that came before it, making significant contributions in cases concerning civil rights, securities regulation, the military and the selective service system, and in cases coming within the Court's original jurisdiction. But no discussion of Mr. Justice Douglas' career would be complete without reference to his concern for the environment. In his dissenting opinion in *Sierra Club v. Morton*, 405 U.S. 727 (1972), a case concerned with the highly technical doctrine of standing, he explained why, in cases involving environmental issues, he would accord standing to anyone representing "the inanimate object about to be despoiled, defaced, or invaded by roads and bulldozers" (405 U.S. at 741)—valleys, alpine meadows, groves of trees, and rivers, all of them essential to the survival of fish, birds, and wildlife (*id.* at 743). In this opinion, Mr. Justice Douglas spoke out again in favor of nurturing a diverse community, but here he extended the community to include all forms of life—"the pileated woodpecker as well as the coyote and the bear, the lemmings as well as the trout in the streams" (*id.* at 752). This dissent lacks the significance in the development of the doctrine of standing that his opinion for the Court in a case such as *Barlow v. Collins*, 397 U.S. 159 (1970), enjoys; but it stands as a reminder both of the source from which he drew much of his strength and inspiration and of the distinctive voice of a man unafraid to step to the music of a different drummer.

Mr. Chief Justice, in the name of the lawyers of this Nation and, in particular, of the bar of this Court, I respectfully request that the resolutions presented to you in honor and celebration of the memory of the late Mr. Justice Douglas be accepted by this Court."

The Chief Justice said:

"Thank you, Mr. Attorney General and Mr. Solicitor General, and on behalf of the Court I particularly thank you for these splendid resolutions summarizing the career and in memory of our late colleague and friend, Justice Douglas.

We ask that you convey to the members of the Committee on Resolutions our deep appreciation for their very appropriate presentation here today.

Your motion, Mr. Attorney General, that these resolutions be made part of the permanent record of this Court is granted.

Justice Douglas' long tenure on this Court, without more, sufficed to make him a unique figure in the Court's annals. In his 36 years on the Court our country experienced massive and pervasive changes in its social, political, and economic structure. Worldwide conflicts disturbed

and altered American life, leaving in their wake mountains of intractable problems.

During this long tenure on the Court Justice Douglas participated in more than one-fourth of all the reported cases in this Court since 1790, a record, as you have pointed out in your resolutions, unparalleled. But more important even than the volume is the nature of the issues the Court was called upon to deal with during this period. You have mentioned some of the specific cases and specific issues.

Bill Douglas and I were colleagues on the Court for six years, and even during that short span the Court was confronted with some of the most vexing and sensitive and complex issues in the history of the Court. Disagreement on such issues is of course the norm. It has always been so, and always will be under our system. Indeed, it is imperative that this be the case, for a pattern of unanimity is alien to democratic institutions.

I share with others great respect for his keen mind, his unwavering commitment to his own beliefs, and his zest for grappling with new problems. All of us were the beneficiaries of his unparalleled first-hand knowledge of a multitude of past decisions of the Court, and in conferences now we miss his verbal footnotes describing the details of the evolution of many of those decisions.

Bill Douglas lived life to the fullest in the manner of the rugged individualists who opened this continent, people he admired so much. The opening of this continent was a task for strong, independent, assertive, vigorous, creative, and imaginative people. The words I have just used really describe Bill Douglas. He exemplified them. He exemplified all these qualities.

As we know, his adventurous, questing spirit led him all over the world. He traveled in order to experience the beauty of the natural environment, and to understand other people, to probe into their ways of life, to learn of their suffering and of their aspirations. In one of our many visits in my chambers over a cup of tea he said once that his travels throughout the world had given him a better understanding of the grandeur and majesty of the American democratic idea and ideal, of our commitment to freedom, and the success of our Constitution. He shared the conviction of his friend, Henry Steele Commager, that nothing in all history succeeded like America.

Few Justices of this Court in our history sought more, I think, to press for reexamination of established patterns and accepted perceptions of our social and economic and political structure. His lifelong pursuit of his own ideals demonstrates that people of imagination and courage who feel deeply, as he did, and who act on their beliefs, as he did, are those who make others think and rethink conventional

beliefs. With Justice Holmes he believed that to live life fully one must share in the passions and actions of his time. And long before the word "ecology" had found its way into the popular vocabulary he was, as both the Attorney General and the Solicitor General have told us, an ardent student of conservation, and an advocate of the preservation of the gifts of nature.

Those of us who live by the Potomac, indeed, all of the people of this country, owe a debt to Bill Douglas for his protests and his efforts which saved the Chesapeake and Ohio Canal from what he called "the roar of the wheels and the sound of the horns." Due largely to him the Canal was preserved and declared a National Historic Park. And many of us here today were present when the Canal was dedicated in his name, pursuant to an Act of the Congress.

In his fourscore years, Bill Douglas climbed many mountains; not just the visible mountains on our continent and other continents, but mountains of the law and mountains of ideas, economic, social, and political. Like so many restless, dynamic, inquisitive human beings, he left trails of his philosophical and his physical explorations so that others may share them and, if they wish, follow his trail.

Some aspects of Bill Douglas' image, his public image—in part, at least—reflect the distortions inherent in modern life, and the penchant to put public figures into immutable slots. He was called a godless atheist and a leftist activist. But of course, as we well know, he was neither. He had strong views as to how to preserve the freedom of the private enterprise system from even some of its own flaws.

He was a deeply religious man, but religious in his own way, and not in any orthodox pattern. His range of moods reflected the range of his interests in life, and that covered virtually all of the human condition. Sometimes like a comet, as we know, he would flare and as quickly subside. But his intimates who understood him relished the light and ignored the heat.

He was unconcerned about his public image. In fact, I think, he took no little delight in confounding his critics. The ill-advised and, happily, short-lived thrust at an impeachment naturally disturbed him as it would disturb any man, and he properly resented it. But even on that his concern was not for long. At times he could have explained himself and warded off some of the hostility that was aimed at him from time to time, but for various reasons, he declined to do so.

I sometimes wondered whether or not he chafed in the inescapably monastic life on this Court, and longed really to be in the rough and tumble of the political arena or the business world, where he could let himself go giving blows and warding them off. He took a pixie

delight sometimes in baiting his critics into even more violent hyperbole, and with a good writer's skill he used hyperbole to make his own points.

There were many fields of human activity in which Bill Douglas would have made a notable mark in life. In the world of business, as I suggested; in politics; in education; perhaps even in science. His exuberant, dynamic energies spilled far beyond the stately processes of the judiciary and into many other areas of American life as we know. And we are all richer for his sojourn here.

As I did in paying respects to him at the time of his death, I recall to you now, in closing, something he said near the end of his active career on this Court. Here are his words.

"I think the heart of America is sound. I think the conscience of America is bright, and I think the future, the future of America is great."

His words should give heart to all of us as we face the future and remember his rich life.

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Adjourned until Monday, December 1, 1980 at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

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Present: Chief Justice Burger, Justice Brennan, Justice Stewart, Justice White, Justice Blackmun, Justice Powell, Justice Rehnquist and Justice Stevens.

## ORDER IN PENDING CASE

**No. A-453.** Missouri Kansas Texas Railroad Company, applicant, *v.* United States, et al. The order heretofore entered by Justice Powell on November 21, 1980, at 7 p.m., is vacated and the application for stay presented to Justice Powell and by him referred to the Court is denied. The application, filed November 22, 1980, at 12:05 p.m., for an order enjoining the effectiveness of the merger between Burlington Northern Inc., and St. Louis-San Francisco Railroad Company, is denied. Treating the application for a temporary stay as an application for stay of the judgment of the United States Court of Appeals for the Fifth Circuit, case Nos. 80-1523, 80-1563 and 80-1692, pending the timely filing and disposition of a petition for a writ of certiorari, the application for stay is denied. Justice Marshall took no part in the consideration or decision of this order.

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## SUPREME COURT OF THE UNITED STATES

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Present: Chief Justice Burger, Justice Brennan, Justice Stewart, Justice White, Justice Marshall, Justice Blackmun, Justice Powell, Justice Rehnquist, and Justice Stevens.

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The Chief Justice said:

“Today’s orders of the Court have been certified by the Chief Justice, filed with the Clerk, and will not be announced orally.”

## APPEAL—SUMMARY DISPOSITION

No. 80-422. Temple University—of the Commonwealth System of Higher Education, et al., appellants, *v.* Pennsylvania, Department of Public Welfare, et al. Appeal from the Supreme Court of Pennsylvania, Middle District. The appeal is dismissed for want of a substantial federal question. Justice Brennan and Justice Blackmun would note probable jurisdiction and set the case for oral argument.

## ORDERS IN PENDING CASES

No. A-409. William Pfaff and Patrick Pfaff, applicants, *v.* Gene Wells, Sheriff of Oklahoma County. The application for enlargement from custody pending appeal, addressed to Justice Marshall and referred to the Court, is denied. Justice Marshall took no part in the consideration or decision of this application.

No. A-426. Daniel Cuaron, et al., applicants, *v.* United States Court of Appeals for The Tenth Circuit, et al. The application for stay, addressed to the Chief Justice and referred to the Court, is denied. Justice Marshall took no part in the consideration or decision of this application.

No. D-171. In the Matter of Disbarment of James Leon Garcia, Jr. Disbarment order entered.

No. D-183. In the Matter of Disbarment of Harry Davis Barnes. Disbarment order entered.

No. D-184. In the Matter of Disbarment of Carl L. Cain. Disbarment order entered.

No. D-187. In the Matter of Disbarment of Leon S. Wolk. Disbarment order entered.

No. **D-189**. In the Matter of Disbarment of Robert G. Mann. Disbarment order entered.

No. **D-200**. In the Matter of Disbarment of Joseph R. McMahon. It is ordered that Joseph R. McMahon, of Miami, Florida, be suspended from the practice of law in this Court and that a rule issue, returnable within forty days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-212**. In the Matter of Disbarment of Nelson G. Gross. It is ordered that Nelson G. Gross, of Saddle River, New Jersey, be suspended from the practice of law in this Court and that a rule issue, returnable within forty days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-213**. In the Matter of Disbarment of John Byron Halverson. It is ordered that John Byron Halverson, of Yorba Linda, California, be suspended from the practice of law in this Court and that a rule issue, returnable within forty days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **1 Original**. The State of Wisconsin, et al., complainants, *v.* The State of Illinois and the Metropolitan Sanitary District of Greater Chicago, et al.;

No. **2 Original**. The State of Michigan, complainant, *v.* The State of Illinois and the Metropolitan Sanitary District of Greater Chicago, et al.; and

No. **3 Original**. State of New York, complainant, *v.* The State of Illinois and The Metropolitan Sanitary District of Greater Chicago, et al. On Bills in Equity. Paragraph 3 and Paragraph 5 of the Decree entered June 12, 1967, amended. Each of the parties to this proceeding shall bear its own costs. The expenses of the Special Master shall be borne by the State of Illinois and the Metropolitan Sanitary District of Greater Chicago, three fifths thereof by the State of Illinois and two fifths thereof by the Metropolitan Sanitary District of Greater Chicago. Justice Marshall took no part in the consideration or decision of these orders.

No. **80 Original**. State of Colorado, plaintiff, *v.* State of New Mexico and Toney Anaya, Attorney General of State of New Mexico. The amended answer to the bill of complaint is referred to the Special Master.

No. **78-1577**. Sears, Roebuck and Co., petitioner, *v.* County of Los Angeles and City of Compton. Motion of petitioner for leave to file a supplemental brief, after argument, granted. Justice Stewart and Justice Marshall took no part in the consideration or decision of this motion.

No. 79-1429. American Textile Manufacturers Institute, Inc., et al., petitioners, *v.* Ray Marshall, Secretary of Labor, United States Department of Labor, et al. Motion of American Iron & Steel Institute for leave to file a brief, as *amicus curiae*, granted.

No. 79-1944. J. Truett Payne Company, Inc., petitioner, *v.* Chrysler Motors Corporation. Motion of Vanco Beverage, Inc. for leave to file a brief, as *amicus curiae*, granted.

No. 79-6853. Leah Lynn Parrish Webb, petitioner, *v.* James Thomas Webb. Motion of respondent for leave to proceed further herein in *forma pauperis* granted. Motion of J. Reese Franklin, Esquire, and W. S. Perry, Esquire, to withdraw as counsel for respondent granted. Motion of respondent for appointment of counsel granted, and it is ordered that Manley F. Brown, Esquire, of Macon, Georgia, is appointed to serve as counsel for the respondent in this case.

No. 80-11. J. Gregory Merrion and Robert L. Bayless, etc., et al., petitioners, *v.* Jicarilla Apache Tribe, et al.; and

No. 80-15. Amoco Production Company and Marathon Oil Company, petitioners, *v.* Jicarilla Apache Tribe, et al. Motion of Mountain States Legal Foundation for leave to file a brief, as *amicus curiae*, granted. Motion of Salt River Project Agricultural Improvement and Power District, et al. for leave to file a brief, as *amici curiae*, granted. Motion of Shell Oil Company, et al. for leave to file a brief, as *amici curiae*, granted. Motion of petitioners for divided argument granted. The request for additional time for oral argument denied. Justice Stewart took no part in the consideration or decision of these motions.

No. 80-54. ITT Gilfillan, etc., petitioner, *v.* Clifford E. Clayton; and

No. 80-5049. Clifford E. Clayton, petitioner, *v.* International Union, United Automobile, Aerospace and Agricultural Implement Workers of America, et al. Motion for appointment of counsel granted, and it is ordered that John T. McTernan, Esquire, of Los Angeles, California, is appointed to serve as counsel for Clifford E. Clayton in these cases. Justice Marshall took no part in the consideration or decision of this motion.

No. 80-503. Richard A. King, Chief, Fairfax County Police Department, et al., petitioners, *v.* Eldred S. Wallace, et al. Motion of respondents to consolidate this case with No. 79-6777, *Steagald v. United States*, denied.

No. 80-532. Florida Department of Health and Rehabilitative Services, et al., petitioners, *v.* Florida Nursing Home Association, et al. The Solicitor General is invited to file a brief in this case expressing the views of the United States.

No. **80-781**. International Union of Electrical, Radio and Machine Workers, AFL-CIO, CLC, et al., petitioners, *v.* Westinghouse Electric Corporation. Motion of petitioners to expedite consideration of the petition for a writ of certiorari denied. Justice Stewart and Justice Marshall took no part in the consideration or decision of this motion.

APPEAL—JURISDICTION NOTED

No. **80-251**. Bernard Rostker, Director of Selective Service, appellant, *v.* Robert L. Goldberg, et al. Appeal from the United States District Court for the Eastern District of Pennsylvania. Motion of Stacey Acker, et al. for leave to intervene denied. In this case probable jurisdiction is noted.

CERTIORARI GRANTED

No. **80-242**. Edward Hidalgo, Secretary of the Navy, petitioner, *v.* Alice Nakshian. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit granted.

No. **80-493**. United States Department of Education, petitioner, *v.* Seattle University. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit granted.

CERTIORARI DENIED

No. **79-6806**. D. Stephen Menzies, petitioner, *v.* W. J. Estelle, Jr., Director, Texas Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **79-6846**. John Creach, petitioner, *v.* Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. **80-25**. Leroy W. Barry, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **80-50**. Sam Miller McDonald, petitioner, *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **80-151**. Alfus Newspapers, Inc., et al., petitioners, *v.* Bill Akins. Petition for writ of certiorari to the Supreme Court of Oklahoma denied.

No. **80-167**. Edward Wrighting, Jr., petitioner, *v.* Appellate Department, Superior Court of California, County of Alameda (California, Real Party in Interest). Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied.

No. **80-191**. Brian A. Carlson, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-221**. International Union of Electrical, Radio and Machine Workers, AFL-CIO, et al. *v. Equal Employment Opportunity Commission, et al.* Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-222**. Willard R. Custer, et al., petitioners, *v. United States*. Petition for writ of certiorari to the United States Court of Claims denied.

No. **80-226**. Edward Charles Jackson, petitioner, *v. Louisiana*. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. **80-258**. Abbott Sekaquaptewa, Chairman of the Hopi Tribal Council of the Hopi Indian Tribe, etc., petitioner, *v. Peter MacDonald, Chairman of the Navajo Tribal Council of the Navajo Indian Tribe, etc.; and*

No. **80-265**. Peter MacDonald, Chairman of the Navajo Tribal Council of the Navajo Indian Tribe, etc., petitioner, *v. Abbott Sekaquaptewa, Chairman of the Hopi Tribal Council of the Hopi Indian Tribe, etc.* Petitions for writs of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-277**. Gilbert E. Callow, Jr., petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-320**. Thomas F. Costello, petitioner, *v. Board of Appeals of the Town of Concord*. Petition for writ of certiorari to the Appeals Court of Massachusetts denied.

No. **80-342**. Wood Walker & Co., petitioner, *v. Marbury Management, Inc., et al.* Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-358**. Norman J. Stricof, petitioner, *v. Lorraine C. Stricof*. Petition for writ of certiorari to the Court of Appeals of Michigan denied.

No. **80-366**. Great Lakes International, Inc., petitioner, *v. Philip M. Klutznick, Secretary of Commerce, et al.; and*

No. **80-549**. Jackman & Company, et al., petitioners, *v. Great Lakes International, Inc.* Petitions for writs of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-372**. Freddie Frank Mitchell, petitioner, *v. Georgia*. Petition for writ of certiorari to the Court of Appeals of Georgia denied.

No. **80-389**. Coastal Petroleum Company, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. **80-390**. Susan T. Smith, petitioner, *v.* E. H. Daws, as Postmaster, United States Postal Service, Miami, Florida. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-393**. Gerald E. Walls, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-395**. Leslie Minye, petitioner, *v.* University of Michigan, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-398**. Peter Piambino, et al., petitioners, *v.* David Sylva, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-399**. Joseph Conforte and Sally Conforte, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-400**. Roman G. Weninger, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-412**. Good Hope Refineries, Inc., petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-423**. J. G. Chism, petitioner, *v.* Norfolk and Western Railway Co. Petition for writ of certiorari to the Court of Appeals of Ohio, Cuyahoga County, denied.

No. **80-449**. In re Walter Straus & Son, Inc., petitioner. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-450**. Clayton W. Carney, et ux., petitioners, *v.* Ahmanson Trust Company. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **80-463**. Dominion Tool & Die Company, Inc., petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-467**. Talley R. Holmes, Jr., petitioner, *v.* District of Columbia. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **80-468**. Israel Preces, petitioner, *v. Florida*. Petition for writ of certiorari to the District Court of Appeal of Florida, Third District, denied.

No. **80-481**. Paul Kalmanovitz, petitioner, *v. Securities and Exchange Commission*. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **80-489**. Louis A. Duzac, Jr., petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-491**. William A. Burleson, petitioner, *v. Carter R. Howard*. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **80-501**. Jozsef Andrew Guti and Merle V. Perrin, petitioners, *v. Washington*. Petition for writ of certiorari to the Court of Appeals of Washington, Division 2, denied.

No. **80-504**. Bernard Laufgas, petitioner, *v. New Jersey*. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. **80-505**. Rosalie M. Arlinghaus, etc., petitioner, *v. J. Richmond Ritenour and John J. Lipsky*. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-507**. Nasir Rahin, et ux., petitioners, *v. New Jersey*. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. **80-508**. James E. Nicolette, et al., petitioners, *v. Alan N. Bloch, Judge, United States District Court for the Western District of Pennsylvania, et al.* Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-509**. Americo Mongiello, petitioner, *v. New York*. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, First Judicial Department, denied.

No. **80-512**. Baltimore County, Maryland, petitioner, *v. Raymond International Builders, Inc., et al.* Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. **80-514**. Local Union No. 137, International Brotherhood of Teamsters, Chauffeurs, Warehousemen and Helpers of America, et al., petitioners, *v. Frito-Lay, Inc.* Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 80-517. Juneau Square Corp., et al., petitioners, *v.* First Wisconsin National Bank of Milwaukee, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 80-520. Michael F. Jarvill, et al., petitioners, *v.* City of Eugene, et al. Petition for writ of certiorari to the Supreme Court of Oregon denied.

No. 80-522. First American National Bank of Nashville, petitioner, *v.* Charles A. Scarboro. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 80-524. J. M. Russell and Eugene Leake, petitioner, *v.* Tennessee. Petition for writ of certiorari to the Court of Criminal Appeals of Tennessee, Western Division, denied.

No. 80-525. Robert Buschmann, petitioner, *v.* United New York Sandy Hook Pilots' Association, et al. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 80-531. Berenice T. Schneider, petitioner, *v.* Thomas D. Bowes, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 80-534. Joy Adler, petitioner, *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 80-546. Studiengesellschaft Kohle m.b.H., etc., petitioner, *v.* Eastman Kodak Company. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 80-555. J. Alex Cota, petitioner, *v.* County of Los Angeles, et al. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. 80-563. Premo Pharmaceutical Laboratories, Inc., et al. petitioners, *v.* Eli Lilly and Company. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 80-564. Terry P. Duplantis, petitioner, *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. 80-579. John J. Carden aka James J. Carden, et ux., petitioners, *v.* Montana. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 80-638. Jerry Seidman, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-641**. Stanley Kalman, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-645**. William G. Burgin, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-647**. Bill Pierce, et al., petitioners, *v.* NECA-IBEW Welfare Trust Fund. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-656**. Appling County, Georgia, et al., petitioners, *v.* Municipal Electric Authority of Georgia, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-679**. Raphael Felo Delgado and Jorge F. Bustillo, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-687**. Kay H. Claffin, petitioner, *v.* Charles E. Claffin. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **80-696**. American Transfer and Storage Company, petitioner, *v.* Raymond J. Brown. Petition for writ of certiorari to the Supreme Court of Texas denied.

No. **80-701**. Charles Dennis Thompson, petitioner, *v.* United States Department of Justice, etc. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-5011**. Harvey Brower, petitioner, *v.* United States; and

No. **80-5023**. Donald J. Marino, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5048**. Ronald Burbank, petitioner, *v.* Warden, Illinois State Penitentiary, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-5143**. Ivan Molinario, petitioner, *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. **80-5169**. Charles E. Brown, petitioner, *v.* Wisconsin. Petition for writ of certiorari to the Supreme Court of Wisconsin denied.

No. **80-5171**. Jacqueline Smith Hudson, petitioner, *v.* Mississippi. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. **80-5189**. Alvin C. Klimas, petitioner, *v.* Wisconsin. Petition for writ of certiorari to the Court of Appeals of Wisconsin denied.

No. **80-5194**. Leon Turner, petitioner, *v.* Robert Young. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-5279**. James H. Price, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-5305**. James Savage, petitioner, *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. **80-5325**. Thomas Turpin, petitioner, *v.* City of West Haven. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-5394**. Wendell Woods, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-5414**. Ruchell Magee, petitioner, *v.* United States District Court for the Northern District of California, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-5417**. Mario E. Indorato, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **80-5423**. Alfred Ponticelli, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-5424**. Henry Albert Smith, petitioner, *v.* John W. Shoemaker, Chief, Adult Probation Authority, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5425**. John W. Faris, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-5426**. O'Neil Bastian, petitioner, *v.* Frank C. Blackburn. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5430**. Cornelius Maple, petitioner, *v.* Oklahoma. Petition for writ of certiorari to the Court of Criminal Appeals of Oklahoma denied.

No. **80-5439**. James G. Middleton, petitioner, *v.* Lynn Nelson. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

- No. **80-5442**. Theodore G. Fore, petitioner, *v. Virginia*. Petition for writ of certiorari to the Supreme Court of Virginia denied.
- No. **80-5444**. Timothy Sweetwine, petitioner, *v. Maryland*. Petition for writ of certiorari to the Court of Appeals of Maryland denied.
- No. **80-5446**. Billy Williams, petitioner, *v. Ronald C. Marshall*, Superintendent. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.
- No. **80-5448**. Jimmy Lee Everette, petitioner, *v. L. V. Stephenson*. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.
- No. **80-5449**. Kenneth Henderson, petitioner, *v. Mississippi*. Petition for writ of certiorari to the Supreme Court of Mississippi denied.
- No. **80-5450**. Hakim Abu-Bakr, petitioner, *v. Charles J. Rowe, et al.* Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.
- No. **80-5455**. James Donald Jones, petitioner, *v. W. J. Estelle, Jr., et c.* Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.
- No. **80-5458**. Robert Martin Cavegn, petitioner, *v. Minnesota*. Petition for writ of certiorari to the Supreme Court of Minnesota denied.
- No. **80-5460**. Marty Oshea Franklin, petitioner, *v. Tennessee*. Petition for writ of certiorari to the Supreme Court of Tennessee, Middle Division, denied.
- No. **80-5461**. John William, et c., petitioner, *v. Louisiana*. Petition for writ of certiorari to the Supreme Court of Louisiana denied.
- No. **80-5464**. Gregory Earl Mains, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.
- No. **80-5465**. Earl E. Nickens, petitioner, *v. Carl White, et al.* Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.
- No. **80-5473**. Anderson Norman Guynn, petitioner, *v. G. G. Jefferson, et al.* Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.
- No. **80-5476**. James Gornick, petitioner, *v. Illinois, et al.* Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.
- No. **80-5479**. Broderick Wayne Hunter, petitioner, *v. James R. Ellis*, Circuit Court Judge of the Fourth Judicial District of Oregon. Petition for writ of certiorari to the Supreme Court of Oregon denied.

No. **80-5480**. Robert S. Alberti, petitioner, *v.* New York. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, Second Judicial Dept., denied.

No. **80-5482**. Ellis Stokeley and Warren Ellis, petitioners, *v.* Harold J. Smith, Superintendent, Attica Correctional Facility, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-5487**. Ronald Courtney Miller and Daniel Lynn Roughton, petitioners, *v.* Arnold R. Jago, Superintendent. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5493**. Kenneth LeVasseur, petitioner, *v.* Hawaii. Petition for writ of certiorari to the Intermediate Court of Appeals of Hawaii denied.

No. **80-5496**. Francisco L. Olivencia, petitioner, *v.* Edgar C. Campbell, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-5497**. Edward Thomas, petitioner, *v.* Julius T. Cuyler, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-5501**. Andre Chestnut, petitioner, *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. **80-5505**. Garrison Emanuel Winstead, petitioner, *v.* P. M. Rogers, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-5512**. Richard L. Dankert, petitioner, *v.* Clerk, Superior Court, Cobb County, Georgia, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5513**. Clarence Franklin McNeal, petitioner, *v.* Donald E. Bordenkircher, Warden. Petition for writ of certiorari to the Supreme Court of Appeals of West Virginia denied.

No. **80-5515**. Bernice A. Peterson, petitioner, *v.* William O. Peterson. Petition for writ of certiorari to the Supreme Court of Minnesota denied.

No. **80-5521**. Samuel Dennis Bradley, petitioner, *v.* New York. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, Third Judicial Department, denied.

No. **80-5532**. Clarence J. Mahl, Jr., petitioner, *v.* Board of Trustees of Fire Fighters Pension and Relief Fund for the City of New Orleans. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5536**. William David Heselius, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **80-5537**. Margaret E. Jones, petitioner, *v.* Benjamin Civiletti, Attorney General, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-5539**. Rene Grinan, petitioner, *v.* Irene Giegold. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-5541**. Wayne Wright, petitioner, *v.* Robert Zahradnick, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-5545**. Arnold Maxwell Harris, petitioner, *v.* Maurice Openhaus, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-5546**. Frank X. Martinez, petitioner, *v.* Levi Romero. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-5549**. Natalie Andrews, petitioner, *v.* Pat Robertson, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-5550**. George Shehadeh, petitioner, *v.* Green Hotels, Inc., et al. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **80-5552**. Robert Roy Woodward, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-5558**. Clifford L. Gardner, petitioner, *v.* Missouri. Petition for writ of certiorari to the Court of Appeals of Missouri, Southern District, denied.

No. **80-5559**. Robert Breest, petitioner, *v.* Everett I. Perrin, Warden. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **80-5583**. Maria Antonieta Porres de Rico, petitioner, *v.* U.S. Immigration and Naturalization Service. Petition for writ of certiorari to the United States Court of Appeals or the Ninth Circuit denied.

No. **80-5592**. Leonard Williams, petitioner, *v.* New Jersey. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. **80-5593**. Octavio Uribe, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-5594**. John J. Pelczarski, petitioner, *v.* Southeastern Bank & Trust Company, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **80-5607**. Jerry Houston Stone, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5611**. Webster Williams, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-5614**. Jerry Wayne Smith, petitioner, *v.* T. M. Keohane, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-5619**. Raymond R. Reed, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5621**. James Ralph Black, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5628**. Norman H. Crowhurst, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-5630**. Bernardino Acevedo, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-5642**. Jairo Enrique Rada-Solano, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5649**. Calvin Louis Anderson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-5655**. Alvin McCray, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **79-1385**. Duval County Ranch Company, Inc., et al., petitioners, *v.* Sidney Sparks and R. L. Lynd, etc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Justice Marshall took no part in the consideration or decision of this petition.

No. 80-311. Arthur Andersen & Co., petitioner, *v.* United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied. Justice Marshall took no part in the consideration or decision of this petition.

No. 80-346. Virginia, et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied. Justice Marshall took no part in the consideration or decision of this petition.

No. 80-378. Chrysler Corporation, petitioner, *v.* United States Environmental Protection Agency, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied. Justice Marshall took no part in the consideration or decision of this petition.

No. 79-2032. Mark Starling, petitioner, *v.* William E. Beard, Jr., by and through his next friend and father, William E. Beard, Sr. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Justice Stewart would grant certiorari.

No. 80-435. Valtek, Inc., et al., petitioners, *v.* Control Components, Inc., et al. Motion of Patent Law Association of Chicago for leave to file a brief, as *amicus curiae*, granted. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 80-511. General Electric Company, petitioner, *v.* Curtiss-Wright Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied. Justice Stewart took no part in the consideration or decision of this petition.

No. 80-554. Roy M. Cohn, et al., petitioners, *v.* National Broadcasting Co., Inc., et al. Petition for writ of certiorari to the Court of Appeals of New York denied. Justice Stewart took no part in the consideration or decision of this petition.

No. 80-519. Nelson Oil Company, Inc., petitioner, *v.* Shell Oil Company. Motion of Independent Terminal Operators Association for leave to file a brief, as *amicus curiae*, granted. Petition for writ of certiorari to the United States Temporary Emergency Court of Appeals denied.

No. 80-543. New York, petitioner, *v.* Archie William Howard. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. **80-556**. Central Liquor Company, et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied. Justice White dissents from the denial of certiorari because the judgment below is in conflict with the judgments of other Courts of Appeals. *E.g.*, *United States v. Alessi*, 536 F.2d 978 (CA2 1976), and *United States v. Griffin*, 617 F.2d 1342 (CA9 1980).

No. **80-561**. Control Data Corporation, petitioner, *v.* Potter Instrument Co. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied. Justice White dissents from the denial of certiorari because the judgment below is in conflict with the judgments of other Courts of Appeals. *E.g.*, *Martinez v. Trainor*, 556 F.2d 818, 821 (7th Cir. 1977); *Jusino v. Morales*, 139 F.2d 946 (1st Cir. 1944); *Virginia Land Co. v. Miami Shipbuilding Corp.*, 201 F.2d 506 (5th Cir. 1953).

No. **80-5143**. Mary Gormley, petitioner, *v.* Director, Connecticut State Department of Adult Probation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Dissenting opinion by Justice White.

No. **80-5463**. Anthony R. Martin-Trigona, petitioner, *v.* Nicholas Gouletas, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied. Justice Stevens took no part in the consideration or decision of this petition.

#### PETITION FOR WRIT OF HABEAS CORPUS

No. **80-5574**. In Re Melvin Mason Raines, petitioner. Petition for writ of habeas corpus denied.

#### PETITIONS FOR WRIT OF MANDAMUS DENIED

No. **80-5502**. In Re Artis Fadee Johnson, petitioner. Petition for writ of mandamus denied.

No. **80-738**. In Re Pennhurst Parents-Staff Association, petitioner. Petition for writ of mandamus and prohibition and other relief denied. Justice Marshall took no part in the consideration or decision of this petition.

#### REHEARINGS DENIED

No. **79-1410**. John A. Dupart and Reginald Adams, petitioners, *v.* Louisiana;

No. **79-1704**. John M. Greich, petitioner, *v.* Eva Jogoda, et al.;

No. **79-1732**. Terry Wayne Hilton, et al., petitioners, *v.* United States;

No. 79-1737. Tim Z. Ogle, petitioner, *v.* United States;

No. 79-1804. Rodolfo Garcia-Jaramillo, petitioner, *v.* Immigration and Naturalization Service;

No. 79-1815. Leon J. Salob, petitioner, *v.* Gordon M. Ambach, Commissioner of Education of the State of New York, et al;

No. 79-1836. Kenneth Leo Fowler, et ux., petitioners, *v.* General Development Corporation;

No. 79-1863. Donald Winston Harper, et al., petitioners, *v.* United States;

No. 79-1876. David R. Blake, et ux., petitioners, *v.* Commissioner of Internal Revenue;

No. 79-1902. Jean C. Rosenbaum, petitioner, *v.* Commissioner of Internal Revenue;

No. 79-1934. Floyd H. Daniels, petitioner, *v.* Southern California Rapid Transit District, et al.;

No. 79-1961. Marshall Bearce, Administrator of the Estate of Thomas Bearce, et al., petitioners, *v.* United States;

No. 79-1965. County of Los Angeles, etc., et al., petitioners, *v.* Ray Marshall, Secretary of Labor of the United States, et al.;

No. 79-1992. Wayne C. LaVelle, petitioner, *v.* Workers' Compensation Appeals Board of California, et al.;

No. 79-2057. Evanna Powell, petitioner, *v.* Anthony Nigro;

No. 79-2058. Gary Leroy Silvernail, petitioner, *v.* Washington;

No. 79-2071. Fred C. Scott, petitioner, *v.* United States;

No. 79-6610. Sammie C. Priestler, etc., petitioner, *v.* Banker's Trust of South Carolina, etc., et al.;

No. 79-6619. Levis Leon Aldridge, petitioner, *v.* Florida;

No. 79-6650. H. G. Skidmore, petitioner, *v.* Consolidated Rail Corporation, et al.;

No. 79-6664. Sybil M. Alford, petitioner, *v.* Central Intelligence Agency;

No. 79-6681. Albert W. Morton, petitioner, *v.* Leroy N. Styncombe, Sheriff, et al.;

No. 79-6690. Pedro Rosado, et al., petitioners, *v.* Benjamin Civiletti, et al.;

No. 79-6711. James L. Thiess, petitioner, *v.* Franklin Square Hospital, Inc., et al.;

No. 79-6757. E'Thelbert Rucker, petitioner, *v.* George Fickas, et al. ,

No. 79-6772. Samuel C. Clugston, Jr., et al., petitioners, *v.* Michigan, et al.;

No. 79-6818. Ramarro L. Smith, petitioner, *v.* Assignment Office of Montgomery County Circuit Court, etc., et al.;

No. 79-6826. Dalton Prejean, petitioner, *v.* Louisiana;

No. 79-6831. Johnny Hunter, petitioner, *v.* Louie L. Wainwright, Secretary, Florida Department of Offender Rehabilitation;

No. 79-6861. John Maratty, petitioner, *v.* Kentucky;

No. 80-1. Anna Stanton Green, petitioner, *v.* Eliot Bartholomew, et al.;

No. 80-32. Clifford J. Hynning, appellant, *v.* DuFief Mortgage, Inc., et al.;

No. 80-44. Dual Manufacturing & Engineering, Inc. and The Berkline Corporation, petitioners, *v.* Burris Industries, Inc. and Leggett & Platt, Incorporated;

No. 80-163. In Re Chestnutt Management Corporation, petitioner;

No. 80-211. Lynn Johnston, petitioner, *v.* United States, et al.;

No. 80-5050. James Johns, petitioner, *v.* Nanawale Community Association, et al.;

No. 80-5051. Richard Bert Newbold, petitioner, *v.* United States Postal Service, et al.;

No. 80-5053. John Henry Quinones, petitioner, *v.* Texas;

No. 80-5173. Ambrose W. J. Clay, appellant, *v.* Allen Banks Hall, et al.; and

No. 80-5220. Joseph W. DiSilvestro, petitioner, *v.* United States. Petitions for rehearing denied.

No. 5 Original. United States of America, plaintiff, *v.* State of California. Petition for rehearing denied. Justice Marshall took no part in the consideration or decision of this petition.

No. 79-1396. International Business Machines Corporation, petitioner, *v.* Greyhound Computer Corporation; and

No. 79-1397. International Business Machines Corporation, petitioner, *v.* Greyhound Computer Corporation. Motion for leave to file petition for rehearing denied. Justice Marshall, Justice Blackmun and Justice Stevens took no part in the consideration or decision of this motion.

No. 79-1722. John W. Pitsenberger, appellant, *v.* Mary W. Pitsenberger. Motion of appellant for leave to proceed further herein *in forma pauperis* granted. Petition for rehearing denied.

No. 79-2044. National Coalition for Public Education and Religious Liberty, et al., appellants, *v.* Shirley M. Hufstedler, Secretary of the United States Department of Education, et al. Petition for rehearing denied. Justice Blackmun dissents. Justice Stewart took no part in the consideration or decision of this petition.

ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Tony H. Abbott	Indianapolis, Ind.	Donald F. Foley
Gary F. Amendola	Rochester, N.Y.	Eugene Parrs
Michael Francis Armstrong	New York, N.Y.	John J. Barrett
Peter G. Aylward	San Diego, Calif.	Joseph Kase, Jr.
Frank E. Babb	Washington, D.C.	Charles Emmet Lucey
Richard L. Banks	Cleveland, Tenn.	Charles B. Burns, Jr.
Stephen Baron	Los Angeles, Calif.	Eldon Pritikin
Linda Gail Bartlett	New York, N.Y.	Eugene E. Klecan
Gregory J. Battersby	New York, N.Y.	Kenneth E. Merkler
David Jonathan Becker	Madison, Wis.	Thomas Joseph Balistreri
Richard G. Berger	Carlstadt, N.J.	Gene N. Schiffman
Margaret Jane Berthold	Hamden, Conn.	Anthony M. Fitzgerald
Robert B. Bieck, Jr.	New Orleans, La.	Herschel Lee Abbott, Jr.
Neal Birmingham	Atlanta, Tex.	Tom J. Mays
Mary Margaret Steele Bishop	Dallas, Tex.	George Camp Chapman
John Henderson Bradley	Blytheville, Ariz.	Oscar Fendler
Eugene F. Brazil	Philadelphia, Pa.	Alan Howard Gilbert
Ricklin Brown	Charleston, W. Va.	Roger William Tompkins II

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Stuart Leslie Brown	Washington, D.C.	Mortimer M. Caplar
Harold T. Buckley, Jr.	New Orleans, La.	Edmund Etchison Woodley
Louis D. Bufkin	Lake Charles, La.	Robert Michael McHale
James M. Buthod	Evansville, Ind.	George C. Barnett
Carl John Butkus	Albuquerque, N. Mex.	Wayne Carl Wolf
William J. Carl	Butte, Mont.	William H. Coldiron
James A. Carney	Chicago, Ill.	Paul F. Hanzlik
John Folk Cassibry	Shreveport, La.	Herschel E. Richard, Jr.
Frank E. Caton	Houston, Tex.	Finis Ewing Cowan
Alan William Clarke	Lively, Va.	Ammon Gresham Dunton, Jr.
Walter R. Cohn	South Orange, N.J.	Frank A. LaMorte
Warren H. Colodner	New York, N.Y.	John J. Barrett
Roger Bye Colton	West Palm Beach, Fla.	Robert P. Foley
Neil L. Conway	Wilkes-Barre, Pa.	Richard Mark Goldberg
Jerry Charles Cox	Jackson, Tenn.	Robert Belton
Norma Pierina D'Apolito	New York, N.Y.	Russell K. Dunning
Michael W. Dees	Lake Charles, La.	Robert Michael McHale
Ira Richard Deiches	Haddonfield, N.J.	Stanton D. Freeman
Michael C. DeMoss	Minneapolis, Minn.	Sidney M. Schwartzfield
Edward Charles Doocey	Boston, Mass.	John Joseph Moakley
William Charles Dunkerly	Los Angeles, Calif.	John Patrick Shook
Fred John Dupras	Fresno, Calif.	Geoffrey L. Haycer
Robert Carl Elder, Jr.	Dallas, Tex.	Joseph F. Canterbury, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Ralph Elver	LaBelle, Fla.	Owen Lemuel Luckey, Jr.
Augustus Charles Epps, Jr.	Richmond, Va.	Augustus C. Epps
Margaret Farrell Ewing	Washington, D.C.	Richard Scott Ewing
Francis G. Fleming	New York, N.Y.	Lee S. Kreindler
Victor M. Fortunato	Philadelphia, Pa.	Eric B. Henson
Robert French	Breckenridge, Colo.	William Dill Rogers
Frank R. Gailor	Washington, D.C.	Simon Harrison Irevas
David Lynn Gray	Indianapolis, Ind.	Harry T. Ice
Marianne Elizabeth Guerrini	Chicago, Ill.	Richard J. Rappaport
Frederick Michael Hanson, Jr.	Walnut Creek, Calif.	Martin E. Rothenberg
Imogene Hairrell Harris	Tulsa, Okla.	Charles M. Tatelbaum
Edward C. Hertenstein	Columbus, Ohio	Charles J. Kegler
Christopher Hicks	Houston, Tex.	Leon Jaworski
Cranford Arthur Ingham	St. Paul, Minn.	James F. Perry
Stephen Paul Jarchow	Dallas, Tex.	Thomas L. Freytag
Alan Cope Johnston	San Francisco, Calif.	Robert H. Loeffler
Jesse C. Jones	Miami, Fla.	Guy Burdette Bailey, Jr.
Deborah Kaplan	Oakland, Calif.	Steven M. Fleisher
Donald E. Kelley, Jr.	San Francisco, Calif.	James Thomas Fousekis
Melvin Curtis Kerwin	Menlo Park, Calif.	Jess Stonesteet Jackson, Jr.
Alan G. Kipnis	Miami, Fla.	Edward Allen Kalish
Stephen H. Kupperman	New Orleans, La.	Michael R. Fontham
Martin Lassoff	New York, N.Y.	Morris Cizner
Jacob Laufer	Brooklyn, N.Y.	Carl Michael Bornstein
Brian Patrick Lawlor	Louisville, Ky.	Robert Frederick Smith

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
George F. LaForte	Olympia Fields, Ill.	Daniel Leland Hughes
Michael I. Levin	Harrisburg, Pa.	Jerome Thomas Foerster
Gilbert Gordon Lipman	Los Angeles, Calif.	Robert Rocky Star
Toney J. Lister	Spartanburg, S.C.	Matthew A. Henderson
Mary Louise Longley	San Francisco, Calif.	Jerrold N. Offstein
Allen Jay Lowe	Washington, D.C.	Mark I. Schaffer
John W. Lundin	Seattle, Wash.	Jackie L. Ashurst
Richard Bristol Lynch	Kansas City, Mo.	Wm. Allen Whitfield
Robert Charles Macek	New York, N.Y.	John J. Barrett
Mary M. Markantonis	Houston, Tex.	Frank Markantonis
James A. Matthews, Jr.	Philadelphia, Pa.	Francis M. Milore
John R. McCulloch, Jr.	Salem, Oreg.	Peter S. Herman
William John McNally III	Alexandria, Va.	Michael McGettigar
A. Douglas Melamed	Washington, D.C.	James Sargent Campbell
James Dabney Miller	Atlanta, Ga.	Thomas Marshall Miller
Robert D. Mintz	Haddonfield, N.J.	Stanton D. Freeman
Byron L. Myers	Indianapolis, Ind.	Harry T. Ice
William Patrick Nix	New York, N.Y.	Barbara Scott Preiskel
Dante John Nomellini	Stockton, Calif.	Richard Wagner Dickenson
Gerald Alan Novack	New York, N.Y.	John J. Barrett
William Edward O'Neil, Jr.	New Orleans, La.	Charles Kohlmeyer, Jr.
Joseph Olivera	Miami, Fla.	Joaquin N. Fernandez
Robert Shepherd Payne	Greensboro, N.C.	Richard M. Klein
Robert Paul Perel	El Paso, Tex.	Harry Tom Petersen
John Peri, Jr.	New York, N.Y.	Jeffrey Lee Neandross

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Lawrence Wendell Phelps	Fairfax, Va.	Richard B. Chess, Jr.
William D. Purcell	New York, N.Y.	John J. Barrett
George Karl Rahdert	St. Petersburg, Fla.	Donald A. Gifford
Donald Sands Rice	New York, N.Y.	John J. Barrett
Mark Walter Rietman	Evansville, Ind.	George C. Barnett
Thomas Howard Ryerson	Chicago, Ill.	James Thomas Ferrini
John G. Salmon	Denver, Colo.	Joseph John Branney
Charles Paul Sammut	Pasadena, Calif.	David J. Wellman
Gregory C. Sasse	Glen Ridge, N.J.	John L. Shanahan
Eli H. Schmukler	Madison, Wis.	Willard S. Stafford
George L. Seay, Jr.	Frankfort, Ky.	William David Kirkland
Herbert D. Shellhouse	Atlanta, Ga.	James Kirk Quillian
Franklin Siegel	New York, N.Y.	Martin Robert Stolar
Mark Silverstein	Ithaca, N.Y.	Douglas John Besharov
David Simon	New York, N.Y.	John J. Barrett
David Anthony Simon	Los Angeles, Calif.	Yvonne Brathwaite Burke
Peter Thomas Smith	Sycamore, Ill.	Leonard J. Keyes
Sarah E. Smith	Charleston, W. Va.	Roger William Tompkins II
Glee Sidney Smith III	Larned, Kans.	Glee S. Smith, Jr.
Elizabeth Benson Spector	Los Angeles, Calif.	John T. McTernan
Mary Yancey Spencer	Richmond, Va.	William Rosenberger, Jr.
Mark Van Spix	Atlanta, Ga.	William Irwin Crosby
John F. Sweeney	New York, N.Y.	George B. Finnegar, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Bonford Reed Talbert, Jr. Richard S. Taylor, Jr. Wheeler Mellette Tillman	Tiffin, Ohio Casselberry, Fla. North Charleston, S.C.	Norris Shealy Irving B. Gussow Joseph Dawson Shine
E. Paul Tonkovich	Santa Ana, Calif.	Verlyn NaDell Jensen
Charles O. Treibel, Jr.	Oakland, Calif.	Donald P. McCullum
Margaret R. Tribble	New Orleans, La.	Harry B. Kelleher
Steven Lee Tucker	Santa Fe, N. Mex.	Ira C. Rothgerber, Jr.
Brenda R. Viehe-Naess	Washington, D.C.	Robert Hugh Loeffler
John Oliver Walker	Fort Collins, Colo.	L. Duane Woodard
Mark Whittington Eric Duquesne Wolf	Dallas, Tex. San Diego, Calif.	Wilford A. Nolen Paul Daniel Marks
Thad Yancey, Jr. Harry H. Yost	Troy, Ala. Glen Burnie, Md.	Ewell C. Orme Charles M. Tatelbaum
Joseph J. Zaluski	Frankfort, Ky.	Alan Lee Harrington

ADMISSIONS TO THE BAR ON ORAL MOTION

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Sharon Lynne Cohen Herman	Fairfax, Va.	Judge Estelle Gordon Cohen
Elizabeth L. Osheim	Watertown, S. Dak.	Larry Pressler
Timothy N. Bergan	Watertown, S. Dak.	Larry Pressler
Brian D. Monaghan Palmer Martin Simpson, Jr.	San Diego, Calif. Washington, D.C.	Louis E. Goebel Kenneth Lawrence Cage
Robert John Cynkar Gary Bernard Reiners	Arlington, Va. Oakland, Calif.	Dennis J. Riley John W. Witt

## ORAL ARGUMENT

No. 79-404. United States, petitioner, *v.* Jesus E. Cortez and Pedro Hernandez-Loera. Argued by Mrs. Barbara E. Etkind for the petitioner, by Mr. Bernardo P. Velasco for the respondent Hernandez-Loera and Mr. S. Jeffrey Minker for the respondent Cortez.

No. 79-678. San Diego Gas & Electric Company, appellant, *v.* City of San Diego, et al. Argued by Mr. Louis E. Goebel for the appellant and by Mr. C. Alan Sumption for the appellees.

No. 79-5688. Tracy Lee Hudson, petitioner, *v.* Louisiana. Argued by Mr. Richard O. Burst, Sr. for the petitioner and by Mr. James M. Bullers for the respondent.

No. 79-512. Scindia Steam Navigation Co., Ltd., petitioner, *v.* Lauro De Los Santos, et al. Argued by Mr. Graydon S. Staring for the petitioners, and by Mr. James A. Grutz for the respondents.

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Adjourned until tomorrow at 10 o'clock.

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# SUPREME COURT OF THE UNITED STATES

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Present: Chief Justice Burger, Justice Brennan, Justice Stewart, Justice White, Justice Marshall, Justice Blackmun, Justice Powell, Justice Rehnquist, and Justice Stevens.

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## OPINIONS

No. 79-770. Environmental Protection Agency, petitioner, *v.* National Crushed Stone Association, et al.; Douglas Costle, Administrator, Environmental Protection Agency, petitioner, *v.* Consolidation Coal Co., et al. On writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Judgments reversed and the case is remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Justice White. Justice Powell took no part in the consideration or decision of this case.

No. 79-1003. County of Imperial, California, et al., petitioners, *v.* Guillermo Gallego Munoz, et al. On writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Judgment vacated and the case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Justice Stewart. Concurring opinion by Justice Powell. Opinion by Justice Blackmun concurring in the result. Dissenting opinion by Justice Brennan with whom Justice Stevens joins. Justice Marshall also dissents but would dismiss the writ as improvidently granted.

## ADMISSION TO THE BAR ON ORAL MOTION

Applicant	City and State	Movant
Steven W. Alm	Greensburg, Pa.	Carol Garfield Freeman

## ORAL ARGUMENT

No. 79-1213. Wayne Minnick, et al., petitioners, *v.* California Department of Corrections, et al. Argued by Mr. Ronald Yank for the petitioners and by Mr. Stuart R. Pollak for the respondents.

No. 79-1380. Patricia R. Harris, Secretary of Health and Human Services, appellant, *v.* Charles Edward Wilson, et al. Argued by Mr. Elliott Schulder for the appellant and by Mr. James D. Weill for the appellees.

No. 79-408. City of Milwaukee, et al., petitioners, *v.* Illinois and Michigan. Argued by Mr. Elwin J. Zarwell for the petitioners, by Mr. Joseph V. Karaganis for the respondents. and by Mr. Andrew J. Levander for the United States, as *amicus curiae*, *pro hac vice*, by special leave of Court.

No. 79-1056. Northwest Airlines, Inc., petitioner, *v.* Transport Workers Union of America, AFL-CIO, et al. Argued by Mr. Philip A. Lacovara for the petitioner, by Mr. Stephen B. Moldof for the respondents, and by Mr. Lawrence G. Wallace for the United States as *amicus curiae*, by special leave of Court.

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Adjourned until tomorrow at 10 o'clock.

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## SUPREME COURT OF THE UNITED STATES

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Present: Chief Justice Burger, Justice Brennan, Justice Stewart,  
Justice White, Justice Marshall, Justice Blackmun, Justice Powell,  
Justice Rehnquist, and Justice Stevens.

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### ADMISSIONS TO THE BAR ON ORAL MOTION

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Tom D. Tobin	Winner, S. Dak.	Senator Larry Pressler
Baker Armstrong Smith	Atlanta, Ga.	Sam S. Crutchfield, Jr.
Gregory Michael Luce	Richmond, Va.	John A. Rupp
James E. Morgan	DeLeon, Tex.	Graham B. Purcell, Jr.

### ORAL ARGUMENT

**No. 79-1128.** Montana, et al., petitioners, *v.* United States, et al. One and one-half hours allowed for oral argument. Argued by Mr. Urban L. Roth for the petitioners, by Mr. Louis F. Claiborne for the respondent United States, and by Mr. Thomas J. Lynaugh for respondent Crow Tribe of Indians.

**No. 79-1176.** City of Memphis, et al., petitioners, *v.* N. T. Greene, et al. Argued by Mr. Clifford D. Pierce, Jr. for the petitioners and by Mr. Alvin O. Chambliss, Jr. for the respondents. (Map and memo to come)

**No. 79-1266.** Charles W. Steadman, petitioner, *v.* Securities and Exchange Commission. Argued by Mr. Peter J. Nickles for the petitioner and by Mr. Ralph C. Ferrara for the respondent.

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Adjourned until Monday, December 8, 1980 at 10 o'clock.

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## SUPREME COURT OF THE UNITED STATES

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Present: Chief Justice Burger, Justice Brennan, Justice Stewart, Justice White, Justice Marshall, Justice Blackmun, Justice Powell, Justice Rehnquist, and Justice Stevens.

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The Chief Justice said:

"Today's orders of the Court have been certified by the Chief Justice, filed with the Clerk, and will not be announced orally."

## OPINION PER CURIAM

No. **79-2040**. Richard F. Pacileo, Sheriff, petitioner, *v.* James Dean Walker. On petition for writ of certiorari to the Supreme Court of California. The petition for writ of certiorari granted, judgment reversed and case remanded to the Supreme Court of California for further proceedings not inconsistent with the opinion of this Court. Dissenting statement by Justice Marshall. Opinion *per curiam*.

## APPEALS—SUMMARY DISPOSITION

No. **80-176**. Dana Corporation and The Echlin Manufacturing Co., appellants, *v.* California, et al.; and

No. **80-177**. Contignitron Company, appellant, *v.* California, et al. Appeals from the Court of Appeal of California, Second Appellate District. The appeals are dismissed for want of a substantial federal question.

No. **80-551**. Dan E. Butcher, appellant, *v.* Superior Court of Los Angeles County (James A. Hennefer and Robert N. Klein II, Real Parties in Interest). Appeal from the Court of Appeal of California, Second Appellate District. The appeal is dismissed for want of a substantial federal question.

No. **80-662**. Robert C. Sullivan, Agent for Pipe Fitter Claimants, appellant, *v.* Kaiser Engineers, Inc., et al. Appeal from the Supreme Court of Ohio. The appeal is dismissed for want of a substantial federal question.

No. **80-552**. California Manufacturers Association, et al., appellants, *v.* Industrial Welfare Commission, et al. Appeal from the Supreme Court of California. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. **80-591**. Valad Electric Heating Corporation, appellant, *v.* Ted R. Brown & Associates, Inc., et al. Appeal from the Supreme Court of Utah. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. **80-5451**. John M. Reed, appellant, *v.* Del Chemical Corporation. Appeal from the Court of Appeals of Oregon. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

#### ORDERS IN PENDING CASES

No. **A-397**. Lead Industries Association, Inc., et al., applicants *v.* Ray Marshall, Secretary of Labor, et al.; and

No. **A-404**. National Association of Recycling Industries, Inc., et al., applicant, *v.* Ray Marshall, Secretary of Labor, et al. The requests of petitioners, Lead Industries Association, Inc., and National Association of Recycling Industries, Inc., for a stay of OSHA's final standard for occupational exposure to lead, 29 CFR § 1910.1025 (1979), and of the decision of the United States Court of Appeals for the District of Columbia Circuit sustaining in part and remanding in part that standard are granted in the following respects, pending the filing and disposition of petitions for certiorari.

It is ordered that the following portions of 29 CFR § 1910.1025 (1979) are stayed:

(1) Sections 1910.1025(e) (1), (4), (5), (6), which provide for compliance by engineering and work practice controls.

(2) Section 1910.1025(e) (3), which governs written compliance programs, except for paragraph (F).

(3) Section 1910.1025(f) (2) (ii), which relates to the use of respirators in situations in which engineering and work practice controls are not sufficient. During the period of this stay, employers shall provide a powered, air-purifying respirator in lieu of the respirator specified in Table II of (f) (2) (i) when the physical characteristics of the employee are such that the respirators specified in Table II are inadequate for his or her protection. All other sections of the regulation that refer to paragraph (f) shall incorporate only those portions of (f) not stayed herein.

(4) Section 1910.1025(i), governing hygiene facilities and practices, to the extent that it requires the construction of new facilities or substantial renovation of existing facilities.

(5) Sections 1910.1025 (j) (2) and (j) (3) (ii) (D) insofar as they require biological monitoring and medical examination for zinc proto-

protoporphyrin; and Section 1910:1025(j) (3) (iii), which requires a multiple physician review mechanism.

(6) Section 1910.1025(m), dealing with signs.

(7) Section 1910.1025(r), startup dates, to the extent that its obligations are inconsistent with the substantive requirements of this order.

The motion to stay the application of all other sections of the standard not specifically stayed by this order is denied.

The motion to stay the judgment and order of the Court of Appeals is granted insofar as the judgment and order require action inconsistent with the stay hereby entered. Otherwise, the motion to stay the judgment and order is denied, including the motion to stay the administrative proceedings ordered by the Court of Appeals. Justice Powell took no part in the consideration or decision of these applications.

No. **A-458**. Lonnie Dawson, applicant, *v.* Maria Elena Holguin, et al. The application for stay of proceedings addressed to Justice Powell and referred to the Court is denied.

No. **83 Original**. State of Maryland, et al., plaintiffs, *v.* State of Louisiana. Motion of the Solicitor General and the cross-motion of Louisiana for divided argument are granted. The requests for additional time for oral argument are granted and a total of one hour and forty minutes is allotted for oral argument.

No. **79-1252**. California, et al., petitioners, *v.* Sierra Club, et al; and

No. **79-1502**. Kern County Water Agency, et al., petitioners, *v.* Sierra Club, et al. Motion of the Solicitor General for additional time for oral argument and for divided argument granted, and an additional twenty minutes is allotted the federal respondents for that purpose.

No. **79-1890**. Cecil D. Andrus, Secretary of Interior, et al., petitioners, *v.* Alaska, et al.; and

No. **79-1904**. Kenai Peninsula Borough, petitioner, *v.* Alaska et al. Motion of the Solicitor General for divided argument granted.

No. **79-1944**. J. Truett Payne Company, Inc., petitioner, *v.* Chrysler Motors Corporation. Motion of Ricky Hasbrouck, et al. for leave to file a brief, as *amici curiae*, granted.

No. **79-2006**. Lloyd Barrentine, et al., petitioners, *v.* Arkansas-Best Freight System, Inc., et al. Motion of American Federation of Labor and Congress of Industrial Organizations for leave to file a brief, as *amicus curiae*, granted.

No. **79-6423**. Abby Gail Lassiter, petitioner, *v.* Department of Social Services of Durham County, North Carolina. Motion of North Carolina Civil Liberties Union for leave to file a brief, as *amicus curiae*, granted.

No. 79-6624. Humberto Rosales-Lopez, petitioner, *v.* United States. Motion of the Solicitor General to permit George W. Jones, Esquire, to present oral argument, *pro hac vice*, granted.

No. 79-6853. Leah Lynn Parrish Webb, petitioner, *v.* James Thomas Webb. Motion of National Center on Women and Family Law, Inc., et al. for leave to file a brief, as *amici curiae*, granted.

No. 80-11. J. Gregory Merrion and Robert L. Bayless, etc., et al., petitioners, *v.* Jicarilla Apache Tribe, et al.; and

No. 80-15. Amoco Production Company and Marathon Oil Company, petitioners, *v.* Jicarilla Apache Tribe, et al. Motion of the Solicitor General for divided argument on behalf of the respondents granted. Justice Stewart took no part in the consideration or decision of this motion.

#### APPEAL—JURISDICTION NOTED

No. 80-581. Commonwealth Edison Company, et al., appellants, *v.* Montana, et al. Appeal from the Supreme Court of Montana. In this case probable jurisdiction noted. The case is set for oral argument in tandem with No. 80-11, *Merrion v. Jicarilla Apache Tribe*, and No. 80-15, *Amoco Production Company v. Jicarilla Apache Tribe*. The Solicitor General is invited to file a brief in this case expressing the views of the United States.

#### CERTIORARI GRANTED

No. 80-264. Elmer B. Staats. Comptroller General of United States, et al., petitioners, *v.* Bristol Laboratories Division of Bristol-Myers Company. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit granted. Justice Stewart took no part in the consideration or decision of this petition.

No. 80-590. Gulf Offshore Company, a Division of the Pool Company, petitioner, *v.* Mobil Oil Corporation. Petition for writ of certiorari to the Court of Civil Appeals of Texas, Fourteenth Supreme Judicial District, granted. Justice Stewart took no part in the consideration or decision of this petition.

No. 80-420. Larry C. Flynt, Jimmy R. Flynt and Althea Leasure Flynt, petitioners *v.* Ohio. Petition for writ of certiorari to the Supreme Court of Ohio granted.

No. 80-441. Gulf Oil Company, et al., petitioners *v.* Wesley P. Bernard, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit granted, limited to Question 1 presented by the petition. Justice Stewart took no part in the consideration or decision of this petition.

## CERTIORARI DENIED

No. **80-239**. Federal Insurance Company, petitioner *v.* Solo Cup Company. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-252**. Texas A & M University, et al., petitioners, *v.* Gay Student Services, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-331**. Allen G. Hicks, et ux., petitioners, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-379**. John Robert Johnson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **80-404**. United States Fidelity and Guaranty Company, petitioner, *v.* H. H. Henderson, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-494**. Rivcom Corporation, petitioner, *v.* Agricultural Labor Relations Board, et al. Petition for writ of certiorari to the Supreme Court of California denied.

No. **80-510**. Mohinder Singh, et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-533**. Andre W. La Corbiere, petitioner, *v.* San Diego State University, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-550**. Honolulu Sporting Goods Company, Ltd., etc., petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-558**. Gerald Weingarden, petitioner, *v.* United States;

No. **80-632**. Harvey Golden, petitioner, *v.* United States; and

No. **80-682**. Richard E. Tapert, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-560**. San Joaquin Nisei Farmers League, et al., petitioners, *v.* Industrial Welfare Commission, et al. Petition for writ of certiorari to the Supreme Court of California denied.

No. **80-562**. Cyrus Hatami, petitioner, *v.* New Jersey. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, granted.

No. **80-566**. Braxton Chavis, et al., petitioners, *v.* North Carolina. Petition for writ of certiorari to the Court of Appeals of North Carolina denied.

No. **80-567**. Eliseo Max Perea, Jr., petitioner, *v.* Bruce Stout, et al. Petition for writ of certiorari to the Court of Appeals of New Mexico denied.

No. **80-572**. Raymond J. Sambs, petitioner, *v.* City of Brookfield. Petition for writ of certiorari to the Supreme Court of Wisconsin denied.

No. **80-575**. Randall Brent Thompson, petitioner, *v.* National Railroad Passenger Corporation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-589**. City of Manassas Park, et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. **80-621**. Washington, petitioner, *v.* Solomon Hanton. Petition for writ of certiorari to the Supreme Court of Washington denied.

No. **80-658**. Darryl R. Frey and Darryl R. Frey, Inc., petitioners, *v.* Charles M. Panza, Jr. and Hampton Township. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-665**. Southland News, Inc., petitioner, *v.* City of Springfield, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-725**. James Shelton, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-739**. AAA Trucking Corporation, et al., petitioners, *v.* Leroy Green, et al. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. **80-751**. Gaspar Eugenio Jimenez Escobedo, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5008**. Kenneth Lee Simmons, petitioner, *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. **80-5188**. Charlie Long, Jr., petitioner, *v.* Carl Mason. Head of Corrections, etc. Petition for writ of certiorari to the Court of Appeals of Oregon denied.

No. **80-5224**. Leo Johnson, petitioner, *v.* John M. Hamilton, Judge of the Twenty-Second Circuit, Circuit Court of Pendleton County, West Virginia. Petition for writ of certiorari to the Supreme Court of Appeals of West Virginia denied.

No. **80-5231**. Allen Carroll Pruitt, petitioner, *v.* South Carolina, et al. Petition for writ of certiorari to the Supreme Court of South Carolina denied.

No. **80-5321**. Terrence G. Johnson, petitioner, *v.* Maryland. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. **80-5457**. German Quinones, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-5466**. David Duane Henriksen, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-5471**. Spencer E. Whitehead, petitioner, *v.* James P. Mitchell, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-5530**. Floyd B. Moore, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-5538**. Rodger H. Corley, petitioner, *v.* United States. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **80-5540**. Rene Grinan, petitioner, *v.* Ramon Trespalacios. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-5547**. Clois Blue, petitioner, *v.* Oklahoma. Petition for writ of certiorari to the Court of Criminal Appeals of Oklahoma denied.

No. **80-5556**. Leonard Edward Hamlet, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **80-5557**. Restoney Robinson, petitioner, *v.* Jack R. McCall, et al.; Restoney Robinson, petitioner, *v.* Jack R. McCall, et al.; Restoney Robinson, petitioner, *v.* Jim Woodard, et al.; Restoney Robinson, petitioner, *v.* North Carolina, et al.; Restoney Robinson, petitioner, *v.* Shelby Salmon, et al.; and Restoney Robinson, petitioner, *v.* U.S. Court of Appeals for the Fourth Circuit, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-5562**. Calvin Buchanan, petitioner, *v.* Dewey Sowders, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5564**. Charles Mobley, et al., petitioners, *v.* Florida Department of Health and Rehabilitative Services. Petition for writ of certiorari to the District Court of Appeal of Florida, Third District, denied.

No. **80-5575**. William Jenkins, petitioner, *v.* West Virginia Board of Probation and Parole. Petition for writ of certiorari to the Supreme Court of Appeals of West Virginia denied.

No. **80-5587**. James R. Smith, petitioner, *v.* Donald E. Bordenkircher, Warden. Petition for writ of certiorari to the Supreme Court of Appeals of West Virginia denied.

No. **80-5598**. Sidney Ross Goolsby, petitioner, *v.* South Carolina. Petition for writ of certiorari to the Supreme Court of South Carolina denied.

No. **80-5601**. Christopher Dillard, petitioner, *v.* Donald E. Bordenkircher, Warden. Petition for writ of certiorari to the Supreme Court of Appeals of West Virginia denied.

No. **80-5609**. Larry Ray Vader, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-5620**. Alfred Fleming, petitioner, *v.* United States Supreme Court, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-5648**. Lee Andrew Fennell, petitioner, *v.* United States; and

No. **80-5656**. Roger Lee Wright, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5651**. Willie D. Williams, petitioner, *v.* Donald E. Bordenkircher, Warden. Petition for writ of certiorari to the Supreme Court of Appeals of West Virginia denied.

No. **80-5668**. Danilo Bautista Batimana, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-5669**. Millard Thornhill, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5670**. Clifford Taylor, petitioner, *v.* United States; and

No. **80-5680**. Edward Mauldin, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-5673**. Richard Francis DeVincent, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **80-5676**. Timothy T. Hampton, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5690**. Robert Tiernan, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-5695**. Verner Bancroft, et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **80-5701**. Bernard Vincent Montgomery, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-416**. Merck & Co., Inc., petitioner, *v.* Elmer B. Staats, Comptroller General of the United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied. Justice Stewart took no part in the consideration or decision of this petition.

No. **80-434**. Smith Kline Corporation, petitioner, *v.* Elmer B. Staats, Comptroller General of the United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied. Justice Stewart took no part in the consideration or decision of this petition.

No. **80-458**. City of South Lake Tahoe, et al., petitioners, *v.* California Tahoe Regional Planning Agency, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Dissenting opinion by Justice White, with whom Justice Marshall joins. Justice Brennan would also grant certiorari.

No. **80-482**. Lead Industries Association, Inc., petitioner, *v.* Environmental Protection Agency; and

No. **80-483**. St. Joe Minerals Corporation, petitioner, *v.* Environmental Protection Agency. Petitions for writs of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied. Justice Powell took no part in the consideration or decision of these petitions.

No. **80-515**. W. C. York, petitioner, *v.* Federal Home Loan Bank Board, et al. Motion of National Association of State Savings and Loan Supervisors for leave to file a brief, as *amicus curiae*, granted. Motion of North Carolina Savings and Loan League for leave to file a brief, as *amicus curiae*, granted. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-574**. Attorney General of New Jersey, petitioner, *v.* Robert Bisaccia. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-609**. Joan M. Johnson, petitioner, *v.* Nordstrom-Larpenteur Agency, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied. Justice Blackmun took no part in the consideration or decision of this petition.

No. **80-5058**. David Levell W., a minor, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied. Dissenting opinion by Justice Marshall. Justice Brennan and Justice White, agreeing for the most part with Justice Marshall's opinion, would also grant certiorari.

No. **80-5123**. Duncan Peder McKenzie, Jr., petitioner, *v.* Montana. Petition for writ of certiorari to the Supreme Court of Montana. Dissenting opinion by Justice Marshall, with whom Justice Brennan joins.

No. **80-5488**. John Edward Swindler, petitioner, *v.* Arkansas. Petition for writ of certiorari to the Supreme Court of Arkansas denied. Dissenting statement by Justice Brennan and Justice Marshall.

No. **80-5602**. Curfew Davis, petitioner, *v.* Georgia, et al. Petition for writ of certiorari to the Supreme Court of Georgia denied. Dissenting statement by Justice Brennan and Justice Marshall.

#### PETITION FOR WRIT OF MANDAMUS DENIED

No. **80-5617**. In Re Prentice J. Reliford. Petition for writ of mandamus denied.

#### REHEARINGS DENIED

No. **80-91**. Ronald S. Dick, petitioner, *v.* Patricia Roberts Harris, Secretary of Health and Human Services, et al.;

No. **80-194**. Maria Graciela Ramirez, petitioner, *v.* United States;

No. **80-217**. Charles Ben Howell, petitioner, *v.* Carl Thomas, etc.;

No. **80-285**. Jerry F. Chvosta, petitioner, *v.* Alison Pierre and Jack Bazie; and

No. **80-5268**. Anthony Antone, petitioner, *v.* Florida. Petitions for rehearing denied.

## RECESS ORDER

The Court will take a recess from Monday, December 15, 1980 until Monday, January 12, 1981.

## ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Richard Lewis Abrams	Houston, Tex.	Barbara M. Barron
Martin W. Aisenberg	Providence, R.I.	Mark Steven Mandell
Aley Z. Alexander	New York, N.Y.	Barry Alan Schwartz
Thomas A. Andrews	Cleveland, Ohio	Jack L. Hollingsworth
Jeffrey M. Anson	Los Angeles, Calif.	Gary Rand
Rex E. H. Armstrong	Portland, Oreg.	Hans A. Linde
Mark Baron	Saginaw, Mich.	Gary R. McDonald
Michael John Bidart	Chino, Calif.	Richard Galloway Anderson
Marsha Birnbaum	New York, N.Y.	David G. Miller
Edwin F. Blanton	Tallahassee, Fla.	Wm. Snow Frates
Donald Edward Bollinger	Pomona, Calif.	James R. Kostoff
Clark Edward Brodersen	Arlington, Va.	Russell Chapin
David Eliot Brody	Denver, Colo.	Don H. Sherwood
Robert Alan Bush	Los Angeles, Calif.	A. Thomas Hunt
Steven Alan Coploff	New York, N.Y.	Kent T. Stauffer
Charles Lemmon Dibble	Columbia, S.C.	G. Thomas Cooper, Jr.
Fernando DiFilippo, Jr.	Washington, D.C.	Haldrane Robert Mayer
Joseph Charles Domiano	Cleveland, Ohio	Martin August Rini
Robert Donald Dowler	Denver, Colo.	Max P. Zall
Edward Garfield Drennen III	Florence, Ky.	Thomas Christopher Smith
George R. Effinger	Paducah, Ky.	Joseph E. Stopher
Edward William Erfurt III	Columbus, Ohio	Edward William Erfurt, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
David J. Evans, Jr.	Boaz, Ala.	Tom Bevill
George O. Fekete	Anaheim, Calif.	Robert E. Scott
Thomas W. Fox	Jeffersonville, Ind.	Don A. Tabbert
Gayle Counts Freeman	Oklahoma City, Okla.	Tom R. Cornish
Charles Fenner Gay, Jr.	New Orleans, La.	John Robert Martzell
Jeffrey Ives Glekel	New York, N.Y.	Barry H. Garfinkel
Brent S. Gore	Ferriday, La.	Lloyd Frederick Love
Brian Strother Greig	Austin, Tex.	Leon Jaworski
John Ray Hetrick	Walterboro, S.C.	Walton James McLeod, Jr.
Harold Vincent Higham	New York, N.Y.	LeRoy S. Corsa
Frederick John James	Oakland, Calif.	Howard Moore, Jr.
Richard Jeung	San Francisco, Calif.	Robert S. Bixby
Daniel Bruce Johnson	Washington, D.C.	Frank Bailey Hand, Jr.
Edward Katze	Atlanta, Ga.	Charles Archibald Edwards
Eilon Krugman-Kadi	Gainesville, Fla.	Philip Barton
Richard Alan Kupfer	West Palm Beach, Fla.	Arthur Ward Wagner, Jr.
Michael Allen Lechter	Washington, D.C.	John W. Malley
Phillip Casey Lyman	Hilton Head Island, S.C.	Thomas Haywood Curlee, Jr.
Staughton Lynd	Youngstown, Ohio	Robert M. Clyde, Jr.
Joan Angela Magagna	Washington, D.C.	Brian K. Landsberg
Nick Anthony Mándanici	Cleveland, Ohio	Martin August Rini
Allen C. Marra	Glen Ridge, N.J.	Marc J. Friedman
Larry Richard Marshall	Columbia, Md.	James A. Finch, Jr.
James B. Marshall, Jr.	Minneapolis, Minn.	Gerald A. Regnier
Louis B. Merhige	New Orleans, La.	William M. Detweiler

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Judith H. Mizner	Lowell, Mass.	Joseph S. Oteri
Barry Lynn Moon	Fenton, Mich.	Bruce A. Newman
Stephen H. Muse	Salt Lake City, Okla.	Richard Stuart Blakely
Charles Philip Nichols, Jr.	Laurel, Md.	Benj. Rosner Wolman
Jerome M. Novey	Tallahassee, Fla.	Wm. Snow Frates
Timothy P. O'Brien	Pittsburgh, Pa.	Thomas Clayton Reed
David Francis Patrick O'Connor	Washington, D.C.	Don V. Harris, Jr.
Harlan William Penn	Kirksville, Mo.	Paul Gonson
Thomas Lawrence Pollard	Durham, N.C.	Lester Vermont Chalmers, Jr.
Kip Pope	Champaign, Ill.	Stephen M. O'Byrne
Rafael A. Porrata-Doria, Jr.	Santurce, P.R.	Carl Geoffrey Roberts
Howard Sheldon Robbins	Akron, Ohio	Everett R. Hamilton
James Elmer Rocap III	Washington, D.C.	Raymond G. Larroca
David G. Russell	Atlanta, Ga.	Charles N. Pursley, Jr.
James R. Sandner	New York, N.Y.	Nancy E. Hoffman
Andrew R. Sarisky	Soldotna, Alaska	Charles Kenneth Cranston
Carl W. Shapiro	Los Angeles, Calif.	Joseph J. O'Malley
J. Michael Smith	Santa Monica, Calif.	Robert Michael Simpson
Samuel O. Southern	Raleigh, N.C.	Edwin Smith Preston, Jr.
Andrew B. Spiegel	Chicago, Ill.	Marvin E. Ginsburg
Stephen G. Terrando	Houston, Tex.	Marion S. Ackerman III
Addison Terry, Jr.	Houston, Tex.	Louise Allen Logan
Richard Brand Thompson	Kansas City, Kans.	Robert L. Uhlig

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
John Leonard Wagner	Reno, Nev.	William F. Clinger, Jr.
W. Clinton Wallace	Lakeland, Fla.	Lawton M. Chiles, Jr.
Edward Taylor Wells	Salt Lake City, Utah	David K. Robinson
Lawrence White	Silver Spring, Md.	Charles R. Work
Napoleon Bonaparte Williams, Jr.	New York, N.Y.	Jack Greenberg
Hercules Paul Zagoras	Waukegan, Ill.	Joseph William Griffin

#### ORAL ARGUMENT

No. 79-1404. Pennhurst State School and Hospital, et al., petitioners, *v.* Terri Lee Halderman, et al.;

No. 79-1408. Mayor of City of Philadelphia, et al., petitioners, *v.* Terri Lee Halderman, et al.;

No. 79-1414. Pennsylvania Association for Retarded Citizens, et al., petitioners, *v.* Pennhurst State School and Hospital, et al.;

No. 79-1415. Commissioners and Mental Health/Mental Retardation Administrators for Bucks County, et al., petitioners, *v.* Terri Lee Halderman, et al.; and

No. 79-1489. Pennhurst Parents-Staff Association, petitioner, *v.* Terri Lee Halderman, et al. Two hours allowed for oral argument. Argued by Mr. Allen C. Warshaw for the petitioners in No. 79-1404, Mr. Thomas M. Kittredge for the petitioners in Nos. 79-1408 and 79-1415, Mr. Joel I. Klein for the petitioners in No. 79-1489, Mr. David Ferleger for the respondents, Halderman, et al., Mr. Drew S. Days, III, for the respondent United States, and by Mr. Thomas K. Gilhool for the respondent Pennsylvania Association for Retarded Citizens.

No. 79-1631. Democratic Party of the United States of America, et al., appellants, *v.* Bronson C. La Follette, et al. Argued by Mr. Ronald D. Eastman for the appellants and by Mr. Bronson C. La Follette and Mr. Robert H. Friebert for the appellees.

No. 79-880. Henry Kissinger, et al., petitioners, *v.* Morton Halperin, et al. Argued by Mr. Solicitor General Wade H. McCree, Jr., for the petitioners and by Mr. Mark H. Lynch for the respondents.

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Adjourned until tomorrow at 10 o'clock.





## SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Burger, Justice Brennan, Justice Stewart, Justice White, Justice Marshall, Justice Blackmun, Justice Powell, Justice Rehnquist, and Justice Stevens.

## OPINIONS

No. 79-870. United States Railroad Retirement Board, appellant, *v.* Gerhard H. Fritz. On appeal from the United States District Court for the Southern District of Indiana. Judgment reversed and case remanded to the United States District Court for further proceeding in conformity with the opinion of this Court. Opinion by Justice Rehnquist. Opinion by Justice Stevens concurring in the judgment. Dissenting opinion by Justice Brennan with whom Justice Marshall joins.

No. 79-1033. Webb's Fabulous Pharmacies, Inc., et al., appellants, *v.* Arthur H. Beckwith, Jr., Clerk of the Circuit Court, etc. On appeal from the Supreme Court of Florida. Judgment reversed and case remanded to the Supreme Court of Florida for further proceedings not inconsistent with the opinion of this Court. Opinion by Justice Blackmun.

No. 79-567. United States, petitioner, *v.* Eugene DeFrancesco. On writ of certiorari to the United States Court of Appeals for the Second Circuit. Judgment reversed and case is remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Justice Blackmun. Dissenting opinion by Justice Brennan with whom Justice White, Justice Marshall and Justice Stevens join. Dissenting opinion by Justice Stevens.

No. 79-935. Marvin Allen, et al., petitioners, *v.* Willie McCurry. On writ of certiorari to the United States Court of Appeals for the Eighth Circuit. Judgment reversed and case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Justice Stewart. Dissenting opinion by Justice Blackmun with whom Justice Brennan and Justice Marshall join.

No. 79-5962. Danny Vincent, appellant, *v.* Texas. Appeal from Court of Criminal Appeals of Texas. The appeal is dismissed for want of a properly presented federal question. Opinion *per curiam*. Chief Justice Burger and Justice Powell would dismiss for want of jurisdiction.

## ADMISSIONS TO THE BAR ON ORAL MOTION

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
William F. Shaw, Jr.	Culver City, Calif.	Irwin Goldbloom

## ORAL ARGUMENT

No. **79-1601**. George Sumner, Warden, petitioner *v.* Robert Mata. Argued by Mr. Thomas A. Brady for the petitioner and by Mr. Ezra Hendon for the respondent.

No. **79-1764**. Texas Department of Community Affairs, petitioner, *v.* Joyce Ann Burdine. Argued by Mr. Gregory Wilson for the petitioner, *pro hac vice*, by special leave of Court, and by Mr. Hubert L. Gill for the respondent.

No. **79-1336**. Chicago and North Western Transportation Company, petitioner, *v.* Kalo Brick & Tile Company. One hour and ten minutes allowed for oral argument. Argued by Mr. Bruce E. Johnson for the petitioner, by Mr. Henri F. Rush, Jr. of the United States and I.C.C. as *amici curiae*, by special leave of Court, and by Mr. M. Gene Blackburn for the respondent.

No. **79-1515**. United States, petitioner, *v.* Elwood Swank, et al. Argued by Mr. Stuart A. Smith for the petitioner and by Mr. LeRoy Katz for the respondents.

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Adjourned until tomorrow at 10 o'clock.

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## SUPREME COURT OF THE UNITED STATES

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Present: Chief Justice Burger, Justice Brennan, Justice Stewart, Justice White, Justice Marshall, Justice Blackmun, Justice Powell, Justice Rehnquist, and Justice Stevens.

### ADMISSION TO THE BAR ON ORAL MOTION

Applicant	City and State	Movant
Robert Lafayette McHaney, Jr.	Starkville, Miss.	Arthur E. Neuman

### ORAL ARGUMENT

No. 79-1236. Frank L. Carson, Lawrence Hatcher and Stuart E. Mines, petitioners, *v.* American Brands, Inc., etc., et al. Argued by Mr. Napoleon B. Williams, Jr. for the petitioners, by Mr. Harlon L. Dalton for the United States and E.E.O.C. as *amici curiae*, by special leave of Court, by Mr. Henry T. Wickham for the respondent, American Brands, Inc., and by Mr. Jay J. Levit for the respondent Unions.

No. 79-1388. Karl J. Kirchberg, appellant, *v.* Joan Paillot Feenstra, et al. Argued by Mr. Alan F. Schoenberger for the appellant, *pro hac vice*, by special leave of Court and by Ms. Barbara Housman-Smith for the appellees.

No. 79-395. United States, petitioner, *v.* Hazel Morrison. Argued by Mr. Peter Buscemi for the petitioner and by Mr. Salvatore J. Cucinotta for the respondent.

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Adjourned until Monday, December 15, 1980 at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

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Present: Chief Justice Burger, Justice Brennan, Justice Stewart, Justice White, Justice Marshall, Justice Blackmun, Justice Powell, Justice Rehnquist, and Justice Stevens.

The Chief Justice said:

"Today's orders of the Court have been certified by the Chief Justice, filed with the Clerk, and will not be announced orally."

## APPEAL—SUMMARY DISPOSITION

No. 80-636. Dianne MacKinney and Greta Gelfgren, appellants, *v.* Rosalind Gelfgren, et al. Appeal from the United States Court of Appeals for the Ninth Circuit. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

## ORDERS IN PENDING CASES

No. A-490. Philip M. Klutznick, Secretary of Commerce, et al., applicants, *v.* Peter Shapiro, Essex County Executive. The order entered December 4, 1980 by Justice Brennan is continued pending the timely filing and final disposition of a petition for a writ of certiorari. Justice Stewart and Justice Stevens dissent.

No. A-504. Citizens Concerned for Separation of Church and State, applicant *v.* City and County of Denver. The application to vacate the order of the United States Court of Appeals for the Tenth Circuit, entered December 3, 1980, presented to Justice White and by him referred to the Court, is denied. Justice Brennan, Justice White and Justice Stevens dissent.

No. 83. Original. State of Maryland, et al., plaintiffs, *v.* State of Louisiana. The motions of Columbia Gas Transmission Corp., et al. for leave to file Exceptions to the Report of the Special Master and for leave to reply to the Exceptions of Louisiana are granted. The Exceptions to the Report of the Special Master are set for oral argument.

No. 79-700. Walter Fleisher Co., Inc., petitioner, *v.* County of Los Angeles, et al. The motion of petitioner for leave to file a supplemental brief, after argument, is granted.

No. 79-1429. American Textile Manufacturers Institute, Inc., et al., petitioners, *v.* Ray Marshall, Secretary of Labor, United States Department of Labor, et al.; and

No. 79-1583. National Cotton Council of America, petitioner, *v.* Ray Marshall, Secretary of Labor, United States Department of Labor, et al. The joint motion of the Solicitor General and the union respondents for additional time for oral argument is denied. The motion of the Solicitor General and union respondents for divided argument is granted.

No. 79-1711. Middlesex County Sewerage Authority, et al., petitioners, *v.* National Sea Clammers Association, et al.;

No. 79-1754. Joint Meeting of Essex and Union Counties, petitioner, *v.* National Sea Clammers Association, et al.;

No. 79-1760. City of New York, et al., petitioners, *v.* National Sea Clammers Association, et al.; and

No. 80-12. Environmental Protection Agency, et al., petitioners, *v.* National Sea Clammers Association, et al. The motion of the Solicitor General for divided argument is granted.

No. 79-1794. Michigan, petitioner, *v.* George Summers. Motion of John B. Holmes, Jr., et al. for leave to file a brief, as *amici curiae*, granted.

No. 79-1977. Frederico Rodriguez, Luis Perez, and Srecko Barulec, petitioners, *v.* Compass Shipping Co., Ltd., et al. The motion of respondent Ove Skou, R.A., for divided argument is granted.

No. 79-6423. Abby Gail Lassiter, petitioner, *v.* Department of Social Services of Durham County, North Carolina. The motion of National Legal Aid and Defender Association for leave to file a brief, as *amicus curiae*, is granted. The motion of Gregory C. Malhoit, Esquire, to permit Leowen Evans, Esquire, to present oral argument, *pro hac vice*, is granted. The motion of the Attorney General of North Carolina for leave to participate in oral argument, as *amicus curiae*, and for divided argument is granted.

No. 80-5. Richard John McCarty, appellant, *v.* Patricia Ann McCarty. Motion of Non-Commissioned Officers Association of the United States, et al. for leave to file a brief, as *amici curiae*, granted.

No. 80-169. United Parcel Service, Inc., petitioner, *v.* William Mitchell. Motion of American Federation of Labor and Congress of Industrial Organizations for leave to file a brief, as *amicus curiae*, granted. Motion of International Brotherhood of Teamsters for leave to file a brief, as *amicus curiae*, granted.

No. 80-332. James A. Rhodes, et al., petitioners, *v.* Kelly Chapman, et al. Motion of petitioners to be excused from supplementing the joint appendix is granted.

## CERTIORARI GRANTED

No. 80-396. City of Newport, et al., petitioners, *v.* Fact Concerts Inc. and Marvin Lerman. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit granted, limited to Question 1 presented by the petition.

## CERTIORARI DENIED

No. 79-1679. Waste Management of Wisconsin, Inc., petitioner, *v.* Cynthia Fokakis. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 79-6799. Richard Michael Morris, petitioner, *v.* Georgia. Petition for writ of certiorari to the Court of Appeals of Georgia denied.

No. 80-295. National Association of Minority Contractors, et al., petitioners, *v.* Associated General Contractors of California, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 80-330. United Beef Packers, Inc., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 80-347. De Jong Packing Company, petitioner, *v.* United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 80-406. Personnel Board of Jefferson County, Alabama, petitioner, *v.* United States, et al.; and

No. 80-614. John W. Martin, et al., petitioners, *v.* Personnel Board of Jefferson County, Alabama. Petitions for writs of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 80-439. Robert Melli, petitioner, *v.* New York. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, First Judicial Department, denied.

No. 80-454. Gary A. Parfitt, et al., petitioners, *v.* Columbus Correctional Facility, et al. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. 80-465. Papago Tribal Utility Authority, petitioner, *v.* Federal Energy Regulatory Commission, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 80-471. Sun Petroleum Products Company, petitioner, *v.* Ray Marshall, Secretary of Labor. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-487**. William Harper, et al., petitioners, *v.* United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **80-588**. Kramer Motors, Inc., petitioner, *v.* British Leyland, Ltd., et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-592**. Samuel S. Shaw, petitioner, *v.* Kansas. Petition for writ of certiorari to the Court of Appeals of Kansas denied.

No. **80-597**. Martin Painting and Coating Company, petitioner, *v.* Ray Marshall, Secretary of Labor and the Occupational Safety and Health Review Commission. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-606**. Gene Ruhlander, et al., petitioners, *v.* District Court of Hampshire, et al. Petition for writ of certiorari to the Supreme Judicial Court of Massachusetts denied.

No. **80-612**. Edward Berger, petitioner, *v.* North Carolina. Petition for writ of certiorari to the Court of Appeals of North Carolina denied.

No. **80-615**. Sam Besase, et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-623**. Percy S. Winfield, petitioner, *v.* Walgreen Co. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **80-627**. A Juvenile, petitioner, *v.* Massachusetts. Petition for writ of certiorari to the Supreme Judicial Court of Massachusetts denied.

No. **80-652**. John T. Brady & Company, petitioner, *v.* Form-Eze Systems, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-654**. James B. Gowan, petitioner, *v.* St. Francis Community Hospital. Petition for writ of certiorari to the Supreme Court of South Carolina denied.

No. **80-666**. Thomas B. Barry, petitioner, *v.* American Financial Enterprises, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-668**. Western Air Lines, Inc., petitioner, *v.* International Travel Arrangers, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-671**. Richard R. Nageotte and George Howard Pitts, Jr., petitioners, *v.* County of Stafford, Virginia. Petition of writ of certiorari to the Supreme Court of Virginia denied.

No. **80-705**. Rodell Grant, et al., petitioners, *v.* Owens-Corning Fiberglas Corporation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-5057**. Howard Hall, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-5139**. Kenneth Henderson, petitioner, *v.* Mississippi. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. **80-5168**. Stephen Thomas Haar, petitioner, *v.* New Mexico. Petition for writ of certiorari to the Court of Appeals of New Mexico denied.

No. **80-5226**. Gilbert Carter, petitioner, *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. **80-5230**. Fermin Gaul, petitioner, *v.* New York. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, Second Judicial Dept., denied.

No. **80-5236**. Carr X. Johnson, petitioner, *v.* E. P. Perini, Superintendent, Marion Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5241**. Flynn N. Hicks, petitioner, *v.* Oklahoma. Petition for writ of certiorari to the Court of Criminal Appeals of Oklahoma denied.

No. **80-5245**. Willis E. Payne, petitioner. *v.* Vinson Thompson, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5281**. Francisco Ricardo, et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5283**. John Leroy McClain, petitioner, *v.* Oklahoma, et al. Petition for writ of certiorari to the Court of Criminal Appeals of Oklahoma denied.

No. **80-5297**. Anthony S. Derrico, petitioner, *v.* Connecticut. Petition for writ of certiorari to the Supreme Court of Connecticut denied.

No. **80-5310**. Richard Nash, petitioner, *v.* Clement G. Reedel, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

- No. **80-5316**. Carrollton Young, petitioner, *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied.
- No. **80-5351**. Alonzo Blake, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.
- No. **80-5387**. James H. Newkirk, petitioner, *v.* Warden, Maryland Penitentiary. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.
- No. **80-5411**. Clovis Carl Green, Jr., petitioner, *v.* United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.
- No. **80-5478**. Thomas Lee Crute, petitioner, *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied.
- No. **80-5506**. Richard R. Sauter, petitioner, *v.* Arizona. Petition for writ of certiorari to the Supreme Court of Arizona denied.
- No. **80-5566**. Robert Lee Rawls, petitioner, *v.* James Mabry, Commissioner, Arkansas Department of Correction. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.
- No. **80-5567**. William E. Doerr, petitioner, *v.* Louie L. Wainwright, Secretary, Florida Department of Offender Rehabilitation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.
- No. **80-5571**. George B. Cooper, petitioner, *v.* J. P. Mitchell, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.
- No. **80-5572**. Troy Lee Douthit, petitioner, *v.* W. J. Estelle, Director, Texas Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.
- No. **80-5576**. Ronald David Watkins, petitioner, *v.* Carl Thomas, Sheriff, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.
- No. **80-5580**. Harvey F. Euge, petitioner, *v.* United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.
- No. **80-5585**. Thomas P. Papp, petitioner, *v.* Ohio. Petition for writ of certiorari to the Supreme Court of Ohio denied.
- No. **80-5588**. Charles R. Graft, petitioner, *v.* Connell Chevrolet Co., Inc. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 80-5590. Norwood Wells, petitioner, *v. Kentucky*. Petition for writ of certiorari to the Court of Appeals of Kentucky denied.

No. 80-5597. Michael Lydon, petitioner, *v. Massachusetts*. Petition for writ of certiorari to the Supreme Judicial Court of Massachusetts denied.

No. 80-5616. Emerick Frisch, petitioner, *v. Rochelle Frisch*. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, Second Judicial Dept., denied.

No. 80-5625. William Jenkins, petitioner, *v. Donald E. Bordenkircher, Warden*. Petition for writ of certiorari to the Supreme Court of Appeals of West Virginia denied.

No. 80-5681. Alexander Boyd, petitioner, *v. Donald E. Bordenkircher, Warden*. Petition for writ of certiorari to the Supreme Court of Appeals of West Virginia denied.

No. 80-5683. Arnold Nelson Mahler, petitioner, *v. W. L. Garrison, Warden, et al.* Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 80-5702. John Anthony Morris, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 80-5705. Sylvester Jones, petitioner, *v. United States, et al.* Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 80-5712. Zebbie Clifton, petitioner, *v. Julius T. Cuyler, et al.* Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 80-5722. Donald Wayne Hughes, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 80-5724. Jack Rodger Duncan, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 80-5728. Robert Saunders, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 80-5729. Paul Darke Cornwell II, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 80-5730. Anthony Frank, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 80-418. United Business Communications, Inc., petitioner, *v.* Milgo Electronic Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied. Justice Powell took no part in the consideration or decision of this petition.

No. 80-530. Richard L. Hudson, petitioner, *v.* International Business Machines Corporation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Justice Blackmun and Justice Stevens took no part in the consideration or decision of this petition.

No. 80-565. Amelia Flohr Heyl, as Personal Representative of the Estate of Nancy Zimmerman, etc., petitioner, *v.* Carnival Cruise Lines, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Justice Blackmun would grant certiorari.

No. 80-659. Mary Lillian Adams, etc., petitioner, *v.* Peat, Marwick, Mitchell and Company. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied. Justice Blackmun would grant certiorari.

No. 80-582. J. M. Zachary, et al., petitioners, *v.* Federal Energy Regulatory Commission, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Justice Stewart took no part in the consideration or decision of this petition.

No. 80-691. Arkansas, petitioner, *v.* William Thomas Haynes. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the Supreme Court of Arkansas denied. The Chief Justice and Justice Blackmun would grant certiorari.

No. 80-5179. Willie Mae Johnson, petitioner, *v.* Missouri. Petition for writ of certiorari to the Supreme Court of Missouri denied. Justice Marshall would grant certiorari.

No. 80-5561. William Henry Hance, petitioner, *v.* Georgia. Petition for writ of certiorari to the Supreme Court of Georgia denied. Dissenting statement by Justice Brennan and Justice Marshall.

No. 80-5632. James Dean Clark, petitioner, *v.* Arizona. Petition for writ of certiorari to the Supreme Court of Arizona denied. Dissenting statement by Justice Brennan and Justice Marshall.

No. 80-5645. Johnny Paul Witt, petitioner, *v.* Florida. Petition for writ of certiorari to the Supreme Court of Florida denied. Dissenting statement by Justice Brennan and Justice Marshall.

## PETITION FOR WRIT OF HABEAS CORPUS DENIED

No. **80-5713**. In Re Zebbie Clifton, petitioner. The petition for writ of habeas corpus denied.

## REHEARINGS DENIED

No. **79-1735**. Jacqueline Jarrett, petitioner, *v.* Walter Jarrett;

No. **79-6580**. Richard Houston, petitioner, *v.* Tennessee;

No. **79-6857**. Edwin H. Crosby III, petitioner, *v.* United States Department of the Air Force, et al.;

No. **79-6888**. H. Shiloh Theriault, petitioner, *v.* Charles Colson Prison Fellowship, et al.;

No. **80-45**. Eugene Johnson III, petitioner, *v.* J.O.L. II;

No. **80-250**. Virginia Cramer, petitioner, *v.* Metropolitan Federal Savings and Loan Association, et al.;

No. **80-5186**. Frank David Lee Patterson, Sr., petitioner, *v.* Seth N. Garrington, Warden;

No. **80-5202**. In Re Ruchell Cinque Magee, petitioner;

No. **80-5217**. Johnny L. Brown, petitioner, *v.* Marvin Jernigan, Warden;

No. **80-5274**. Robert L. Twyman, petitioner, *v.* Norman B. Hess, Warden, et al.;

No. **80-5276**. Carol Landi, petitioner, *v.* California; and

No. **80-5401**. Richard Leonard Dankert, petitioner, *v.* Georgia. Petitions for rehearing denied.

No. **79-972**. Westvaco Corporation, et al., petitioners, *v.* Adams Extract Company, et al. The petition of Georgia-Pacific Corporation and Packaging Corporation of America for rehearing and for further relief is denied. Justice Stewart and Justice Powell took no part in the consideration or decision of this petition.

No. **80-5272**. William H. Brown, appellant, *v.* Workmen's Compensation Fund. Petition for rehearing denied. Justice Stewart took no part in the consideration or decision of this petition.

## MOTIONS FOR ADMISSION

## ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Stephen C. Barron	East Hartford, Conn.	J. Patrick Dwyer
John David Arthur Barry	San Francisco, Calif.	John Rays

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Roger H. Beaty	Anchorage, Alaska	James D. Rhodes
Joseph A. Beauchemin	New Haven, Conn.	Samuel Kanell
Steven Richard Becker	New York, N.Y.	Leon Silverman
Jon S. Berk	Manchester, Conn.	Peter C. Schwartz
Joan Zeldes Bernstein	Washington, D.C.	Alan S. Ward
Walter Gregory Bilowz	Boston, Mass.	James F. Meehan
Hal Nance Bogard	Louisville, Ky.	Philip P. Ardery
Ronald H. Brimmell	Fort Lauderdale, Fla.	Fred Paddad
Robert Norman Brown	Newton, Mass.	William F. Feuer
Gerald Kenneth Burton	Hollywood, Fla.	Michael E. Samuel
Pamela Cameron	Sequim, Wash.	Henry M. Jackson
Max Canter	Waltham, Mass.	Felix E. Cincotta
Glenn Thomas Carter	Takoma Park, Md.	Robert Warren Nixon
Wesley Hon Hin Ching	Chicago, Ill.	Marcia B. Orr
George R. Ciampa	Winchester, Mass.	Neil L. Chayet
Jere R. Clifford	Lewiston, Maine	G. Curtis Webber
Arthur A. Coia	Providence, R.I.	William J. Sheehan
Gerald W. Cote	Tewksbury, Mass.	George Peter Jeffreys
Terrance Joseph Coughlin	Chicago, Ill.	Carl Maurice Walsh
William S. Daugherty	Marietta, Ga.	Adele W. Platt
Barbara Rae Dornan	Oakland, Calif.	Walter T. Winter
James F. Dowden	Dumas, Ark.	J. Frank Holt
Pamela A. Duckworth	Boston, Mass.	Alan L. Gosule
Jay Jeffrey Dudley	Seattle, Wash.	William H. Botzer
James T. Eaton	Decatur, Ill.	Gerri Papushkewych
Levi England	Davie, Fla.	David Friedman
Lloyd B. Foster	Chicago, Ill.	Don S. Harnack
John E. Friberg	Manchester, N.H.	Robert Louis Chiesa
William C. Gambel	New Orleans, La.	Lawrence K. Benson
David B. Gardner	Gloucester, Mass.	Robert P. Laramee
Glenn Steven Gerstell	Washington, D.C.	Elliot L. Richardson
George Francis Edward Gill	Ridgefield, Conn.	Thomas J. O'Sullivan II

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
John Paul Giuliani	Montpelier, Vt.	Stephen Conduct Walke, Jr.
Richard A. Glaser	Natick, Mass.	David L. Gitelson
Steven H. Goldberg	Little Rock, Ark.	John M. Sheffey
Edward S. Goldin	Providence, R.I.	Melvin A. Chernick
David R. Goldner	Boston, Mass.	John C. Yellin
Maurice Graham	Fort Lauderdale, Fla.	Fred Raddad
A. Vincent Harper	Sherborn, Mass.	Albert J. Zahka
Frederick C. Heidgerd	Fort Lauderdale, Fla.	Donald Joseph Lonny
Joel Held	Dallas, Tex.	Ronald M. Mankoff
Robert C. Hogan	Warwick, R.I.	Harold E. Adams, Jr.
Arthur Gilbert Iannuccillo	Providence, R.I.	Howard Irwin Dipse
Frederick T. Iddings, Jr.	Foxboro, Mass.	George P. Himmel
Stephen John Jabbour	Victoria, Tex.	Alfred C. Baass
John S. Jenness, Jr.	South Paris, Maine	Craig E. Turner
Jean Eda Powers Kamp	Columbus, Ohio	Margrethe R. Powers
Mark David Kaplow	Rye, N.Y.	George J. Dreyer
William W. Kehl	Greenville, S.C.	David L. Freeman
Peter Christian Kober	Boston, Mass.	Leo M. Lazo
Phillip Charles Koutsogiane	Woonsocket, R.I. Bedford Village, N.Y.	Joseph A. Kelly Paul Anthony Spletzer
Raymond G. Kuntz	Salem, Mass.	Thaddeus Buczko
John T. Laskaris	Miami, Fla.	David Goodhart
B. J. Layne	Kansas City, Mo.	Lawrence R. Brown
Michael W. Lerner	Boston, Mass.	Robert L. Caporale
Richard J. Levin	Milwaukee, Wis.	Thomas W. St. John
Micaela Helen Levine	Boston, Mass.	Mark Lichtenstein
Lawrence R. Levinson	Tempe, Ariz.	Bernald Clyde Porter
John David Lewis	Bridgeport, Conn.	Theodore I. Koskoff
Joel H. Lichtenstein		

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Kenneth A. Malatesta	Chicago, Ill.	Bernard Carey
Christopher Henry Mansuy	New York, N.Y.	Hollis M. Walker, Jr.
Steven D. Marcus	Sharon, Mass.	Joseph Edward Titlebaum
William H. Markson	Lakeville, Mass.	I. Michael Winograd
J. Davitt McAteer	Fairmont, W. Va.	Daniel B. Edelman
James Cummings McBroom	Nashville, Tenn.	Roy A. Miles, Jr.
Owen McGivern	New York, N.Y.	Reginald S. Koehler III
Richard F. Meyer	Boston, Mass.	Kenneth John Mickiewicz
Melvin B. Miller	Boston, Mass.	Andrew C. Egendorf
Chris Mitchell	Birmingham, Ala.	Charles A. Edwards
J. Mark Montobbio	San Francisco, Calif.	Robert V. Magor
Albert Roland Murray, Jr.	Stroudsburg, Pa.	Joseph Fedele Cimini
Robert David Myers	Phoenix, Ariz.	Mark I. Harrison
Jean A. Nicolazzo	Wellesley, Mass.	Leslie B. Shea
R. Joseph O'Rourke	Rutland, Vt.	James T. Haugh
Michael S. Olin	Miami, Fla.	Walter P. Beckham, Jr.
Wallace R. Peck	San Diego, Calif.	Paul D. Engstnard
Matthew Noah Perlstein	Hartford, Conn.	Joel Mandell
George P. Ponte	Dartmouth, Mass.	William H. Carey
Arthur Martin Read II	Barrington, R.I.	Louis John Cosertino
James Lewis Reese III	Port Orchard, Wash.	James Bryon Holcomb
James S. Robbins	Boston, Mass.	Paul R. Sugarman
Lewis Harold Robertson	Asbury Park, N.J.	Robert Edward Levy
Richard R. Rohde	Seattle, Wash.	J. Shan Mullin
Josef Goldner Saloman	New Brunswick, N.J.	Carl T. Valenti

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Richard P. Schaefer	Marion, Mass.	Donald J. Fleming
Lee Charles Schmachtenberg	Miami, Fla.	Alfred R. Camner
Karl Schmeidler	Alexandria, Va.	Solicitor General Wade H. McCree, Jr.
Steven J. Schwartz	Springfield, Mass.	Michael Gerald West
Richard McC. Shannon	Phoenix, Ariz.	Richard Jesse Hertzberg
Frank J. Shealey	Harwich, Mass.	Daniel J. Fern
John Francis Sheehan	Providence, R.I.	Joseph A. Kelly
Ronald D. Shindler	New York, N.Y.	Charles H. Miller
William P. Silvia	Leominster, Mass.	John Gazourian
Robert H. Singleton	Houston, Tex.	Percy Don Williams
Jeffrey Allen Smith	Hallowell, Maine	Robert Gorham Fuller, Jr.
Sharyn T. Soho	Newton, Mass.	Alan J. Schlesinger
Andrew Freeman Spalding	Houston, Tex.	William Key Wilce
David John Stecher	Boise, Idaho	John L. Runft
Edward M. Stern	Newton Centre, Mass.	Arnold P. Messing
Robert A. Stolzberg	Boston, Mass.	Mark E. Schreiber
Laurence David Strick	Los Angeles, Calif.	Marshall S. Zolla
Peter Hercules Sutton	Boston, Mass.	Lawrence J. Ball
Joseph S. Tanguoso	Boston, Mass.	Warren G. Miller
Robert S. Toyofuku	Honolulu, Hawaii	David L. Callies
Robert Greene Trakimas	Arlington, Mass.	Timothy Joseph Schiavoni
Richard Walter Vercollone	Brewster, N.Y.	Robert A. Wells
Irwin Paul Weiner	Boston, Mass.	Arnold Martin Marrow
John A. Willett	New York, N.Y.	John Everard Tobin
Stephen T. Wimberly	Jefferson Parish, La.	George T. Mustakas II
Dickson John Young	Fairfax, Va.	Robert Cooper Whitestone

## OPINIONS

No. 79-816. Potomac Electric Power Company, petitioner, *v.* Director, Office of Workers' Compensation Programs, United States Department of Labor, et al. On writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit. Judgment reversed and case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Justice Stevens. Dissenting opinion by Justice Blackmun.

No. 79-900. Federal Trade Commission, et al., petitioners, *v.* Standard Oil Company of California. On writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Judgment reversed and case remanded to the Court of Appeals for dismissal of the complaint. Opinion by Justice Powell. Opinion by Justice Stevens concurring in the judgment. Justice Stewart took no part in the consideration or decision of this case.

No. 79-939. Delaware State College, et al., petitioners, *v.* Columbus B. Ricks. On writ of certiorari to the United States Court of Appeals for the Third Circuit. Judgment reversed and case remanded to the Court of Appeals so that it may reinstate the order of the United States District Court for the District of Delaware dismissing the complaint. Opinion by Justice Powell. Dissenting opinion by Justice Stewart with whom Justice Brennan and Justice Marshall join. Dissenting opinion by Justice Stevens.

No. 79-983. United States, appellant, *v.* Hubert L. Will, et al.; and

No. 79-1689. United States, appellant, *v.* Hubert L. Will, et al. Appeals from the United States District Court for the Northern District of Illinois. Judgments affirmed in part and reversed in part and cases remanded to the District Court for further proceedings in conformity with the opinion of this Court. Opinion by Chief Justice Burger. Justice Blackmun took no part in the decision of these cases.

## ADMISSIONS TO THE BAR ON ORAL MOTION

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Freida C. Clark	Chevy Chase, Md.	Abraham G. Schwartz
Arthur Thomas McDermott	Carlisle, Pa.	Kathryn Moen Braeman
Franklin K. Benfield	Washington, D.C.	John Vance Hughes
William P. Boyer	Hughesville, Pa.	Joseph A. Piasta II
Benjamin Burton Sender	Washington, D.C.	G. G. Dowling
Roslyn Susan Hill	Washington, D.C.	Dorothy Ruckes Glenn

The Chief Justice said:

"The Court is in special session this afternoon to receive the resolutions of the Bar of the Supreme Court in tribute to our colleague, the late Justice Stanley Reed.

The Solicitor General is recognized at this time for the purpose of presenting those resolutions which were adopted by the Bar. Mr. Solicitor General."

Mr. Solicitor General McCree addressed the Court as follows:

"Mr. Chief Justice, and may it please the Court:

#### RESOLUTIONS

The members of the Bar of the Supreme Court of the United States have met today in this Court to record our high esteem and affection for Stanley Forman Reed, who served with exceptional distinction as an active Associate Justice during nineteen years, from January 31, 1938, until his retirement on February 25, 1957, and after his retirement continued for many years to render notable service to the judicial system and to the country.

On the occasion of Justice Reed's retirement in 1957, Chief Justice Warren, speaking on behalf of the Court, emphasized the fact that Justice Reed had served with four Chief Justices and eighteen Associate Justices, "all of whom became indebted to him in their joint work for the Court for the wide range of his knowledge, the depth of his wisdom, and the warmth of his personality." Chief Justice Warren said that Justice Reed had "established himself in the hearts of all of us" and had "made a significant contribution to American constitutional law."

Justice Reed lived into his ninety-sixth year. His remarkable longevity exceeded that as yet attained by any other Justice in the history of the Court. It is one consequence of his full life that we now find ourselves assessing his contributions with the sharpened perspective permitted by the passage of nearly a quarter of a century since his retirement. Time has brightened our appreciation of his fine qualities and our understanding of the wisdom which he brought to the judgments he made in discharging his responsibilities on the Court throughout a period marked by substantial shifts in emphasis in both constitutional and statutory doctrine. The tributes bestowed in 1957 were well deserved. We add our hearty endorsement today—and, in passing along to future generations of the Bar our sentiments concerning this wise and good man, we give renewed expression of the strong bond of affection for Justice Reed which was always felt by those of us who knew him best.

Stanley Reed was born in Minerva, Mason County, Kentucky, on December 31, 1884, and died at Huntington, New York, on April 2,

1980. He was the son of Dr. John A. Reed, a practicing physician, and Frances Forman Reed. After early schooling Stanley entered Kentucky Wesleyan College, which was then located at Winchester, Kentucky, and he was graduated in 1902. He went on to Yale University for a second bachelor's degree, conferred in 1906. He next studied law successively at the University of Virginia Law School, at Columbia University Law School and at the Sorbonne law faculty in Paris, without however taking a formal law degree at any one of these institutions. Meanwhile, in 1908, he married Winifred Elgin, of Maysville, the county seat of Mason County, Kentucky, and when they returned from the year at the Sorbonne he read law in the office of a lawyer, in accordance with a practice still common in those days. (He and Robert H. Jackson were the last of the Supreme Court Justices, thus far at least, not to have a law degree.) He was admitted to the Kentucky Bar in 1910, and began to establish a law practice in Maysville. In 1912, and again in 1914, he was elected to the Kentucky Legislature as the representative from Mason County. During World War I he served as a 1st Lieutenant in the United States Army.

He found law practice challenging and congenial. He was a friendly man, interested in people and their problems, and interested in the economic growth and well-being of the region where he lived. As his clients and friends came to know and to respect the wisdom of his advice, his practice broadened, with the mix of agriculture, mercantile, transportation, property and personal matters that came to a good lawyer in that part of Kentucky.

For about twenty years he continued his practice in Maysville. One of his clients was the Burley Tobacco Growers Association, a substantial cooperative engaged in marketing the crops of its members. His experience in this relationship was a contributing factor in his appointment by President Hoover in 1929 as General Counsel of the Federal Farm Board, a newly-formed federal agency directed toward farm credit and the marketing abroad of United States agricultural surpluses. The move to Washington was one of only about five hundred statute miles, but it involved an enormous change of environment. He was obliged to leave the neighborhood and local concerns of the Maysville he loved and to concentrate on the issues of national importance which were to dominate the remainder of his life; Stanley Reed made the transition quickly and with notable ease.

In December 1932, near the end of the Hoover Administration, Stanley Reed became General Counsel of the Reconstruction Finance Corporation, which was embarking on a massive program to help rescue the country from the depression, and he served in that important position until March 1935. As General Counsel of the Recon-

struction Finance Corporation, which was a creditor subordinate to gold-clause bondholders in a railroad reorganization, he in January 1935 joined Attorney General Cummings in arguing the Gold Clause cases in the Supreme Court (*Norman v. B. & O. R. Co.*, 294 U.S. 240). In this litigation, which he liked to describe as the biggest lawsuit in history because it affected amounts estimated from seventy-five to one hundred billion dollars, he successfully warded off attacks on the validity of the gold-clause legislation that was a keystone of our developing monetary policy.

Thus Stanley Reed was no stranger to the Department of Justice or to the Court when on March 18, 1935, President Roosevelt nominated him to be the Solicitor General of the United States. Within three days the nomination was confirmed by the Senate and on March 23, 1935, he took up his duties as Solicitor General at a time of unusual turmoil and excitement in the development of our national institutions and in the testing of our governing constitutional principles.

Solicitor General Reed discharged his duties as the Government's chief advocate with distinction. It was a distinction which rested upon an earthy and a solid foundation, one consisting of a capable and organized intelligence which first mastered and then clearly explicated the matter at hand.

His service as Solicitor General came during the most intense constitutional crisis that the Nation had experienced since the Civil War. It was a period sometimes characterized as a constitutional revolution, though he would have called it, persuasively, a constitutional restoration. The Government, and indeed the legal order itself, were fortunate in having so steady a hand at the controls when the very foundations of national power were in the balance. He directed the Government's appellate litigation and argued a major share of the constitutional cases—though in that spacious time, when an hour per side was the normal allotment and two hours were commonly allowed in the more important cases, he sometimes shared the argument with colleagues within the Department or in the agencies involved.

His qualities were those most needed at the time. Without artifice or the embellishment of rhetoric, with simplicity and candor of statement, with dignity, earnestness, and a hard-earned command of the record, drawing on briefs that amassed the relevant industrial and economic facts, Solicitor General Reed clearly won the confidence and respect of the Court, if not always a majority of the votes.

One corollary to this careful approach to his job was a high degree of personal participation in the briefs which bore his name. Preliminary papers, on certiorari or appeal, were reviewed by him in page

proof. Briefs on the merits were reviewed, searchingly rather than perfunctorily, before printing. Briefs in important cases (which arose in some profusion in those times) were discussed and developed around his desk.

In the 33 months of his service as Solicitor General, Stanley Reed argued 18 cases, reported in the 295th to the 303rd United States Reports. For a time during this period it seemed as if the basic constitutional powers of Congress, to tax and to regulate commerce among the states, would be rendered inadequate to deal with the deep-seated problems of the national economy and welfare. Stanley Reed lost his arguments for the validity of the National Industrial Recovery Act and of the Agricultural Adjustment Act (*Schechter Corp. v. United States*, 295 U.S. 495; *United States v. Butler*, 297 U.S. 1) but so, in 1935, would Demosthenes assisted by Daniel Webster. In cases argued for the Government by others, the Bituminous Coal Act, and, most singular of all, the Railroad Pension Act, likewise succumbed to attacks on constitutional grounds (*Carter v. Carter Coal Co.*, 298 U.S. 238; *Railroad Retirement Bd. v. Alton R. Co.*, 295 U.S. 330). But before the close of his term as Solicitor General the constitutional foundations of national power had been recovered.

Solicitor General Reed successfully argued, or shared the argument, in the cases upholding the National Labor Relations Act (*Labor Board v. Jones & Laughlin Steel Corp.*, 301 U.S. 1; *Labor Board v. Fruehauf Co.*, 301 U.S. 49), the cases interposing barriers of standing which substantially immunized from attack the Public Works and Tennessee Valley legislation (*Ashwander v. Valley Authority*, 297 U.S. 288; *Alabama Power Co. v. Ickes*, 302 U.S. 464), and the cases starting the Court's retreat from the overblown application of the doctrine of intergovernmental tax immunities (*James v. Dravo Contracting Co.*, 302 U.S. 134; *Silas Mason Co. v. Tax Commission*, 302 U.S. 186; *Helvering v. Therrell*, 303 U.S. 218).

To these landmarks may be added his winning arguments in the case sustaining the windfall income tax, which recovered the agricultural adjustment processing tax refunds from those who had already recouped from their purchasers (*Anniston Mfg. Co. v. Davis*, 301 U.S. 337), and in the case sustaining the Executive Agreement provisions transferring private expropriation claims against the U.S.S.R. to the United States (*United States v. Belmont*, 301 U.S. 324), along with his unsuccessful defense of President Roosevelt's removal of a Federal Trade Commissioner from office (*Humphrey's Executor v. United States*, 295 U.S. 602). Probably no other attorney has plunged so deeply into the basic law of our Nation in so short a time.

Success as Solicitor General was not measured by victories alone, crucial as those were for the future course of our national life. Stanley

Reed was conscious of an obligation to help in rationalizing the law, apart from particular outcomes. He, as others in this high office, was careful never to seek victory for its own sake and he avoided making arguments which he considered deleterious to the law.

Solicitor General Reed served nearly three years in that office. In January, 1938, the retirement of Justice Sutherland offered President Roosevelt his second appointment to the Court. It was fitting that he chose the chief advocate for his Administration. Stanley Reed was nominated and, after only ten days, then confirmed. The Congressional Record for January 25 reports the debate in full: "Without objection, the nomination is confirmed." He took his seat on the bench on January 31, 1938. A few days earlier, Justice Stone had written to Professor Felix Frankfurter:

"I am quite happy about Reed's appointment. He is honest, straightforward, and a hard worker and I think a good lawyer. The Court ought to get many years of good service from him when he settles into the new job."

Justice Reed was in active service on this Court for more than nineteen years, from his 54th to his 73d years. At his retirement he had served for one-ninth of the history of this Court. He wrote a total of 339 opinions, which will be found in the 303rd to the 352nd of the United States Reports. Of this total there were 231 (a little over two-thirds) written for the Court, and 20 concurring opinions and 88 dissenting opinions. Their subject matter touches upon virtually everything that arises within the wide range of the Court's business. Assessed as a whole, and even when read again a quarter of a century later, their quality is high. The style tends to be steady and clear; the flow of the argument usually is carefully developed; the scholarly and legislative materials are skillfully used, without being allowed to become smothering; and there is a sufficient brevity to help assure that the opinions will be read by a wide audience and readily understood.

The issues to which Justice Reed directed his opinions came in all shapes and all sizes. They could be as simple as his first opinion, holding that a bankruptcy commissioner was not personally liable because he paid for the cost of growing and harvesting crops given as security (*Adair v. Bank of America Assn.*, 303 U.S. 350), or as complex as the milk orders issued by the Secretary of Agriculture under the Marketing Agreement Act of 1937 (*U.S. v. Rock Royal Co-Op.*, 307 U.S. 533). They could address issues as elusive as the close question of statutory construction whereby, for a 4-3 majority, he held that the Texas City disaster fell outside the scope of the liability which the Congress had imposed on the Government by the provisions of the Federal Tort Claims Act (*Dalehite v. United States*, 346 U.S.

15), or as precise as, in his final opinion for the Court, whether the Federal Black Bass Act, forbidding transportation contrary to state law, reached to violations of state administrative regulations (*United States v. Howard*, 352 U.S. 212). They could seem, at least by hindsight to reach a result as inevitable as the decisions sustaining the F.C.C.'s rules adopted for the purpose of avoiding overconcentration in the broadcasting industry (*U.S. v. Storer Broadcasting Co.*, 351 U.S. 192), or outlawing the white primary in Texas (*Smith v. Allwright*, 321 U.S. 649); or they might involve as hard a call as the cellophane anti-trust case (*United States v. DuPont & Co.*, 351 U.S. 377). What is constant in the diversity of his opinions is the care of the exposition, and the patient organization of his march from initial premise to final conclusion.

*U.S. v. Amer. Trucking Ass'ns*, 310 U.S. 534, was one of Justice Reed's unusual departures from the conventions of the law. There the Court felt obliged to force the contrary words of a carelessly-drafted floor amendment into the result intended by the Congress, as plainly shown by the legislative history. Justice Reed was clear that, in departing from the plain words of the statute, he had entered upon treacherous ground and gave explicit recognition to the "danger that the Court's conclusion as to the legislative purpose will be unconsciously influenced by the judges' own views \* \* \*". A lively appreciation of the danger is the best assurance of escape from its threat."

In his relations with his colleagues, with his law clerks and with the members of the Bar, Justice Reed displayed unusual degrees of friendliness, serenity and generosity. Great issues might be at stake; deeply-held opposing views might be in stark confrontation—but no matter what the temptation or the provocation, he behaved with un-failing civility and sought always to nurture a spirit of mutual respect.

These qualities in no way meant that he was lacking in abiding convictions on fundamental issues—such as issues involving the distribution of powers between the Federal Government and the States, or the balancing of the interests of the Government and the individual under the Bill of Rights, or the development of limits on the scope of judicial review. He was willing to listen, to consider the views of others, and sometimes to be persuaded by them. But when all the discussion was finished, he had a sense of independent self-assurance which gave him a quiet though firm confidence in the correctness of his own judgments.

Toward the latter part of Justice Reed's tenure the school desegregation cases presented the Court with issues of almost unparalleled importance. The unanimity of all the Justices which found expres-

sion in the opinion finally issued in *Brown v. Board of Education*, 347 U.S. 483, constitutes perhaps the most dramatic triumph of collegial persuasion in the history of the Court. It is known from historical accounts already published, based on documents and other data available to scholars, that Justice Reed initially felt that the segregated school systems there in controversy were not unconstitutional and that he contemplated the possibility of issuing a separate opinion so stating. But over the Court's long internal consideration of the case he came to acquiesce in the contrary conclusion reached by his brethren and he decided it would be better for the Nation's future if he joined in what would thus become a unanimous opinion.

Justice Reed was throughout his service on the Court its quintessential moderate. His moderation reflected not an indifference to principle, but an aversion to rigid doctrine, and especially to the doctrinaire. His pragmatic recognition that even first principles cannot be pushed to their logical extreme is well shown by *Breard v. Alexandria*, 341 U.S. 622. The Court there sustained the "Green River" ordinances, requiring the prior consent of the resident before allowing door-to-door commercial solicitation. Justices Black and Douglas considered application of the ordinances to the sale of periodicals a violation of the First Amendment. Justice Reed replied that it would seem "a misuse of the great guarantees of free speech and free press to use those guarantees to force a community to admit the solicitors of publications to the home premises of its residents."

So, too, what seems to be a high-water mark during the last half century for the antitrust rule of reason is found in his opinion for the Court in *United States v. Steel Co.*, 334 U.S. 495. There the Court by 5-4 vote held vertical integration of a large steel producer with a large fabricator was not *per se* unlawful, but permissible if major competition remained; Justice Reed was not persuaded by the insistence of the dissent that U.S. Steel "is big enough."

Stanley Reed had, however, no attachment to moderation in the dispatch of the business for which he was responsible. He was insistent as Solicitor General that his Office should not ask for extensions of time—both as a matter of pride and in recognition that this only served to compress the time available for succeeding matters. He thus inaugurated a tradition that endured in that Office for at least a decade or two.

Justice Reed brought with him to the Court this aversion to delay, and nourished it throughout his service. His first opinion for the Court was delivered 26 days after argument, his last only 39 days after argument. In all, he maintained this expedition as a result of steady and determined workmanship throughout his service on the Court.

Justice Reed had not served out his first year on the Court when he accepted an extracurricular chore of the first importance. On January 31, 1939, President Roosevelt made him Chairman of the President's Committee on Civil Service Improvement. This was a small group of distinguished judges, officials and citizens who were asked to recommend ways to achieve professional excellence in a career civil service. Justice Reed in accepting the assignment was able to crystallize his enduring concern for the excellence of the Federal personnel. The Committee's report, two years later, led to some improvement in respect to most of the professions studied. Its recommendation as to lawyers was the most far reaching. There, for the two years during which it had the support of the Congress, it produced a spectacular improvement in the systems for recruiting and selecting attorneys. The Reed Committee, as it was then known, was able to combine the energies and wisdom of a strikingly diverse group only because of the consistently gracious leadership of its chairman, experienced both in the professional needs of the Government and in the patient skill required to bring together the widely separated views of strong-willed men.

When he retired from the Court in 1957 Justice Reed was in good health, with the expectation of continuing his activity though on a reduced scale. He wrote to his law clerks:

"My plans look forward to opportunities for aiding in improvements in the law, its administration, and its adaptation to new conditions. After more than fifty years in its study and practice, our Lady of the Law retains my deepest affection."

During the years that followed he delivered some occasional addresses on subjects close to his heart. He performed a constructive role as Special Master in an original action brought in this Court between two States seeking a resolution of their dispute concerning oystering and other fishing in the Potomac (*Virginia v. Maryland*, 355 U.S. 946 and 371 U.S. 943). But he found the greatest opportunity for service by sitting from time to time, pursuant to the designations permitted by statute, on panels of judges adjudicating cases in the United States Court of Claims and in the United States Court of Appeals for the District of Columbia Circuit. There his fellow judges had the benefit of his wisdom and his experience; and he took his turn at the writing of opinions. One which should be especially noted deals with the complex subject of the scope of the Government's executive privilege to withhold documents from disclosure in litigation (*Kaiser Aluminum & Chemical Corp. v. United States*, 141 Ct. Cl. 38). He continued to sit until the early part of 1970, though with decreasing frequency, after which he concluded that advancing age made it desirable to retire more definitively.

Throughout his life Stanley Reed kept his intimate ties with his beloved Kentucky. Year after year he and his wife Winifred returned there during the summer to renew old friendships and to make new ones. For many years he retained an interest in a family working farm property in Maysville, and even in the midst of a busy Court term he would seem to find relaxation and pleasure in going over its operating records and books of account. The pride which his fellow-Kentuckians took in his accomplishments never ruffled his modesty; he reciprocated with an expansive warmth of feeling toward them.

Wherefore, it is accordingly

**RESOLVED**, that we, the Bar of the Supreme Court of the United States, express our lasting and grateful appreciation for the exemplary service rendered by Stanley Forman Reed during his long public career, first in the Legislature of Kentucky, then in the Executive Branch of the United States Government, then as a distinguished Associate Justice of this Court, and later as a retired Associate Justice; that we record our high affection and esteem for him, and our admiration for the qualities of wise judgment, of diligent and perceptive craftsmanship, and of personal generosity and gentlemanliness, which enabled him to be so effective in contributing to the progress of the law and to the betterment of our Nation; and it is further

**RESOLVED**, that the Solicitor General be asked to present these Resolutions to the Court and that the Attorney General be asked to move that they be inscribed upon the Court's permanent records.

Submitted by the Committee on Resolutions: Bennett Boskey, Chairman, A. B. Chandler, Clark M. Clifford, Bert T. Combs, John Sherman Cooper, Thomas G. Corcoran, George Clifton Edwards, Jr., Paul A. Freund, Warner W. Gardner, Bayless Manning, Carl D. Perkins, William D. Rogers, J. Skelly Wright."

The Chief Justice said:

"Thank you, Mr. Solicitor General. The Court now recognizes the Attorney General of the United States."

Mr. Attorney General Civiletti addressed the Court as follows:

"Mr. Chief Justice, and may it please the Court:

The Bar of the Court met today to honor the memory of Stanley F. Reed, who served as an Associate Justice of the Supreme Court from 1938 to 1957.

Mr. Justice Reed was the second Justice appointed to the Court by President Franklin Roosevelt. Like Mr. Justice Black, who immediately preceded him to the Bench, Stanley Reed brought to the Court the perspective of one who helped shape national policy in the service of a coordinate Branch of Government during the New Deal period, an era that transformed American politics, government, and, ultimately,

constitutional doctrine. The Reconstruction Finance Corporation, of which he was General Counsel from 1932 to 1935, participated in numerous governmental efforts to revitalize the economy, furnishing loans and equity capital to banks and businesses and providing the essential financial underpinning for New Deal initiatives in such areas as agricultural price supports, rural electrification, housing, and export trade. As General Counsel, Stanley Reed overcame misgivings on the part of the Secretary of the Treasury and rendered a decisive legal opinion supporting the RFC's authority to purchase newly mined gold in furtherance of the Roosevelt Administration's monetary policy.<sup>1</sup> And also while General Counsel, Stanley Reed argued on behalf of RFC in the *Gold Clause Cases*,<sup>2</sup> in which the Court upheld the power of Congress to provide that contracts purporting to require payment in gold or particular coin or currency could be satisfied upon payment of any legal tender. His success in the *Gold Clause Cases* no doubt was a significant factor in his being selected, one month later, to be Solicitor General of the United States.

Stanley Reed's tenure as Solicitor General came at the turning point of the most severe testing of congressional power since the days of Chief Justice Marshall, a testing occasioned by Congress and the Executive's pursuit of extraordinary measures to master the conditions of the Great Depression. In less than three years, he presented the government's cause, or superintended its presentation, in a series of cases whose very names have come to symbolize the tension that then existed between the political and judicial branches of government. His argument in support of the National Industrial Recovery Act was rejected by the Court in *Schechter Poultry Corp. v. United States*,<sup>3</sup> less than three months after he became Solicitor General. The Guffey Coal Act and the Agricultural Adjustment Act met a similar fate in *Carter v. Carter Coal Co.*,<sup>4</sup> and *United States v. Butler*,<sup>5</sup> although in the latter case the Court did accept the broad Hamiltonian view, urged by Solicitor General Reed,<sup>6</sup> of Congress power to tax and spend for the general welfare.

But there were important successes as well, especially toward the end of his tenure. Solicitor General Reed successfully defended the constitutionality of the sale of power by the Tennessee Valley Authority in *Ashwander v. TVA*,<sup>7</sup> and, at his urging, the Court unanimously rejected a challenge to the federal financing of municipal

<sup>1</sup> A Schlesinger, Jr., *The Age of Roosevelt: The Coming of the New Deal* 239 (1958); W. McCune, *The Nine Young Men* 60 (1947).

<sup>2</sup> *Norman v. Baltimore & Ohio R.R.*, 294 U.S. 240 (1935).

<sup>3</sup> 295 U.S. 495 (1935).

<sup>4</sup> 298 U.S. 238 (1936).

<sup>5</sup> 297 U.S. 1 (1936).

<sup>6</sup> 297 U.S. at 16-19, 49-50, 65-67.

<sup>7</sup> 297 U.S. 288 (1936).

power plants in *Alabama Power Co. v. Ickes*.<sup>8</sup> In *Carmichael v. Southern Coal Co.*<sup>9</sup> and *Steward Machine Co. v. Davis*,<sup>10</sup> both decided in 1937, the Court sustained the cooperative state and federal unemployment compensation system and, of equal importance, the power of Congress to offer financial inducements to the States to encourage them to participate in federal programs. The congressional policy favoring collective bargaining was broadly affirmed for the first time by the unanimous decision in *Virginia Railway Co. v. System Federation No. 40*,<sup>11</sup> also argued by Solicitor General Reed. But perhaps the most significant of his successes was in *National Labor Relations Board v. Jones & Laughlin Corp.*,<sup>12</sup> in which the Court upheld the Wagner Act and, in the process, adopted a more expansive view of Congress power to regulate interstate commerce than had been reflected in the Court's prior opinions during this period.

Thus, when Stanley Reed was appointed an Associate Justice of this Court in 1938, he of course possessed an intimate knowledge of its procedures, gained through his meticulous attention to the government's business before the Court. But he also brought to the Court a special sensitivity to the role of the Court under the Constitution and a unique understanding of the processes of government and the great issues of his time.

Consistent with his experience, Mr. Justice Reed generally exhibited a broad view of the power of Congress to address the economic and social needs of the Nation. In his first few years on the bench, he joined in the Court's affirmation of the constitutional principles respecting Congress authority to regulate interstate commerce that only had begun to emerge in his years as Solicitor General. In *United States v. Darby*,<sup>13</sup> for example, Mr. Justice Reed joined the unanimous opinion of the Court overruling its decision two decades earlier in *Hammer v. Dagenhart*<sup>14</sup> and sustaining the power of Congress to regulate the working conditions of persons who produce goods destined for interstate commerce. In this same area, it was particularly fitting that Mr. Justice Reed should write the opinion for the Court in *United States v. Rock Royal Co-Operative, Inc.*,<sup>15</sup> which sustained the authority of Congress to regulate the price and conditions of marketing of agricultural commodities in interstate commerce. The Court held that Congress could regulate local sales of products where those sales are drawn into a plan to protect interstate commerce from the effects of

<sup>8</sup> 302 U.S. 464 (1938).

<sup>9</sup> 301 U.S. 495 (1937).

<sup>10</sup> 301 U.S. 549 (1937).

<sup>11</sup> 300 U.S. 515 (1937).

<sup>12</sup> 301 U.S. 1 (1937).

<sup>13</sup> 312 U.S. 100 (1941).

<sup>14</sup> 247 U.S. 251 (1918).

<sup>15</sup> 307 U.S. 533 (1939).

agricultural surpluses<sup>16</sup>—a marked departure from the pronouncement in *United States v. Butler* that any regulation of agricultural production was a local matter reserved exclusively to the States.<sup>17</sup> And the Court in *Rock Royal Co-Operative, Inc.*, approved the delegation of authority to the Secretary of Agriculture to maintain orderly marketing conditions, finding that the inclusion of identifiable standards to guide the Secretary sufficiently distinguished the case from *Schechter Poultry*. In another landmark decision under the Commerce Clause, Mr. Justice Reed delivered the opinion of the Court in *United States v. Appalachian Power Co.*,<sup>18</sup> which established Congress authority to regulate the use of navigable waters in all their aspects.<sup>19</sup>

Mr. Justice Reed similarly believed that substantial deference should be given to the judgment of the Executive or of federal agencies where Congress had chosen to rely on their expertise and discretion to implement statutory policy. "It is not the province of a court," he observed in *Gray v. Powell*,<sup>20</sup> "to absorb the administrative functions to such an extent that the executive or legislative agencies become mere fact-finding bodies deprived of the advantages of prompt and definite action." But he was equally plain in *Stark v. Wickard*,<sup>21</sup> decided several terms later in 1944, that "the responsibility of determining the limits of statutory grants of authority in such instances is a judicial function entrusted to the courts by Congress."

As Mr. Justice Reed's service on the Court proceeded, issues of race and civil liberties began to overshadow those of the distribution of powers in our federal system. He uniformly voted with the majority in cases involving racial discrimination, including a series of decisions requiring admission of blacks to graduate schools,<sup>22</sup> and, of course, the Court's decision in *Brown v. Board of Education*.<sup>23</sup> And he wrote the opinion of the Court in *Smith v. Allwright*,<sup>24</sup> one of the "white primary" cases, and in *Morgan v. Virginia*,<sup>25</sup> finding a state statute requiring racial segregation of passengers traveling interstate to be an unconstitutional burden on interstate commerce.

Mr. Justice Reed's judicial philosophy was more multifaceted in cases involving an accommodation of First Amendment rights and the interests of society. He generally voted to uphold statutes or programs designed to identify or protect against perceived threats to national

<sup>16</sup> 307 U.S. at 568-571.

<sup>17</sup> 297 U.S. at 68.

<sup>18</sup> 311 U.S. 377 (1940).

<sup>19</sup> See *Kaiser Aetna v. United States*, 444 U.S. 164, 171-174 (1979).

<sup>20</sup> 314 U.S. 402, 412 (1941).

<sup>21</sup> 321 U.S. 288, 209-210 (1944).

<sup>22</sup> *McLaurin v. Oklahoma State Regents*, 339 U.S. 637 (1950); *Sweatt v. Painter*, 339 U.S. 629 (1950); *Missouri ex rel. Gaines v. Canada*, 305 U.S. 337 (1938).

<sup>23</sup> 347 U.S. 483 (1954).

<sup>24</sup> 321 U.S. 649 (1944).

<sup>25</sup> 328 U.S. 373 (1946).

security.<sup>26</sup> But in other areas, he agreed with Mr. Justice Black and Justice Douglas that freedom of expression enjoys a preferred status under the Constitution and he insisted on broad protections for the exercise of that freedom. He delivered the opinion of the Court in *Pennekamp v. Florida*,<sup>27</sup> which, building upon the decision in *Bridges v. California*,<sup>28</sup> concluded that the press criticism of judicial conduct there at issue did not present such a clear and immediate threat to the administration of justice as to justify "clos[ing] the door of permissible public comment." "When that door is closed," he observed, "it closes all doors behind it."<sup>29</sup>

Mr. Justice Reed would have given broader protection to labor picketing than did the Court,<sup>30</sup> and he cast the crucial fifth vote in *Terminiello v. Chicago*,<sup>31</sup> which reversed the conviction of an individual whose speech had created a disturbance. But his decision for the Court in *United Public Workers v. Mitchell*<sup>32</sup> demonstrates perhaps as well as any his conviction that due respect for the rights of the individual must take into account the broader interests of society and the proper working of our public institutions. For as important as the First Amendment rights of government employees were recognized to be, Mr. Justice Reed upheld the legitimacy of Congress judgment that the cumulative effect of partisan political activity by many public employees would threaten the very democratic system that the First Amendment was intended to serve.

Upon the occasion of his appointment to the Bench, the editors of the American Bar Association Journal observed that a key to part of Mr. Justice Reed's legal philosophy could be found in a quotation from an address he had given several years earlier:

[E]xperience of the last half century has driven us to the realization that, after all, we live in a factual world where organized groups, whether for production, commerce or propaganda, are too powerful to permit the feeble forces of the individual to survive. \* \* \* Regretfully but inevitably we must adjust our lives and our Government to modern needs and find, in a Constitution written for a simpler era, guidance for the problems of our present age.<sup>33</sup>

<sup>26</sup> See, e.g., *Communist Party v. Subversive Activities Control Board*, 351 U.S. 115, 125-130 (1956) (Clark, J., dissenting); *Pennsylvania v. Nelson*, 350 U.S. 497, 512-520 (1956) (Reed, J., dissenting); *Joint Anti-Fascist Refugee Committee v. McGrath*, 341 U.S. 123, 187-213 (1951) (Reed, J., dissenting); *Dennis v. United States*, 341 U.S. 494 (1951); *American Communications Ass'n. v. Douds*, 339 U.S. 382 (1950).

<sup>27</sup> 328 U.S. 331 (1946).

<sup>28</sup> 314 U.S. 252 (1941).

<sup>29</sup> 328 U.S. at 350.

<sup>30</sup> See, e.g., *Milk Wagon Drivers Union v. Meadowmoor Dairies*, 312 U.S. 287, 317-321 (1941) (Reed, J., dissenting); *Carpenters and Joiners Union v. Ritter's Cafe*, 315 U.S. 722, 732-739 (1942) (Reed, J., dissenting); *Teamsters v. Hanke*, 339 U.S. 470, 481-484 (1950) (Minton, J., dissenting).

<sup>31</sup> 337 U.S. 1 (1949).

<sup>32</sup> 330 U.S. 75 (1947).

<sup>33</sup> 24 A.B.A.J. 94 (1938), quoting 22 A.B.A.J. 602 (1936).

Mr. Justice Reed believed in the value of organization to counterbalance the forces he perceived to be threatening to the individual—whether it be the organization of farmers in the tobacco cooperative he represented in Kentucky; of working people in the labor unions whose rights he defended before and as a member of this Court; or of the people generally, through their government, to further the common good. Others, on this Court and elsewhere, may have disagreed with some of his views. But whatever the passions surrounding a particular cause, Stanley Reed brought to the occasion a civility, kindness, fairness, and care that commanded the affection and respect of all who knew him.

Mr. Chief Justice, in the name of the lawyers of this nation and, in particular, of the bar of this Court, I respectfully request that the resolutions presented to you in honor and celebration of the memory of the late Mr. Justice Reed be accepted by this Court.”

The Chief Justice said: “Mr. Attorney General and Mr. Solicitor General, the Court thanks you for your presentations here today in memory of our late colleague Justice Reed.

We ask that you convey to the members of the Committee of the Bar, the Committee on Resolutions, our appreciation for their very appropriate presentation, and your motion that these resolutions be made part of the permanent records of the Court is granted.

Stanley Reed’s career as a lawyer, as a Government official, and as a jurist, was a life of consistent, sustained excellence. In his own quiet, unobtrusive, imperturbable, and conscientious manner he rendered very distinguished service to our country in a period of great political and social turbulence.

After he had completed his education at the various universities described in the resolutions, Stanley Reed returned to his hometown of Maysville and both studied and practiced law, and it did not take long for his professional reputation to spread. And although he was a leading Kentucky Democrat, he became Counsel for the Federal Farm Board and then General Counsel of the Reconstruction Finance Corporation in the administration of President Hoover.

By the time President Roosevelt took office in 1933, Stanley Reed’s reputation was so firmly established in Washington that he was continued in office. He could, as has been suggested, accurately be described as a moderate, one who believed that much good could be done when Government power is wielded firmly and discerningly in the public interest. As the Attorney General has said, when he became Solicitor General he had already argued one of the Gold Clause cases before this Court, and during the dynamic period that followed 1935 he argued most of the important cases involving the constitutionality of

President Roosevelt's New Deal legislation. And in that process, in this Court, at this lectern, he was opposed by some of the finest, ablest lawyers in America.

As Solicitor General his performance was always marked by thoroughness of preparation and his arguments were characterized by clear, down to earth presentations, and his tenure embraced, as has been stated, many of the great landmarks of our constitutional law. The pressures on an advocate responsible for so many highly charged cases with one coming on the heels of another finally took their toll, and on one occasion, in the course of his argument at this lectern, he collapsed. But happily it was from sheer exhaustion, and he swiftly recovered.

Homer Cummings, the Attorney General in Roosevelt's first two terms, once said that Stanley Reed was qualified to fill any post in the Government. And so it came as no surprise, soon after that, that President Roosevelt selected him to succeed Justice Sutherland on this Court. By that time his reputation in the bar of this country was such that the appointment was widely acclaimed. There were those who were quick to predict that Reed, the jurist, would act based upon the work of Reed, the advocate. But when Stanley Reed came to this Bench his conduct fulfilled the great traditions of the Judiciary and his positions as an advocate were set aside, and he was the pure judge.

As one born and bred a Southern Democrat, he believed with Jefferson that a Court entrusted with the great power of judicial review should not confuse its role with the role and function of the political branches of the Government. It is told that once one of his law clerks suggested to him that he ought to decide cases more often by looking to the desirable solution. But that was not the case for Stanley Reed. The proper function of a Justice, he said, was not to do that. He was not a result-oriented, or a problem-solving judge. And so he sent the errant law clerk to look up the word 'kritarchy.' The law clerk, on going to several dictionaries, had some difficulty, but finally he tracked down the word in the unabridged Oxford Dictionary and discovered, and I think, perhaps, never forgot that the word means "government by judges," which Stanley Reed rejected.

Throughout his judicial career he sought always to restrain himself from reaching desirable results because they harmonized with a particular social philosophy or a personal belief of his own. As one reared in a border state, he made a major contribution in helping this Nation to move toward racial equality and, as has been said already, wrote the opinions in cases where the all-white primary elections and segregation in interstate transportation were held unconstitutional.

He approached the Court's opinion in *Brown v. Board of Education* cautiously, because he weighed whether the decision might impede rather than assist race relations in the country, and in his thoughtful and careful way he later called *Brown* the most important decision of this Court in the 19 years he served here.

During that period he authored 231 opinions for the Court, 20 concurring opinions, and 88 dissents. He was a superb colleague, and I can say that from personal experience, as I will indicate. He was devoted to his office, a prodigious, conscientious, painstaking workman.

There was nothing in him of the prima donna. Serious and modest and retiring, he was always courtly. He went about his daily tasks quietly and always serenely. His unflinching courtesy to counsel from this Bench and with his colleagues, his even temper, his dry sense of humor, endeared him to everyone. He was a moderate in all things, and he exemplified the virtues of the true 18th century gentleman, the epitome of civility.

When he retired from the Court he was in good health, and 72 years of age. And as the Attorney General and Solicitor General have said, it was his lot to live longer after his retirement than any Justice in the history of the Court. And he enjoyed those years, more than two decades, fully. He maintained chambers here, in this Court, and like Tom Clark continued to render very important service to other Federal courts, and as a Special Master appointed by this Court.

He sat by designation on more than 250 cases in the United States Court of Appeals for the District of Columbia while I was a member of that court, and he sat on the United States Court of Claims. I had argued cases before him when he was on this Court. But I really came to know him when he sat with us on the Court of Appeals, where he was a regular member of panels for about four years. He maintained chambers at the Court of Appeals, and joined us at the judges' lunch table and often regaled us with stories of Kentucky and of the New Deal days when he was Solicitor General.

He not only lived longer after his retirement than any other Justice—surely no other Justice lived a fuller life than Stanley Reed. It was rich in satisfactions and in the kind of rewards that endure. In our time when the stability of family life has been eroded, we who knew him well know of the joy of his marriage to his hometown sweetheart, Winifred Elgin, and of the pride he took in his two lawyer sons. He often said, "All the success I have had in my life I owe to my wife, the beautiful Winifred." They were married 71 years, and Mrs. Reed, as we know, survives him.

Kentucky has contributed mightily to the history of this Court. Ten of the 101 Justices who have served, and including those who now

serve, were either native or adopted Kentuckians, and that included Stanley Reed's lifelong friend, Chief Justice Vinson. As a Kentuckian he never lost his great affection for his native State. He used to speak of his forebears who, as he once wrote, "Before we were a Nation they traversed the wilderness road to the bluegrass country."

He was proud of his Kentucky roots, of his membership in the Kentucky Bar for more than 70 years, of his service in the Kentucky General Assembly. He loved his farm in Kentucky, and he would tell us with a smile that he had worked for 56 years in order to maintain his dairy cows on his farm in the manner to which they had become accustomed.

Stanley Reed smiled often, and in the two decades that I knew him well he and Winifred dined at our home and we dined in theirs. His delights in small, gentle banter is revealed in an exchange in our home when I served him some predinner refreshment that was laced with mint. He asked in that courtly way of his, "Where did this come from, if I may inquire?" And I responded, "Why, of course, the only place where real bourbon is made."

Beginning in the first year when I came to this Court, and he came to my chambers about this time or a little later, each year, bearing a package of Kentucky's famous produce, I in turn would send him a bottle of bordeaux or of burgundy each Christmas. And with a smile again, as he was wont to do, he would say, sometimes, "This is tolerable if there is no Kentucky wine available."

As Stanley Reed never forgot Kentucky, Kentucky never forgot him, and he was invited back frequently to speak on a great many occasions. In 1957 his hometown of Maysville observed "Stanley Reed Day" in his honor. The street where he had maintained his law office was named for him.

At his death the Maysville newspaper wrote that "We here as fellow townsmen feel that the Nation was the richer for his shining integrity, and the depth of his wisdom." And surely we here today can share that.

It is appropriate, I think, to conclude our tributes to our colleague with words from a poem written by Alice Roberts on Stanley Reed Day. She wrote this:

'He will go back to quiet lanes  
Where cities' hum shall cease,  
To walk again the gentle ways,  
The paths of rest and peace.'

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Adjourned until Monday, January 12, 1981 at 10 o'clock.



SUPREME COURT OF THE UNITED STATES

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Present: Chief Justice Burger, Justice Brennan, Justice Stewart, Justice White, Justice Marshall, Justice Blackmun, Justice Powell, and Justice Rehnquist.

## ORDER IN PENDING CASE

**No. A-567.** Philip M. Klutznick, Secretary of Commerce, et al., applicants, *v.* Hugh L. Carey, et al. The application of the Solicitor General for a stay pending appeal to the United States Court of Appeals for the Second Circuit was presented to Justice Marshall as Circuit Justice, and by him referred to the Court. The application was directed to that portion of the judgment entered December 29, 1980, by the United States Court for the Southern District of New York, case No. 80 Civ. 4550, that precludes the Bureau of the Census from certifying to the President the population totals for New York and the state-by-state census tabulations, on December 31, 1980, as mandated by 13 U.S.C. § 141(b). The application is hereby granted. This order shall remain in effect pending disposition of the appeal by the Court of Appeals. Dissenting opinion by Justice Marshall. Justice Stevens took no part in the consideration or decision of this application.

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## SUPREME COURT OF THE UNITED STATES

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Present: Chief Justice Burger, Justice Brennan, Justice Stewart, Justice White, Justice Marshall, Justice Blackmun, Justice Powell, Justice Rehnquist, and Justice Stevens.

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The Chief Justice said:

"Today's orders of the Court have been certified by the Chief Justice, filed with the Clerk, and will not be announced orally."

## OPINION PER CURIAM

No. **80-243**. United States, appellant, *v.* E.M. and B.L. Darusmont. Appeal from the United States District Court for the Eastern District of California. Judgment reversed and case remanded to the United States District Court with directions to enter judgment for the United States. Opinion *per curiam*.

## APPEALS—SUMMARY DISPOSITION

No. **80-576**. Laclede Gas Company, appellant, *v.* Public Service Commission of Missouri. Appeal from the Court of Appeals of Missouri, Western District. The appeal is dismissed for want of a substantial federal question.

No. **80-593**. Barbara Ann Bishop, appellant, *v.* Terry Wayne Burton. Appeal from the Supreme Court of Georgia. The appeal is dismissed for want of a substantial federal question.

No. **80-5554**. Josefina Herrera, appellant, *v.* Juan Hernandez. Appeal from the Court of Civil Appeals of Texas, Thirteenth Supreme Judicial District. The appeal is dismissed for want of a substantial federal question.

No. **80-5355**. Lawrence Calvin Whittemore, appellant, *v.* Circuit Court for Kenosha County, etc. Appeal from the Supreme Court of Wisconsin. The appeal is dismissed for want of jurisdiction. Justice Blackmun would dismiss the appeal for want of jurisdiction, treat the papers whereon the appeal was taken as a petition for a writ of certiorari, and deny certiorari.

No. **80-5551**. William E. Conrad, appellant, *v.* Warren E. Burger, Chief Justice of the United States, et al. Appeal from the United States District Court for the District of Columbia. The appeal is dismissed for want of jurisdiction.

No. **80-5725**. Lonnie Gooden, appellant, *v. Texas*. Appeal from the Court of Criminal Appeals of Texas. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. **80-5781**. Lyle H. Prenzler, appellant, *v. Manlin Service Corporation*. Appeal from the Court of Appeal of California, Second Appellate District. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. **80-5816**. Amek bin-Rilla, etc., appellant, *v. Thomas R. Israel, Warden*. Appeal from the Supreme Court of Wisconsin. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

#### CERTIFICATE—SUMMARY DISPOSITION

No. **80-444**. William E. Foley, Director, Administrative Office of the United States Courts, Plaintiff *v. James Earl Carter, President of the United States, et al.* The certificate from the United States Court of Appeals for the District of Columbia Circuit is dismissed.

#### ORDERS IN PENDING CASES

No. **A-420**. Merle L. Royse, applicant, *v. Washington, et al.* The application for bail and/or a writ of habeas corpus addressed to Justice Marshall and referred to the Court is denied.

No. **A-521**. Clifford D. Noe, applicant, *v. United States*. The application for bail pending appeal addressed to Justice Brennan and referred to the Court is denied.

No. **A-530**. Arizona, et al., applicants, *v. Planned Parenthood of Central and Northern Arizona, et al.* The application for stay presented to Justice Rehnquist and by him referred to the Court is denied.

No. **79-1252**. California, et al., petitioners, *v. Sierra Club, et al.*; and

No. **79-1502**. Kern County Water Agency, et al., petitioners, *v. Sierra Club, et al.* Motion of Contra Costa County Water Agency, et al. for leave to file a brief, as *amici curiae*, granted.

No. **79-1423**. Western and Southern Life Insurance Company, appellant, *v. State Board of Equalization of California*. Motion of American Council of Life Insurance for leave to file a brief, as *amicus curiae*, granted.

No. **79-1538**. Cecil D. Andrus, Secretary of the Interior, appellant, *v.* Virginia Surface Mining and Reclamation Association, Inc., et al.; and

No. **79-1596**. Virginia Surface Mining and Reclamation Association, Inc., et al., appellants *v.* Cecil D. Andrus, Secretary of the Interior. Motion of Pike County, Kentucky, for leave to participate in oral argument, as *amicus curiae*, denied. Motion of Coal Operators and Associates, Inc. for leave to participate in oral argument, as *amicus certiorari* is denied.

No. **79-1734**. Robert Parratt and Francis Lugenbill, petitioners, *v.* Bert Taylor, Jr. The motion of respondent to dismiss the writ of certiorari is denied.

No. **79-1794**. Michigan, petitioner, *v.* George Summers. Motion of the Solicitor General for additional time for oral argument is granted and ten additional minutes are allotted for that purpose. The respondent is also allotted an additional ten minutes for oral argument.

No. **79-1943**. Joseph Alessi, et al., appellants, *v.* Raybestos-Manhattan, Inc., et al.; and

No. **80-193**. Henry Buczynski, et al., petitioners, *v.* The General Motors Corporation, et al. The joint motion of appellees in No. 79-1943 and respondent in No. 80-193 for divided argument is granted. The request for additional time for oral argument is denied. The motion of American Association of Retired Persons, et al., for leave to file a brief, as *amici curiae*, is granted. The motion of Merl D. Stong, et al., for leave to file a brief, as *amici curiae*, in No. 80-193, is granted. The motion of Gray Panthers for leave to file a brief, as *amicus curiae*, in No. 80-193 is granted.

No. **86-54**. ITT Gilfillan, etc., petitioner, *v.* Clifford E. Clayton; and

No. **80-5049**. Clifford E. Clayton, petitioner, *v.* International Union, United Automobile, Aerospace and Agricultural Implement Workers of America, et al. Motion of respondents International Union, United Automobile, Aerospace and Agricultural Implement Workers of America and its Local 509 for divided argument is granted.

No. **80-231**. Cecil D. Andrus, Secretary of the Interior, et al., appellants, *v.* Indiana, et al. Motion of appellees for additional time for oral argument denied.

No. **80-317**. University of Texas, et al., petitioners, *v.* Walter Camenisch. Motion of American Council on Education, et al. for leave to file a brief, as *amici curiae*, granted. Motion of Equal Employment Advisory Council for leave to file a brief, as *amicus curiae*, granted.

No. **80-456**. Gerald J. Thompson, etc., et al., petitioners, *v.* Mavis Berry, et al. The Solicitor General is invited to file a brief in this case expressing the views of the United States.

No. **80-922**. Ray Marshall, Secretary of Labor, petitioner, *v.* Alabama and Nevada. Motion of The Lutheran Church-Missouri Synod for leave to file a brief, as *amicus curiae*, granted. Motion of Grace Baptist Temple, Prattville, Alabama, et al. for leave to file a brief, as *amici curiae*, granted. Motion of respondents to expedite consideration of the petition for writ of certiorari denied.

No. **80-5808**. Joseph Jude Oliver, petitioner, *v.* Ronald Marks, et al. Application for stay addressed to the Chief Justice and referred to the Court is denied.

#### APPEAL—JURISDICTION NOTED

No. **80-608**. United States Postal Service, appellant, *v.* Council of Greenburgh Civic Associations, et al. Appeal from the United States District Court for the Southern District of New York. In this case, probable jurisdiction noted.

#### CERTIORARI GRANTED

No. **80-202**. American Express Company, petitioner, *v.* Louis R. Koerner, Sr. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit granted.

No. **80-544**. First National Maintenance Corporation, petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit granted.

#### CERTIORARI DENIED

No. **79-1180**. Adrian G. Duplantier, et al., petitioners, *v.* United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **79-1841**. Granddad Bread, Inc., petitioner, *v.* Continental Baking Company. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **79-2065**. Leonard Horwitz, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-227**. Charles Cole, petitioner, *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. **80-302**. Edward Andrew Kimpel, III, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, Third District, denied.

No. **80-304**. Benedetto J. Massarella, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **80-343**. Gilbert Lewin, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-356**. Independent Insurance Agents of America, Inc., et al., petitioners, *v.* Board of Governors of the Federal Reserve System. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **80-387**. Harding, Dahm & Company, Inc., petitioner, *v.* Rudy Lightsey. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-388**. William H. Stepney, Jr., petitioner, *v.* Connecticut. Petition for writ of certiorari to the Supreme Court of Connecticut denied.

No. **80-402**. J. P. Stevens & Co., Inc., petitioner, *v.* National Labor Relations Board and Amalgamated Clothing and Textile Workers Union, AFL-CIO. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-403**. James R. Gould, dba Brokers for Agricultural Cooperative Associations, petitioner, *v.* Interstate Commerce Commission. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-428**. Clinton Manges and Duval County Ranch Company, et al., petitioners, *v.* County of Duval, et al. Petition for writ of certiorari to the Court of Civil Appeals of Texas, Fourth Supreme Judicial District, denied.

No. **80-436**. Norman Turkish, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-437**. George Arshal, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. **80-443**. Hewett M. Reeves, petitioner, *v.* International Telephone and Telegraph Corp., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-459**. W. Earl Duncan, et al., petitioners, *v.* Glenn Peninger. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-486**. Constantine "Gus" Karas, petitioner, *v.* United States; and

No. **80-490**. Joseph Nicholas Pecora, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-496**. James C. Burns, et al., petitioners, *v.* Gulf Oil Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-497**. Paul Emmett Towry, petitioner, *v.* United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-528**. Charles J. Savarese, Jr., petitioner, *v.* Patricia Roberts Harris, Secretary of Health and Human Services. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-535**. Concerned Parents and Citizens for the Continuing Education at Malcolm X (P.S. 79), et al., petitioners *v.* New York City Board of Education, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-541**. County of Fairfax, Virginia, et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-573**. Peggy Tate Smith, Administratrix of the Estate of James E. Tate, petitioner *v.* Chesapeake and Ohio Railroad Company. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-583**. Wheeling-Pittsburgh Steel Corporation, petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-594**. Amerada Hess Corporation, petitioner, *v.* United States; and

No. **80-605**. Kayo Oil Company, Meadville Corporation and Petroleum Marketing Corporation, petitioners, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-598**. David W. Joly, etc., petitioner, *v.* Lawrence P. Creedon, etc. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **80-599**. Garland P. Jeffers, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-611**. Matthew Cianciulli, Jr., and Joseph R. Ricca, petitioners *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-618**. Refrigerated Transport Co., Inc., et al., petitioners, *v.* Interstate Commerce Commission and United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **80-625**. Alvin J. Shapiro, et al., petitioners, *v.* Midwest Rubber Reclaiming Company, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-630**. Marvin Garber, petitioner, *v.* United States; and

No. **80-770**. Nicholas Denucci, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-635**. Michael Reese Physicians and Surgeons and Lawrence Ferguson, petitioners, *v.* Arthur F. Quern, etc. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-637**. Sunnyside Valley Irrigation District, petitioner, *v.* Kittitas Reclamation District, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-643**. D. J. Stratos, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-646**. John R. Connor, petitioner, *v.* George Warren, Administrator, Estate of Mary A. Connor, deceased, et al. Petition for writ of certiorari to the Supreme Court of New Jersey denied.

No. **80-648**. European Trade Specialists, Inc., and Kunzle & Tasin, petitioners, *v.* United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **80-650**. John R. Connor, petitioner, *v.* Edward J. Flynn. Petition for writ of certiorari to the Supreme Court of New Jersey denied.

No. **80-655**. Nicholas J. Nickolaou and Audrey Lombardi, petitioners, *v.* Securities and Exchange Commission. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-661**. George Banta Company, Inc., Banta Division, petitioner, *v.* National Labor Relations Board, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-670**. William Widmer, petitioner, *v.* New York. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, First Judicial Department, denied.

No. **80-672**. Yun Chi Foxx, petitioner, *v.* District Court of the State of Nevada for the Eighth Judicial District (Redd Foxx, Real Party in Interest). Petition for writ of certiorari to the Supreme Court of Nevada denied.

No. **80-674**. Laredo Packing Company, petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-680**. Jack Werner, petitioner, *v.* Upjohn Company, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-683**. Consolidated Farmers Mutual Insurance Company, et al. petitioners, *v.* Anchor Savings Association, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-684**. Sheldon Perluss, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-686**. Craig R. Morrison, petitioner, *v.* Pennsylvania. Petition for writ of certiorari to the Superior Court of Pennsylvania, Philadelphia Office, denied.

No. **80-688**. Corporacion Venezolana de Fomento, petitioner, *v.* Merban Corporation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-690**. Donald G. Hatten, et al., petitioners, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-694**. Oprel Wood, petitioner, *v.* Doris Lee Wood. Petition for writ of certiorari to the District Court of Appeal of Florida, Second District, denied.

No. **80-695**. Aleda Payne, petitioner, *v.* John W. Weinstock. Petition for writ of certiorari to the District Court of Appeal of Florida, Second District, denied.

No. **80-700**. Eligah R. Rowry, petitioner, *v.* United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-703**. Richard A. Lauchli, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-706**. Industrial Tile, Inc., petitioner, *v.* John Stewart, et al. Petition for writ of certiorari to the Supreme Court of Alabama denied.

No. **80-707**. Eileen Brady, etc., petitioner, *v.* Jane Doe, a pseudonym. Petition for writ of certiorari to the Court of Civil Appeals of Texas, Fourteenth Supreme Judicial District, denied.

No. **80-708**. Rocco Catene, etc., petitioner, *v.* Capitol Industries, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-711**. Rittenhouse Consulting Enterprises, Ltd., et al., petitioners, *v.* New Jersey State Commission of Investigation. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-712**. Peter J. Abdella, petitioner, *v.* Wisconsin. Petition for writ of certiorari to the Court of Appeals of Wisconsin, District III, denied.

No. **80-713**. Huron Die Casting, Inc., et al., petitioners, *v.* Creditors' Committee of Huron Die Casting, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-718**. James O. Hewitt, et al., petitioners, *v.* City of Escondido. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, denied.

No. **80-721**. Michael Muldoon Elder, dba Vorpall Galleries, petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-723**. Alfred Patricelli, petitioner, *v.* Mecca Limited, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-724**. Anabel McCutcheon, petitioner, *v.* Board of Education, City of Chicago, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-729**. Alvin J. Owen, Sr., Administrator, etc., petitioner, *v.* Robert W. Meserve, et al., Trustees of the Property of the Boston and Maine Railroad Corporation. Petition for writ of certiorari to the Supreme Judicial Court of Massachusetts denied.

No. **80-736**. Andrew Spence, petitioner, *v.* Securities and Exchange Commission. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-740**. James Donald Eckman, petitioner, *v.* United States;

No. **80-5484**. Howard Gregory Blum, petitioner, *v.* United States; and

No. **80-5491**. Peter J. Machi, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-743**. Samuel Shapiro, et ux., petitioners, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-744**. Raymond Alvin Arciniega, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-748**. Golda M. Root, petitioner, *v.* Western Conference of Teamsters Pension Trust Fund. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-755**. Ralph De Simone, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-774**. Hughes Aircraft Company, et al., petitioners, *v.* Messerschmitt-Boelkow-Blohm, GmbH. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-775**. Concetta Ciaffoni, et al., petitioners, *v.* Elizabeth Cowden, et al. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Western District, denied.

No. **80-787**. Eugene B. Dinkin, petitioner, *v.* Dinu Ganea, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-790**. Fred Hazard, petitioner, *v.* Margaret C. Hazard. Petition for writ of certiorari to the Court of Appeals of North Carolina denied.

No. **80-796**. Joseph Zicarelli, petitioner, *v.* Christopher Dietz, Chairman, New Jersey Parole Board, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-799**. Matthew Maselli, petitioner, *v.* Connecticut. Petition for writ of certiorari to the Supreme Court of Connecticut denied.

No. **80-800**. Biometric Affiliated Research Laboratories, Inc., and Lidia Vazquez, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-803**. Charles E. Greenawalt, et al., petitioners, *v.* John A. Pawlak and James Stafford. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-807**. Herschel Blumberg, et al., petitioners, *v.* Prince George's County, Maryland, et al. Petition for writ of certiorari to the Court of Appeals of Maryland denied.

No. **80-811**. John Long, et al., petitioners, *v.* Larry Arcell, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-825**. Samuel A. Bithoney, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **80-826**. Nino V. Tinari, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-829**. Fred Del Genio, petitioner, *v.* United States Bureau of Prisons, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-855**. John Anton, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-856**. John Paul "J.P." Murrell, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-867**. Kirk M. Jackstadt, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-882**. Edler Industries, Inc., et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-888**. James D. Rowbotham, petitioner, *v.* American Airlines, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-899**. Harold Perlstein, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-909**. Ernesto Tercero, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-910**. Calavo Growers of California, petitioner, *v.* Generali Belgium, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-912**. Thomas Edward Sisk, petitioner, *v.* United States; and

No. **80-917**. Charles Benson, Jr., and Charles Frederick Taylor, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-916**. William "Billy" DiNardi, Sr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5136**. Humberto Perez, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-5219**. Paul Samuel Mims, petitioner, *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, First District, denied.

No. **80-5232**. Jane Marie Hirtzer, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied.

No. **80-5269**. Henry R. Boulware, petitioner, *v.* South Carolina. Petition for writ of certiorari to the Supreme Court of South Carolina denied.

No. **80-5282**. Charles James Mitchell, petitioner, *v.* North Carolina. Petition for writ of certiorari to the Supreme Court of North Carolina denied.

No. **80-5306**. Richard Brewer, petitioner, *v.* Roger T. Overberg, Superintendent, London Correctional Institution. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5324**. James Park, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, Third District, denied.

No. **80-5327**. Jerry Dwayne Baxter, petitioner, *v.* W. J. Estelle, Jr., Director, Texas Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5338**. Kenneth W. Sparks, petitioner, *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. **80-5339**. Thomas Devine, petitioner, *v.* New York. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, First Judicial Department, denied.

No. **80-5353**. Marvin Barth, petitioner, *v.* Wisconsin. Petition for writ of certiorari to the Court of Appeals of Wisconsin, District II, denied.

No. **80-5379**. Lyndale Walker, petitioner, *v.* A. L. Lockhart. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-5381**. Samuel M. Copeland, petitioner, *v.* Iowa. Petition for writ of certiorari to the District Court of Polk County, Iowa, denied.

No. **80-5388**. Larry Tinsley, petitioner, *v.* Connecticut. Petition for writ of certiorari to the Supreme Court of Connecticut denied.

No. **80-5398**. James Edward Wilks, petitioner, *v.* Thomas Israel, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-5405**. Jose H. Soto Matos, petitioner, *v.* William H. Fauver, et al. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. **80-5410**. Jose Burgos, petitioner, *v.* Harold W. Follette, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-5429**. Frances Veronica De Gideo, petitioner, *v.* Altemose Construction Co. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-5470**. Joseph Smith, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-5481**. Willie Wilkins, petitioner, *v.* Robert L. Hinton, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-5494**. Robert Hamilton Bryant, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5498**. Clarence Whitfield, petitioner, *v.* United States. Petition for writ certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **80-5499**. Michael Glenn Keith, petitioner, *v.* Donald E. Bordenkircher, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-5504**. Charles Francis Frazier, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-5510**. John Bolton Arrington, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5511**. Lue Elbert Sullivan, petitioner, *v.* Frank C. Blackburn, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5516**. Paul D. Elcan, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5517**. J. Paul Scott, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-5518**. Victor Harvey Smith, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-5531**. Paul J. Yost, Jr., petitioner, *v.* Donald Bordenkircher, Warden. Petition for writ of certiorari to the Supreme Court of Appeals of West Virginia denied.

No. **80-5570**. Jerra McCrea Lyles, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-5577**. Roland R. Wiley III, petitioner, *v.* Kansas. Petition for writ of certiorari to the Supreme Court of Kansas denied.

No. **80-5606**. Ronald E. Edwards, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, Third District, denied.

No. **80-5610**. Richard Less, petitioner, *v.* Donald E. Bordenkircher, Warden. Petition for writ of certiorari to the Supreme Court of Appeals of West Virginia denied.

No. **80-5612**. In Re Ewaar S. Gambaro, etc., petitioner. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. **80-5622**. Paul Michael Hoover, petitioner, *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **80-5623**. Joseph Pena, petitioner, *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. **80-5624**. Edward Watson, petitioner, *v.* Michael I. Schaffer Co., Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-5626**. James Alexander, petitioner, *v.* West Virginia Board of Probation and Parole. Petition for writ of certiorari to the Supreme Court of Appeals of West Virginia denied.

No. **80-5627**. Charles Edwards Miles, petitioner, *v.* Vinson Thompson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5629**. Donald Ray Barnes, petitioner, *v.* Hoyt C. Cupp, Superintendent, Oregon State Penitentiary. Petition for writ of certiorari to the Court of Appeals of Oregon denied.

No. **80-5634**. Aubrey Henderson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-5636**. James Mitchell, petitioner, *v.* Harold J. Smith, Superintendent, Attica Correctional Facility, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-5639**. Thomas Franklin Hammitt, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Third Appellate District, denied.

No. **80-5641**. John Doe, petitioner, *v.* Charlotte West, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-5646**. Henry Albert Smith, petitioner, *v.* James C. Woodward, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-5650**. Carlos J. Gonzalez, Jr., petitioner, *v.* Edward Hammock, Chairman, New York State Board of Parole. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-5652**. John L. Arthur, Jr., petitioner, *v.* Georgia. Petition for writ of certiorari to the Court of Appeals of Georgia denied.

No. **80-5654**. Roy Lee Williams, petitioner, *v.* Kentucky. Petition for writ of certiorari to the Supreme Court of Kentucky denied.

No. **80-5657**. Jasper Lee Barner, petitioner, *v.* L. V. Stephenson, Superintendent, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-5666**. Maurice B. Pharr, petitioner, *v.* Thomas R. Israel, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-5667**. Pamela Gray, petitioner, *v.* Ohio. Petition for writ of certiorari to the Court of Appeals of Ohio, Hamilton County, denied.

No. **80-5678**. E. Lee Hyden, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5679**. Donnell Thomas, petitioner, *v.* Harold Cardwell, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-5682**. Clarence Franklin McNeal, petitioner, *v.* Donald E. Bordenkircher, Warden. Petition for writ of certiorari to the Supreme Court of Appeals of West Virginia denied.

No. **80-5684**. Stanley Beaven, petitioner, *v.* Donald E. Bordenkircher, Warden. Petition for writ of certiorari to the Supreme Court of Appeals of West Virginia denied.

No. **80-5685**. Gary White, petitioner, *v.* Lackland Bloom, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-5686**. Barry Archie, petitioner, *v.* Wisconsin. Petition for writ of certiorari to the Court of Appeals of Wisconsin denied.

No. **80-5687**. Phillip Plies, petitioner, *v.* Pine Tree Motel, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-5691**. Richard Gibson, petitioner, *v.* Massachusetts. Petition for writ of certiorari to the Supreme Judicial Court of Massachusetts denied.

No. **80-5692**. Joseph L. Boyd, petitioner, *v.* City and County of Denver, Colorado, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-5698**. Johnny Williamson, petitioner, *v.* J. O. Davis, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5703**. Charles McGugan, petitioner, *v.* Ohio. Petition for writ of certiorari to the Court of Appeals of Ohio, Cuyahoga County, denied.

No. **80-5704**. James Earl McGee, petitioner, *v.* W. J. Estelle, Jr., Director, Texas Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5706**. Virgil Cochran, petitioner, *v.* City of Akron. Petition for writ of certiorari to the Court of Appeals of Ohio, Summit County, denied.

No. **80-5709**. Isaac Dwain Wilson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-5710**. Guillermo Aillon, petitioner, *v.* Connecticut. Petition for writ of certiorari to the Supreme Court of Connecticut denied.

No. **80-5714**. Virgil Lee Evans, petitioner, *v.* Charles E. Anderson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5716**. Rudolph Baloun, et al., petitioners, *v.* General Motors Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5720**. Alkaniah El Stover, petitioner, *v.* Florida. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **80-5721**. Reginald Randolph Meredith, petitioner, *v.* Stephen T. Smith, Superintendent, Kentucky State Penitentiary. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5731**. Terry Dale Norris, petitioner, *v.* Michigan. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. **80-5732**. George Roseman, petitioner, *v.* Ohio. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **80-5733**. Mary Hudson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-5734**. Orlando Johnson, petitioner, *v.* Cuyahoga County, Inc., Ohio, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5735**. Calvin Buchanan, petitioner, *v.* Gary Searcy and Harold W. Angell. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5736**. Orlando Johnson, petitioner, *v.* United States District Court for the Northern District of Ohio. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5737**. Gary R. Paro, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-5738**. Monte C. Napoleon, petitioner, *v.* United States. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **80-5739**. Carolyn Amos, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5744**. Diana Frazier, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-5745**. Richard Atkins, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-5749**. Benny Martinez, petitioner, *v.* Harold J. Smith, Superintendent, Attica Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-5753**. Charles Rouse, petitioner, *v.* United States; and

No. **80-5754**. Tyrone Adderly and Bobby Lee James, petitioners, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-5756**. John W. Ford, petitioner, *v.* Donald E. Bordenkircher, Warden. Petition for writ of certiorari to the Supreme Court of Appeals of West Virginia denied.

No. **80-5759**. Joseph J. Berzito, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-5760**. Patrick M. Roberts, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-5761**. Billy W. Gray, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5766**. Thomas E. Sims, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5771**. Lloyd Marcum Chipman, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-5772**. Judy Dukes, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-5774**. Orié Thomas, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5776**. Roland Hammork, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-5784**. John Wayne Bingham, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-5786**. Tommy Dozier, petitioner, *v.* Dewey Sowders, Superintendent, Kentucky State Penitentiary. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5788**. Oliver R. Bennett, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5792**. Peter R. Johl, petitioner, *v.* Town of Groton, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-5797**. Wiley Ulmer, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5804**. Lawrence Eyrich, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-5806**. Pablo Emassas, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-5832**. Aubrey Joe Allen, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5837**. Nayyer Iqbal, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5838**. Marion Ferrell, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-5843**. Carl Eugene Hines, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-5844**. Larry Zitek, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-5866**. Raymond V. Proca, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-5867**. Miguel Vasquez Morales, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 79-1922. Central of Georgia Railroad Company, petitioner, *v.* James E. Hendley. Motion of National Railway Labor Conference for leave to file a brief, as *amicus curiae*, granted. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 79-2014. Raymond W. Anderson and Paul W. Keve, petitioners, *v.* Thomas H. Winsett. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied. Dissenting opinion by Justice White with whom Justice Rehnquist joins. The Chief Justice would grant certiorari and reverse the judgment summarily.

No. 79-2059. American Electric Power Company, Inc., et al., petitioners, *v.* City of Mishawaka, Indiana, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied. Justice White would grant certiorari.

No. 80-174. California, petitioner, *v.* Patrick, Steven W. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied. The Chief Justice would grant certiorari and reverse the judgment. Justice Blackmun would grant certiorari and set the case for oral argument.

No. 80-233. Michigan, petitioner, *v.* Willie Ellis James Walton. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the Court of Appeals of Michigan denied.

No. 80-382. General Public Utilities Corporation, et al., petitioners, *v.* Susquehanna Valley Alliance, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied. Dissenting opinion by Justice Rehnquist with whom the Chief Justice and Justice Powell join.

No. 80-410. Myron E. Wasserman, Trustee, petitioner, *v.* Diane Margaret Washington, aka Joann Washington. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 80-747. Michigan, petitioner, *v.* Elva Jean Anderson. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. 80-872. Illinois, petitioner, *v.* Johnny Lee Savory. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the Appellate Court of Illinois, Third District, denied.

No. **80-293**. Unitex Limited, et al., petitioners, *v.* Dan River, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied. Justice Powell took no part in the consideration or decision of this petition.

No. **80-499**. George R. Williams, et al., petitioners, *v.* Pacific Maritime Association, et al. Motion of Teamsters for a Democratic Union, et al. for leave to file a brief, as *amici curiae*, granted. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-521**. Loudoun Times-Mirror, et al., petitioners, *v.* Arctic Company, Ltd., t/a Iroquois Research Institute. Motion of Reporters Committee for Freedom of the Press, et al. for leave to file a brief, as *amici curiae*, granted. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-529**. Calgon Corporation, petitioner, *v.* Lawrence E. Davis. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied. Justice Stewart took no part in the consideration or decision of this petition.

No. **80-628**. Cowles Communications, Inc., petitioner, *v.* Joseph L. Alioto. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Justice Stewart took no part in the consideration or decision of this petition.

No. **80-788**. Adams Extract Company, et al., petitioners, *v.* Charles J. Franey and Alex Hopkins. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Justice Stewart took no part in the consideration or decision of this petition.

No. **80-620**. John J. Ayoob, et al., petitioners, *v.* Patricia Morrison, et al. Motion of Pennsylvania Bar Association for leave to file a brief, as *amicus curiae*, granted. Motion of Pennsylvania Conference of Trial Judges for leave to file a brief, as *amicus curiae*, granted. Motion of Alexander F. Barbieri for leave to file a brief, as *amicus curiae*, granted. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied. Justice Blackmun would grant certiorari.

No. **80-730**. Robert L. Heleringer, petitioner, *v.* Kentucky Bar Association. Petition for writ of certiorari to the Supreme Court of Kentucky denied. Justice Brennan would grant certiorari.

No. **80-791**. Martin Blitstein, petitioner, *v.* United States. Motion of National Association of Criminal Defense Lawyers, Inc. for leave to file a brief, as *amicus curiae*, granted. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-5098**. George Green, petitioner, *v.* Oklahoma. Petition for writ of certiorari to the Court of Criminal Appeals of Oklahoma denied. Justice Brennan, Justice Marshall and Justice Blackmun would grant certiorari.

No. **80-5307**. James Lee Livingston, petitioner, *v.* Oklahoma, et al. Petition for writ of certiorari to the Court of Criminal Appeals of Oklahoma denied. Justice Brennan, Justice Marshall and Justice Blackmun would grant certiorari.

No. **80-5520**. Robert Lee Massie, petitioner, *v.* George Sumner, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Dissenting statement by Justice Brennan and Justice Marshall.

No. **80-5565**. Robert Wayne Williams, petitioner, *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied. Dissenting statement by Justice Brennan and Justice Marshall.

No. **80-5605**. Carl Elson Shriner, petitioner, *v.* Florida. Petition for writ of certiorari to the Supreme Court of Florida denied. Dissenting statement by Justice Brennan and Justice Marshall.

No. **80-5644**. David Peek, petitioner, *v.* Walter Zant, Warden. Petition for writ of certiorari to the Supreme Court of Georgia denied. Dissenting statement by Justice Brennan and Justice Marshall.

No. **80-5672**. Roger Collins, petitioner, *v.* Georgia. Petition for writ of certiorari to the Supreme Court of Georgia denied. Dissenting statement by Justice Brennan and Justice Marshall.

No. **80-5674**. Paul Roland Hamilton, petitioner, *v.* Georgia. Petition for writ of certiorari to the Supreme Court of Georgia denied. Dissenting statement by Justice Brennan and Justice Marshall.

No. **80-5715**. Colin Clark, petitioner, *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied. Dissenting statement by Justice Brennan and Justice Marshall.

No. **80-5751**. Timothy George Baldwin, petitioner, *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied. Dissenting statement by Justice Brennan and Justice Marshall.

No. **80-5778**. Joseph Wilson, Jr., petitioner, *v.* Georgia. Petition for writ of certiorari to the Supreme Court of Georgia denied. Dissenting statement by Justice Brennan and Justice Marshall.

#### PETITION FOR WRIT OF HABEAS CORPUS DENIED

No. **80-5780**. In Re Roger Aldworth Beach, petitioner. Petition for writ of habeas corpus denied.

## PETITIONS FOR WRITS OF MANDAMUS DENIED

No. **80-5700**. In Re Theodore Payton, petitioner.

No. **80-5769**. In Re Restoney Robinson, petitioner.

No. **80-5770**. In Re Arthur F. Jackson, petitioner. Petitions for writs of mandamus denied.

## REHEARINGS DENIED

No. **79-1820**. George H. Badger, petitioner, *v.* United States and Betty M. Mildenhall;

No. **79-1857**. Alcoa Steamship Company, Inc., petitioner, *v.* M/V Nordic Regent, etc., et al.;

No. **79-2047**. Helen H. Simmons, petitioner, *v.* Iowa, et al.;

No. **79-6704**. Johnny Mack Westbrook, petitioner, *v.* Charles Balkcom, Warden;

No. **79-6715**. Alvin Culberson, petitioner, *v.* Mississippi;

No. **79-6872**. Josie W. Thomas, petitioner, *v.* Edmund S. Muskie, Department of State, et al.; and

No. **79-6873**. Josie W. Thomas, petitioner, *v.* Edmund S. Muskie, Department of State, et al.;

No. **79-6884**. Keith Fair, petitioner, *v.* Georgia;

No. **80-137**. Department of Transportation and Development of Louisiana, petitioner, *v.* Beard-Poulan, Inc.;

No. **80-166**. John Colby, petitioner, *v.* Patricia Roberts Harris, Secretary of Health and Human Services;

No. **80-296**. Empresas Electronicas Walser, Inc., et al., petitioners, *v.* United States;

No. **80-313**. Charles Sutton, appellant, *v.* Joint Bar Association Grievance Committee for the Second and Eleventh Judicial Districts;

No. **80-321**. Sydell Stone, et al., petitioners, *v.* James B. Graham, Superintendent of Public Instruction of Kentucky;

No. **80-322**. Stephen Paul Korn, appellant, *v.* Ohio;

No. **80-334**. Milton Silverman, petitioner, *v.* United States;

No. **80-344**. Quinault Pacific Corporation, et al., petitioners, *v.* Aetna Business Credit, Inc., et al.; and

No. **80-345**. Quinault Pacific Corporation, et al., petitioners, *v.* Aetna Business Credit, Inc., et al.;

No. **80-438**. Genevieve Graydon, petitioner, *v.* Pasadena Development Agency, et al. (Ernest W. Hahn, Real Party in Interest);

- No. **80-556**. Central Liquor Company, et al., petitioners, *v.* United States;
- No. **80-5061**. Dennis O'Connor, et ux., appellants, *v.* Palludan Corporation;
- No. **80-5151**. Alfred W. Baun, petitioner, *v.* Benjamin R. Civiletti, Attorney General of the United States, et al.;
- No. **80-5256**. Shirl Ann Sanders, et al., petitioners, *v.* Cynthia Kay Hankins;
- No. **80-5308**. Richard P. Becker, appellant, *v.* Blythe H. Evans, Jr.;
- No. **80-5356**. Belton Richard Blakney, petitioner, *v.* School District of Philadelphia;
- No. **80-5357**. Belton R. Blakney, petitioner, *v.* School District of Philadelphia;
- No. **80-5384**. Johnny Woodard, Jr., petitioner, *v.* Wachovia Bank & Trust Co., et al.;
- No. **80-5404**. Louis Pana, petitioner, *v.* Julius T. Cuyler, et al.;
- No. **80-5406**. Peter R. Johl, petitioner, *v.* Shirley Perkins;
- No. **80-5407**. Frank David Lee Patterson, Sr., petitioner, *v.* Joseph L. Mercer III, et al.;
- No. **80-5408**. Arnold Stevens Peters, petitioner, *v.* Bank of America National Trust and Savings Association, et al.;
- No. **80-5427**. Daniel Carl Roberts, appellant, *v.* C. W., McCoy, et al.;
- No. **80-5440**. Shao Fen Chin, etc., appellant, *v.* St. Luke's Hospital Center, et al.;
- No. **80-5528**. William E. Conrad, appellant, *v.* Peter W. Rodino, Jr., et al.; and
- No. **80-5529**. William E. Conrad, appellant, *v.* Jimmy Carter, President of the United States; and
- No. **80-5532**. Clarence J. Mahl, Jr., petitioner, *v.* Board of Trustees of Fire Fighters Pension and Relief Fund for the City of New Orleans. Petitions for rehearing denied.
- No. **80-337**. Peter M. Roberts, petitioner, *v.* Sears, Roebuck and Co. Petition for rehearing denied. Justice Stewart took no part in the consideration or decision of this petition.
- No. **79-1750**. Robert E. Fingar, petitioner, *v.* Seaboard Coast Line Railroad Company; and

No. 80-297. Clarence H. Holding, petitioner, *v.* BVA Credit Corporation, et al. Petitions for rehearing denied. Justice Powell took no part in the consideration or decision of these petitions.

No. 79-6562. Chester Kulwicz, petitioner, *v.* Air Line Pilots Association; and

No. 79-6727. Chester Kulwicz, petitioner, *v.* United Air Lines, Inc. Motion for leave to file a petition for rehearing denied.

ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
George Sassoor Aaron	Sherman Oaks, Calif.	Robert Herman Silver
Glenn Deane Abraham	Port Townsend, Wash.	John F. Raymond
Howland Wilson Abramson	Philadelphia, Pa.	Tyler Ewell Wren
John A. Ackerly	Stamford, Conn.	Anthony A. Piazza
Cameron Adair	Houston, Tex.	Thomas Alan Morris
John Howard Adams	Miami, Fla.	Guy Burdette Bailey, Jr.
Jacqueline S. Akins	Houston, Tex.	Kenneth G. Engerrand
Robert Dale Bacon	Anchorage, Alaska	Carol Sophie Bruch
Don L. Baker	Austin, Tex.	L. Alvis Vandygriff
Worth Durham Banner	Norfolk, Va.	Allan S. Reynolds
Alice Suet Yee Barkley	San Francisco, Calif.	Burk E. Delventhal
Gerald Lewis Bass	Encino, Calif.	Robert Jay Federman
Ronnie Keith Batchelor	Decatur, Ga.	Millard Courtney Farmer, Jr.
Jere L. Beasley	Montgomery, Ala.	Allen W. Howell
Dennis P. Bedell	Washington, D.C.	Mark Lewis Evans
Heriberto Febus Bernardini	Ponce, P.R.	William Nunez Colon
Cecil A. Blye, Sr.	Louisville, Ky.	Daniel Milton Kinmonth

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
David Lawrence Botsford	Dallas, Tex.	Emmett Colvin, Jr.
Daniel Franklin Brent David L. Bresler	Morristown, N.J. St. Petersburg, Fla.	Luke T. Nitti William A. Gillen
Charles Patrick Bridge Malcolm D. Brown	Buffalo, N.Y. Bloomfield Hills, Mich.	Michael J. Brown Russ Edward Boltz
Patrick T. Burke	Suffern, N.Y.	Judge Robert J. Stolarik
Ramon Clark Calafell, Jr.	Tampa, Fla.	Anthony W. Cunningham
Colin Reid Campbell	San Francisco, Calif.	Bruce D. Wagner
Michael Wayne Cannaday	Collinsville, Va.	Cary Jacquelin Randolph
Samuel Hebard Carter	Columbia, S.C.	T. Eston Marchant, Jr.
Thomas L. Chapple	Rochester, N.Y.	Robert Charles Bernius
William John Chickering	Bridgeport, Conn.	Edward Terry Durant
Patrick Emmett Clarke	Wichita Falls, Tex.	Marvin Alder Rogers
Arthur Louis Conduzio	Lake George, N.Y.	Norbert J. Kahn
Terrence Michael Connors Howard Ervin Cook Patrick J. Cooney	New York, N.Y. Norcross, Ga. Brooklyn, N.Y.	Richard E. Moot J. L. Edmondson Lloyd Edward Constantine
R. Brent Cooper	Dallas, Tex.	James Edgar Cowles
John F. Costello	Silver Spring, Md.	James Kieran Foley
Glenn Terry Cutter John Adam Cvejanovich Rafael E. Davila Thomas	Indianapolis, Ind. Covington, La. San Juan, P.R.	Donald F. Foley Philip E. Pfeffer Rafael A. Vila Carrion
William L. Davis Angela Desmond Jay G. Destribats Robert James Deutsch	Lexington, Ky. Washington, D.C. Trenton, N.J. Hendersonville, N.C.	Brian T. Corrigan Irving M. Pollack Frank Mancino John Albert Powell

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Bertram Diamond	Stamford, Conn.	Isadore Michael Mackler
James Edward Dickson	Little Rock, Ark.	John Steven Clark
Joseph Smart Dinsmore III	Boston, Mass.	George E. Brankey
John G. DiPersia	Boston, Mass.	Charles R. Armstrong
Russell Lionel Dornier	Baton Rouge, La.	Tom F. Phillips
C. Powers Dorsett	West Point, Ga.	Christopher N. Zodrow
Robert Hartwell Downer, Jr.	Charlottesville, Va.	E. Gerald Tremblay
James Edward Duggan	Amherst, N.H.	Francis Dane Buck, Jr.
Kristin Hagelin Earls	Rochester, N.Y.	Robert Charles Bernius
Ronald Louis Ellis	New York, N.Y.	Jack Greenberg
Richard Oren Erdmann	Urbana, Ill.	J. Steven Beckett
Dana Anderson Fabe	Anchorage, Alaska	Lawrence John Kulik
William A. Farrell	Providence, R.I.	Thomas D. Pucci
James M. Field	Baton Rouge, La.	Tom E. Phillips
Steven J. Fishman	Bloomfield Hills, Mich.	Russ Edward Boltz
Herbert H. Fitz	Los Angeles, Calif.	John J. Costanzo
Francis James Foley	Washington, D.C.	Mark C. Rutzick
Thomas F. X. Foley	Colts Neck, N.J.	Lee W. Shelly
Robert J. Freckerick	Seattle, Wash.	Thomas Samuel Zilly
Guy R. Friddell III	Norfolk, Va.	Richard B. Spindle III
Gerald B. Gallagher	Acton, Mass.	Leonard E. Rae
Gerald A. Garcia	Harlingen, Tex.	David Gray Hall
Robert W. Gardner, Jr.	Ayer, Mass.	Albert P. Zabin
Leon Gary, Jr.	Baton Rouge, La.	Tom F. Phillips
Richard Edward Gattis	San Diego, Calif.	George S. Delafield
Stephen Donohoe Gay	Peoria, Ill.	John Christopher Mulgrew, Jr.
James Hamilton Geary	Kalamazoo, Mich.	John C. Howard

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Richard Neill George	Rochester, N.Y.	Robert Charles Bernius
Frederick A. Gertz	Hilton Head Island, S.C.	Emory M. Sneedon
Nathalie Preston Gilfoyle	Washington, D.C.	Timothy James Waters
David J. Goldberg	Princeton, N.J.	Ronald Berman
Loren Scott Golden	West Dundee, Ill.	Eugene Thomas Devitt
John Gordon Gomila, Jr.	New Orleans, La.	John C. Combe, Jr.
Richard Lanahan Goodman	Cincinnati, Ohio	Ronald David Major
Brian H. Goral	Denver, Colo.	Max P. Zall
Michael Joseph Gorla	St. Louis, Mo.	Richard Lee Geissal, Jr.
Jack Allton Gottschalk	Livingston, N.J.	Donald S. Coburn
Frederic Gover	Dallas, Tex.	Joseph F. Canterbury, Jr.
Leonardo Gravier	Miami, Fla.	Ricardo Martinez-Cid
Larry J. Green	Covington, La.	William McM. King
Lawrence Phillip Gulotta	Calumet City, Ill.	Jerry L. Lambert
Luis Martinez Guzman	El Paso, Tex.	C. Frank Reifsnnyder
Terry C. Hallenbeck	Duluth, Minn.	Conrad M. Fredin
Lewis A. Halpern	Paramus, N.J.	Sterling Johnson, Jr.
Richard Faust Hamilton	Hamilton Township, N.J.	Frank P. Mancino
William Joseph Hamlin	New Orleans, La.	Benjamin Richard Slater, Jr.
Brian Lee Hansen	Seattle, Wash.	Peter Herold Haller
Thomas Emil Harrison, Jr.	New York, N.Y.	Charles I. Sherman
James E. Hartley	Denver, Colo.	Gordon G. Greiner
Albert Thomas Henley	San Jose, Calif.	Richard J. Wylie
John J. Higgins, Jr.	Omaha, Nebr.	Donald P. Lay

Sutton Goodrich Hilyard, Jr.	Orlando, Fla.	Alton G. Pitts
Christopher A. Hughes	New York, N.Y.	George B. Finnegan, Jr.
A. Woodson Isom, Jr.	Tampa, Fla.	Morris E. White
Brandon C. Janes	Austin, Tex.	Kenneth Ross Carr
Charles W. Johns	Philadelphia, Pa.	Tyler Eweel Wren
Carol Ann Johnson	Anchorage, Alaska	Suzanne Cherot Pestinger
Douglas Edward Jones	Nashville, Tenn.	Charles Patrick Flynn
Abraham Jack Kalfus	Virginia Beach, Va.	Charles N. Cooper
Eddie Kaminsky	Orlando, Fla.	Robert A. Mandell
Martin H. Kaplan	New York, N.Y.	David Greene
Jeffrey Stever Karp	New York, N.Y.	Thomas C. Greble
Alan B. Katz	New York, N.Y.	Philip Adler
Celia W. Katz	Denver, Colo.	Christa Dagmar Taylor
Jeffrey Hugh Kaufman	Columbia, Md.	Margaret Muth Laurence
David John Kaotter	Washington, D.C.	John C. Danforth
Paul F. Kenney	Boston, Mass.	Timothy J. Murphy
David Spencer Kidder	Dallas, Tex.	George Camp Chapman
James Walter Kiser	Boise, Idaho	Howard I. Manweiler
Wesley Gene Knize	Ennis, Tex.	William Forrester Hancock
Stuart R. Korshak	Los Angeles, Calif.	Lawrence D. Solomon
Robert E. Kostin	Pontiac, Mich.	James S. Thorburn
Warren Douglas Krebs	Zionsville, Ind.	Willett H. Parr, Jr.
Walter James Kruger III	Charleston, S.C.	David L. DeVane
Charles Allen Landry	Baton Rouge, La.	Tom F. Phillips
David L. Lee	Chicago, Ill.	Ronald Butler
Victor M. Lefkowitz	Winston-Salem, N.C.	Renn Drum, Jr.
David N. Levine	Atlanta, Ga.	Charles Long- street Weltner

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Gregg H. Levy	Columbus, Ohio	Michael Boudin
Robert Bradley Lewis	Bogalusa, La.	Richard F. Knight
Ted Catlett Litton	Houston, Tex.	Edward D. Vickery
Charles Eugene Loftin	Jacksonville, Fla.	Mattox S. Hair
William G. Lowerre	Houston, Tex.	William P. Cannon
Ronald J. Maciel	Hanford, Calif.	Charles Maxwell Berg
Laura W. S. Macklin	Washington, D.C.	Florence Wagman Roisman
Sue Ann Mahaffey	Bethesda, Md.	Edith Mendelson Gelfand
Andrew Charles Mallor	Bloomington, Ind.	John Daniel Tinder
Michael Joseph Maloney	Los Angeles, Calif.	Joseph A. Ball
Jed Robert Mandel	Chicago, Ill.	Martha Pink Mancel
Gene Steven Manheim	Wilton, Conn.	Ross Selwitt Rapaport
Edward Alan Marod	Orlando, Fla.	Davissou F. Dunlap
Elise Jude Mason	Baltimore, Md.	Benjamin L. Brown
Charles David Mayfield	Park Ridge, Ill.	Allen A. Lauterbach
William Patrick Mayo	Washington, N.C.	James Richard Vosburgh
Robert Bennett Mazur	Scarsdale, N.Y.	Bernard William Nussbaum
Earle McCaskill	East St. Louis, Ill.	Billy Jones
William J. McClusky	Adams, N.Y.	Michael W. Schell
Joseph A. McCormick	Tulsa, Okla.	James A. Robinson
Timothy R. McCormick	Dallas, Tex.	Schuyler B. Marshall IV
Newton Glen McCoy	St. Louis, Mo.	C. Marshall Friedman
Patricia Ann Mckinley	Washington, D.C.	Martin E. Rothenberg

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Richard Wellington McLaren, Jr.	Cleveland, Ohio	Charles Fenton Clarke
John H. McLees, Jr.	Fairfax, Va.	Michael Charles Montavon
Edward P. McSweeney	St. Louis, Mo.	Thomas F. Eagleton
Lawrence Lee Mealer	Dallas, Tex.	Fred L. Tinsley, Jr.
Robert Allen Medved	Seattle, Wash.	R. A. Moen
Sylvia Meek	Philadelphia, Pa.	Frank H. Finch III
Anthony James Meyers	Seattle, Wash.	David Boerner
Peter E. Moll	Washington, D.C.	Terrence C. Sheehy
Edward Lewis Moore, Jr.	Cherokee, Okla.	Stephen Jones
John M. Morris III	Jefferson City, Mo.	Paul Robert Otto
Clyde Everett Murphy	New York, N.Y.	Jack Greenberg
Cressey Hime Nakagawa	San Francisco, Calif.	Walter M. Gleason
Gary M. Nateman	Washington, D.C.	Allan A. Rubin
Harvey A. Nathan	Chicago, Ill.	Jerome Schur
Neal H. Nelson, Jr.	Saint Paul, Minn.	David William Thurston
John T. Nolan	Iowa City, Iowa	Marion Robert Neely
Ronald Allen Norman	Los Angeles, Calif.	Scott Alan Wyman
Michael J. O'Connell	Bethel, Maine	Paul R. Dumas, Jr.
R. Ray Orrill, Jr.	New Orleans, La.	Jane Mary Gisevius
Edward John Ozog	Western Springs, Ill.	Philip H. Corboy
Howard Phillip Patinkin	Chicago, Ill.	Stanislaus Thaddeus Kusper, Jr.
Donna L. Paulsen	Cedar Rapids, Iowa	Robert R. Rush
Richard Lee Peel	Russellville, Ark.	James Kent Young
Christine Hope Perdue	Richmond, Va.	Paul Michael Thompson

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Nathaniel Dana Pitnof	Leominster, Mass.	Michael V. Caplette
Domenick J. Porco	New York, N.Y.	Howard Jerome Diller
James G. Pressly, Jr.	Palm Beach, Fla.	Larry Alan Klein
Kenneth O. Privat	Crowley, La.	Nolan J. Edwards
Peggy Elizabeth Purdom	Ashland, Ky.	Porter McLain Gray
Scott Alan Raisher	Kansas City, Mo.	Michael D. Gordon
David Huston Recker	Philadelphia, Pa.	William Sims Richardson
James Owen Redman	Saint Paul, Minn.	Theodore Joseph Collins
Judith Reed	New York, N.Y.	Anthony G. Amsterdam
Warren K. Rich	Annapolis, Md.	Henry Robbins Lord
Karen Rizzo	Los Angeles, Calif.	Eldon Pritikin
Richard Young Roberts	Tuscaloosa, Ala.	Richard Craig Shelby
Joseph James Rodgers	Atlantic City, N.J.	Lawrence M. Perskie
Thomas Lawrence Root	Arlington, Va.	Richard O'Brecht
Martin J. Rubin	Chicago, Ill.	Barbara J. Hillman
Gary G. Sackett	Salt Lake City, Utah	Ray G. Groussman
Rubin Salter, Jr.	Tucson, Ariz.	William Joseph Maledon
C. Robert Satti	New London, Conn.	Edmund W. O'Brien
Donald R. Saxon	Santa Barbara, Calif.	William John Stewart
John G. Schroeder	San Jose, Calif.	Alan L. Nobler
Terrence Steven Schwartz	Miami, Fla.	Lawrence Herbert Rogovin
Steven Lauren Seliger	Quincy, Fla.	Steven Mark Goldstein
David M. Shapiro	Richmond, Va.	James Joseph Kelley II

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Jerrold M. Shapiro	Chicago, Ill.	Edwin Aaron Rothschild
Stan M. Sharoff	Denver, Colo.	Max P. Zall
Michael Steven Silberman	Blue Bell, Pa.	Joseph Weintraub
Robert M. Silverman	Philadelphia, Pa.	M. Mark Mandel
Richard Alan Simon	Orlando, Fla.	John L. Sewell
Paul T. Sissor	Adelphi, Md.	J. Lloyd Niles
Brian L. Smith	Wheaton, Ill.	William Thomas Freeman, Jr.
Joaquin Alfreco Sosa	Los Angeles, Calif.	Clayton I. Robins
Robert Ronald Sparks, Jr.	Falls Church, Va.	Joel Curtis Herge
Abigail Kay Spreyer	Chicago, Ill.	Howard S. Chapman
Mary Elizabeth Stansel	Bessemer, Ala.	Howell Thomas Heflin
Barbara Abigail Stevens	Los Angeles, Calif.	Bruce Morrison Gleason
Samuel J. Stiltner	Seattle, Wash.	Alvin J. Ziontz
Jay Lester Strongwater	Atlanta, Ga.	Samuel Richard Rubin
Marvin A. Tenenbaum	Chicago, Ill.	Joel Martin Flaum
Alfred Verne Tjarks, Jr.	Encino, Calif.	Fred Okrand
Nancy Ann Trease	San Antonio, Tex.	Pat Maloney
Elizabeth Anne Truly	New York, N.Y.	Charles B. Markham
Barry S. Turner	New York, N.Y.	Farrell Craig Glasser
Robert F. Vacchelli	Hartford, Conn.	Richard M. Sheridan
Mark Jude Valponi	Cleveland, Ohio	D. John Travis
John Robert VanWinkle	Greenfield, Ind.	Donald L. Jackson
Robert William Warach	El Paso, Tex.	Raymond C. Caballero
Manning Gilbert Warren III	Birmingham, Ala.	William Douglas Arant
John J. Watkins	Waco, Tex.	James Joseph Sandman
John Jerome Weigel	New Orleans, La.	John C. Combe, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Carol M. Welch	Denver, Colo.	John R. Trigg
James Nicholson Westwood	Portland, Oreg.	Fredric A. Yerke
William Lee Wheeler	Springfield, Ill.	Theodore Raymond LeBlang
Robert Glenn White	San Francisco, Calif.	Joseph L. Wyatt, Jr.
Jack William Windt	Sarasota, Fla.	Robert P. Rosin
John R. Wing	New York, N.Y.	Henry Putzel III
Allan Barnet Winston	New York, N.Y.	Edward J. Kionka
Robert E. Wise, Jr.	Los Angeles, Calif.	Paul M. Coble
John Spencer Wood	Baltimore, Md.	Benjamin L. Brown
Louis B. Youmans	Princeton, N.J.	Ronald Berman
Richard H. Zamboldi	Erie, Pa.	Irving Olds Murphy

The Chief Justice said:

"On behalf of the Court, I announce the retirement of our able and trusted Clerk of the Supreme Court of the United States, Mr. Michael Rodak, as of January 16, 1981. Mr. Rodak has served the Court more than 24 years, and I speak for all of the members of the Court, and the staff of the Court, and for the Bar of the Court in wishing him much happiness and good health in the years ahead.

It is also my pleasure and I am authorized to announce that Mr. Alexander Stevas has been appointed Clerk of the Supreme Court effective January 16 to succeed Mr. Rodak. Mr. Francis Lorson will become Chief Deputy Clerk of the Court succeeding Mr. Stevas.

#### ADMISSIONS TO THE BAR ON ORAL MOTION

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Judy Clare Clarke	San Diego, Calif.	John Joseph Cleary
Craig Eliot Weinerman	San Diego, Calif.	John Joseph Cleary
Wendall Sullivan	Cincinnati, Ohio	Alan R. Vogeler
Robert Renton Baldwin	Chatham Township, N.J.	Thomas Leo Stapleton
Phillip L. Schwartz	New York, N.Y.	Matthew Joel Zinn

## ORAL ARGUMENT

No. 79-5932. John Doe and Jane Roe, appellants, *v.* Delaware. Argued by Mr. Gary A. Myers for the appellants and by Mrs. Regina M. Small for the appellee.

No. 79-6624. Humberto Rosales-Lopez, petitioner, *v.* United States. Argued by Mr. John J. Cleary for the petitioner and by Mr. George W. Jones for the respondent, *pro hac vice*, by special leave of Court.

No. 79-1423. Western and Southern Life Insurance Company, appellant, *v.* State Board of Equalization of California. Argued by Mr. Alan R. Vogeler for the appellant and by Mr. Timothy G. Laddish for the appellee.

No. 79-1977. Frederico Rodriguez, Luis Perez, and Srecko Barulec, petitioners, *v.* Compass Shipping Co., Ltd., et al. Argued by Mr. Martin Lassoff for the petitioners and by Mr. Joseph T. Stearns and Mr. Francis X. Byrn for the respondents.

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Adjourned until tomorrow at 10 o'clock.

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## SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Burger, Justice Brennan, Justice Stewart, Justice White, Justice Marshall, Justice Blackmun, Justice Powell, Justice Rehnquist, and Justice Stevens.

## OPINIONS

No. **79-886**. Upjohn Company, et al., petitioners, *v.* United States, et al. On writ of certiorari to the United States Court of Appeals for the Sixth Circuit. Judgment reversed and case remanded to the Court of Appeals for the further proceedings in conformity with the opinion of this Court. Opinion by Justice Rehnquist. Opinion by Chief Justice Burger concurring in part and concurring in the judgment.

No. **79-1420**. Firestone Tire & Rubber Company, petitioner, *v.* John C. Risjord. On writ of certiorari to the United States Court of Appeals for the Eighth Circuit. Judgment vacated and case remanded to the Court of Appeals with instructions to dismiss the appeal for want of jurisdiction. See *DiBella v. United States*, 369 U.S. at 133. Opinion by Justice Marshall. Opinion by Justice Rehnquist concurring in the result with whom Chief Justice Burger joins.

No. **79-395**. United States, petitioner, *v.* Hazel Morrison. On writ of certiorari to the United States Court of Appeals for the Third Circuit. Judgment reversed and case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Justice White.

No. **79-5949**. John Gregory Watkins, petitioner, *v.* Dewey Sowders, Warden; and

No. **79-5951**. James Willard Summitt, petitioner, *v.* Dewey Sowders, Warden. On writs of certiorari to the United States Court of Appeals for Sixth Circuit. Judgments affirmed. Opinion by Justice Stewart. Dissenting opinion by Justice Brennan with whom Justice Marshall joins.

No. **79-938**. Allstate Insurance Company, petitioner, *v.* Lavina Hague, etc. On writ of certiorari to the Supreme Court of Minnesota. Judgment affirmed. Justice Brennan announced the judgment of the Court and delivered an opinion in which Justice White, Justice Marshall and Justice Blackmun join. Opinion by Justice Stevens concurring in the judgment. Dissenting opinion by Justice Powell with whom Chief Justice Burger and Justice Rehnquist join. Justice Stewart took no part in the consideration or decision of this case.

## ORAL ARGUMENT

No. 79-1890. Cecil D. Andrus, Secretary of Interior, et al., petitioners, *v.* Alaska, et al.; and

No. 79-1904. Kenai Peninsula Borough, petitioner, *v.* Alaska, et al. Argued by Mr. Louis F. Claiborne for the petitioner Andrus and Mr. Charles K. Cranston for the petitioner Kenai Peninsula Borough and by Mr. G. Thomas Koester for the respondents.

No. 79-6779. Walter Little, appellant, *v.* Gloria Streater. Argued by Mr. Jon C. Blue for the appellant and by Mr. Stephen J. McGovern for the appellee.

No. 79-2006. Lloyd Barrentine, et al., petitioners, *v.* Arkansas-Best Freight System, Inc., et al. Argued by Mr. David C. Vladeck for the petitioners and by Mr. S. Walton Maurras for the respondents.

No. 79-1907. Commissioner of Internal Revenue, petitioner, *v.* Portland Cement Company of Utah. Argued by Mr. Stuart A. Smith for the petitioner and by Mr. Dennis P. Bedell for the respondent.

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Adjourned until tomorrow at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

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Present: Chief Justice Burger, Justice Brennan, Justice Stewart, Justice White, Justice Marshall, Justice Blackmun, Justice Powell, Justice Rehnquist, and Justice Stevens.

## ORAL ARGUMENT

No. **79-6740**. Robert Bullington, petitioner, *v. Missouri*. Argued by Mr. Richard H. Sindel for the petitioner and by Mr. James J. Cook for the respondent.

No. **79-6777**. Gary Keith Steagald, petitioner, *v. United States*. Argued by Mr. John Richard Young for the petitioner and by Mr. Andrew L. Frey for the respondent.

No. **80-5060**. Lonnie Joe Carter, petitioner, *v. Kentucky*. Argued by Mr. Kevin Michael McNally for the petitioner and by Mr. Robert V. Bullock for the respondent.

No. **80-83**. Edmund S. Muskie, Secretary of State of the United States, petitioner, *v. Philip Agee*. Argued by Mr. Solicitor General Wade H. McCree, Jr., for the petitioner and by Mr. Melvin L. Wulf for the respondent.

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Adjourned until Monday, January 19, 1981 at 10 o'clock.

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## SUPREME COURT OF THE UNITED STATES

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Present: Chief Justice Burger, Justice Brennan, Justice Stewart, Justice White, Justice Marshall, Justice Blackmun, Justice Powell, Justice Rehnquist, and Justice Stevens.

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The Chief Justice said :

“Today’s orders of the Court have been certified by the Chief Justice, filed with the Clerk and will not be announced orally.”

## OPINION PER CURIAM

No. 80-5618. George Mariscal, petitioner, *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit. The motion of petitioner for leave to proceed *in forma pauperis* and the petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit are granted. Judgment vacated and case remanded to the Court of Appeals for reconsideration of the applicability of the “concurrent sentence” doctrine to a conviction conceded by the United States to be erroneous. Opinion *per curiam*. Dissenting opinion by Justice Rehnquist. Justice White dissents, essentially for the reasons stated by Justice Rehnquist in his dissenting opinion.

## APPEALS—SUMMARY DISPOSITION

No. 80-806. Joseph L. Drociak, appellant, *v.* Supreme Court of New Hampshire. Appeal from the Supreme Court of New Hampshire. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

## CERTIORARI—SUMMARY DISPOSITION

No. 80-431. Clovis McAlpin, et al., petitioners, *v.* Michael F. Armstrong, et al. On petition for writ of certiorari to the United States Court of Appeals for the Second Circuit. The petition for a writ of certiorari is granted. Judgment vacated and case remanded to the United States Court of Appeals for the Second Circuit with instructions that the appeal be dismissed. *Firestone Tire & Rubber Co. v. Risjord*, 449 U.S.—(1981).

## ORDERS IN PENDING CASES

No. A-576. Madalyn Murray O'Hair, et al., applicants, *v.* Lee Cooke, et al. The application for a temporary injunction, addressed to Justice Brennan and referred to the Court, is denied.

No. D-199. In the Matter of Disbarment of Charles Fischer. Disbarment entered.

No. D-204. In the Matter of Disbarment of Donald E. Schlater. Disbarment entered.

No. D-210. In the Matter of Disbarment of Leonard W. Burka. Disbarment entered.

No. D-214. In the Matter of Disbarment of Regis Lee Toomey. It is ordered that Regis Lee Toomey of Houston, Texas, be suspended from the practice of law in this Court and that a rule issue, returnable within forty days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. D-215. In the Matter of Disbarment of George Wayne Long. It is ordered that George Wayne Long of San Antonio, Texas, be suspended from the practice of law in this Court and that a rule issue, returnable within forty days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. D-216. In the Matter of Disbarment of Mahendra R. Mehta. It is ordered that Mahendra R. Mehta of Chicago, Illinois, be suspended from the practice of law in this Court and that a rule issue, returnable within forty days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. D-217. In the Matter of Disbarment of George R. Douglas, Jr. It is ordered that George R. Douglas, Jr., of Bethesda, Maryland, be suspended from the practice of law in this Court and that a rule issue, returnable within forty days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. 5 Original. United States of America, plaintiff, *v.* State of California. Supplemental decree entered. Justice Marshall took no part in the consideration or decision of this order.

No. 83 Original. State of Maryland, et al., plaintiffs, *v.* State of Louisiana. Motion of Columbia Gas Transmission Corporation, et al. for leave to file a response to Louisiana's reply is granted. Justice Powell took no part in the consideration or decision of this motion.

No. 79-1144. Texas Industries, Inc., petitioner, *v.* Radcliff Materials, Inc., et al. Motion of Solicitor General for leave to participate

in oral argument, as *amicus curiae*, and for additional time for oral argument is granted and ten additional minutes are allotted for that purpose. The petitioner is also allotted an additional ten minutes for oral argument. Motion of Mead Corporation for leave to participate in oral argument, as *amicus curiae*, denied.

No. 79-1711. Middlesex County Sewerage Authority, et al., petitioners, *v.* National Sea Clammers Association, et al.;

No. 79-1754. Joint Meeting of Essex and Union Counties, petitioner, *v.* National Sea Clammers Association, et al.;

No. 79-1760. City of New York, et al., petitioners, *v.* National Sea Clammers Association, et al.; and

No. 80-12. Environmental Protection Agency, et al., petitioners, *v.* National Sea Clammers Association, et al. Motion of petitioners in No. 79-1754 for additional time for oral argument and for designation of counsel to argue on behalf of the non-federal parties is denied. Motion of petitioners in No. 79-1711 for designation of counsel to argue on behalf of the non-federal parties is denied.

No. 79-1777. Complete Auto Transit, Inc., et al., petitioners, *v.* Danny Reis, et al. Motion of American Federation of Labor and Congress of Industrial Organizations for leave to file a brief, as *amicus curiae*, granted.

No. 79-1944. J. Truett Payne Company, Inc., petitioner, *v.* Chrysler Motors Corporation. Motion of Cessna Aircraft Company for leave to file a brief, as *amicus curiae*, granted.

No. 80-180. W. C. McDaniel, et al., petitioners, *v.* Jose Sanchez, et al. Motion of Lawyers' Committee for Civil Rights Under Law for leave to file a brief, as *amicus curiae*, granted. Motion of American Civil Liberties Union for leave to file a brief, as *amicus curiae*, granted. Motion of the Solicitor General for divided argument granted.

No. 80-429. County of Washington, et al., petitioners, *v.* Alberta Gunther, et al. Motion of American Society for Personnel Administration for leave to file a brief, as *amicus curiae*, granted.

No. 80-827. Robert Scanlon, etc., petitioner, *v.* Patricia Sue Battle, et al. The Solicitor General is invited to file a brief in this case expressing the views of the United States.

No. 80-5116. Dane Lamar Jenkins, petitioner, *v.* Lou Brewer, etc. Motion of John Howard Association for leave to file a brief, as *amicus curiae*, granted. Motion of National Prison Project, et al. for leave to file a brief, as *amici curiae*, granted.

## CERTIORARI GRANTED

No. 78-1789. Arkansas Louisiana Gas Company, petitioner, *v.* Frank J. Hall, et al. Petition for writ of certiorari to the Supreme Court of Louisiana granted. Justice Stewart took no part in the consideration or decision of this petition.

No. 80-148. Jeffrey Richard Robbins, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, granted.

No. 80-780. Rowan Companies, Inc., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit granted.

No. 80-795. Michael Heffron, etc., et al., petitioners, *v.* International Society for Krishna Consciousness, Inc., et al. Petition for writ of certiorari to the Supreme Court of Minnesota granted.

No. 80-289. United Mine Workers of America, Local No. 1854, et al., petitioners, *v.* National Labor Relations Board, et al.; and

No. 80-692. National Labor Relations Board, petitioner, *v.* Amax Coal Company, A Division of Amax, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit in No. 80-289 granted, limited to Question 1 presented by the petition. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit in No. 80-692 granted. The cases are consolidated and a total of one hour is allotted for oral argument.

No. 80-328. New York, petitioner, *v.* Roger Belton. Motion of respondent for leave to proceed *in forma pauperis* and petition for writ of certiorari to the Court of Appeals of New York granted.

## CERTIORARI DENIED

No. 80-315. South Pacific Company (Pacific Lines), petitioner, *v.* Clark B. Richins, et al.; and

No. 80-392. Brotherhood of Railway Carmen of the United States and Canada, et al., petitioners, *v.* Clark B. Richins, et al. Petitions for writs of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 80-386. American Jewish Congress, et al., petitioners, *v.* New York State Human Rights Appeal Board, et al. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, First Judicial Department, denied.

No. 80-446. Union Pacific Railroad Company, petitioner, *v.* Donald D. Fletcher. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-470**. Air Line Pilots Association, International, AFL-CIO, petitioner, *v.* Trans International Airlines, Inc.;

No. **80-478**. International Brotherhood of Teamsters, Airline Division, et al., petitioners, *v.* Trans International Airlines, Inc.; and

No. **80-480**. Trans International Airlines, Inc., petitioner, *v.* International Brotherhood of Teamsters, Chauffeurs, Warehousemen and Helpers of America, Airline Division, et al. Petitions for writs of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-516**. Air Line Pilots Association, International, petitioner, *v.* James L. Stevens, et al. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **80-547**. Charles E. Wallin, et ux., petitioners, *v.* City of Port Townsend, et al. Petition for writ of certiorari to the Court of Appeals of Washington, Division 2, denied.

No. **80-557**. Larry Rich, petitioner, *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Second District, denied.

No. **80-577**. Hogan & Hartson and Merle Thorpe, Jr., petitioners, *v.* International Controls Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-603**. Louis J. Baker, petitioner, *v.* United States;

No. **80-677**. Ray Turnipseed, et al., petitioners, *v.* United States; and

No. **80-678**. Harold Farris, et al., petitioners, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-622**. Paul Ajlouny, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-633**. Ronald Hackenberger, dba Ron's Trucking Service, petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-676**. Gerald L. Shargel, Attorney on behalf of Vincent Aloi, petitioner, *v.* Charles E. Fenton, Warden, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-699**. Kenneth M. Wells, petitioner, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-717**. Paul Kiss, petitioner, *v.* Monmouth County Welfare Board. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. **80-719**. William Lewis Hanshaw, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, denied.

No. **80-727**. Donald W. Greaves, et ux., petitioners, *v.* Department of Revenue of the State of Oregon. Petition for writ of certiorari to the Supreme Court of Oregon denied.

No. **80-731**. Upjohn Company, petitioner, *v.* Deborah D. Timm, et vir. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-732**. Rucker Company, petitioner, *v.* Shell Oil Company, Gardner-Denver Company and Harold Lee Engineering Company. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-750**. Claude Wardle, Sr., petitioner, *v.* Central States, Southeast and Southwest Areas Pension Fund. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-752**. Clayton W. Carney, petitioner, *v.* California, et al. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **80-753**. Charles D. Moeller, petitioner, *v.* Donald A. Browne, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-761**. Frito-Lay, Inc., petitioner, *v.* Local Union No. 137, International Brotherhood of Teamsters, Chauffeurs, Warehousemen and Helpers of America, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-762**. Fleur Williams, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-772**. Environmental Defense Fund, Inc., petitioner, *v.* Douglas M. Costle, Administrator, Environmental Protection Agency. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **80-783**. Park County, Montana, et al., petitioners, *v.* United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-789**. Richard Hayden, petitioner, *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Second District, denied.

No. **80-793**. Dixilyn Corporation, petitioner, *v.* Louis J. Rodrigue, Jr. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-797**. Randy L. Hart, petitioner, *v.* Mayor and City Council of Baltimore (Community College of Baltimore), et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-810**. Hector Garcia, petitioner, *v.* Alton V. M. Gloor, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-915**. Jan Schaffer, petitioner, *v.* United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-923**. Robert Glenn Moore and Michael English, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-925**. Lawrence M. Rosenthal, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-5428**. Harry Alfonso Bowleg, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-5433**. Clarence R. Miller, petitioner, *v.* Pennsylvania. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Western District, denied.

No. **80-5475**. Alan D. Passaro, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-5555**. Timothy Wayne Kramer, petitioner, *v.* Joe S. Hopper, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5569**. Bobby Vernon England, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-5591**. Howard Kevin Palmer, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-5659**. Richard S. Berry, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-5661**. Alonzo Johnson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-5717**. Carl F. Wagner, petitioner, *v.* Ohio. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **80-5741**. Willie Gene Gamble, petitioner, *v.* Norman B. Hess, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-5746**. Howard White, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-5747**. Henry Stephen Stiehl, petitioner, *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **80-5748**. H. Kermit Couch, petitioner, *v.* Kentucky. Petition for writ of certiorari to the Supreme Court of Kentucky denied.

No. **80-5750**. Kevin A. Murtaugh, petitioner, *v.* Stephen T. Smith, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5762**. Richard Alan London, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied.

No. **80-5765**. Willie Curtis Jacox, petitioner, *v.* Memphis City Board of Education, et al. Petition for writ of certiorari to the Court of Appeals of Tennessee, Middle Division, denied.

No. **80-5767**. Gary White, petitioner, *v.* Donald Wyrick, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-5773**. Weldon Mason, petitioner, *v.* Rufus L. Edmisten, Attorney General of North Carolina. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-5777**. Henry J. Hobson, petitioner, *v.* Western Airlines, Teamster Local 2707. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-5798**. Linda Wallace, petitioner, *v.* City of Rocky River, et al. Petition for writ of certiorari to the Court of Appeals of Ohio, Cuyahoga County, denied.

No. **80-5812**. Larry Cosey and Ernest Van Johnson, petitioners, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **80-5853**. Linda Wallace, petitioner, *v.* William McCrone, et al. Petition for writ of certiorari to the Court of Appeals of Ohio, Cuyahoga County, denied.

No. **80-5877**. Thomas Jefferson Shores, petitioner, *v.* Director, United States Parole Commission. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-5882**. Clyde Lee Hall, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-5885**. Anna Mae Jones, petitioner, *v.* Maryland. Petition for writ of certiorari to the Court of Appeals of Maryland denied.

No. **80-474**. Proctor & Gamble Manufacturing Company, petitioner, *v.* Dennis Fisher. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Dissenting opinion by Justice Rehnquist. The Chief Justice would grant certiorari.

No. **80-613**. Shoshone and Arapahoe Tribes, petitioners, *v.* Dry Creek Lodge, Inc., et al. Motion of Pueblo of Cochiti, et al. for leave to file a brief, as *amici curiae*, granted. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied. Justice Brennan, Justice Marshall and Justice Blackmun would grant certiorari.

No. **80-5708**. Joseph Green Brown, petitioner, *v.* Florida. Petition for writ of certiorari to the Supreme Court of Florida denied. Dissenting statement by Justice Brennan and Justice Marshall.

#### PETITIONS FOR WRITS OF MANDAMUS DENIED

No. **80-5782**. In Re Eric G. Lohmann, petitioner.

No. **80-5805**. In Re Billy Watkins, petitioner. Petitions for writs of mandamus denied.

#### REHEARINGS DENIED

No. **79-6341**. David D. Martin, petitioner, *v.* Louisiana;

No. **79-6436**. Milton Ray Jr., petitioner, *v.* Dewey Sowders, etc.;

No. **79-6615**. Henry Arthur Drake, petitioner, *v.* Walter Zant, Warden;

No. **80-421**. Erwin Foxman, et ux., petitioners, *v.* John P. Renison;

No. **80-5103**. Ernest Charles Downs, petitioner, *v.* Florida;

No. **80-5172**. James Lewis Cole, petitioner, *v.* L. V. Stevenson, Superintendent, et al.;

No. **80-5215**. Kenneth Dampier, petitioner, *v.* Georgia; and

No. **80-5264**. Annie A. Montgomery, petitioner, *v.* National Multiple Sclerosis Society. Petitions for rehearing denied.

#### ORDER

It is ordered that Alexander L. Stevas be appointed Clerk of this Court to succeed Michael Rodak, Jr., effective at the commencement of business January 17, 1981, and that he take the oath of office as required by statute.

#### ORDER

It is ordered that Francis J. Lorson be appointed Chief Deputy Clerk of this Court to succeed Alexander L. Stevas effective at the commencement of business January 17, 1981, and that he take the oath of office as required by statute.

#### RECESS ORDER

The Court will take a recess from Monday, January 26, 1981 until Monday, February 23, 1981.

#### ADMISSIONS TO THE BAR ON WRITTEN MOTION

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Merle Ann Beck Achinstein	Baltimore, Md.	Robert Edelson
Kirk Thomas Ah Tye	Santa Barbara, Calif.	Stephen Payne Wiman
Theodore Henry Amshoff, Jr.	Louisville, Ky.	William Bentley Ball
George William Bamberg, Jr.	Houston, Tex.	Howard C. Lee, Jr.
Frank Nils Ban	Houston, Tex.	Howard C. Lee, Jr.
Howard O. Banks,	Dallas, Tex.	Louis Arthur Bedford, Jr.
Robert L. Barr, Jr.	Atlanta, Ga.	Edwin Marger
Jeffrey L. Beattie	Denver, Colo.	William D. Scheid
David Samuel Berger	Miami, Fla.	Hyman P. Galbut
Evelyn H. Biery	San Antonio, Tex.	R. Laurence Macon
Steven Jay Block	Overland Park, Kans.	Robert Bowen Sullivan

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Felson Bowman	Indianapolis, Ind.	Christopher Allan Meyer
Samuel Lane Boyd	Dallas, Tex.	B. Thomas McElroy
Joseph Carchner Brannen	Miami, Fla.	Phillip W. Knight
Robert Jackson Bremer	Greencastle, Ind.	Rexell A. Boyd
Joseph P. Briglia	Haddon Heights, N.J.	Thomas Gibson
Andrew I. Brown	New Orleans, La.	C. Ellis Henican, Jr.
Susan A. Burke	Juneau, Alaska	Wilson L. Condon
Diane E. Burkley	Arlington, Va.	Dennis K. Kade
J. Patrick Butler	Tucson, Ariz.	Herbert F. Krucker
James Roy Carlson	Lisle, Ill.	David Lee Fargo
Mark Vincent Chester	Chicago, Ill.	Paul Philip Biebel, Jr.
Sidney E. Cook	Shreveport, La.	Herschel E. Richard, Jr.
Stephen L. Cooley	Los Angeles, Calif.	John Michael Provenzano
Helen Regina Cullen	Alexandria, Va.	Togo D. West, Jr.
Peter S. Dealy	New York, N.Y.	Frank S. Ioppolo
Robert Davis Dennis	Washington, D.C.	Gaillard Thomas Hunt
Anthony M. Doniger	Boston, Mass.	Peter L. Puciloski
James Markey Donohoe, Jr.	Gainesville, Fla.	William N. Long
James V. Dunbar, Jr.	Columbia, Md.	Joe Earle Berry, Jr.
Robert O. Dyer	Phoenix, Ariz.	Curtis Arthur Jennings
Roger L. Esposito	White Plains, N.Y.	Alphonse Michael Naclerio
Nelson A. Faerber, Jr.	Naples, Fla.	William Douglas Keith
Shirley B. Fischler	Hollywood, Fla.	Thomas F. Panza
David R. Fletcher	Jacksonville, Fla.	Lyman T. Fletcher
William J. Franklin	Washington, D.C.	Richard Sanford Becker
Francis W. Fraser	Washington, D.C.	Edward M. Shea

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Henry C. Gahagan, Jr.	Natchitoches, La.	Herschel E. Richard, Jr.
Steven D. Ginsburg	Miami, Fla.	James Howard Woodard
Warren G. Greene	Los Angeles, Calif.	Marshall A. Rutter
Thomas E. Greenwald	Rockford, Ill.	Rex Capwell
Robert G. Grey	Tacoma, Wash.	Donald H. McGavick
Michael Howard Gruhin	Belleville, N.J.	Harold Lawrence Levey
Kathryn Guykema	Tacoma, Wash.	Donald H. McGavick
Susan Owens Hamilton	Jacksonville, Fla.	Rutherford Lyle Key, Jr.
Mac W. Hancock III	Amarillo, Tex.	Alton B. Hankins
James R. Heller	Tacoma, Wash.	Donald H. McGavick
Jack B. Henry	Pulaski, Tenn.	Samuel L. Lewis
Robert Clark Henry	Pulaski, Tenn.	Samuel L. Lewis
Daniel C. Hicks	Hopkinsville, Ky	John Gregory Bruce
David Warren Hill	Washington, D.C.	Charles Stanley Hall
Norman D. Himmelfarb	White Plains, N.Y.	Alphonse Michael Naclerio
E. David Hoare	Kansas City, Mo.	Edward Bingham Miller
Alan Ira Horowitz	Washington, D.C.	Andrew Lewis Frey
Leland William Hutchinson, Jr.	Chicago, Ill.	John G. Poust
Frederick A. Jacob	Millville, N.J.	Sheldon C. Schulman
Lawrence A. Jacobs	St. Petersburg, Fla.	Thomas E. Penick, Jr.
John Robert Jeter	Orange, Calif.	Samuel Phillip Militello
Edmund Glen Johnson	Fort Worth, Tex.	John B. McAdams
Allston L. Jones	Los Altos, Calif.	Stephen P. Fox
Alan D. Judy	Seattle, Wash.	Lyle L. Iversen

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Stephen J. Katz	Bastrop, La.	John Taylor Bentley
Irving L. Kerper	Los Angeles, Calif.	Joel William Harris Kleinberg
Peyton Armstrong Kerr III	Phoenix, Ariz.	N. Pike Johnson
John William Kilgo	Bremen, Ga.	Thomas Ensley Greer
Janie Ann Kinney	Washington, D.C.	Ronald L. Plesser
Stephen Joseph Kirchmayr, Jr.	Jackson, Miss.	William A. Allain
Donald C. Knutson	San Francisco, Calif.	Stephen V. Bomse
Paul Anthony Labanowski	Houston, Tex.	J. Jeffers Spencer
Morton Laitner	Cooper City, Fla.	Glenn Allen Shuman
James Patrick Lambe	Fresno, Calif.	Philip C. Fullerton
R. Gordon Laughlin	Santa Monica, Calif.	Robert Michael Simpson
Majorie Cohan Lawrence	Willow Grove, Pa.	Eli Stewart Lawrence
LeRoy Walter Lemke	Chicago, Ill.	Martin Anthony Russo
Lloyd D. Levenson	Newark, N.J.	Donald S. Coburn
Alan M. Levy	Milwaukee, Wis.	David Previant
R. David Lewis	Little Rock, Ariz.	Joseph Houston Purvis
Louis Frederick Linden	Houston, Tex.	Maury Maverick, Jr.
John L. Maier, Jr.	Rockford, Ill.	Patrick A. Trueman
Steve Allen Mandell	Dallas, Tex.	Frederick E. Zimring
Clyde Christopher Marshall	Fort Worth, Tex.	Clyde Morgan Marshall, Jr.
Rafael Eduardo Martinez	Orlando, Fla.	Leon Hunter Handley
Henry Edward Menninger, Jr.	Cincinnati, Ohio	J. Vincent Aug

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
William Nicholas Merrell	Dayton, Ohio	Lewis Warren Digel
William Sidney Merrell	Dayton, Ohio	James Austin Brogan
Timothy Kurtz Mitchell	Orange, Tex.	Don Burgess
Julian M. Moss, Jr.	Houston, Tex.	Howard C. Lee, Jr.
Michael Wilson Moureau	Washington, D.C.	Harriet Evelyn Tucker
Patrick F. X. Mulhearn	New York, N.Y.	Leonard J. Koerner
Michael Louis Murphy	Bremen, Ga.	Thomas Ensley Greer
L. Richard Musat	Salida, Colo.	David Vermont Opland
Gaylen L. Nix	Houston, Tex.	John Brack Patrick
Jeffrey Wayne Ochsman	Washington, D.C.	Gerald Herz
Michael Lynn Parks	Houston, Tex.	Howard C. Lee, Jr.
Richard Glenn Patrick	Phoenix, Ariz.	N. Jerold Cohen
Gregory G. Petersen	San Diego, Calif.	Duncan Scott Werth II
Roger Thomas Ficquet	Modesto, Calif.	Elwyn L. Johnson
John Michael Rediker	Birmingham, Ala.	Jos. F. Johnston
Michael Alan Richman	New York, N.Y.	Howard Joseph Pobiner
Ronald Boyd Robie	Sacramento, Calif.	Robert Putman Will
Lawrence Jay Rosenfeld	Phoenix, Ariz.	Seymour Sacks
Alan H. Rothschild	White Plains, N.Y.	Alphonse Michael Naclerio
William S. Ruggierio	Marlton, N.J.	Kenneth E. Aaron
Mary M. Runnells	Bloomfield, Ind.	Christopher Allan Meyer
Jerry L. Schutza	Houston, Tex.	Howard C. Lee, Jr.
Thomas Schwartz	Miami, Fla.	Claude Pepper
Ralph Joseph Scola	Lexington, Ky	David J. Skrabec
Ronald A. Sher	White Plains, N.Y.	Alphonse Michael Naclerio

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
James L. Shores, Jr.	Birmingham, Ala.	Howell Thomas Heflin
Ralph D. Sperli	Cleveland, Ohio	Nike Z. Schwartz
Peter Lewis Steinberg	Madison, Wis.	John F. Schweigert
Philip Eugene Stoffregen	Des Moines, Iowa	David Wayne Belin
Stephen John Stomber	Red Bank, N.J.	Robert Brandt Kirby
W. Joseph Strapp	Columbus, Ohio	James Edward Melle
James F. Stuuts	Richmond, Va.	Patrick Michael McSweeney
Geoffrey L. Thomas	Los Angeles, Calif.	William Bain Campbell
Scott E. Thomas	Washington, D.C.	Charles Nevett Steele
Edmond A. Tiryak	Philadelphia, Pa.	Andrew F. Erba, Jr.
Gerard F. Treanor, Jr.	Washington, D.C.	Gerard F. Treanor
David L. Updegraff	Sioux City, Iowa	George T. Qualley
Frank Jefferson Ward, Jr.	Sanford, N.C.	Andrew A. Vanore, Jr.
Michael O. Warnecke	Chicago, Ill.	Sidney Neuman
George G. Weickhardt	San Francisco, Calif.	Leland R. Selna, Jr.
Keith M. Whipple	Houma, La.	Evangeline M. Vavrick
Pamela Janice White	Baltimore, Md.	John Anthony Wolf
Mary Nelson Wilburn	Washington, D.C.	James E. Jones, Jr.
Jack Freddie Witcher	Bremen, Ga.	Thomas Ensley Greer
John P. Woods	Bronx, N.Y.	Judge Shirley Wohl Kram
Bruce Ira Yegelwel	Miami, Fla.	William Jennings Swink, Jr.
James Jerome Zaydon, Jr.	Scranton, Pa.	Carlton M. O'Malley, Jr.

## ADMISSIONS TO THE BAR ON ORAL MOTION

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Charles Darwin Davidson	Little Rock, Ark.	Edwin Ruthvin Bethune, Jr.
Robert McKim Bell	Los Angeles, Calif.	Glen McDaniel
Neal Barry Thompson, Jr.	Long Beach, Calif.	Daniel E. Lungren
Michael J. Tonsing	San Francisco, Calif.	William E. Foley
Leonard Unger	Los Angeles, Calif.	Martin Lobel
David Burnell Smith	Denver, Colo.	Van Stuart Powers
Sheila Jackson Lee	Washington, D.C.	Knox Bemis
Xavier J. Fernandez	Fort Myers, Fla.	George G. Olsen
Hugh Paul Nuckolls	Fort Myers, Fla.	George G. Olsen
Thomas Robert Blum	New Orleans, La.	Frank John Peragine
Martin Lee Bearg	Maplewood, N.J.	Daniel B. Jordan
Douglas Leroy Corbett	Houston, Tex.	Melvin Richter
George Wells Long	Houston, Tex.	James Hudson Bailey
Linda Janet Shapiro	Alexandria, Va.	George Fine

## ORAL ARGUMENT

No. **83 Original**. State of Maryland, et al., plaintiffs, *v.* State of Louisiana. One hour and forty minutes allowed for oral argument. Argued by Mr. Stephen H. Sachs for the plaintiff States, by Mr. Stuart A. Smith for the United States, by Mr. Frank J. Peragine for the Intervenor Pipeline Companies, and by Mr. Eugene Gressman and Mr. Robert G. Pugh for the defendant.

No. **79-1709**. Thomas J. Albernaz and Edward Rodriguez, petitioners, *v.* United States. Argued by Miss Judith H. Mizner for the petitioners and by Mr. Mark I. Levy for the respondent.

No. **79-1952**. California Medical Association, et al., appellants, *v.* Federal Election Commission, et al. Argued by Mr. Frederick C. Zimmerman for the appellants and by Mr. Charles Nevett Steele for the appellees.

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Adjourned until Wednesday, January 21, 1981 at 10 o'clock.

SUPREME COURT OF THE UNITED STATES

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Present: Chief Justice Burger, Justice Brennan, Justice Stewart, Justice White, Justice Marshall, Justice Blackmun, Justice Powell, Justice Rehnquist, and Justice Stevens.

The Court convened at 11 a.m. in the restored Supreme Court chamber at the Capitol and the Chief Justice said:

“The Court will take a recess to attend the inauguration of the President of the United States.”

The oath of office was administered to Vice President Bush by Justice Stewart. The oath of office was administered to President Reagan by the Chief Justice. The Marshal adjourned the Court to Wednesday, January 21, 1981, at 10 o'clock.

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# SUPREME COURT OF THE UNITED STATES

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Present: Chief Justice Burger, Justice Brennan, Justice Stewart, Justice White, Justice Marshall, Justice Blackmun, Justice Powell, Justice Rehnquist, and Justice Stevens.

## ADMISSIONS TO THE BAR ON ORAL MOTION

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Andrew Lawson Clark, Sr.	Little Rock, Ark.	David H. Pryor
John H. Schnobrich	Redwood Falls, Minn.	David H. Pryor
John Porter Paisley, Jr.	Graham, N.C.	Walter Eugene Johnston III
John Knox Patterson	Burlington, N.C.	Walter Eugene Johnston III
Neil Wright Koonce	Greensboro, N.C.	Samuel K. Abrams
Robert Elliott McCarthy	San Francisco, Calif.	Thomas Leland Siebert
Steven Brian McCarthy	Red Bluff, Calif.	Thomas Leland Siebert
J. T. Knudson	Coeur d'Alene, Idaho	John Franklin Lillard III
H. Wayne Carmichael	Pekin, Ill.	Richard M. Merriman
Charles R. Thomas	Pekin, Ill.	Richard M. Merriman
David M. Rickless	Bethesda, Md.	Ian David Volner
Gregory K. Wilkinson	San Francisco, Calif.	Roderick Eugene Walston

## OPINIONS

No. 79-1601. George Sumner, Warden, petitioner, *v.* Robert Mata. On writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Judgment vacated and case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Justice Rehnquist. Statement by Justice Blackmun concurring in the result. Dissenting opinion by Justice Brennan with whom Justice Marshall and Justice Stevens join.

No. 79-5602. Feodor Fedorenko, petitioner, *v.* United States. On writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Judgment is affirmed. Opinion by Justice Marshall. Chief Justice Burger concurs in the judgment. Opinion by Justice Blackmun in the judgment. Dissenting opinion by Justice White. Dissenting opinion by Justice Stevens.

No. 78-1841. Julius T. Cuyler, Superintendent, State Correctional Institution, et al., petitioners, *v.* John Adams. On writ of certiorari to the United States Court of Appeals for the Third Circuit. Judgment affirmed. Opinion by Justice Brennan. Dissenting opinion by Justice Rehnquist with whom Chief Justice Burger and Justice Stewart join.

No. 79-1171. Minnesota, petitioner, *v.* Clover Leaf Creamery Company, et al. On writ of certiorari to the Supreme Court of Minnesota. Judgment reversed and case remanded to the Supreme Court of Minnesota for further proceedings not inconsistent with the opinion of this Court. Opinion by Justice Brennan. Opinion by Justice Powell concurring in part and dissenting in part. Dissenting opinion by Justice Stevens. Justice Rehnquist took no part in the consideration or decision of this case.

No. 79-404. United States, petitioner, *v.* Jesus E. Cortez and Pedro Hernandez-Loera. On writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Judgment reversed and case is remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Chief Justice Burger. Opinion by Justice Stewart concurring in the result. Justice Marshall concurs in the judgment.

No. 79-1013. William Rubin, petitioner, *v.* United States. On writ of certiorari to the United States Court of Appeals for the Second Circuit. Judgment affirmed. Opinion by Chief Justice Burger. Opinion by Justice Blackmun concurring in the judgment.

#### ORAL ARGUMENT

No. 79-1429. American Textile Manufacturers Institute, Inc., et al., petitioners, *v.* Ray Marshall, Secretary of Labor, United States Department of Labor, et al.; and

No. 79-1583. National Cotton Council of America, petitioner, *v.* Ray Marshall, Secretary of Labor, United States Department of Labor, et al. Argued by Mr. Robert H. Bork for the petitioners, by Mr. Kenneth S. Geller for the respondent Marshall, and by Mr. George H. Cohen for the respondent unions,

No. **79-1944**. J. Truett Payne Company, Inc., petitioner, *v.* Chrysler Motors Corporation. Argued by Mr. C. Lee Reeves for the petitioners and by Mr. J. Ross Forman, III for the respondent.

No. **79-1252**. California, et al., petitioners, *v.* Sierra Club, et al.; and

No. **79-1502**. Kern County Water Agency, et al., petitioners, *v.* Sierra Club, et al. One hour and twenty minutes allowed for oral argument. Argued by Mr. Roderick E. Walston for the petitioners, by Mrs. Elinor H. Stillman for the Federal respondents and by Mr. John B. Clark for the respondents, Sierra Club, et al.

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Adjourned until Monday, January 26, 1981 at 10 o'clock.

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# SUPREME COURT OF THE UNITED STATES

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Present: Chief Justice Burger, Justice Brennan, Justice Stewart, Justice Marshall, Justice Blackmun, Justice Rehnquist, and Justice Stevens.

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## ADMISSION TO THE BAR ON ORAL MOTION

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Donald Steven Gray	Washington, D.C.	Allan Howard Terl

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The Chief Justice said:

"Today's orders of the Court have been certified by the Chief Justice, filed with the Clerk and will not be announced orally."

## OPINION PER CURIAM

No. **80-568**. Consolidated Rail Corporation, et al., petitioners, *v.* National Association of Recycling Industries, Inc., et al. On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit. The petition for a writ of certiorari is granted. Judgment vacated and case remanded to the United States Court of Appeals for the District of Columbia Circuit for further proceedings in conformity with the opinion of this Court. Opinion *per curiam*. Justice Powell took no part in the consideration or decision of this case.

## APPEALS—SUMMARY DISPOSITION

No. **80-669**. Benson Realty Corp., et al., appellants, *v.* Edward Koch, as Mayor of the City of New York, et al. Appeal from the Court of Appeals of New York. The appeal is dismissed for want of a substantial federal question.

No. **80-897**. David A. Young, Sr., appellant, *v.* Joshua Park, et al. Appeal from the Supreme Court of Rhode Island. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

## CERTIORARI—SUMMARY DISPOSITION

No. **78-1577**. Sears, Roebuck and Co., petitioner, *v.* County of Los Angeles and City of Compton. On writ of certiorari to the Court of Appeal of California, Second Appellate District. The judgment is affirmed by an equally divided Court. Justice Stewart took no part in the consideration or decision of this case.

## ORDERS IN PENDING CASES

No. A-600. Allan Rhoades and David Emmerling, applicants, v. Arkansas. The application for stay addressed to Justice Brennan and referred to the Court is denied.

No. A-601. Partido Nuevo Progresista, et al., applicants, v. Gerineldo Barreto Perez, Administrator, Puerto Rico Elections Commission, et al. The application for recall and stay of the mandate of the United States Court of Appeals for the First Circuit, presented to Justice Brennan and by him referred to the Court, is denied.

No. D-218. In the Matter of Disbarment of Sidney B. Kaufman. It is ordered that Sidney B. Kaufman of Westfield, New Jersey, be suspended from the practice of law in this Court and that a rule issue, returnable within forty days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. 79-1144. Texas Industries, Inc., petitioner, v. Radcliff Materials, Inc., et al. Motion of River Cement Company for leave to file a brief, as *amicus curiae*, granted.

No. 79-1711. Middlesex County Sewerage Authority, et al., petitioners, v. National Sea Clammers Association, et al.;

No. 79-1754. Joint Meeting of Essex and Union Counties, petitioner, v. National Sea Clammers Association, et al.;

No. 79-1760. City of New York, et al., petitioners, v. National Sea Clammers Association, et al.; and

No. 80-12. Environmental Protection Agency, et al., petitioners, v. National Sea Clammers Association, et al. Motion of respondents National Sea Clammers Association and Gosta Lovgren for divided argument denied.

No. 80-5. Richard John McCarty, appellant, v. Patricia Ann McCarty. Motion of National Organization for Women Legal Defense and Education Fund, et al. for leave to file a brief, as *amici curiae*, granted.

No. 80-120. St. Martin Evangelical Lutheran Church and Northwestern Lutheran Academy, petitioners, v. South Dakota. Motion of the Solicitor General for leave to participate in oral argument, as *amicus curiae*, and for additional time for oral argument is granted and ten additional minutes are allotted for that purpose. The motion of Alabama and Nevada for leave to participate in oral argument, as *amici curiae*, is granted and ten additional minutes are allotted for that purpose.

No. 80-207. CBS, Inc., petitioner, v. Federal Communications Commission, et al.;

No. **80-213**. American Broadcasting Companies, Inc., petitioner, *v.* Federal Communications Commission, et al.; and

No. **80-214**. National Broadcasting Company, Inc., petitioner *v.* Federal Communications Commission, et al. Motion of CBS, Inc., for divided argument granted.

No. **80-332**. James A. Rhodes, et al., petitioners, *v.* Kelly Chapman, et al. Motion of American Medical Association, et al. for leave to file a brief, as *amici curiae*, granted.

No. **80-495**. Donald E. Lester, Jr., et ux., petitioners, *v.* Laura Anderson, Executrix of the Estate of R. C. Anderson. The Solicitor General is invited to file a brief in this case expressing the views of the United States.

No. **80-1058**. Hampton Roads Shipping Association, et al., petitioners, *v.* International Longshoremen's Association, et al. The application for stay presented to the Chief Justice and by him referred to the Court is denied.

No. **80-5303**. Antonia Beltran etc., petitioner, *v.* Beverlee A. Myers, individually and as Director, California State Department of Health, et al. Motion of petitioner for summary reversal and remand in part, and for vacation and remand in part due to intervening legislation denied.

#### APPEALS—JURISDICTION NOTED

No. **80-850**. Elie Jones, Warden, Stone Mountain Correctional Institution, appellant, *v.* Bobby H. Helms. Appeal from the United States Court of Appeals for the Fifth Circuit. Motion of appellee for leave to proceed *in forma pauperis* is granted. In this case probable jurisdiction noted.

No. **80-901**. Ray Marshall, Secretary of Labor, United States Department of Labor, appellant, *v.* Douglas Dewey, et al. Appeal from the United States District Court for the Eastern District of Wisconsin. In this case probable jurisdiction noted.

#### CERTIORARI GRANTED

No. **80-710**. United Association of Journeymen and Apprentices of the Plumbing and Pipefitting Industry of the United States and Canada, AFL-CIO, et al., petitioners, *v.* Local 334, United Association etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit granted.

No. **80-756**. Patricia R. Harris, Secretary of Health and Human Services, et al., petitioners, *v.* Gray Panthers. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit granted.

No. 80-802. National Gerimedical Hospital and Gerontology Center, petitioner, *v.* Blue Cross of Kansas City and Blue Cross Association. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit granted.

No. 80-808. United States, petitioner, *v.* Novia Turkette, Jr. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit granted.

No. 80-5392. Robert Howe, Sr., petitioner, *v.* Benjamin Civiletti, Attorney General of United States, et al. Motion of petitioner for leave to proceed *in forma pauperis* and the petition for writ of certiorari to the United States Court of Appeals for the Second Circuit granted.

#### CERTIORARI DENIED

No. 79-1426. Bankers Trust Company, petitioner, *v.* Samuel Mallis and Franklyn Kupferman. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 79-5515. James Ambrose Brown, petitioner, *v.* James P. Mitchell, Superintendent, Virginia State Penitentiary. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 80-146. Joel Shiffrin, et al., petitioners, *v.* Earl Bratton, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 80-542. Dianna Schneider, petitioner, *v.* Arkansas. Petition for writ of certiorari to the Supreme Court of Arkansas denied.

No. 80-580. James Francis O'Hara, III, et al., petitioners, *v.* Irvin Kovens, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 80-584. Catherine Walsh, widow of Russell A. Mierl, individually and as Administratrix of the Estate of her Minor child, Edith Mierl, et al., petitioners, *v.* Louisiana High School Athletic Association, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 80-586. Chevron Shipping Company (Standard Oil Company of California), petitioner, *v.* Gilbert A. Baptiste. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. 80-596. Carol O'Donnell, petitioner, *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Fourth District, denied.

No. 80-624. Shirley M. Hufstedler, Secretary, Department of Education, et al., petitioners, *v.* Board of Education of the City School District of the City of New York, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 80-667. Sheldon S. Wittenberg and Gallon, Kalniz & Iorio, Co., L.P.A., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 80-685. Thrif-Tee, Inc., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 80-709. Minwer A. Badwan and Rawhi A. Badwan, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 80-720. Assure Competitive Transportation, Inc., petitioner, *v.* United States and Interstate Commerce Commission. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 80-726. In the Matter of John W. Yengo, petitioner. Petition for writ of certiorari to the Supreme Court of New Jersey denied.

No. 80-735. Bellingham Frozen Foods, Inc., petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 80-821. Marlin W. Johnston, etc., et al., petitioners, *v.* Delfino Silva, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 80-831. David G. Bronner, petitioner, *v.* David H. Fulton and William B. Wyatt. Petitions for writs of certiorari to the Supreme Court of Alabama denied.

No. 80-834. Highlanders, Inc. and Emanuel M. Comora, petitioners, *v.* Don Rothman, Trustee. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 80-836. James Gregg Simmons, petitioner, *v.* Georgia. Petition for writ of certiorari to the Supreme Court of Georgia denied.

No. 80-838. Elizabeth Evans, et al., petitioners, *v.* Central Piedmont Community College. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 80-842. Karen Denise Kelly, petitioner, *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. 80-849. Jefferson Trucking Company, Inc., petitioner, *v.* Chauffeurs, Teamsters, Warehousemen and Helpers, Local Union No. 135. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 80-857. Patricia McQueeney, petitioner, *v.* Max Glenn, etc., et al. Petition for writ of certiorari to the Court of Appeals of Indiana denied.

No. 80-861. Harold E. Bagnall, et al., petitioners, *v.* Air Line Pilots Association, International, et al.; and

No. 80-886. Air Line Pilots Association, International, petitioner, *v.* Harold E. Bagnall, et al. Petitions for writs of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 80-896. Richard J. Avnet, petitioner, *v.* Katarina Avnet. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. 80-908. Village of Hoffman Estates, petitioner, *v.* Village of Barrington Hills, et al. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 80-5445. Kenneth R. Marshall, petitioner, *v.* Oklahoma. Petition for writ of certiorari to the Court of Criminal Appeals of Oklahoma denied.

No. 80-5452. James D. Lacy, petitioner, *v.* Local 287, United Automobile, Aerospace, and Agricultural Implement Workers of America, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 80-5467. Robert Allan Cornell, petitioner, *v.* Iowa. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 80-5468. Delmont L. Gentry, petitioner, *v.* Utah. Petition for writ of certiorari to the Supreme Court of Utah denied.

No. 80-5472. Robert C. Collins, petitioner, *v.* Frank Blackburn, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 80-5490. Robert E. Flemister, petitioner, *v.* Perry Johnson, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 80-5525. Carolyn Mazus, petitioner, *v.* Department of Transportation of Pennsylvania, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 80-5548. Filimon Galvez-Diaz, petitioner, *v.* D. J. McCarthy. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 80-5573. Gerald M. Cuthbertson and Paul L. Gorrin, petitioners, *v.* CBS, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 80-5578. Stephen L. Peister, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 80-5581. Lonnie Lindburgh Steele, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 80-5586. Tyrone Garnett Hill, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 80-5600. Michael O. Farber, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 80-5608. Willard R. Sanders, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 80-5613. Jo Ann Williams, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 80-5615. Harry E. Farmer, petitioner, *v.* Donald E. Bordenkircher, Warden. Petition for writ of certiorari to the Supreme Court of Appeals of West Virginia denied.

No. 80-5638. Ngozi Chinyere Anyamele, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 80-5707. Earnest C. Poarch, Jr., petitioner, *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. 80-5764. Maurice Pope, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 80-5779. Frank J. Ciruolo, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-5783**. Doyle R. Watkins, petitioner, *v.* Oklahoma. Petition for writ of certiorari to the Court of Criminal Appeals of Oklahoma denied.

No. **80-5785**. William Wood, Jr., petitioner, *v.* Louie L. Wainright. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5787**. Edward Griffin Wilson, petitioner, *v.* United States District Court for the Eastern District of Kentucky, etc. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5789**. Jimmie Lee Schlemm, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, Fourth District, denied.

No. **80-5794**. Marion R. Meier, petitioner, *v.* Louis Pearlman, Jr., et al. Petition for writ of certiorari to the Court of Appeals of Indiana denied.

No. **80-5808**. Joseph Jude Oliver, petitioner, *v.* Ronald Marks, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-5809**. Thomas Bonds-El, petitioner, *v.* Charles Anderson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5819**. J. C. McCrary, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-5830**. Charles S. Dunk and Bella M. Dunk, petitioners, *v.* Manufacturers Light and Heat Company. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Eastern District, denied.

No. **80-5841**. Benny Shaffner, petitioner, *v.* Dewey Sowders. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5870**. Hollis Clark, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5876**. James Alexander, petitioner, *v.* Donald E. Bordenkircher, Warden. Petition for writ of certiorari to the Supreme Court of Appeals of West Virginia denied.

No. 80-5893. Rufus Harrison, petitioner, *v.* Eugene LeFevre, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 80-5906. Yin-Ho Wong, petitioner, *v.* Benjamin Civiletti, et al. Petition for writ or certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 80-5907. H. L. vander Pauwert, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 80-5927. Russell Millard Hampton, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 80-5928. Craig M. Sanders, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 80-5929. Jose Sandoval-Castano, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 80-5931. Thomas E. Flood, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 80-5940. Leslie Michael Walton, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 80-5943. Ted Allen Willis, et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 80-5946. Steven Goodman, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 80-5947. Ishmael Muslim Ali, petitioner, *v.* Winston Gibson, Commissioner of Public Safety, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 80-270. Susan Paxman and Leslie Gough, petitioners, *v.* Henrico County School Board and Albemarle County School Board, et al.;

No. 80-451. Albemarle County School Board, petitioner, *v.* Susan Paxman; and

No. 80-452. Henrico County School Board, petitioner, *v.* Susan Paxman and Leslie Gough. Petitions for writs of certiorari to the United States Court of Appeals for the Fourth Circuit denied. Justice Powell took no part in the consideration or decision of these petitions.

No. 80-341. Stephen Dirk Werneth, petitioner, *v.* Idaho. Petition for writ of certiorari to the Supreme Court of Idaho denied. Dissenting opinion by Justice Brennan with whom Justice Marshall joins.

No. 80-384. Marin County Democratic Central Committee, petitioner, *v.* Samuel Unger. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied. Justice White would grant certiorari.

No. 80-571. Missouri, petitioner, *v.* William Scott Sours. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the Supreme Court of Missouri denied. Justice Blackmun and Justice Rehnquist would dismiss the petition for a writ of certiorari as moot.

No. 80-639. Bernard Sullivan, petitioner, *v.* Perini North River Associates, et al.; and

No. 80-651. Ronald Fusco, petitioner, *v.* Perini North River Associates, et al. Petitions for writs of certiorari to the United States Court of Appeals for the Second Circuit denied. Justice Blackmun would grant certiorari.

No. 80-649. Edison Electric Institute, et al., petitioners, *v.* Douglas M. Costle, Administrator, Environmental Protection Agency. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied. Justice Stewart and Justice Powell took no part in the consideration or decision of this petition.

No. 80-675. Donald S. Moore, et al., petitioners, *v.* Protestant Episcopal Church in the Diocese of New Jersey, et al. Petition for writ of certiorari to the Supreme Court of New Jersey denied. Justice Marshall took no part in the consideration or decision of this petition.

No. 80-887. William F. Burns, et al., petitioners, *v.* Diocese of Newark, et al. Petition for writ of certiorari to the Supreme Court of New Jersey denied. Justice Marshall took no part in the consideration or decision of this petition.

No. 80-830. Advertiser Company, petitioner, *v.* David H. Fulton and William B. Wyatt. Motion of South Carolina Press Association, et al. for leave to file a brief, as *amici curiae*, granted. Petition for writ of certiorari to the Supreme Court of Alabama denied.

No. 80-869. Don Hott, petitioner, *v.* Indiana. Petition for writ of certiorari to the Court of Appeals of Indiana denied. Justice Brennan and Justice Marshall would grant certiorari.

No. 80-878. Ellis Olkon, petitioner, *v.* Minnesota. Motion of Minnesota Civil Liberties Union for leave to file a brief, as *amicus curiae*, granted. Petition for writ of certiorari to the Supreme Court of Minnesota denied.

No. 80-5161. Kurk Kendall Johnson, petitioner, *v.* Oklahoma. Petition for writ of certiorari to the Court of Criminal Appeals of Oklahoma denied. Dissenting opinion by Justice Brennan with whom Justice Marshall joins.

No. 80-5514. Stanley G. Seay, Jr., petitioner, *v.* Alabama. Petition for writ of certiorari to the Supreme Court of of Alabama denied. Justice Stewart would grant certiorari.

No. 80-5823. David Eugene Dildine, petitioner, *v.* Tasma Lavonne Dildine, et al. Petition for writ of certiorari to the Supreme Court of South Carolina denied. Justice Marshall would grant certiorari.

No. 80-5854. Garnett William Cape, petitioner, *v.* Georgia. Petition for writ of certiorari to the Supreme Court of Georgia denied. Dissenting statement by Justice Brennan and Justice Marshall.

#### HABEAS CORPUS DENIED

No. 80-5981. In Re Samuel Walter Wood, petitioner. Petition for writ of habeas corpus denied.

#### MANDAMUS DENIED

No. 80-5820. In Re Hubert H. McDonald, petitioner;

No. 80-5839. In Re Malcolm C. McCallum, petitioner; and

No. 80-5847. In Re Arnold Ray Huskey, petitioner. Petitions for writs of mandamus denied.

#### REHEARINGS DENIED

No. 80-320. Thomas F. Costello, petitioner, *v.* Board of Appeals of the Town of Concord;

No. 80-391. Geoffrey Roy Akers, petitioner, *v.* Commissioner of Internal Revenue;

No. 80-555. J. Alex Cota, petitioner, *v.* County of Los Angeles, et al.;

No. 80-5493. Kenneth LeVasseur, petitioner, *v.* Hawaii.

No. 80-5537. Margaret E. Jones, petitioner, *v.* Benjamin Civiletti, Attorney General, et al.;

No. 80-5539. Rene Grinan, petitioner, *v.* Irene Giegold; and

No. 80-5561. William Henry Hance, petitioner, *v.* Georgia. Petitions for rehearing denied.

No. 79-6542. Richard J. O'Hearn, petitioner, *v.* Chicago Typographical Union No. 16, et al. Motion for leave to file a petition for rehearing denied.

#### ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Merle Ann Beck Achinstein	Baltimore, Md.	Robert Edelson
Kirk Thomas Ah Tye	Santa Barbara, Calif.	Stephen Payne Wiman
Theodore Henry Amshoff, Jr.	Louisville, Ky.	William Bentley Ball
George William Bamberg, Jr.	Houston, Tex.	Howard C. Lee, Jr.
Frank Nils Bar	Houston, Tex.	Howard C. Lee, Jr.
Howard O. Banks	Dallas, Tex.	Louis Arthur Bedford, Jr.
Robert L. Barr, Jr.	Atlanta, Ga.	Edwin Marger
Jeffrey L. Beattie	Denver, Colo.	William D. Scheid
David Samuel Berger	Miami, Fla.	Hyman P. Galbut
Evelyn H. Biery	San Antonio, Tex.	R. Laurence Macon
Steven Jay Block	Overland Park, Kans.	Robert Bowen Sullivan
Felson Bowman	Indianapolis, Ind.	Christopher Allan Meyer
Samuel Lane Boyd	Dallas, Tex.	B. Thomas McElroy
Joseph Carchner Brannen	Miami, Fla.	Phillip W. Knight
Robert Jackson Bremer	Greencastle, Ind.	Rexell A. Boyd
Joseph P. Briglia	Haddon Heights, N.J.	Thomas Gibson

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Andrew I. Brown	New Orleans, La.	C. Ellis Henican, Jr.
Susan A. Burke	Juneau, Ark.	Wilson L. Condon
Diane E. Burkley	Arlington, Va.	Dennis K. Kade
J. Patrick Butler	Tucson, Ariz.	Herbert F. Krucker
James Roy Carlson	Lisle, Ill.	David Lee Fargo
Mark Vincent Chester	Chicago, Ill.	Paul Philip Biebel, Jr.
Sidney E. Cook	Shreveport, La.	Herschel E. Richard, Jr.
Stephen L. Cooley	Los Angeles, Calif.	John Michael Provenzano
Helen Regina Cullen	Alexandria, Va.	Togo D. West, Jr.
Peter S. Dealy	New York, N.Y.	Frank S. Ioppolo
Robert Davis Dennis	Washington, D.C.	Gaillard Thomas Hunt
Anthony M. Doniger	Boston, Mass.	Peter L. Puciloski
James Markey Donohoe, Jr.	Gainesville, Fla.	William N. Long
James V. Dunbar, Jr.	Columbia, Md.	Joe Earle Berry, Jr.
Robert O. Dyer	Phoenix, Ariz.	Curtis Arthur Jennings
Roger L. Esposito	White Plains, N.Y.	Alphonse Michael Naclerio
Nelson A. Faerber, Jr.	Naples, Fla.	William Douglas Keith
Shirley B. Fischler	Hollywood, Fla.	Thomas F. Panza
David R. Fletcher	Jacksonville, Fla.	Lyman T. Fletcher
William J. Franklin	Washington, D.C.	Richard Sanford Becker
Francis W. Fraser	Washington, D.C.	Edward M. Shea
Henry C. Gahagan, Jr.	Natchitoches, La.	Herschel E. Richard, Jr.
Steven D. Ginsburg	Miami, Fla.	James Howard Woodard
Warren G. Greene	Los Angeles, Calif.	Marshall A. Rutter
Thomas E. Greenwald	Rockford, Ill.	Rex Capwell
Robert G. Grey	Tacoma, Wash.	Donald H. McGavick

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Michael Howard Gruhin	Belleville, N.J.	Harold Lawrence Levey
Kathryn Guykema	Tacoma, Wash.	Donald H. McGavick
Susan Owens Hamilton	Jacksonville, Fla.	Rutherford Lyle Key, Jr.
Mac W. Hancock III	Amarillo, Tex.	Alton B. Hankins
James R. Heller	Tacoma, Wash.	Donald H. McGavick
Jack B. Henry	Pulaski, Tenn.	Samuel L. Lewis
Robert Clark Henry	Pulaski, Tenn.	Samuel L. Lewis
Daniel C. Hicks	Hopkinsville, Ky.	John Gregory Bruce
David Warren Hill	Washington, D.C.	Charles Stanley Hall
Norman D. Himmelfarb	White Plains, N.Y.	Alphonse Michael Naclerio
E. David Hoarc	Kansas City, Mo.	Edward Bingham Miller
Alan Ira Horowitz	Washington, D.C.	Andrew Lewis Frey
Leland William Hutchinson, Jr.	Chicago, Ill.	John G. Poust
Frederick A. Jacob	Millville, N.J.	Sheldon C. Schulman
Lawrence A. Jacobs	St. Petersburg, Fla.	Thomas E. Penick, Jr.
John Robert Jeter	Orange, Calif.	Samuel Phillip Militello
Edmund Glen Johnson	Fort Worth, Tex.	John B. McAdams
Allston L. Jones	Los Altos, Calif.	Stephen P. Fox
Alan D. Judy	Seattle, Wash.	Lyle L. Iversen
Stephen J. Katz	Bastrop, La.	John Taylor Bentley
Irving L. Kerper,	Los Angeles, Calif.	Joel William Harris Kleinberg
Peyton Armstrong Kerr III	Phoenix, Ariz.	N. Pike Johnson
John William Kilgo	Bremen, Ga.	Thomas Ensley Greer
Janie Ann Kinney	Washington, D.C.	Ronald L. Plesser

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Stephen Joseph Kirchmayr, Jr.	Jackson, Miss.	William A. Allain
Donald C. Knutson	San Francisco, Calif.	Stephen V. Bomse
Paul Anthony Labanowski	Houston, Tex.	J. Jeffers Spencer
Morton Laitner	Cooper City, Fla.	Glenn Allen Shuman
James Patrick Lambe	Fresno, Calif.	Philip C. Fullerton
R. Gordon Laughlin	Santa Monica, Calif.	Robert Michael Simpson
Marjorie Cohan Lawrence	Willow Grove, Pa.	Eli Stewart Lawrence
LeRoy Walter Lemke	Chicago, Ill.	Martin Anthony Russo
Lloyd D. Levenson	Newark, N.J.	Donald S. Coburn
Alan M. Levy	Milwaukee, Wis.	David Previant
R. David Lewis	Little Rock, Ark.	Joseph Houston Purvis
Louis Frederick Linden	Houston, Tex.	Maury Maverick, Jr.
John L. Maier, Jr.	Rockford, Ill.	Patrick A. Trueman
Steve Allen Mandell	Dallas, Tex.	Frederic E. Zimring
Clyde Christopher Marshall	Fort Worth, Tex.	Clyde Morgan Marshall, Jr.
Rafael Eduardo Martinez	Orlando, Fla.	Leon Hunter Handley
Henry Edward Menninger, Jr.	Cincinnati, Ohio	J. Vincent Aug
William Nicholas Merrell	Dayton, Ohio	Lewis Warren Digel
William Sidney Merrell	Dayton, Ohio	James Austin Brogan
Timothy Kurtz Mitchell	Orange, Tex.	Don Burgess
Julian M. Moss, Jr.	Houston, Tex.	Howard C. Lee, Jr.
Michael Wilson Moureau	Washington, D.C.	Harriet Evelyn Tucker
Patrick F. X. Mulhearn	New York, N.Y.	Leonard J. Koerner

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Michael Louis Murphy	Bremen, Ga.	Thomas Ensley Greer
L. Richard Musat	Salida, Colo.	David Vermont Opland
Gaylen L. Nix	Houston, Tex.	John Brack Patrick
Jeffrey Wayne Ochsman	Washington, D.C.	Gerald Herz
Michael Lynn Parks	Houston, Tex.	Howard C. Lee, Jr.
Richard Glenn Patrick	Phoenix, Ariz.	N. Jerold Cohen
Gregory G. Petersen	San Diego, Calif.	Duncan Scott Werth II
Roger Thomas Picquet	Modesto, Calif.	Elwyn L. Johnson
John Michael Rediker	Birmingham, Ala.	Jos. F. Johnston
Michael Alan Richman	New York, N.Y.	Howard Joseph Pobiner
Ronald Boyd Robie	Sacramento, Calif.	Robert Putnam Will
Lawrence Jay Rosenfeld	Phoenix, Ariz.	Seymour Sacks
Alan H. Rothschild	White Plains, N.Y.	Alphonse Michael Naclerio
William S. Ruggiero	Marlton, N.J.	Kenneth E. Aaron
Mary M. Runnells	Bloomfield, Ind.	Christopher Allan Meyer
Jerry L. Schutz	Houston, Tex.	Howard C. Lee, Jr.
Thomas Schwartz	Miami, Fla.	Claude Pepper
Ralph Joseph Scola	Lexington, Ky.	David J. Skrabec
Ronald A. Sher	White Plains, N.Y.	Alphonse Michael Naclerio
James L. Shores, Jr.	Birmingham, Ala.	Howell Thomas Heflin
Ralph D. Sperli	Cleveland, Ohio	Nike Z. Schwartz
Peter Lewis Steinberg	Madison, Wis.	John F. Schweigert
Philip Eugene Stoffregen	Des Moines, Iowa	David Wayne Belin
Stephen John Stomber	Red Bank, N.J.	Robert Brandt Kirby
W. Joseph Strapp	Columbus, Ohio	James Edward Melle
James F. Stuuts	Richmond, Va.	Patrick Michael McSweeney

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Geoffrey L. Thomas	Los Angeles, Calif.	William Bain Campbell
Scott E. Thomas	Washington, D.C.	Charles Nevett Steele
Edmond A. Tiryak	Philadelphia, Pa.	Andrew F. Erba Jr.
Gerard F. Treanor, Jr.	Washington, D.C.	Gerard F. Treanor
David L. Updegraff	Sioux City, Iowa	George T. Qualley
Frank Jefferson Ward, Jr.	Sanford, N.C.	Andrew A. Vanore, Jr.
Michael O. Warnecke	Chicago, Ill.	Sidney Neuman
George G. Weickhardt	San Francisco, Calif.	Leland R. Selna. Jr.
Keith M. Whipple	Houma, La.	Evangeline M. Vavrick
Pamela Janice White	Baltimore, Md.	John Anthony Wolf
Mary Nelson Wilburn	Washington, D.C.	James E. Jones, Jr.
Jack Freddie Witcher	Bremen, Ga.	Thomas Ensley Greer
John P. Woods	Bronx, N.Y.	Judge Shirley Wohl Kram
Bruce Ira Yegelwel	Miami, Fla.	William Jennings Swink, Jr.
James Jerome Zaydon, Jr.	Scranton, Pa.	Carlton M. O'Malley, Jr.

Mr. Solicitor General McCree presented the Honorable William French Smith, Attorney General of the United States.

The Chief Justice, in welcoming the Attorney General, said:

"Mr. Attorney General, the Court welcomes you as the chief law officer of the Government and as an officer of this Court, and we welcome you to the performance of the very important duties which will rest on you. Your commission as Attorney General of the United States will be placed in the records of the Court, and we appreciate your appearing here this morning."

#### OPINIONS

No. 79-1068. Equal Employment Opportunity Commission, petitioner, *v.* Associated Dry Goods Corporation. On writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Judgment

reversed and case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Justice Stewart. Opinion by Justice Blackmun concurring in part and dissenting in part. Dissenting opinion by Justice Stevens. Justice Powell took no part in the decision of this case. Justice Rehnquist took no part in the consideration or decision of this case.

No. 79-700. Walter Fleisher Co., Inc., petitioner, *v.* County of Los Angeles, et al. On writ of certiorari to the Court of Appeal of California, Second Appellate District. Judgment affirmed by an equally divided court. Opinion *per curiam*. Opinion announced by Chief Justice Burger. Justice Stewart took no part in the decision of this case.

No. 79-1260. Noel Chandler and Robert Granger, appellants, *v.* Florida. Appeal from the Supreme Court of Florida. Judgment affirmed. Opinion by Chief Justice Burger. Opinion by Justice Stewart concurring in the result. Opinion by Justice White concurring in the judgment. Justice Stevens took no part in the decision of this case.

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Adjourned until Monday, February 23, 1981, at 10 o'clock.

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## SUPREME COURT OF THE UNITED STATES

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Present: Chief Justice Burger, Justice Brennan, Justice Stewart, Justice White, Justice Marshall, Justice Blackmun, Justice Powell, Justice Rehnquist, and Justice Stevens.

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The Chief Justice said:

"Today's orders of the Court have been certified by the Chief Justice, filed with the Clerk, and will not be announced orally."

## OPINION PER CURIAM

**No. 80-338.** HCSC-Laundry, petitioner, *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Third Circuit granted. Judgment affirmed. Opinion *per curiam*. Justice White dissents and would set the case for plenary consideration. Dissenting opinion by Justice Stevens.

## APPEALS—SUMMARY DISPOSITION

**No. 80-697.** Coalition to Preserve Houston and the Houston Independent School District et al., appellants, *v.* Interim Board of Trustees of the Westheimer Independent School District, et al. Appeal from the United States District Court for the Southern District of Texas. The appeal is dismissed for want of jurisdiction.

**No. 80-852.** Charles M. Wiesner, appellant, *v.* Willkie Farr & Gallagher. Appeal from the Appellate Division, Supreme Court of New York, Second Judicial Dept. The appeal is dismissed for want of jurisdiction.

**No. 80-5939.** Shao Fen Chin, appellant, *v.* St. Luke's Hospital Center, et al. Appeal from the Court of Appeals of New York. The appeal is dismissed for want of jurisdiction.

**No. 80-714.** Jefferson County, Colorado, et al., appellants, *v.* United States. Appeal from the United States Court of Appeal for the Tenth Circuit. Judgment affirmed.

**No. 80-805.** Interim Board of Trustees of the Westheimer Independent School District, et al., appellants, *v.* Coalition to Preserve Houston and the Houston School District, et al. Appeal from the United States District Court for the Southern District of Texas. Judgment affirmed.

**No. 80-801.** Consumers Union of United States, Inc., and Edward J. Gorin, appellants, *v.* Muriel Siebert, Superintendent of Banks of the

State of New York. Appeal from the United States District Court for the Southern District of New York. Judgment affirmed. Justice Brennan, Justice White and Justice Stevens would note probable jurisdiction and set the case for oral argument.

**No. 80-853.** Penthouse International, Ltd., et al., appellants, *v.* Rancho La Costa, Inc., et al. Appeal from the Court of Appeal of California, Second Appellate District. Motion of the Times Mirror Company, et al. for leave to file a brief, as *amici curiae*, granted. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

**No. 80-902.** Francis G. Fleming, appellant, *v.* Court of Appeals of New York. Appeal from the Court of Appeals of New York. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

**No. 80-5904.** John R. Sitton, appellant, *v.* Texas. Appeal from the County Court at Law, No. 2, Travis County, Texas. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

**No. 80-906.** Damascus Community Church, appellant, *v.* Clackamas County, etc. Appeal from the Court of Appeals of Oregon. The appeal is dismissed for want of a substantial federal question.

**No. 80-932.** Southern Pacific Transportation Company, appellant, *v.* Public Utilities Commission of the State of California (City of Salinas, Real Party in Interest). Appeal from the Supreme Court of California. The appeal is dismissed for want of a substantial federal question.

**No. 80-968.** City of Detroit, appellant, *v.* Detroit Police Officers Association, et al. Appeal from the Supreme Court of Michigan. The appeal is dismissed for want of a substantial federal question.

**No. 80-1014.** Carroll Feed Service, Inc., appellant, *v.* Director of the Illinois Department of Agriculture and his agents. Appeal from the Appellate Court of Illinois, Second District. The appeal is dismissed for want of a substantial federal question.

**No. 80-1055.** William Theodore Rembold, Jr., Administrator of the Estate of Scott Kendall Rembold, et al., appellants, *v.* Elizabeth Gamble Deaconess Home Association, etc., et al. Appeal from the Court of Appeals of Ohio, Hamilton County. The appeal is dismissed for want of a substantial federal question.

**No. 80-5920.** Victor E. Goode, petitioner, *v.* Ohio, Appeal from the Supreme Court of Ohio. The appeal is dismissed for want of a substantial federal question.

**No. 80-5902.** Brenda J. De Priest, appellant, *v.* Robert J. Bible, Commissioner, Tennessee Department of Employment Security, et al. Appeal from the Court of Appeals of Tennessee, Middle Section at Nashville. The appeal is dismissed for want of a substantial federal question. Justice Brennan and Justice Stewart would note probable jurisdiction and set the case for oral argument.

#### CERTIORARI—SUMMARY DISPOSITION

**No. 80-892.** GAF Corporation, petitioner, *v.* James K. J. Cheng. On petition for writ of certiorari to the United States Court of Appeals for the Second Circuit. The petition for a writ of certiorari is granted. Judgment vacated and case remanded to the United States Court of Appeals for the Second Circuit with instructions that the appeal be dismissed. *Firestone Tire & Rubber Co. v. Risjord*, 449 U.S.—(1981).

**No. 80-5116.** Dane Lamar Jenkins, petitioner, *v.* Lou Brewer, etc. On petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit. Upon consideration of the motion of respondent to dismiss the writ of certiorari as improvidently granted, the judgment vacated and case remanded to the United States Court of Appeals for the Seventh Circuit for further consideration in light of the Civil Rights of Institutionalized Persons Act, Pub. L. No. 96-247.

#### ORDERS IN PENDING CASES

**No. A-589.** James J. Pratt, applicant, *v.* United States. The application for transfer of custody addressed to the Chief Justice and referred to the Court is denied.

**No. A-633.** Louis Irwin Cooper, applicant, *v.* Susan Ruth Cooper. The application for stay addressed to Justice Marshall and referred to the Court is denied.

**No. A-670.** California, applicant, *v.* Nick Ramon Velasquez. The temporary stay heretofore entered by Justice Rehnquist is vacated and the application for stay is denied.

**No. A-680.** California, applicant, *v.* Ronald Eugene Lanphear. The temporary stay heretofore entered by Justice Rehnquist is vacated and the application for stay is denied.

**No. D-38.** In the Matter of Disbarment of John J. Donnelly, Jr. John J. Donnelly, Jr., of Washington, D.C., having requested to

resign as a member of the Bar of this Court, it is ordered that his name be stricken from the roll of attorneys admitted to practice before the Bar of this Court. The Rule to Show Cause, heretofore issued on February 24, 1975, is hereby discharged.

**No. D-192.** In the Matter of Disbarment of Owen W. Crumpacker. Disbarment entered.

**No. D-195.** In the Matter of Disbarment of Ernest Neal Cory, Jr. Disbarment entered.

**No. D-201.** In the Matter of Disbarment of Francis Patrick Noonan. Disbarment entered.

**No. D-207.** In the Matter of Disbarment of Bernard Walsh, Jr. It having been reported to the Court by Robert O'Connor, of Omaha, Nebraska, that Bernard Walsh, Jr. has died, the Rule to Show Cause, heretofore issued on November 10, 1980, is hereby discharged.

**No. D-209.** In the Matter of Disbarment of Seymour Harold Patt. Disbarment entered.

**No. 85 Orig.** State of Texas, plaintiff, *v.* State of Oklahoma. The Report of the Special Master on motion of Texas Power and Light Company for leave to intervene is received and ordered filed. Exceptions, if any, with supporting briefs to the Report may be filed within fourteen days. Reply briefs, if any, to such Exceptions may be filed within seven days.

**No. 79-1144.** Texas Industries, Inc., petitioner, *v.* Radcliff Materials, Inc., et al. Motion of The Corrugated Container Class in M.D.L. 310 for leave to file a brief, as *amicus curiae*, granted.

**No. 79-1794.** Michigan, petitioner, *v.* George Summers. Motion of American Civil Liberties Union for leave to participate in oral argument, as *amicus curiae* and for divided argument, granted.

**No. 79-1943.** Joseph Alessi, et al., appellants, *v.* Raybestos-Manhattan, Inc., et al.; and

**No. 80-193.** Henry Buczynski, et al., petitioners, *v.* The General Motors Corporation, et al. Motion of Chamber of Commerce of the United States of America for leave to file a brief, as *amicus curiae*, granted. Motion of ERISA Industry Committee for leave to file a brief, as *amicus curiae*, in 80-193 granted. Motion of Allegheny-Ludlum Industries, Inc., et al. for leave to file a brief, as *amici curiae*, granted. Motion of National Steel Corporation for leave to file a brief, as *amicus curiae*, granted. The joint motion of petitioners in No. 80-193 and appellants in No. 79-1943 for divided argument granted.

**No. 80-54.** ITT Gilfillan, etc., petitioner, *v.* Clifford E. Clayton; and

**No. 80-5049.** Clifford E. Clayton, petitioner, *v.* International Union, United Automobile, Aerospace and Agricultural Implement Workers of America, et al. Motion of American Federation of Labor and Congress of Industrial Organizations for leave to file a brief, as *amicus curiae*, granted.

**No. 80-242.** John F. Lehman, Secretary of the Navy, petitioner, *v.* Alice Nakshian. Motion of the Solicitor General to dispense with printing the joint appendix granted.

**No. 80-251.** Bernard Rostker, Director of Selective Service, appellant, *v.* Robert L. Goldberg, et al. Motion of Stacey Acker, et al. for leave to participate in oral argument, as *amici curiae*, denied.

**No. 80-317.** University of Texas, et al., petitioners, *v.* Walter Camenisch. Motion of Michigan Rehabilitation Association, et al. for leave to file a brief, as *amici curiae*, granted. Motion of The Legal Action Center of the City of New York, Inc. for leave to file a brief, as *amicus curiae*, granted. Motion of American Civil Liberties Union, et al. for leave to file a brief, as *amici curiae*, granted. Motion of Deaf Counseling, Advocacy and Referral Agency, Inc., et al. for leave to file a brief, as *amici curiae*, granted. Motion of American Coalition of Citizens with Disabilities, et al. for leave to file a brief, as *amici curiae*, granted.

**No. 80-332.** James A. Rhodes, et al., petitioners, *v.* Kelly Chapman, et al. Motion of State Public Defender of California for leave to file a brief, as *amicus curiae*, granted. Motion of the Attorney General of Oregon for leave to file an untimely motion for leave to participate in oral argument, as *amicus curiae*, denied.

**No. 80-396.** City of Newport, et al., petitioners, *v.* Fact Concerts Inc. and Marvin Lerman. Motion of James J. Clancy for leave to file a brief, as *amicus curiae*, granted.

**No. 80-429.** County of Washington, et al., petitioners, *v.* Alberta Gunther, et al. Motion of American Federation of Labor and Congress of Industrial Organizations, et al. for leave to file a brief, as *amici curiae*, granted.

**No. 80-441.** Gulf Oil Company, et al., petitioners, *v.* Wesley P. Bernard, et al. Motion of Tallahassee Memorial Hospital for leave to participate in oral argument, as *amicus curiae*, denied.

**No. 80-544.** First National Maintenance Corporation, petitioner, *v.* National Labor Relations Board. Joint motion for leave to dispense with printing the joint appendix, granted.

**No. 80-590.** Gulf Offshore Company, a Division of the Pool Company, petitioner, *v.* Mobil Oil Corporation. Motion of respondent Gae-

decke for divided argument granted. Justice Stewart took no part in the consideration or decision of this motion.

**No. 80-1002.** Board of Education of the Hendrick Hudson Central School District, Westchester County, et al., petitioners, *v.* Amy Rowley, by her Parents and Natural Guardians, Clifford and Nancy Rowley, etc. The Solicitor General is invited to file a brief in this case expressing the views of the United States.

**No. 80-1239.** Railway Labor Executives' Association, appellant, *v.* William M. Gibbons, Trustee, etc., et al. Motion of appellant to expedite consideration of the appeal is denied. Application for stay addressed to Justice Rehnquist and referred to the Court, denied.

**No. 80-1331.** Florida, petitioner, *v.* Charles Willis Malone, Jr. Application for stay addressed to the Chief Justice and referred to the Court, denied.

#### APPEALS—JURISDICTION NOTED

**No. 80-737.** Citizens Against Rent Control/Coalition for Fair Housing, et al., appellants, *v.* City of Berkeley, California, et al. Appeal from the Supreme Court of California. In this case probable jurisdiction noted.

**No. 80-1146.** Ronald M. Zobel and Patricia L. Zobel, appellants, *v.* Thomas Williams, Commissioner of Revenue, and Alaska. Appeal from the Supreme Court of Alaska. In this case probable jurisdiction noted.

**No. 80-847.** Common Cause, et al., appellants, *v.* Harrison Schmitt, et al.; and

**No. 80-1067.** Federal Election Commission, appellant, *v.* Americans for Change, et al. Appeals from the United States District Court for the District of Columbia. In these cases probable jurisdiction noted. The cases are consolidated and a total of one hour is allotted for oral argument.

**No. 80-5950.** Laverne L. Logan, appellant, *v.* Zimmerman Brush Company. Appeal from the Supreme Court of Illinois. Motion of appellant for leave to proceed *in forma pauperis* is granted. In this case probable jurisdiction noted.

#### CERTIORARI GRANTED

**No. 80-327.** Valley Forge Christian College, petitioner, *v.* Americans United for Separation of Church and State, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit granted.

**No. 80-986.** North Haven Board of Education, et al., petitioners, *v.* Terrel H. Bell, Secretary, Department of Education, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit granted.

**No. 80-1082.** Harold J. Smith, Superintendent, Attica Correctional Facility, petitioner, *v.* William R. Phillips. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit granted.

**No. 80-689.** Gary E. Widmar, et al., petitioners, *v.* Clark Vincent, et al. Motion of Bible Study, et al. for leave to file a brief, as *amicus curiae*, granted. Motion of The Center for Law and Religious Freedom of the Christian Legal Society for leave to file a brief, as *amicus curiae*, granted. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit granted.

**No. 80-702.** United States, petitioner, *v.* New Mexico, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit granted. Justice Stewart took no part in the consideration or decision of this petition.

**No. 80-757.** New York Mercantile Exchange, et al., petitioners, *v.* Neil Leist, Philip Smith and Incomco;

**No. 80-895.** Clayton Brokerage Co. of St. Louis, Inc., petitioner. *v.* Neil Leist, Philip Smith and Incomco; and

**No. 80-936.** Heinold Commodities, Inc., et al., petitioners, *v.* Neil Leist, et al. Motion of Board of Trade of the City of Chicago, et al. for leave to file a brief, as *amici curiae*, in No. 80-757 granted. Motion of Futures Industry Association for leave to file a brief, as *amicus curiae*, in No. 80-936 granted. The petitions for writs of certiorari to the United States Court of Appeals for the Second Circuit granted. The cases are consolidated and a total of one hour is allotted for oral argument.

**No. 80-846.** Jim Rose, Warden, petitioner, *v.* Noah Harrison Lundy. Motion of respondent for leave to proceed *in forma pauperis* and petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit granted.

**No. 80-848.** Piper Aircraft Company, petitioner, *v.* Gaynell Reyno, Personal Representative of the Estate of William Fehilly, et al.; and

**No. 80-883.** Hartzell Propeller, Inc., petitioner, *v.* Gaynell Reyno, Personal Representative of the Estate of William Fehilly, et al. Petitions for writs of certiorari to the United States Court of Appeals for the Third Circuit. The petition in No. 80-848 is granted. The peti-

tion in No. 80-883 is granted limited to Question 1 presented by the petition. The cases are consolidated and a total of one hour is allotted for oral argument.

CERTIORARI DENIED

**No. 79-1881.** Darrell Agrella, petitioner, *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Third District, denied.

**No. 80-442.** Ben F. Garman, petitioner, *v.* Northern Trust Company. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

**No. 80-553.** Ronald Demanett, et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

**No. 80-585.** Lester Thomas Mayne, Jr., petitioner, *v.* Maryland. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

**No. 80-601.** Kenneth G. Cassady, petitioner, *v.* Joann Green. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

**No. 80-607.** Mark E. Sager, petitioner, *v.* Missouri. Petition for writ of certiorari to the Court of Appeals of Missouri, Western District, denied.

**No. 80-610.** Richard Daniel Freeman, Robert Temp and Alaine Carter Temp, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

**No. 80-616.** James K. McGovern, et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

**No. 80-617.** Elaine Jean Stemple, etc., petitioner, *v.* Board of Education of Prince George's County, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

**No. 80-631.** Hospital Central Services Association, petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

**No. 80-673.** Walter Taylor, petitioner, *v.* Alabama. Petition for writ of certiorari to the Court of Criminal Appeals of Alabama denied.

**No. 80-693.** Siffrin Residential Association for the Developmentally Disabled of Stark County, Inc., et al., petitioners, *v.* Alex J. Garcia, et ux. Petition for writ of certiorari to the Supreme Court of Ohio denied.

**No. 80-698.** Newspaper Printing Corporation, petitioner, *v.* National Labor Relations Board, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

**No. 80-715.** United Gas Pipe Line Company, petitioner, *v.* Federal Energy Regulatory Commission, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

**No. 80-716.** Lone Star Steel Company, petitioner, *v.* National Labor Relations Board, et al.; and

**No. 80-940.** National Labor Relations Board, petitioner, *v.* Lone Star Steel Company, et al. Petitions for writs of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

**No. 80-722.** Canadian Mountain Holidays, Ltd., petitioner, *v.* Superior Court of California in and for the County of Alameda (Wendy Paige Buist, Real Party in Interest). Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied.

**No. 80-728.** Robert Coletti, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

**No. 80-734.** Sam Pena and Oscar Nipper, etc., petitioners, *v.* Daniel E. O'Connell, etc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

**No. 80-742.** National Pork Producers Council, et al., petitioners, *v.* John R. Block, Secretary of Agriculture, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

**No. 80-758.** S. S. Zoe Colocotroni, et al., petitioners, *v.* Puerto Rico, et al.; and

**No. 80-979.** Puerto Rico, et al., petitioners, *v.* S. S. Zoe Colocotroni, et al. Petitions for writs of certiorari to the United States Court of Appeals for the First Circuit denied.

**No. 80-759.** Alberto Sanchez, et al., petitioners, *v.* Tucson Unified School District No. 1, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

**No. 80-760.** Donald A. Turner, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

**No. 80-764.** Raymond A. Enstam, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

**No. 80-765.** Brown Insulating Systems, Inc., petitioner, *v.* Raymond J. Donovan, Secretary of Labor, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

**No. 80-766.** Leslie Anderson and Leonard Mooney, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

**No. 80-768.** Amusement and Music Operators Association, et al., petitioners, *v.* Copyright Royalty Tribunal, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

**No. 80-771.** Burnham Van Service, Inc. et al., petitioners, *v.* United States and Interstate Commerce Commission. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

**No. 80-773.** Julian Penello, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

**No. 80-776.** Hazie Nichols Short, petitioner, *v.* Braxton L. Kittrell, Jr. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

**No. 80-779.** Concerned Jewish Youth, petitioner, *v.* Robert J. McGuire, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

**No. 80-785.** Certain Unindicted Individuals and Corporations, petitioners, *v.* United States and Virginia. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

**No. 80-786.** Paul Rashkind, Assistant State Prosecuting Attorney, 11th Judicial Circuit of Florida, petitioner, *v.* Juan A. Marrero, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

**No. 80-804.** Dorothy Silverman, Administratrix, Estate of Fred R. Silverman, deceased, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

**No. 80-809.** Litton Systems, Inc., petitioner, *v.* Alvin L. Lundy. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

**No. 80-814.** Safeway Stores, Incorporated, petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

**No. 80-818.** Gerald R. Redding, et al., petitioners, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

**No. 80-819.** Bristol Spring Manufacturing Co., petitioner, *v.* National Labor Relations Board, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

**No. 80-820.** Jerry L. Manka, Barbara R. Manka, and Ricky A. Manka, petitioners, *v.* Jerry D. Martin, et al. Petition for writ of certiorari to the Supreme Court of Colorado denied.

**No. 80-822.** Jane Livingston, Administratrix of the Estate of Haldon C. Livingston, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

**No. 80-828.** Pacific Legal Foundation et al., petitioners, *v.* Douglas M. Costle, Administrator, United States Environmental Protection Agency, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

**No. 80-832.** Carl E. Miller et al., petitioners, *v.* David Calhoun, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

**No. 80-835.** DASCO, Inc., et al., petitioners, *v.* American City Bank and Trust Company, N. A., et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

**No. 80-839.** Joseph Martier, petitioner, *v.* United States; and

**No. 80-1019.** Christopher Jastrzebski, petitioner, *v.* United States, Petitions for writs of certiorari to the United States Court of Appeals for the Third Circuit denied.

**No. 80-843.** Caribe Trailer Systems, Inc. and John R. Immer, petitioner, *v.* Puerto Rico Maritime Shipping Authority et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

**No. 80-844.** Marshall P. Safir, petitioner, *v.* Marvin Chudnoff, Trustee in Bankruptcy of Pioneer Warehouse Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

**No. 80-845.** Kaufman Investment Corporation, petitioner, *v.* Carlos P. Johnson, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

**No. 80-858.** International Printing and Graphic Communications Union, et al., petitioner, *v.* Gerald Robert Collier; and

**No. 80-859.** International Printing and Graphic Communications Union, Local No. 6, et al., petitioners, *v.* Gerald Robert Collier. Petitions for writs of certiorari to the Supreme Court of Virginia denied.

**No. 80-860.** Ouimet Corporation et al., petitioners, *v.* Pension Benefit Guaranty Corporation, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

**No. 80-862.** Clarence David McNeil, petitioner, *v.* North Carolina. Petition for writ of certiorari to the Court of Appeals of North Carolina denied.

**No. 80-863.** David A. Wolski, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, Second District, denied.

**No. 80-864.** Pathway Bellows, Inc., petitioner, *v.* Robert W. Blanchette, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

**No. 80-865.** Joan Harris and Mary K. Stine, petitioners, *v.* Virginia; and

**No. 80-884.** Leszek Syski, petitioner, *v.* Virginia. Petitions for writs of certiorari to the Supreme Court of Virginia denied.

**No. 80-873.** W. W. Leasing Unlimited, petitioner, *v.* County of Monterey. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied.

**No. 80-876.** Gerald H. Scarpelli, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, Second District, denied.

**No. 80-877.** Stephen Hopkins and Douglas D. Donald, petitioners, *v.* The Rector, Churchwardens and Vestrymen of the Parish of Calvary, Holy Communion and St. George's in the City of New York, et al. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, First Judicial Department, denied.

**No. 80-879.** Edward L. Sax et al., petitioners, *v.* Seymour A. Oliff et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

**No. 80-881.** Tema Oil Company and Ashland Exploration, Inc., petitioners, *v.* Federal Energy Regulatory Commission. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

**No. 80-891.** Lois Cleon Shelton AuBuchon, petitioner, *v. Missouri*. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

**No. 80-894.** Becker's Motor Transportation, Inc. and Needham's Motor Service, Inc., petitioners, *v. Department of the Treasury, Internal Revenue Service*. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

**No. 80-898.** Linda M. Liberi Toner, petitioner, *v. Commissioner of Internal Revenue*. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

**No. 80-900.** John Carbone and Joseph Carbone, petitioners, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

**No. 80-903.** William V. Fowler, petitioner, *v. Idaho*. Petition for writ of certiorari to the Supreme Court of Idaho denied.

**No. 80-907.** William Jensen et al., petitioners, *v. Farrell Lines, Inc., et al.* Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

**No. 80-911.** Glenn Jones and Willie Watson, petitioners, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

**No. 80-913.** Illinois Central Gulf Railroad Company, petitioner, *v. Richard L. Ingle*. Petition for writ of certiorari to the Court of Appeals of Missouri, Eastern District, denied.

**No. 80-914.** Richard S. Cohen, Attorney General of Maine, petitioner, *v. Equifax Services, Inc., et al.* Petition for writ of certiorari to the Supreme Judicial Court of Maine denied.

**No. 80-918.** Allen R. True, et ux., petitioners, *v. Commissioner of Internal Revenue*. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

**No. 80-919.** David N. Moore, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

**No. 80-930.** Blue Shield of Virginia and Blue Shield of Southwestern Virginia, petitioners, *v. Virginia Academy of Clinical Psychologists, et al.* Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

**No. 80-933.** Physicians National House Staff Association, et al., petitioners, *v. Betty Southard Murphy, et al.* Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

**No. 80-934.** Anthony J. Bertucci Construction Co., Inc., et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

**No. 80-935.** First National Bank of Jackson, petitioner, *v.* Equal Employment Opportunity Commission. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

**No. 80-942.** John M. Shaheen, petitioner, *v.* United States District Court for the Southern District of New York, etc. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

**No. 80-943.** John Richard Curtin, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, denied.

**No. 80-946.** Louisiana Aircraft, Inc., petitioner, *v.* C. W. Aycock, Sr., Administrator of the Estate of James Henry Aycock, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

**No. 80-952.** Emerson Emory, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

**No. 80-954.** Oscar Arboleda, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

**No. 80-959.** Ohio, petitioner, *v.* Gary Everett Thompson and Myron Lester Tilton. Petition for writ of certiorari to the Court of Appeals of Ohio, Stark County, denied.

**No. 80-960.** Steven F. Matschke, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, Fourth District, denied.

**No. 80-961.** Federal Trade Commission, petitioner, *v.* Official Airline Guides, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

**No. 80-962.** Board of Supervisors of the County of San Diego, petitioner, *v.* Gerald J. Lonergan, Auditor and Controller of the County of San Diego. Petition for writ of certiorari to the Supreme Court of California denied.

**No. 80-967.** Hospital and Institutional Workers Union, Local 250, petitioner, *v.* Pasatiempo Development Corp. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

**No. 80-971.** Patricia Susan Landis, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

**No. 80-973.** John H. Smith, petitioner, *v.* Ford Motor Company. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

**No. 80-976.** Thomas Leroy Sircy, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

**No. 80-982.** William S. Karn, petitioner, *v.* Magnavox Company and North American Philips Corp. Petition for writ of certiorari to the Supreme Court of Delaware denied.

**No. 80-984.** Robert A. Garrett, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

**No. 80-996.** Barbara McGinley, petitioner, *v.* Charles J. Hynes, Deputy Attorney General of the State of New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

**No. 80-998.** Louis E. Wolfson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

**No. 80-1001.** Eddie Jackson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

**No. 80-1003.** Daniel Construction Company, etc., petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

**No. 80-1005.** Lance Louis Smith, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

**No. 80-1006.** James Craig, Jr., et al., petitioners, *v.* County of Los Angeles, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

**No. 80-1011.** Alwyn T. Wyche, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

**No. 80-1015.** Walter Ascher, petitioner, *v.* Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

**No. 80-1020.** Ralph W. Adams, President of Troy State University, et al., petitioners, *v.* Nicholas E. D'Andrea. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

**No. 80-1028.** John J. Toner, et al., petitioners, *v.* Jonathan Hanna, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

**No. 80-1029.** Victoria S. London, et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

**No. 80-1033.** Basharat Jamil, petitioner, *v.* Southridge Cooperative Section 4, Inc. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, Second Judicial Dept., denied.

**No. 80-1039.** Robert T. Maciejewski, et al., petitioners, *v.* Entertainment Concepts, Inc. III. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

**No. 80-1041.** Virgil R. Rizzo, petitioner, *v.* Thomas L. Davis, District Director, Internal Revenue Service. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

**No. 80-1042.** Henry E. Williams, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

**No. 80-1046.** Stuart W. Reichstein, petitioner, *v.* Stephen W. Briggs. Petition for writ of certiorari to the Superior Court of Arizona, Maricopa County, denied.

**No. 80-1050.** Ronald Cecil Barker, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

**No. 80-1051.** George Anderson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

**No. 80-1053.** Jack V. Quick, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

**No. 80-1054.** David Oltersdorf, petitioner, *v.* Chesapeake & Ohio Railroad Company. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

**No. 80-1056.** Joseph A. Tourville, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Second Circuit denied.

**No. 80-1059.** Leslie H. Allott, Jr., petitioner, *v.* Raymond Sicinski, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

**No. 80-1063.** James A. Montgomery, etc., petitioner, *v.* American Airlines, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

**No. 80-1064.** Jerome Singelton, petitioner, *v.* City of New York, Ronald Salzer and Anthony Dellaventura. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

**No. 80-1065.** Two Rivers Company, petitioner, *v.* Curtiss Breeding Service, Division of Searle Agriculture, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

**No. 80-1066.** Roger S. Baskes, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

**No. 80-1071.** Donald Gilbert Smith, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

**No. 80-1072.** Gaston Gerald, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

**No. 80-1078.** Rollins International, Inc., petitioner, *v.* Milton Staub, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

**No. 80-1079.** Ragu Foods, Inc. and Chesebrough Pond's, Inc., petitioners, *v.* Hunt-Wesson Foods, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

**No. 80-1081.** Talley R. Holmes, Jr., petitioner, *v.* District of Columbia Board of Appeals and Review. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

**No. 80-1088.** Gerry A. Blodgett et ux., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Claims denied.

**No. 80-1089.** Shakespeare Company, petitioner, *v.* Fury Imports, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

**No. 80-1090.** Mary Hatcher et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

**No. 80-1091.** Tommy Joe Riggs et ux., petitioners, *v.* Robert Terrazas. Petition for writ of certiorari to the Court of Appeals of Tennessee, Western Division, denied.

**No. 80-1094.** Burlington Northern Inc., petitioner, *v.* Edward L. Flanagan. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

**No. 80-1097.** Fred Stalder, Michael K. Bennett, Conrad Ream and Robert Ream, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

**No. 80-1100.** Marriott Corporation et al., petitioners, *v.* Bethlehem Steel Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

**No. 80-1108.** Elizabeth Louise Shartel et al., petitioners, *v.* Mary Ellen Blasingham, et al. Petition for writ of certiorari to the Appellate Court of Illinois, Fourth District, denied.

**No. 80-1111.** Wing Ding Chan, petitioner, *v.* Immigration and Naturalization Service. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

**No. 80-1113.** Byron Peter Athanasiou and Peter James Elliott, petitioners, *v.* New Jersey. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

**No. 80-1117.** Gustavo Castillo, petitioner, *v.* Donald D. Forsht, United States Marshal. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

**No. 80-1131.** Victor Viars, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

**No. 80-1133.** William Finger, petitioner, *v.* Joint Bar Association Grievance Committee for the Second and Eleventh Judicial Districts. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, Second Judicial Dept., denied.

**No. 80-1141.** Estate of Annabel L. Cady, deceased, Elwyn L. Cady, Jr., Ancillary Administrator, petitioner, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

**No. 80-1143.** Artistides Matsis, petitioner, *v.* Rose Matsis. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, Second Judicial Dept., denied.

**No. 80-1144.** Raul Gutierrez, petitioner, *v.* Boston Old Colony Insurance Company. Petition for writ of certiorari to the Supreme Court of Florida denied.

**No. 80-1150.** Alvis L. Smith, petitioner, *v.* Georgia. Petition for writ of certiorari to the Court of Appeals of Georgia denied.

**No. 80-1157.** Raymond Sandate, Scott Frazier Coen, etc. and Robert Jacquet, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

**No. 80-1174.** Soo Line Railroad Company, petitioner, *v.* Town of East Troy. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

**No. 80-1175.** Elias Martinez, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

**No. 80-1186.** Richard J. Murzyn, petitioner, *v.* United States; and

**No. 80-5936.** Russell A. Hall, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

**No. 80-1197.** Roy Dalton Garner, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

**No. 80-1218.** Eugene B. Bowler, petitioner, *v.* Ronald Reagan, President of the United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

**No. 80-1280.** Manuel Anselmo Chacon, Jr., et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

**No. 80-5382.** Howard B. Ford and Frank L. Henning, petitioners, *v.* Jerry Griffin, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

**No. 80-5454.** Rene Alfaro and Evelio Santa, petitioners, *v.* Florida. Petition for writ of certiorari to the Supreme Court of Florida denied.

**No. 80-5485.** Diann Pansey Sullivan, et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

**No. 80-5503.** Thurman Justice, petitioner, *v.* United States. Petition for writ of certiorari to the United States of Appeals for the Sixth Circuit denied.

**No. 80-5522.** Sheldon Gooch, petitioner, *v.* Mississippi. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

**No. 80-5563.** Richard Allen Wright, petitioner, *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Second District, denied.

**No. 80-5582.** Billy Glenn Clenny, petitioner, *v.* Jimmy Harrison, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

**No. 80-5595.** Judith Gurmankin, petitioner, *v.* Matthew Costanzo, Superintendent of the School District of Philadelphia, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

**No. 80-5596.** Elizabeth Jane Young Chin, et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

**No. 80-5599.** Vincent Alestra, petitioner, *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Fifth District, denied.

**No. 80-5603.** Horace Eldin Lewis, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

**No. 80-5604.** Ralph M. Chavez, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

**No. 80-5631.** Robert Bryan Sasser, petitioner, *v.* Alabama. Petition for writ of certiorari to the Court of Criminal Appeals of Alabama denied.

**No. 80-5633.** Edwina Bland, petitioner, *v.* Texas. Petition for writ of certiorari to the Supreme Court of Texas denied.

**No. 80-5635.** Lawrence Clinton Anderson, petitioner, *v.* Oregon. Petition for writ of certiorari to the Court of Appeals of Oregon denied.

**No. 80-5653.** James A. Calhoun, petitioner, *v.* United States. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

**No. 80-5662.** Rena Watters et al., petitioners, *v.* Richard Schweiker, Secretary of Health and Human Services. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

**No. 80-5663.** John Stricklin, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

**No. 80-5664.** Moses Barber, petitioner, *v.* South Carolina. Petition for writ of certiorari to the Supreme Court of South Carolina denied.

**No. 80-5675.** Ronald J. Cramer, petitioner, *v.* Wisconsin. Petition for writ of certiorari to the Supreme Court of Wisconsin denied.

**No. 80-5688.** Maria Martinez et al., petitioners, *v.* Barbara Blum, Commissioner, New York State Department of Social Services, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

**No. 80-5689.** Edward Harold Corey, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

**No. 80-5694.** Leroy Kenney, petitioner, *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

**No. 80-5697.** Byron F. Patterson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

**No. 80-5699.** Donald L. Deems, petitioner, *v.* Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

**No. 80-5719.** Artie Ray Dufur, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

**No. 80-5723.** David Boni, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

**No. 80-5726.** William S. Light, petitioner, *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

**No. 80-5742.** Lawrence Turner, petitioner, *v.* R. M. Muncy, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

**No. 80-5743.** William J. Pry, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

**No. 80-5755.** Smitty Harding, petitioner, *v.* Donald E. Bordenkircher, Warden. Petition for writ of certiorari to the Supreme Court of Appeals of West Virginia denied.

**No. 80-5791.** William Yaretsky et al., petitioner, *v.* Barbara B. Blum, Commissioner, New York State Department of Social Services, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

**No. 80-5800.** Louise Larose, etc., petitioner, *v.* Worcester Housing Authority, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

**No. 80-5801.** Victor Solomon, etc., petitioner, *v.* Andrew Fusco, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

**No. 80-5802.** Lorenzo Brooks, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

**No. 80-5803.** Jake Anaya, petitioner, *v.* Levi Romero, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

**No. 80-5807.** Clayton Cooper, petitioner, *v.* Mississippi. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

**No. 80-5810.** Richard Charles Bradenburg, petitioner, *v.* Herb Maschner, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

**No. 80-5811.** Harold Rogers, Jr., petitioner, *v.* New York. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, Fourth Judicial Dept., denied.

**No. 80-5814.** Jimmy Louis Phillips, petitioner, *v.* Warren "Ned" Benton, et al. Petition for writ of certiorari to the Court of Criminal Appeals of Oklahoma denied.

**No. 80-5817.** Garner Fallin, Jr., petitioner, *v.* Warden, Maryland Penitentiary. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

**No. 80-5821.** William A. Clumm, petitioner *v.* Ohio. Petition for writ of certiorari to the Court of Appeals of Ohio, Athens County, denied.

**No. 80-5822.** George Cariglio, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied.

**No. 80-5825.** Restoney Robinson, petitioner, *v. L. V. Stephenson et al.* Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

**No. 80-5826.** Restoney Robinson, petitioner, *v. Major Sanders et al.* Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

**No. 80-5827.** Mildred Williams and Edward R. Schell, petitioners, *v. North Carolina State Bar et al.* Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

**No. 80-5828.** George Hanei, petitioner, *v. Illinois.* Petition for writ of certiorari to the Appellate Court of Illinois, Fifth District, denied.

**No. 80-5829.** Nuh Mohamed Haid, petitioner, *v. George L. Walker et al.* Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

**No. 80-5831.** Otis Housley, petitioner, *v. Kenneth L. Mattox et al.* Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

**No. 80-5833.** Thurston Brooks, petitioner, *v. United States.* Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

**No. 80-5834.** Roderick M. Donohue, petitioner, *v. New York.* Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, Second Judicial Dept., denied.

**No. 80-5835.** Kenneth Grochulski, petitioner, *v. Robert J. Henderson, Superintendent, Auburn Correctional Facility.* Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

**No. 80-5842.** Floyd Edwards, petitioner, *v. Arnold R. Jago, Superintendent.* Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

**No. 80-5845.** Gerald David Knight, petitioner, *v. W. J. Estelle, Director, Texas Department of Corrections.* Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

**No. 80-5846.** Sherrod C. Robinson, petitioner, *v. Virginia.* Petition for writ of certiorari to the Supreme Court of Virginia denied.

**No. 80-5848.** James Barksdale, petitioner, *v. Lou V. Brewer, Warden, et al.* Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

**No. 80-5849.** Linwood Gray, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

**No. 80-5852.** Paul Edward Magill, petitioner, *v.* Florida. Petition for writ of certiorari to the Supreme Court of Florida denied.

**No. 80-5855.** Jeffrey Linn Hall, petitioner, *v.* Iowa. Petition for writ of certiorari to the Supreme Court of Iowa denied.

**No. 80-5857.** Veola Henderson, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

**No. 80-5858.** Willie Charles Lane, petitioner, *v.* Thomas F. Jones, Sheriff, Glynn County, Georgia. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

**No. 80-5860.** Charles Arceneaux, Sr., et al., petitioners, *v.* Texaco, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

**No. 80-5863.** Arthur Packard, petitioner, *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

**No. 80-5865.** Robert J. Wofford, petitioner, *v.* David Harris, etc. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

**No. 80-5868.** Michael Lewandowski, petitioner, *v.* Charles Egeler, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

**No. 80-5869.** Harold Loyd Vasser, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

**No. 80-5871.** Reno Valentino, petitioner, *v.* Superior Court of California, County of Contra Costa (California, Real Party in Interest). Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied.

**No. 80-5873.** Joseph Jude Oliver, petitioner, *v.* Julius Cuyler, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

**No. 80-5874.** Allen Carroll Pruitt, petitioner, *v.* William D. Leeke, Commissioner, South Carolina Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

**No. 80-5875.** Curtis D. Shuler, petitioner, *v.* Samuel Garrison, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

**No. 80-5878.** Lanier W. Phillips, Jr., petitioner, *v.* Massachusetts. Petition for writ of certiorari to the Supreme Judicial Court of Massachusetts denied.

**No. 80-5879.** In The Interest of C. S., Juvenile, petitioner. Petition for writ of certiorari to the Supreme Court of New Jersey denied.

**No. 80-5880.** Thomas C. Erickson and Aneta J. Erickson, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

**No. 80-5881.** A. David Lawson, petitioner, *v.* Original Appalachian Artworks, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

**No. 80-5883.** James Willie Cleveland, petitioner, *v.* Warden, Maryland Penitentiary. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

**No. 80-5886.** Andrew Willie Brooks, petitioner, *v.* W. J. Estelle, Jr., Director, Texas Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

**No. 80-5890.** Quintin Orpiano, petitioner, *v.* Gene M. Johnson et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

**No. 80-5891.** Shiloh Harry Theriault et al., petitioners, *v.* Establishment of Religion on Taxpayers' Money in the Federal Bureau of Prisons et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

**No. 80-5892.** Billy Watkins, petitioner, *v.* J. R. Martin, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

**No. 80-5898.** Mario Alan Passaro, petitioner, *v.* Pennsylvania. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Western District, denied.

**No. 80-5903.** Curt L. Countryman, petitioner, *v.* Glenn Zipp, Regional Director of the 33rd Regional Office, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

**No. 80-5905.** Joseph Michael Johnson, petitioner, *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

**No. 80-5911.** Stephen Reid Hill, petitioner, *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied.

**No. 80-5912.** Almario M. Aviles, petitioner, *v.* Superior Court of California, County of Monterey, et al. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied.

**No. 80-5915.** Benjamin Neil Preacher, petitioner, *v.* W. J. Estelle, Jr., Director, Texas Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

**No. 80-5917.** Charles L. Flenner, petitioner, *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied.

**No. 80-5922.** Gerald Graves, petitioner, *v.* Edwin Williams, Sheriff of Adams County, Wisconsin. Petition for writ of certiorari to the Court of Appeals of Wisconsin denied.

**No. 80-5923.** Walter H. Pusch and Edith M. Pusch, petitioners, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

**No. 80-5924.** Lincoln Teng and Ruth H. Teng, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

**No. 80-5930.** Everett F. Keezer and Wallace James Kier, petitioners, *v.* Minnesota. Petition for writ of certiorari to the Supreme Court of Minnesota denied.

**No. 80-5934.** Danny Jackson Sullivan, petitioner, *v.* Dewey Sowers, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

**No. 80-5935.** Samuel Joseph Kanasola, Jr., petitioner, *v.* William French Smith, Attorney General of the United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

**No. 80-5941.** Michael A. Broughton, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

**No. 80-5944.** Leo G. Kohls, petitioner, *v.* United Parcel Service, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

**No. 80-5948.** Marion Lockett, petitioner, *v.* Ohio. Petition for writ of certiorari to the Court of Appeals of Ohio, Cuyahoga County, denied.

**No. 80-5949.** Pledger L. Burkhalter, Jr., petitioner, *v.* Chrysler Corporation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

**No. 80-5952.** Michael Steele, petitioner, *v.* Ohio. Petition for writ of certiorari to the Court of Appeals of Ohio, Cuyahoga County, denied.

**No. 80-5955.** Alan L. Finlayson and James Blades, petitioners, *v.* New York. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, Second Judicial Dept., denied.

**No. 80-5956.** Donald Randolph Skinner, petitioner, *v.* South Carolina. Petition for writ of certiorari to the Supreme Court of South Carolina denied.

**No. 80-5957.** Rudolph Johnson, petitioner, *v.* Frank Blackburn, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

**No. 80-5958.** Calvin Kadet, petitioner, *v.* Harold J. Smith, Superintendent, Attica Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

**No. 80-5959.** Michael C. Antonelli, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

**No. 80-5960.** Charles Angelo Mazzella, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

**No. 80-5961.** Wendell Thomas, petitioner, *v.* United States; and

**No. 80-5965.** Robert H. Maddox, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

**No. 80-5962.** Jack Rheuark et al., petitioners, *v.* Dallas County, Texas, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

**No. 80-5963.** Roselle A. Holmes, petitioner, *v.* Verne Orr, Secretary of the Air Force, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

**No. 80-5964.** Rodney Lee Roy (Tex) Phipps, petitioner, *v.* Porter K. Brown and J. Stanley Hill. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

**No. 80-5967.** Wilbur Moore, etc., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

**No. 80-5968.** L. Dale Rohl, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

**No. 80-5970.** Edsel Eugene Hale, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

**No. 80-5973.** Andrew J. Faison and Patricia M. Faison, petitioners, *v.* United States District Court for the Western District of Washington, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

**No. 80-5974.** Herbert Norman Eliason, petitioner, *v.* Wilma Christley, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

**No. 80-5975.** Scott Carl Smith, petitioner, *v.* Washington. Petition for writ of certiorari to the Supreme Court of Washington denied.

**No. 80-5976.** William C. Ivory, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

**No. 80-5978.** Frazier Brown, petitioner, *v.* O. A. Loggins, Superintendent, Correctional Training Facility. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

**No. 80-5979.** Arnold Maxwell Harris, petitioner, *v.* Gordon Peterson. Petition for writ of certiorari to the Court of Appeals of Oregon denied.

**No. 80-5983.** Raymond Dale Osborne, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

**No. 80-5984.** Daniel Joseph Muccie, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

**No. 80-5985.** William L. DeLoach, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

**No. 80-5987.** Shaundell Timmons, petitioner, *v.* Gayle M. Franzen, et al. Petition for writ of certiorari to the Supreme Court of Illinois denied.

**No. 80-5988.** Donald Gene Boag, petitioner, *v.* Arizona. Petition for writ of certiorari to the Court of Appeals of Arizona, Division Two, denied.

**No. 80-5989.** William Coney, petitioner, *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

**No. 80-5990.** Murrell Toby Hockenbury III, petitioner, *v.* Dewey Sowders, Superintendent, Kentucky State Penitentiary. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

**No. 80-5991.** Jessie D. McDonald, petitioner, *v.* Metropolitan Government of Nashville and Davidson County, etc. Petition for writ of certiorari to the Supreme Court of Tennessee, Middle Division, denied.

**No. 80-5992.** Pressie Hughes, Jr., petitioner, *v.* Joe S. Hopper, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

**No. 80-5993.** Donna Faye Avery, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

**No. 80-5995.** William Eugene Young, petitioner, *v.* Jim Rustamier, Counselor, Indiana State Prison. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

**No. 80-5997.** Bruce Witherspoon, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

**No. 80-6001.** Yin-Ho Wong, petitioner, *v.* Norman Carlson, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

**No. 80-6004.** Thomas F. Regan, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

**No. 80-6010.** Theodore George, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

**No. 80-6011.** Irving Zuckerman, petitioner, *v.* United States Consumer Product Safety Commission, et al. Petition for writ certiorari to the United States Court of Appeals for the Second Circuit denied.

**No. 80-6014.** Leonard Smith, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

**No. 80-6015.** Jack Dunaway, petitioner, *v.* Richard Schweiker, Secretary of Health and Human Services. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

**No. 80-6016.** Marie L. Ferreboeuf, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

**No. 80-6018.** William J. Claybrooks, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

**No. 80-6019.** Melvin Jacks, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

**No. 80-6020.** Robert Guerra, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

**No. 80-6022.** James Keith Tucker, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

**No. 80-6043.** Allen Lynn Osborne, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

**No. 80-6048.** Charles Leroy Woods, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

**No. 80-6054.** George Edwards Aebischer, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

**No. 80-6057.** Cambel Lee Spikes, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

**No. 80-6062.** E. Dene Armstrong, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

**No. 80-6063.** Samuel Tyrone Tolliver, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

**No. 80-6065.** Melvin Wright, petitioner, *v.* Roy M. Bombard, Superintendent, Greenhaven Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

**No. 80-6070.** James Lee, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

**No. 80-6072.** John Bradley Lewis, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

**No. 80-6078.** Gentle Gregg, petitioner, *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

**No. 80-6079.** Karl Anthony Mowat, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

**No. 80-6081.** John Richard Luttrell, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

**No. 80-6083.** Norman Earl Wickizer, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

**No. 80-6086.** William McCoy, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

**No. 80-6099.** Alberto Cruz Fontanez, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

**No. 80-6105.** Arthur Molina, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

**No. 79-1856.** The Eaton Corporation, petitioner, *v.* Olga J. Fox. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied. Justice White took no part in the consideration or decision of this petition.

**No. 79-1953.** David R. Freeman, Director, Missouri Department of Social Services, et al., petitioners, *v.* Lou Emma Chambley, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied. Justice Powell would grant certiorari.

**No. 79-6309.** Raymond Robert Clark, petitioner, *v.* Florida. Petition for writ of certiorari to the Supreme Court of Florida denied. Dissenting statement by Justice Brennan and Justice Marshall.

**No. 80-5856.** Daniel Joseph Baker, petitioner, *v.* Georgia. Petition for writ of certiorari to the Supreme Court of Georgia denied. Dissenting statement by Justice Brennan and Justice Marshall.

**No. 80-5986.** Roosevelt Green, Jr., petitioner, *v.* Georgia. Petition for writ of certiorari to the Supreme Court of Georgia denied. Dissenting statement by Justice Brennan and Justice Marshall.

**No. 80-255.** Georgia Power Company, petitioner, *v.* 138.30 Acres of Land and Mildred B. Sanders, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Justice White, Justice Marshall and Justice Blackmun would grant certiorari.

**No. 80-381.** John Di Gilio, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied. Justice Brennan took no part in the consideration or decision of this petition.

**No. 80-472.** Ted Engle, Superintendent, Chillicothe Correctional Institute, petitioner, *v.* James Samuel Sims. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied. Dissenting opinion by Justice Rehnquist with whom the Chief Justice and Justice Blackmun join.

**No. 80-484.** Prince Edward School Foundation, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied. Dissenting opinion by Justice Rehnquist with whom Justice Stewart and Justice Powell join.

**No. 80-733.** Sheet Metal Workers' International Association, AFL-CIO, petitioner, *v.* Ben Carter. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Dissenting opinion by Justice Rehnquist.

**No. 80-777.** Frank Blackburn, Warden, petitioner, *v.* Irvin Thomas. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Dissenting opinion by Justice Powell with whom the Chief Justice and Justice Rehnquist join.

**No. 80-963.** Michigan, petitioner, *v.* Johnnie Joseph Olah. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the Supreme Court of Michigan denied. The Chief Justice would grant certiorari and reverse the judgment. Justice Blackmun would grant certiorari and set the case for oral argument.

**No. 80-837.** Michael John Grassi, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Justice Brennan and Justice Marshall would grant certiorari and reverse the conviction.

**No. 80-5432.** Doyle Roy Watkins, petitioner, *v.* Oklahoma, et al. Petition for writ of certiorari to the Court of Criminal Appeals of

Oklahoma denied. Justice Marshall would grant certiorari and reverse the judgment. *Hicks v. Oklahoma*, 447 U.S. 343 (1980).

**No. 80-5643.** Edward Frank Snell, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Dissenting opinion by Justice Brennan with whom Justice Marshall joins.

**No. 80-784.** Washington, petitioner, *v.* James Joseph Daugherty. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the Supreme Court of Washington denied.

**No. 80-964.** Kentucky, petitioner, *v.* Barbara Newsome and Gloria Faye Newsome. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the Supreme Court of Kentucky denied.

**No. 80-1086.** Donald Wyrick, Warden, petitioner, *v.* John Dale Henson. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

**No. 80-812.** Mescalero Apache Tribe, petitioner, *v.* Fred L. O'Cheskey, Commissioner of Revenue of New Mexico, et al. Motion of Navajo Forest Products Industries for leave to file a brief, as *amicus curiae*, granted. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

**No. 80-978.** Wilbur L. Kephart, petitioner, *v.* Institute of Gas Technology. Motion of Legal Services for the Elderly for leave to file untimely brief, *amicus curiae*, denied. Petition for writ of certiorari to United States Court of Appeals for Seventh Circuit denied.

**No. 80-1007.** Edith M. Marschak, etc., petitioner, *v.* Kirkland and Ellis, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied. Justice Stewart took no part in the consideration or decision of this petition.

**No. 80-1025.** Harmasse LeClair and Elizabeth LeClair, petitioners, *v.* William Saunders. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Justice White would grant certiorari.

**No. 80-1026.** Chrysler Corporation, petitioner, *v.* Richard F. Dawson, et al. Motion of Motor Vehicle Manufacturers Association of the United States for leave to file a brief, as *amicus curiae*, granted. Motion of petitioner to strike portions of respondents' brief in opposition denied. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

**No. 80-1038.** Public Service Commission of Tennessee, et al., petitioners, *v.* Louisville and Nashville Railroad Company, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied. Justice Powell took no part in the consideration or decision of this petition.

**No. 80-5824.** Francene Lum et al., petitioners, *v.* Alan K. Campbell, Director of the Office of Personnel Management, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Justice Brennan, Justice White and Justice Marshall would grant certiorari.

**No. 80-5840.** John A. Langworthy, petitioner, *v.* Maryland. Motion of Citizens' Commission on Human Rights for leave to file a brief, as *amicus curiae*, granted. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

#### PETITIONS FOR WRITS OF MANDAMUS DENIED

**No. 80-5815.** In Re Wallace Taylor Rutherford, Jr., petitioner;

**No. 80-5897.** In Re James J. Roberts, petitioner;

**No. 80-5909.** In Re Billy Watkins, petitioner;

**No. 80-5926.** In Re William Ronald Welch, petitioner;

**No. 80-5971.** In Re Miako Stephen Likakur, petitioner;

**No. 80-5994.** In Re David Mapson, petitioner; and

**No. 80-6044.** In Re Clovis Carl Green, Jr., petitioner. Petitions for writs of mandamus denied.

**No. 80-5901.** In Re Gordon C. Sphaler, petitioner. The petition for a writ of mandamus and/or prohibition is denied.

#### PETITION FOR WRIT OF PROHIBITION DENIED

**No. 80-1044.** In Re William L. Fisher, etc., petitioner. Petition for writ of prohibition and/or certiorari denied.

#### REHEARINGS DENIED

**No. 79-395.** United States, petitioner, *v.* Hazel Morrison;

**No. 79-870.** United States Railroad Retirement Board, appellant, *v.* Gerhard H. Fritz;

**No. 79-1679.** Waste Management of Wisconsin, Inc., petitioner, *v.* Cynthia Fokakis;

**No. 79-2040.** Richard F. Pacileo, Sheriff, petitioner, *v.* James Dean Walker;

**No. 79-2059.** American Electric Power Company, Inc., et al., petitioners, *v.* City of Mishawaka, Indiana, et al.;

**No. 80-613.** Shoshone and Arapahoe Tribes, petitioners, *v.* Dry Creek Lodge, Inc., et al.;

**No. 80-707.** Eileen Brady, etc., petitioner, *v.* Jane Doe, a pseudonym;

**No. 80-5315.** John P. Maggard, petitioner, *v.* Florida Parole Commission;

**No. 80-5580.** Harvey F. Euge, petitioner, *v.* United States, et al.;

**No. 80-5585.** Thomas P. Papp, petitioner, *v.* Ohio;

**No. 80-5612.** In Re: Ewaar S. Gambara, etc., petitioner;

**No. 80-5716.** Rudolph Baloun, et al., petitioners, *v.* General Motors Corporation;

**No. 80-5725.** Lonnie Gooden, petitioner, *v.* Texas;

**No. 80-5770.** In Re Arthur F. Jackson, petitioner;

**No. 80-5780.** In Re Roger Aldworth Beach, petitioner;

**No. 80-5782.** In Re Eric G. Lohmann, petitioner; and

**No. 80-5866.** Raymond V. Proca, petitioner, *v.* United States. Petitions for rehearing denied.

**No. 80-163.** In Re Chestnutt Management Corporation. Motion for leave to file a second petition for rehearing denied.

**No. 80-5476.** James Gornick, petitioner, *v.* Illinois, et al.; and

**No. 80-5540.** Rene Grinan, petitioner, *v.* Ramon Trespalacios. Motions for leave to file petitions for rehearing denied.

ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Ramon M. de La Guardia	Sacramento, Calif.	Eddie T. Keller
Richard L. Abramson	Hackensack, N.J.	Adrian M. Foley, Jr.
Henry John Ackels	Dallas, Tex.	Sandy M. Sandoloski
Lawrence E. Ackels	Dallas, Tex.	Sandy M. Sandoloski
Lawrence Edward Ackels, Jr.	Dallas, Tex.	Sandy M. Sandoloski

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Steven W. Albert	Cleveland, Ohio	Burt J. Fulton
Silvia Morrell Alderman	Tallahassee, Fla.	Louis F. Hubener
J. Michael Alexander	Salem, Oreg.	David William Hittle
Michael Edward Alexander	Houston, Tex.	Frank Russell Kendall
Francisco R. Angones	Miami, Fla.	Richard B. Adams
Jeff Thome Appleman	San Francisco, Calif.	J. William Beard, Jr.
Eric Drollin Archer	Dallas, Tex.	Frank H. Pope, Jr.
Janet Judd Laughlin Babcock	Dallas, Tex.	John Bernard Nelson
Thomas John Bacas	Washington, D.C.	John A. McCahill
Ora James Baer II	Champaign, Ill.	Edward Hugh Rawles
Barbara Claussen Baran	Chicago, Ill.	R. Marlin Smith
Marc Woodson Barta	Dallas, Tex.	Charles Ray Haworth
Robert F. Bauer	Washington, D.C.	John J. Buckley, Jr.
James A. Beldner	New York, N.Y.	Charles M. Tatelbaum
Michelle Bremer Bemis	Washington, D.C.	David James Hill
John T. Bender	Pittsburgh, Pa.	Homer W. King
Leslie Anne Benitez	Austin, Tex.	Douglas M. Becker
Richard Alan Bernat	Cincinnati, Ohio	Paul Dunbar Rice
Peter B. Bickerman	Hallowell, Maine	William J. Kelleher
James A. Bishop	Brunswick, Ga.	A. Blenn Taylor, Jr.
Donald Paul Black	San Francisco, Calif.	Charles M. Richardson, Jr.
Bruce Howard Bornstein	Chicago, Ill.	Alan Michael Freedman
Jolynn Barry Boster	Gallipolis, Ohio	Douglas M. Cowles
Gary Lynn Bostwick	Los Angeles, Calif.	Brian James O'Neill
Alan James Boudreaux	Metairie, La.	G. Thomas Porteous, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
John McNeel Brackeridge, Jr.	Tampa, Fla.	Sam H. Mann, Jr.
Robert Jay Brantner	Los Angeles, Calif.	Walter K. Childers
Neil S. Braun	Short Hills, N.J.	Bernard Rudd
Michael Joseph Bresnahan	State College, Pa.	Paul Martin Osborne
Frederick Brockmeier IV	Cincinnati, Ohio	Ralph F. Mitchell
Jerome Joseph Bromiel	Champaign, Ill.	J. Steven Beckett
Jeffrey Roger Brooke	Phoenix, Ariz.	Douglas L. Giblen
Barbara A. Brown	Washington, D.C.	Gerald Patrick Norton
George Albert Brown	Fresno, Calif.	Donald R. Franson
Jack G. Brown	Covington, Ky.	Thomas Christo- pher Smith
Mary S. Burdick	Los Angeles, Calif.	Richard A. Paez
Guy Rawson Burningham	Provo, Utah	J. Robert Bullock
Bennie Marie Bursk	Los Angeles, Calif.	George James Savin, Jr.
Francisco M. Camacho	Milwaukee, Wis.	Thomas P. Maroney
William H. Campbell	New York, N.Y.	John LeMoyné Ellicott
Mary R. Carder	Gainesville, Ga.	John Lloyd Cromartie, Jr.
J. Edwin Carey	New York, N.Y.	George Henry Hearn
Michael P. Casterton	Sacramento, Calif.	Alvin R. Wohl
Harvey L. Chaffin	Tahlequah, Okla.	Leroy James Patton
Charles Edward Clark	Pasadena, Calif.	Charles E. Nutt
Linda N. Coffee	Dallas, Tex.	Philip I. Palmer, Jr.
Mayo L. Coiner	Memphis, Tenn.	W. Walton Garrett
Marie E. Colaneri	Panorama City, Calif.	Bruce Morrison Gleason
Richard E. Connell	Harrisburg, Pa.	William Bentley Ball

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Francis J. Cornell III	Philadelphia, Pa.	Stewart Dalzell
Rufus Cook	Chicago, Ill.	Solomon Gutstein
Peter S. Coorlas	Chicago, Ill.	Judge Arthur Chris Perivolidis
Charles P. Costanzo	New Haven, Conn.	Bruce L. Levin
Frank N. Cowan	Richmond, Va.	John S. Davenport III
Dale G. Cox, Jr.	Shreveport, La.	Paul Lynch
John T. Croley, Jr.	Fitzgerald, Ga.	Alan M. Alexander, Jr.
William R. Dallas, Jr.	Louisville, Ky.	Robert William Keats
Douglas J. Danzig	New York, N.Y.	Jiro Murase
Joel Michael David	Los Angeles, Calif.	John Bayard Anderson
David Matthew Davis	Detroit, Mich.	Laurence Reich
William David Deaderick	Austin, Tex.	John L. Hill
Danny Ray Deaver	Edmond, Okla.	Charles F. Alden III
Francis X. Dee	Newark, N.J.	Laurence Reich
Michael G. Defino	Philadelphia, Pa.	Judge Charles P. Mirarchi, Jr.
Ralph DeNune III	Toledo, Ohio	Judge Francis Charles Restivo
George Michael DePolo	Manassas, Va.	B. Glenn Phelps
Joseph DiBenecetto	New York, N.Y.	Robert E. Kushner
Neal S. Dudovitz	Los Angeles, Calif.	Gill Wylie Deford
James Francis Dunn	West St. Paul, Minn.	Mark Arth
Lee Joseph Dunn, Jr.	Chicago, Ill.	Reid Franklin Holbrook
Steven G. Durio	Lafayette, La.	Arthur J. Waechter, Jr.
E. Bruce Ebert	Hurst, Tex.	Wallace S. Craig
Joseph H. B. Edwards	Boston, Mass.	Francis H. Fox
E. E. Edwards III	Nashville, Tenn.	James A. Neal
Thomas Warren Eggleston	Lafayette, Ind.	Joseph T. Bumbleburg
Sarah L. Entrekin	Laurel, Miss.	Dorrance Aultman

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Kenneth R. Feinberg	Washington, D.C.	Edward M. Kennedy
Nathan B. Feirstein	Philadelphia, Pa.	S. Gerald Litvin
Michael John Femal	Arlington Heights, Ill.	Robert Edward Wagner
Dennis T. Fenwick	Nogales, Ariz.	John H. Stompoly
Peter A. Feringa, Jr.	New Orleans, La.	Harry McCall, Jr.
Segundo J. Fernandez	Tallahassee, Fla.	Terry Paul Cole
Thomas J. Filous	Medina, Ohio	Louis Thomas Skidmore
G. Thomas Fleming III	Los Angeles, Calif.	Maurice Jones, Jr.
William Stuart Fleming V	Columbia, Tenn.	Robin S. Courtney
Fred L. Foreman	Waukegan, Ill.	Leo J. Sullivan, III
Ira L. Frank	Middle Village, N.Y.	Timothy James O'Leary, Jr.
J. Joaquin Fraxedas	Orlando, Fla.	John L. O'Donnell, Jr.
Steven F. Freodenthal	Cheyenne, Wyo.	Stanley K. Hathaway
Melvin Leonard Friedland	San Bernardino, Calif.	Charles M. Tatelbaum
David B. Frohnmayer	Salem, Oreg.	Hans A. Linde
Paul B. Galvani	Boston, Mass.	Thomas G. Dignan, Jr.
Richard Devon Gamblin	Jackson, Miss.	Thomas Gerald Lilly
Susan Peikes Gantman	Norristown, Pa.	Judge William T. Nicholas
James E. Gierach	Oak Lawn, Ill.	Albert E. Jenner, Jr.
Douglas Gilmore	Westport, Conn.	Lila Channing
Bernard Joseph Glaser, Jr.	Greeley, Nebr.	Carl E. Edwards, Jr.
Lois Ellen Gold	Los Angeles, Calif.	Kenneth Lorne Riedman, Jr.
Arlene Deborah Goldberg	New York, N.Y.	Douglas B. Lyons
Jonathan D. Goldberg	Louisville, Ky.	William Thomas Warner

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Robert Allan Goodin	San Francisco, Calif.	Stephen V. Bomse
John J. Gosbee	Danvers, Mass.	Geoffrey David Cant
Gerald L. Gray	Clintwood, Va.	Glyn R. Phillips
Robert Lamar Green, Jr.	Washington, D.C.	Harold F. Baker
James H. Griffin	Los Angeles, Calif.	Robert I. Kotob
John K. Groon	North Wildwood, N.J.	Henry Gorelick
Paul J. Hall	Los Angeles, Calif.	Thomas D. Phelps
Valerie Jean Hrechko Hall	Gainesville, Fla.	Carl L. Johnson
Sigrid J. Hammond	Albany, N.Y.	Peter Harvey Schiff
Marion Oneida Hanna	Columbia, S.C.	Harold R. Boulevard
Richard Norman Hansen	Laredo, Tex.	Wayne H. Eisenhauer
Robert J. Hartmann	Phoenix, Ariz.	Ira S. Broadman
Richard L. Hartz	New York, N.Y.	John Francis Tully
Robert Gordon Harvey	Rochester, N.Y.	G. Robert Witmer, Jr.
Lise S. Haupt	Washington, D.C.	L. Robert Griffin
David Kenneth Hayes	Baltimore, Md.	Henry M. Decker, Jr.
Maurice Dixon Healy	Harlingen, Tex.	Ferriel C. Hamby, Jr.
William Coventry Henderson II	Eliot, Maine	John William Kercheval II
Kenneth Michael Henke	Lafayette, La.	John A. Bivins
Heriberto Hernandez-Pastrana	Bethlehem, Pa.	Nathan L. Reibman
J. Portis Hicks	New York, N.Y.	Jiro Murase
George V. Hincy	New York, N.Y.	Farrell Craig Glasser
Joseph D. S. Hinkley	Boston, Mass.	John Graham Brooks
Ross Allan Hodge	Fort Lauderdale, Fla.	Richard J. Alfieri

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Martin M. Hokanson	Houston, Tex.	Robert Morin Moore
Patric Hooper	Los Angeles, Calif.	Robert Joseph Gerst
Donald F. Houston	Bridgeport, Conn.	Clifford R. Oviatt, Jr.
Cabanne Howard	Augusta, Maine	John Michael Robert Paterson
William Allen Huddleston	Cincinnati, Ohio	Terrence Francis Ladrigan
J. Freedley Hunsicker, Jr.	Philadelphia, Pa.	Stewart Dalzell
Douglas Benjamin Huron	Washington, D.C.	Lloyd N. Cutler
Mary Elizabeth Jacksteit	Washington, D.C.	Mark D. Roth
Kenneth Michael Jasinski	New York, N.Y.	Howard M. Schmertz
Allan Richard Johnson	Southport, Conn.	Lowell P. Weicker, Jr.
S. Steven Karalekas	Washington, D.C.	John A. McCahill
Joseph L. Kashi	Soldotna, Alaska	Charles K. Cranston
Joseph H. Kasimer	Washington, D.C.	Paul J. Walstad
Jan Elizabeth Kearney	Milwaukee, Wis.	Robert E. Cook
Kathleen Marie Kelly	San Francisco, Calif.	Wesley J. Fastiff
John Russell Kelso VII	Miami, Fla.	Henry Burnett
John M. Kenney	Lake Success, N.Y.	Harold I. Meyerson
Christopher McIntosh Kerns	Washington, D.C.	John Thomas Burch, Jr.
Paulette Steinberg Kessler	Washington, D.C.	Thomas J. McIntyre
John R. Keys, Jr.	Washington, D.C.	Joseph Fontana
Frank Flenner Kibler	Nampa, Idaho	Jess Bradford Hawley
Tedford E. Kimbell	Dallas, Tex.	Charles Lynde Babcock IV
James Randolph Kingsley	Circleville, Ohio	Judge William Ammer
Charles W. Kitchen	Cleveland, Ohio	Burt J. Fulton
Robert Allen Klein	Los Angeles, Calif.	Carl Weissburg
Ralph M. Knoohuizen	Plainview, Tex.	Marvin Alder Rogers

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
B. Rupert Koblegarde Gerald L. Koenig	Portland, Oreg. Shawano, Wis.	Eric C. Larson Gregory B. Conway
Eleanor M. Kraft Maurice Jay Kutner Karl Moynihan Lahring Jeffrey G. Lalla	Palo Alto, Calif. Miami, Fla. Falls Church, Va. Minneapolis, Minn.	Merrill M. Hirsch H. Stephen Rash Felix Von Baxter Ronald Duane Olson
Ralph James Lamparello Joseph F. Landreth C. Richard Langley Joseph F. Larson II Roger J. Larue, Jr.	Jersey City, N.J. Salinas, Calif. Albany, Ga. Hatton, N. Dak. Metairie, La.	Geoffrey Gaulkin T. K. McCleerey Jesse W. Walters Stephen R. Bloss Robert George Heller
Joel W. Lavintman Frederic H. Lawrence	Minneapolis, Minn. New York, N.Y.	Henry Earnest Halladay Howard M. Schmertz
William J. Leahy	Boston, Mass.	Richard Joseph Hayes
Terry V. Leavitt Steven Morris Legum Larry Lee Lessen Gerald A. Lewis Reid Eugene Lewis	Las Vegas, Nev. Norfolk, Va. Danville, Ill. Tallahassee, Fla. Salt Lake City, Utah	Brent E. Leavitt Paul M. Lipkin John E. Sebat Michael Basile Hardin Austin Whitney, Jr.
John B. Link III	Nashville, Tenn.	Charles Patrick Flynn
Leslie Simkins Linton	Burlington, Vt.	Alan Francis Sylvester
Richard Patrick Maher	College Station, Tex.	Keith C. Reese
James Edward Mahood	Pittsburgh, Pa.	Joanne Ross Wilder
William H. Mallénder	Scottsdale, Ariz.	Thomas F. Reddy, Jr.
John F. Mardula	McLean, Va.	Clarence Power Montgomery, Jr.
Gilda Irene Mariani	New York, N.Y.	Elkan Abramowitz
Leonard R. Marsh	Watertown, N.Y.	William J. McClusky

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
William Porter Marshall	St. Paul, Minn.	Warren Spannaus
Willie D. Maynor	Baton Rouge, La.	Rhett R. Ryland
Christine Hall McClure	Erie, Pa.	William Edward Pfadt
James J. McConn, Jr.	Houston, Tex.	John H. Boswell
Kevin J. McGill	New York, N.Y.	Henry Clifton, Jr.
Curtis Edward McIntyre	Miami, Fla.	Leslie Christian Hauck
John E. McKay	Kansas City, Mo.	Arthur A. Benson II
George W. McLaughlin	Boston, Mass.	Gerald May
Joseph Leray McNamara	Jackson, Miss.	Sherwood Willing Wise
Leonard B. Melvin, Jr.	Laurel, Miss.	Dorrance Aultman
Daniel L. R. Miller	Erie, Pa.	William Edward Pfadt
Johathan L. Mills	Chicago, Ill.	Stephen Bruce Cohen
Eleanor R. Minsky	Washington, D.C.	Reuben B. Robertson III
John H. Mitchell	Visalia, Calif.	James A. Engstrom
Anthony J. Mohr	Los Angeles, Calif.	Peter M. Appleton
Joseph Allan Morris	Chicago, Ill.	Philip B. Kurland
Joseph E. Moukawsher	Groton, Conn.	Thomas Buck Wilson
Thomas William Murphy, Jr.	Tulsa, Okla.	Frederic Dorwart
Thomas Viggers Murto III	Dallas, Tex.	Joe E. Estes
Charles J. Najjar	Birmingham, Ala.	Richard F. Ogle
Phil N. Nash	Kenai, Alaska	Benjamin T. Delahay, Jr.
Howard Lynn Nations	Houston, Tex.	W. Jiles Roberts
Norman R. Nelson	New York, N.Y.	Briscoe R. Smith
Stanley Martin Ness	Clovis, Calif.	Gerald Earnest Howe
Jack Redmond O'Neill	Indianapolis, Ind.	David Anthony Miller
John Clayton Oberholtzer	Medina, Ohio	Louis Thomas Skidmore

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Bruce A. Olster	Philadelphia, Pa.	Edgar D. Baumgartner
Richard R. Orsinger	San Antonio, Tex.	Maury Maverick, Jr.
Leonard B. Pack	New York, N.Y.	Thomas J. Dougherty
Jerry Steven Packard	Wooster, Ohio	Lyman Robert Critchfield
Sylvia L. Paoli	Newport Beach, Calif.	Robert C. Todd
Stephen Wayne Parrish	San Francisco, Calif.	Robert Holt Lynn
Michael Ezra Parry Paul Parsons	New York, N.Y. Austin, Tex.	Frank S. Ioppolo William Peel Allison
James Gary Pate	Birmingham, Ala.	Richard F. Ogle
David Steven Paull	Portland, Oreg.	Paul Theodore Bailey
Robert S. Peckar	Hackensack, N.J.	Adrian M. Foley, Jr.
Donna Claire Pendergast	Houston, Tex.	Philip S. Greene
Oscar N. Persons Leonard D. Pertnoy	Atlanta, Ga. Miami, Fla.	G. Conley Ingram Steven M. Greenberg
Louis Thomas Pirkey	Austin, Tex.	William Donald Durkee
Leslie Alan Powers	Yakima, Wash.	David Albert Thorner
Lanny Martin Proffer Henry Ramirez Richard Rothschild Ravreby	Denver, Colo. New York, N.Y. Carlsbad, Calif.	Charles R. Work Theodore Herold Thomas M. Connolly III
William Kevin Reagan	Salt Lake City, Utah	Eric M. Rubin
Donald Renetzky	Sherman Oaks, Calif.	Samuel Gordon
Ralph Reyna James Coleman Rhoden	Chicago, Ill. Columbia, Miss.	Bernard Carey James Seaborn Dale, Jr.
Robert P. Roche	Albany, N.Y.	Jed Blair Wolkenbreit

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
David B. Roe	Oakland, Calif.	Thomas J. Graff
John Romanick	Washburn, N. Dak.	Kenneth M. Jakes
Jemera Frances Rone	New York, N.Y.	Edwin Earl McAmis
Gary Clemens Roth	San Francisco, Calif.	Robert E. Wickersham
Alan I. Rothenberg	Los Angeles, Calif.	Brian James O'Neill
Ronald J. Rothschild	Hollywood, Fla.	Michael L. Abrams
R. Kent Rowe	South Bend, Ind.	Kevin James Butler
Vanessa Ruiz	San Juan, P.R.	Arthur Lazarus, Jr.
Robert W. Rund	Beech Grove, Ind.	David Roy Day
Nicholas Evans Sakellariou	Joliet, Ill.	Bartholomew Markese
Vincent J. Salandria	Philadelphia, Pa.	Eugene F. Brazil
Alvin Carl Sallen	Southfield, Mich.	Philip M. Sallen
Leslie J. Schiff	Opelousas, La.	Zalman O. Davlin
James R. Schirott	Des Plaines, Ill.	Alan O. Amos
Charles Frederick Schoech	West Palm Beach, Fla.	Bruce Daniel Goorland
H. R. Schwappach	Chicago, Ill.	Eric M. Rubin
Alfred L. Schwartz	New York, N.Y.	Thomas J. Dougherty
Philip H. Schwarz	Kansas City, Mo.	Sloan Richard Wilson
John Buckingham Scott	Laramie, Wyo.	Alan Kooi Simpson
William Walker Scott, Jr.	Pittsburgh, Pa.	William Dwight Sutton
Calvin Loren Scovel III	Hampstead, N.H.	Richard Grant Walls
Stephen F. Selig	New York, N.Y.	Barry J. Mandel
William L. Shaine	Concord, N.H.	Judge Hugh H. Bownes
Fredrick E. Sherman	New York, N.Y.	Robert Layton
John F. Sherman III	Boston, Mass.	Samuel Huntington
Ivan Shomer	Philadelphia, Pa.	Alan J. Davis
Deborah A. Shore	Seattle, Wash.	Kenneth A. MacDonald

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Eugene Joseph Silva	Houston, Tex.	Theodore George Dimitry
James Leo Simon	Chicago, Ill.	Daniel M. Schuyler
Richard K. Simon	Los Angeles, Calif.	Lee L. Blackman
John Warren Sinuefield	Baton Rouge, La.	Richard E. Chaffin
Claude Randolph Sledge	Mansfield, La.	Wellborn Jack, Jr.
Carroll Wayne Smith	Homer, La.	E. Joseph Bleich
J. Wade Smith	Lake Charles, La.	Richard P. Ieyoub
James David Kimo Smith	Honolulu, Hawaii	William Shaw Richardson
Jerry Jay Smith	Fountain Valley, Calif.	Wilfrid W. H. Soelter
Lawrence Solotoff	Great Neck, N.Y.	Stephen B. Gleich
Joel Spivak	Great Neck, N.Y.	Stephen B. Gleich
Juliet Given St. John	Cullman, Ala.	Finis E. St. John III
James Alexander Stanton IV	Hartsville, S.C.	Martin S. Driggers
Michael J. Stark	Juneau, Alaska	Ronald Walter Lorensen
James M. Stoffer, Jr.	Houston, Tex.	Clyde F. DeWitt III
Mark Stone	New York, N.Y.	Charles S. Lyon
Curtis B. Stuckey	Nacogdches, Tex.	Gary Rowe Thomas
Neal Sherman Sundeen	Phoenix, Ariz.	Sidney Marvin Rosen
Harry W. Swainston	Carson City, Nev.	Larry D. Struve
George Edward Swegman	Pittsburgh, Pa.	James Alfred Mannino
John D. Taurman	Washington, D.C.	Michael J. Henke
Daniel L. Thistle	Philadelphia, Pa.	James Edwin Beasley
Stephen Good Thomas	Cleveland, Ohio	Barbara Kaye Besser
John E. Thorson	San Francisco, Calif.	Jan S. Stevens

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Thomas Tinkham	Minneapolis, Minn.	Curtis L. Roy
Emil A. Tonkovich	Chicago, Ill.	John Gregory Evon
Angelo M. Torrisi	New York, N.Y.	Alvin L. Stern
Joseph Ignatius Tripodi	New Philadelphia, Ohio	Daniel Thomas Lehigh
John D. Troughton	Cheyenne, Wyo.	Peter J. Mulvaney
Stephen J. Uhlfelder	Tallahassee, Fla.	Charles Graham Carothers
William F. Underwood, Jr.	Albany, Ga.	Thomas Wm. Malone
Manuel Luna Velasquez	Manassas, Va.	B. Glenn Phelps
Jon Franklin Virden	Washington, D.C.	Robert Alexander Stanich
Gerald D. Wahl	Detroit, Mich.	James A. Brescoll
Therese Marie Wandling	Berkeley, Calif.	James Robert Lambden
Hugh T. Ward	Shreveport, La.	Robert G. Pugh
Stephen Robert Wassner	Logan Creek, Nev.	Norman Y. Herring
Bruce L. Waxman	Washington, D.C.	Alan Dranitzke
Eldon Leroy Webb	Ashland, Ky.	David R. Irvin
H. Thomas Wells, Jr.	Birmingham, Ala.	Fournier J. Gale III
Natalie Elsa West	Berkeley, Calif.	Joseph Remcho
Robert A. Wiesen	New York, N.Y.	Henry Clifton, Jr.
C. Gary Williams	Tallahassee, Fla.	Charles Graham Carothers
J. Clare Williams	Salt Lake City, Utah	L. Ridd Larson
Norris S. L. Williams	New Orleans, La.	Harry McCall, Jr.
Charles H. Williams II	Orangeburg, S.C.	Henry Hammer
Norwood S. Wilner	Jacksonville, Fla.	Barry L. Zisser
W. Luther Wilson	Baton Rouge, La.	Benjamin Brown Taylor, Jr.
William G. Wilson	Beverly Hills, Calif.	Robert Gore Rifkind
Amos Ryder Worth	Decatur, Ga.	James C. Bonner, Jr.
William A. Worthington	Houston, Tex.	Ben G. Sewell
Bob Forrest Wright	Lafayette, La.	William P. Rutledge

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Charles Pearson Younce	Greensboro, N.C.	Harper Johnston Elam III
Deborah Faust Zehner	New Orleans, La.	Harry B. Kelleher
Seymour Ray Zilberstein	Chicago, Ill.	Robert M. Ellis
Gary Allan Zipkin	Anchorage, Alaska	Phillip James Eide
William J. Zloch	Fort Lauderdale, Fla.	Carl A. Hiaasen
Steven E. Zumbach	Des Moines, Iowa	Charles E. Harris

ADMISSIONS TO THE BAR ON ORAL MOTION

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Ann Brooks Vance	Washington, D.C.	Alan Kooi Simpson
Dennis Charles Stickley	Laramie, Wyo.	Alan Kooi Simpson
Amy Jo Gittler	Phoenix, Ariz.	Michael W. Sillyman
Dan Ernest Neal	Eugene, Oreg.	Lewis Winnbert Shollenberger, Jr.
Richard Harris Silverman	Phoenix, Ariz.	Jon Llewellyn Kyl

ORAL ARGUMENT

No. **79-1740**. Germain H. Ball, et al., appellants, *v.* Roland W. James, et al. Argued by Mr. Rex E. Lee for the appellants and by Mr. Bruce E. Meyerson for the appellees.

No. **79-6423**. Abby Gail Lassiter, petitioner, *v.* Department of Social Services of Durham County, North Carolina. Argued by Mr. Leowen Evans for the petitioner, *pro hac vice*, by special leave of Court, by Mr. Thomas Russell Odom for the respondent and by Mr. Steven Mansfield Shaber for the state of North Carolina, as *amicus curiae*, by special leave of Court.

No. **79-1538**. Donald Paul Hodel, Acting Secretary of the Interior, appellant, *v.* Virginia Surface Mining and Reclamation Association, Inc., et al.; and

No. **79-1596**. Virginia Surface Mining and Reclamation Association, Inc., et al., appellants, *v.* Donald Paul Hodel, Acting Secretary of the Interior, et al. Argued by Mr. Peter Buscemi for the appellant

in 78-1538 and for the appellees in 79-1596, and by Mr. J. Marshall Coleman for the appellees in 79-1538 and for the appellants in 79-1596.

**No. 80-231.** Donald Paul Hodel, Acting Secretary of the Interior, et al., appellants, *v.* Indiana, et al. Argued by Mr. Peter Buscemi for the appellants and by Mr. G. Daniel Kelly, Jr. for the appellees.

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Adjourned until tomorrow at 10 o'clock.

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## SUPREME COURT OF THE UNITED STATES

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Present: Chief Justice Burger, Justice Brennan, Justice Stewart, Justice White, Justice Marshall, Justice Blackmun, Justice Powell, Justice Rehnquist, and Justice Stevens.

### OPINIONS

No. 79-927. Board of Governors of the Federal Reserve System, petitioner, *v.* Investment Company Institute. On writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit. Judgment reversed and case is remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Justice Stevens. Justice Stewart and Justice Rehnquist took no part in the consideration or decision of this case. Justice Powell took no part in the decision of this case.

No. 79-5688. Tracy Lee Hudson, petitioner, *v.* Louisiana. On writ of certiorari to the Supreme Court of Louisiana. Judgment reversed and case remanded to the Supreme Court of Louisiana for further proceedings not inconsistent with the opinion of this Court. Opinion by Justice Powell.

No. 79-5780. Hoyt Weaver, petitioner, *v.* Robert Graham, Governor of Florida. On writ of certiorari to the Supreme Court of Florida. Judgment reversed and case remanded to the Supreme Court of Florida for further proceedings not inconsistent with the opinion of this Court. Opinion by Justice Marshall. Concurring opinion by Justice Blackmun, with whom the Chief Justice joins. Opinion by Justice Rehnquist concurring in the judgment.

### ADMISSIONS TO THE BAR ON ORAL MOTION

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Marvin J. Brauth	Woodbridge, N.J.	Judge Milton B. Conford
John G. Gilfillan, III	Newark, N.J.	Judge Milton B. Conford
Robin M. Schachter	Washington, D.C.	Urban A. Lester
Benjamin Rosenbaum, III	Louisville, Ky	Carson P. Porter
John Livingston Pottenger, Jr.	New Haven, Conn.	Stephen Wizner
Robert Weston Nuzum	Baton Rouge, La.	Judith Miriam Wall

## ORAL ARGUMENT

No. **80-169**. United Parcel Service, Inc., petitioner, *v.* William Mitchell. Argued by Mr. Bernard G. Segal for the petitioner and by Mr. David Jaroslawicz for the respondent.

No. **79-1997**. Connecticut Board of Pardons et al., petitioners, *v.* David Dumschat et al. Argued by Mr. Stephen J. O'Neill for the petitioners and by Mr. Stephen Wizner for the respondents.

No. **79-1711**. Middlesex County Sewerage Authority et al., petitioners, *v.* National Sea Clammers Association et al.;

No. **79-1754**. Joint Meeting of Essex and Union Counties, petitioner, *v.* National Sea Clammers Association et al.;

No. **79-1760**. City of New York et al., petitioners, *v.* National Sea Clammers Association et al.; and

No. **80-12**. Environmental Protection Agency et al., petitioners, *v.* National Sea Clammers Association et al. Argued by Mr. Milton B. Conford for petitioners in 79-1711, 79-1754 and 79-1760, Mr. Alan I. Horowitz for petitioners in 80-12 and federal respondents in 79-1711, 79-1754 and 79-1760 and Mr. Robert P. Corbin for respondents, National Sea Clammers Association, et al.

No. **79-1777**. Complete Auto Transit, Inc. et al., petitioners, *v.* Danny Reis et al. Argued by Mr. R. Ian Hunter for the petitioners and by Mr. Hiram S. Grossman for the respondents.

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Adjourned until tomorrow at 10 o'clock.

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## SUPREME COURT OF THE UNITED STATES

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Present: Chief Justice Burger, Justice Brennan, Justice Stewart, Justice White, Justice Marshall, Justice Blackmun, Justice Powell, Justice Rehnquist, and Justice Stevens.

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### OPINIONS

**No. 79-1631.** Democratic Party of the United States of America, et al., appellants, *v.* Bronson C. LaFollette, et al. Appeal from the Supreme Court of Wisconsin. Judgment reversed and case remanded to the Supreme Court of Wisconsin for further proceedings not inconsistent with the opinion of this Court. Opinion by Justice Stewart. Dissenting opinion by Justice Powell with whom Justice Blackmun and Justice Rehnquist join.

**No. 79-1236.** Frank L. Carson, Lawrence Hatcher and Stuart E. Mines, petitioners, *v.* American Brands, Inc., etc., et al. On writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Judgment reversed and case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Justice Brennan.

**No. 79-1266.** Charles W. Steadman, petitioner, *v.* Securities and Exchange Commission. On writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Judgment affirmed. Opinion by Justice Brennan. Dissenting opinion by Justice Powell with whom Justice Stewart joins.

### ADMISSION TO THE BAR ON ORAL MOTION

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
John H. Jarvis	New York, N.Y.	Francis Darron Carter

### ORAL ARGUMENT

**No. 80-195.** Metromedia, Inc., et al., appellants, *v.* City of San Diego et al. Argued by Mr. Floyd Abrams for the appellants and by Mr. C. Alan Sumption for the appellees.

**No. 79-1640.** James F. Schad et al., appellants, *v.* Borough of Mount Ephraim. Argued by Mr. Robert E. Levy for the appellants and by Mr. Arnold N. Fishman for the appellee.

No. 79-1794. Michigan, petitioner, *v.* George Summers. One hour and twenty minutes allowed for oral argument. Argued by Mr. Timothy A. Baughman for the petitioner, by Mr. Elliott Schulder for the United States, as *amicus curiae*, by special leave of Court, by Mr. Gerald M. Lorence for the respondent, and by Mr. Bruce J. Ennis, Jr., for the American Civil Liberties Union, as *amicus curiae* by special leave of Court.

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Adjourned until Monday, March 2, 1981, at 10 o'clock.

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## SUPREME COURT OF THE UNITED STATES

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Present: Chief Justice Burger, Justice Brennan, Justice Stewart, Justice White, Justice Marshall, Justice Blackmun, Justice Powell, Justice Rehnquist, and Justice Stevens.

## ORDER IN PENDING CASE

No. **87. Orig.** State of California, plaintiff, *v.* State of Texas. In this case the Solicitor General is invited to file a brief expressing the views of the United States by noon, March 4, 1981.

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## SUPREME COURT OF THE UNITED STATES

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Present: Chief Justice Burger, Justice Brennan, Justice Stewart, Justice White, Justice Marshall, Justice Blackmun, Justice Powell, Justice Rehnquist, and Justice Stevens.

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The Chief Justice said:

"Today's orders of the Court have been certified by the Chief Justice, filed with the Clerk, and will not be announced orally."

## OPINIONS PER CURIAM

No. **80-485**. Immigration and Naturalization Service, petitioner, *v.* Jong Ha Wang and Kyung Hwa Wang. On petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Petition for writ of certiorari granted. Judgment reversed and case remanded to the United States Court of Appeals for the Ninth Circuit for further proceedings in conformity with the opinion of this Court. Opinion *per curiam*. Justice Brennan, Justice Marshall and Justice Blackmun would grant the petition for certiorari and give the case plenary consideration.

No. **80-532**. Florida Department of Health and Rehabilitative Services, et al., petitioners, *v.* Florida Nursing Home Association, et al. On petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Petition for writ of certiorari granted. Judgment reversed and case remanded to the United States Court of Appeals for the Fifth Circuit for further proceedings in conformity with the opinion of this Court. Opinion *per curiam*. Concurring opinion by Justice Stevens. Dissenting statements by Justice Brennan, Justice Marshall and Justice Blackmun.

## APPEALS—SUMMARY DISPOSITION

No. **80-1040**. I. Meyer Pincus, appellant, *v.* Estate of Leo Greenberg, et al. Appeal from the Supreme Court of Florida. The appeal is dismissed for want of a substantial federal question. Justice Stewart would note probable jurisdiction and set the case for oral argument.

No. **80-1102**. Lawrence Lung, et al., appellants, *v.* Fred L. O'Cheskey, et al. Appeal from the Supreme Court of New Mexico. The appeal is dismissed for want of a substantial federal question.

No. **80-1152**. Rochester Gas and Electric Corporation, appellant, *v.* Public Service Commission of the State of New York. Appeal from the Court of Appeals of New York. The appeal is dismissed for want of a substantial federal question.

No. 80-1192. Barbara J. Syska, Individually and as Guardian of A. Miesxko Syski and Bogunil Syski, appellant, *v.* Montgomery County, Maryland, Board of Education, et al. Appeal from the Court of Special Appeals of Maryland. The appeal is dismissed for want of a substantial federal question.

No. 80-1231. Gary "Mike" Garrison, appellant, *v.* Illinois. Appeal from the Supreme Court of Illinois. The appeal is dismissed for want of a substantial federal question.

No. 80-5658. Rene Mireles Ruiz, appellant, *v.* Texas. Appeal from the Common Court at Law Number 1, Hidalgo County, Texas. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied. Justice Brennan and Justice Stevens would note probable jurisdiction and set the case for oral argument.

#### CERTIORARI—SUMMARY DISPOSITION

No. 79-5710. William P. Besser, petitioner, *v.* Robert Graham, Governor of Florida. On petition for writ of certiorari to the Supreme Court of Florida. Motion of petitioner for leave to proceed *in forma pauperis* and the petition for writ of certiorari to the Supreme Court of Florida granted. Judgment vacated and case remanded to the Supreme Court of Florida for further consideration in light of *Weaver v. Graham*, 450 U.S.—(1981).

No. 79-5885. Daniel Joseph Portley, petitioner, *v.* Lawrence Grossman, et al. On petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and the petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit granted. Judgment vacated and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *Weaver v. Graham*, 450 U.S.—(1981).

No. 79-6574. Kenneth R. Matthews, petitioner, *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Third Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and the petition for writ of certiorari to the United States Court of Appeals for the Third Circuit granted. Judgment vacated and case remanded to the United States Court of Appeals for the Third Circuit for further consideration in light of *Weaver v. Graham*, 450 U.S.—(1981).

#### ORDERS IN PENDING CASES

No. A-714. Irwin A. Schiff, applicant, *v.* United States. The application for recall and stay of mandate addressed to Justice Brennan and referred to the Court is denied.

No. **80-11**. J. Gregory Merrion and Robert L. Bayless, etc., et al., petitioners, *v.* Jicarilla Apache Tribe, et al.; and

No. **80-15**. Amoco Production Company and Marathon Oil Company, petitioners, *v.* Jicarilla Apache Tribe, et al. Motion of Westmoreland Resources, Inc. for leave to file a brief, as *amicus curiae*, granted. Justice Stewart took no part in the consideration of decision of this motion.

No. **80-251**. Bernard Rostker, Director of Selective Service, appellant, *v.* Robert L. Goldberg, et al. Motion of National Organization for Women for leave to participate in oral argument, as *amicus curiae*, denied.

No. **80-348**. H. A. Artists & Associates, Inc., et al., petitioners, *v.* Actors' Equity Association, et al. Motion of respondents for leave to divide argument with American Federation of Labor and Congress of Industrial Organizations, as *amicus curiae*, granted.

No. **80-396**. City of Newport, et al., petitioners, *v.* Fact Concerts, Inc. and Marvin Lerman. Motion of James Clancy for leave to participate in oral argument, as *amicus curiae*, denied.

No. **80-420**. Larry C. Flynt, Jimmy R. Flynt and Althea Leasure Flynt, petitioners *v.* Ohio Motion of Solicitor General for leave to participate in oral argument, as *amicus curiae*, and for divided argument is granted. Motion of the Solicitor General to permit Andrew J. Levander, Esquire, to present oral argument *pro hac vice*, as *amicus curiae*, granted.

No. **80-429**. County of Washington, et al., petitioners, *v.* Alberta Gunther, et al. Motion of Solicitor General for leave to participate in oral argument, as *amicus curiae*, and for divided argument granted.

#### CERTIORARI GRANTED

No. **80-824**. Polk County, et al., petitioners, *v.* Russell Richard Dodson. Motion of respondent for leave to proceed *in forma pauperis* and petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit granted.

No. **80-885**. National Labor Relations Board, petitioner, *v.* Hendricks County Rural Electric Membership Corporation; National Labor Relations Board, petitioner, *v.* Malleable Iron Rand Company; and

No. **80-1103**. Hendricks County Rural Electric Membership Corporation, petitioner, *v.* National Labor Relations Board. Motion of Office and Professional Employees, AFL-CIO, for leave to file a brief, as *amicus curiae*, in No. 80-885 granted. Petitions for writs or certiorari to the United States Court of Appeals for the Seventh Circuit granted. The cases are consolidated and a total of one hour is allotted for oral argument.

No. **80-939**. Federal Election Commission, petitioner, *v.* Democratic Senatorial Campaign Committee, et al.; and

No. **80-1129**. National Republican Senatorial Committee, petitioner, *v.* Democratic Senatorial Campaign Committee. Petitions for writs of certiorari to the United States Court of Appeals for the District of Columbia Circuit granted. Cases consolidated and a total of one hour is allotted for oral argument.

#### CERTIORARI DENIED

No. **80-569**. Local 1830 and Local 1833, General Longshore Workers, International Longshoremen's Association, AFL-CIO, petitioners, *v.* Alton J. Bailey, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-657**. Jay McCown, et al., petitioners, *v.* Don Cravens, etc., et al. Petition for writ of certiorari to the Supreme Court of Oklahoma denied.

No. **80-741**. Hidalgo County Grand Jury Commissioners, et al., petitioners, *v.* Ciudadanos Unidos De San Juan, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-746**. Thomas W. Bradshaw, Jr., Secretary of the North Carolina Department of Transportation, petitioner. *v.* Mary G. P. Hall and Lawrence C. Roush. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-823**. Salvador Charles Basso, petitioner. *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-866**. William Arnold Hays, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-868**. Catherine M. Burwell, et al., petitioners, *v.* Eastern Air Lines, Inc.; and

No. **80-1076**. Eastern Air Lines, Inc., petitioner, *v.* Catherine M. Burwell, et al. Petitions for writs of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-880**. Continental Oil Company, petitioner, *v.* Occupational Safety and Health Review Commission, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-920**. South Shore Hospital, petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **80-926**. John Hedman, Michael Jercich, Thomas Karnick, and Henry Larsen, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-938**. Burbank Anti-Noise Group et al., petitioners, *v.* Andrew L. Lewis, Secretary of Transportation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-948**. Armored Transport, Inc., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-953**. City of Chicago, petitioner, *v.* National Organization for Women, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-956**. Harold H. Emch, Jr., and Elizabeth R. Emch, as Co-Personal Representatives of the Estate of Harold H. Emch, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-957**. Odom Construction Company, Inc., and American Mutual Liability Insurance Company, petitioners, *v.* United States Department of Labor, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-981**. Donald Hammond, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, Fourth District, denied.

No. **80-989**. Karen Townsend Brown, petitioner, *v.* Donald R. Brown. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. **80-999**. Annie Green, petitioner, *v.* John H. Ackerman, Director of Health, State of Ohio, et al. Petition for writ of certiorari to the Court of Appeals of Ohio, Franklin County, denied.

No. **80-1062**. Marjorie Ann Shields, petitioner, *v.* United States National Bank of Oregon. Petition for writ of certiorari to the Court of Appeals of Oregon denied.

No. **80-1068**. Jewish Hospital Association of Louisville, Kentucky, Inc., petitioner, *v.* Stewart Mechanical Enterprises, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-1092**. Jimmy Eaton and Evans Benton, petitioners, *v.* Supreme Court of Arkansas Committee on Professional Conduct. Petition for writ of certiorari to the Supreme Court of Arkansas denied.

No. **80-1098**. Orange County, New York, petitioner, *v.* Raymond J. Donovan, Secretary, United States Department of Labor. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-1105**. Louis E. Wolfson, petitioner, *v.* John D. Baker, Jr., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1106**. Augustine Castelli, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-1116**. The Standard Register Company, petitioner, *v.* Graphic Arts International Union, Local 508, O-K-I, etc. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-1120**. Ernest P. Palmeri, Sr., and Frank Smith, petitioners, *v.* United States; and

No. **80-1271**. Joseph Campisano, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-1125**. Fred W. Bartz, et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. **80-1136**. William H. Drummond, petitioner, *v.* Louis A. Stahl and Mary K. Stahl, etc., et al. Petition for writ of certiorari to the Court of Appeals of Arizona, Division One, denied.

No. **80-1138**. Mayor and City Council of Baltimore, et al., petitioners, *v.* James Crockett and Mary Crockett. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. **80-1179**. Robin Elaine Mathews, petitioner, *v.* J. Richard Hannah, Judge, Pima County Superior Court, et al. Petition for writ of certiorari to the Court of Appeals of Arizona, Division Two, denied.

No. **80-1184**. Donovan Wesley McGee, petitioner, *v.* Alaska. Petition for writ of certiorari to the Supreme Court of Alaska denied.

No. **80-1223**. Tommy Lee Jones, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1265**. Auvergne D'Antignac, petitioner, *v.* United States; and

No. **80-1266**. Robert Wheeler Welch, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1299**. Bruno Domenico Mazza, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-1309**. Monte Lee, petitioner, *v.* Law Offices of Joseph L. Alioto, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-5637**. William Carter, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-5647**. William Louis Frame, petitioner, *v.* Oregon. Petition for writ of certiorari to the Court of Appeals of Oregon denied.

No. **80-5665**. Stanley Culbreth, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-5711**. Rickey R. Landry, petitioner, *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. **80-5718**. Sherman Dewey Burton, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-5740**. Phillip Byers, petitioner, *v.* Robert J. Henderson, Superintendent, Auburn Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-5758**. Annette Guice, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **80-5851**. Michael Turner, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-5872**. Richard L. Occhino, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-5913**. Marvin Goldstein, petitioner, *v.* Board of Review, Department of Labor and Industry of New Jersey, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

- No. **80-5937**. Julius Petrofsky, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Claims denied.
- No. **80-5999**. Gwendolyn Hargrove, petitioner, *v.* Ohio. Petition for writ of certiorari to the Court of Appeals of Ohio, Hamilton County, denied.
- No. **80-6000**. Ronald Louis Davis, petitioner, *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.
- No. **80-6002**. Conrad Haynes, petitioner, *v.* California. Petition for writ of certiorari to the Supreme Court of California denied.
- No. **80-6003**. Darryl Lamont McKeldin, petitioner, *v.* Jim Rose, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.
- No. **80-6006**. Amos Potts, Jr., petitioner, *v.* Court of Criminal Appeals of Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.
- No. **80-6013**. Steven M. Gallion, petitioner, *v.* Massey Ferguson Company, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.
- No. **80-6024**. Robert Dale Statum, petitioner, *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied.
- No. **80-6089**. Andrew Butz, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.
- No. **80-6095**. Mark A. Hopkinson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.
- No. **80-6103**. Gerald A. Washington, petitioner, *v.* Robert J. Marks, etc. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.
- No. **80-6104**. Parthenya Whitney, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.
- No. **80-6120**. Van Prince Welch, petitioner, *v.* Robert J. Hickey, etc. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.
- No. **80-6122**. Ebanizer Elzie Edmon, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-6126**. Campanella Littles, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-6129**. Stephen L. Massey, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6138**. Clara Izez Mesa, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-6142**. Isaac Jenkins, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-6159**. Earl Ellery Wright, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-323**. Columbia Broadcasting System, Inc., petitioner, *v.* American Society of Composers, Authors and Publishers, et al. Motion of National Broadcasting Company, Inc. for leave to file a brief, as *amicus curiae*, granted. Motion of American Broadcasting Companies, Inc. for leave to file a brief, as *amicus curiae*, granted. Motion of All-Industry Television Station Music License Committee for leave to file a brief, as *amicus curiae*, granted. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Justice Stewart took no part in the consideration or decision of these motions or this petition.

No. **80-340**. Washington, petitioner, *v.* William O. Dyer. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the Court of Appeals of Washington, Division 2, denied.

No. **80-548**. Michigan, petitioner, *v.* Herman Randle. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the Court of Appeals of Michigan denied. The Chief Justice and Justice Powell would grant certiorari.

No. **80-854**. Leonard J. Kerpelman, petitioner, *v.* Attorney Grievance Commission of Maryland. Motion to recuse the Chief Justice denied. Petition for writ of certiorari to the Court of Appeals of Maryland denied.

No. **80-929**. Sol Neil Corbin, Trustee in Bankruptcy of Franklin New York Corporation, petitioner. *c.* Federal Reserve Bank of New York, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Justice Stewart and Justice Powell took no part in the consideration or decision of this petition.

No. **80-1104**. Stewart-Warner Corporation, petitioner, *v.* Western Electric Company, Incorporated. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied. Justice Stewart took no part in the consideration or decision of this petition.

#### REHEARINGS DENIED

No. **80-650**. John R. Connor, petitioner, *v.* Edward J. Flynn;

No. **80-723**. Alfred Patricelli, petitioner, *v.* Mecca Limited, et al.;

No. **80-775**. Concetta Ciaffoni et al., petitioners, *v.* Elizabeth Cowden, et al.;

No. **80-5429**. Frances Veronica De Gideo, petitioner, *v.* Altemose Construction Co.;

No. **80-5565**. Robert Wayne Williams, petitioner, *v.* Louisiana;

No. **80-5641**. John Doe, petitioner, *v.* Charlotte West, et al.;

No. **80-5751**. Timothy George Baldwin, petitioner, *v.* Louisiana;

No. **80-5778**. Joseph Wilson, Jr., petitioner, *v.* Georgia;

No. **80-5792**. Peter R. Johl, petitioner, *v.* Town of Groton, et al.;  
and

No. **80-5830**. Charles S. Dunk and Bella M. Dunk, petitioners, *v.* Manufacturers Light and Heat Company. Petitions for rehearing denied.

No. **79-938**. Allstate Insurance Company, petitioner, *v.* Lavina Hague, etc.; and

No. **80-529**. Calgon Corporation, petitioner, *v.* Lawrence E. Davis. Petitions for rehearing are denied. Justice Stewart took no part in the consideration or decision of these petitions.

#### RECESS ORDER

The Court will take a recess from Monday, March 9, 1981, until Monday, March 23, 1981.

#### ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Glen Adams	Dallas, Tex.	Benjamin Richard Slater, Jr.
Victor L. Baltzell, Jr.	Louisville, Ky.	G. William Blackburn, Jr.
Jonathan Mark Berge	Los Angeles, Calif.	John Harrington Brinsley
Charles W. Boyle	Atlanta, Ga.	Arthur Myron Schwartz

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Richard E. Michael Brakefield	Los Angeles, Calif.	David B. Boller
George R. Bryan III	Albuquerque, N. Mex.	Cornelius James Finnen
David Morton Cook II	Memphis, Tenn.	John R. McCarroll, Jr.
David J. Corson	Yarmouth, Maine	Franklin G. Hinckley
James Donald Cowart	Houston, Tex.	Wm. Russell Brown
Charles H. Criss	Peru, Ind.	James Francis Volpert
Henry J. Dane	Concord, Mass.	Raoul Berger
William David Dolan III	Arlington, Va.	Louis Koutoulakos
John Francis Donelan, Jr.	Washington, D.C.	John F. Donelan
Brian Girard Driscoll	Washington, D.C.	Marx Leva
John J. Easton, Jr.	Stowe, Vt.	Austin Brown Noble
John Paul Edgar	Pittsburgh, Pa.	Charles B. Gibbons
John David Epperly	Martinsville, Va.	Monroe Leigh
David Champion Garza	Brownsville, Tex.	Benjamin Shands Hardy
Michael J. Goldberg	Washington, D.C.	David Charney Vladeck
Donald Chad Goldy	Littleton, Colo.	David Burnell Smith
Michael T. Hart	Milwaukee, Wis.	Robert P. Harland
Howard Daniel Hassenfeld	Boston, Mass.	James Roosevelt, Jr.
Carol E. Heckman	Buffalo, N.Y.	Mildred Mary Matesich
Perry Stuart Heidecker	New Hyde Park, N.Y.	Sanford E. Pollack
Julian B. Heron, Jr.	Washington, D.C.	Alexander M. Heron
Edgar Janke Hill	Cincinnati, Ohio	Grauman Marks
Robert L. Hoegle	Washington, D.C.	Frank W. Gaines, Jr.
Ronald F. Kehoe	Boston, Mass.	Leonard F. Clarkin

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Leon Fred Kelly, Jr.	Birmingham, Ala.	Frank W. Donaldson
Robin Molyneaux Kennedy	Toledo, Ohio	Francis X. Beytagh, Jr.
Scott Leo Knox	New Port Richey, Fla.	Gerald Anthony Figurski
Thomas M. Lawty	Dallas, Tex.	Benjamin Richard Slater, Jr.
Daniel William Lenehan III	Cohasset, Mass.	John Joseph Moakley
Michael Joseph Manzo	Pittsburgh, Pa.	Charles B. Gibbons
Richard Weldon McFarland	Tyler, Tex.	Ronald Stuart Galloway
John P. McQuillan	Merrillville, Ind.	Rodolfo Lozano
Henry Adams Meyer III	Woodward, Okla.	William Robert Burkett
Connie Fern Miller	Ithaca, N.Y.	Michael J. Pichel
Charles E. Morrison	New York, N.Y.	Robert H. Silk
Dale Ellis Motley	Los Angeles, Calif.	Paul Arthur Turner
Francis Haas Musselman	New York, N.Y.	Stanley Joseph Marcuss
Sharon T. Nelson	Washington, D.C.	John William Karr
Gary Lewis Pacen	Visalia, Calif.	Steven Dale McGee
Paul A. Pakalski	Milwaukee, Wis.	Robert P. Harland
George J. Parnham	Houston, Tex.	Andrew L. Jefferson, Jr.
Robert F. Patrick	Pullman, Wash.	Kenneth B. Myklebust
Paul John Petit	Chicago, Ill.	Samuel J. Betar, Jr.
Daniel Lawrence Rabinowitz	Hoboken, N.J.	William Withers Robertson
Richard Ranney	Missoula, Mont.	Russell E. Smith
Charles Allen Ratz	Atlanta, Ga.	T. Cullen Gilliland
J. B. Rest	Duxbury, Mass.	John C. Lacy
Dominick J. Rutigliano	Bridgeport, Conn.	Bruce L. Levin
James Manly Sack	Washington, D.C.	Arthur K. Mason

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
John Jarrette Sandlin	Sunnyside, Wash.	Jeffrey C. Sullivan
Robert J. Scheer	Toledo, Ohio	Louis Lucas Amadeo, Jr.
Alan Harvey Simms	Elizabeth, W. Va.	William Lester Jacobs
Ronald Thomas Spann	Chicago, Ill.	Helen Jane Schuitmaker
Steven Belmont Strange	Dallas, Tex.	James Anthony Baker
Rhett Lloyd Tauber	Highland, Ind.	Ronald F. Layer
Barry Alan Weisberg	Carteret, N.J.	Alfred Fredrick Russo
Jeffrey Thomas Whipple	Chicago, Ill.	Herbert Morton
Claudia Wilken	Oakland, Calif.	Anne Flower Cumings
Barbara Bruce Williams	Boston, Mass.	Leonard F. Clarkin
Debra Jean Williams	Montgomery, Ala.	Thomas R. Allison
George Laurence Wittenburg	Santa Barbara, Calif.	Jeffrey Clayton Nelson
Ellis Gray Work, Jr.	Pensacola, Fla.	David L. Middlebrooks, Jr.

## ADMISSION TO THE BAR ON ORAL MOTION

Wallace Wayne Angle	York, Nebr.	Roger Ward Hirsch
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## ORAL ARGUMENT

No. **80-180**. W. C. McDaniel, et al., petitioners, *v.* Jose Sanchez, et al. Argued by Mr. Richard A. Hall for the petitioners, by Mr. Robert J. Parmley for the respondents and by Mr. Lawrence G. Wallace for the United States, as *amicus curiae*, by special leave of Court.

No. **79-1734**. Robert Parratt and Francis Lugenbill, petitioners, *v.* Bert Taylor, Jr. Argued by Mr. J. Kirk Brown for the petitioners and by Mr. Kevin Collieran for the respondent.

No. **80-5**. Richard John McCarty, appellant, *v.* Patricia Ann McCarty. Argued by Mr. Mattaniah Eytan for the appellant and by Mr. Walter T. Winter for the appellee.

No. **80-332**. James A. Rhodes, et al., petitioners, *v.* Kelly Chapman, et al. Argued by Mr. Allen P. Adler for the petitioners and by Mrs. Jean P. Kamp for the respondents.

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Adjourned until tomorrow at 10 o'clock.

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# SUPREME COURT OF THE UNITED STATES

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Present: Chief Justice Burger, Justice Brennan, Justice Stewart, Justice White, Justice Marshall, Justice Blackmun, Justice Powell, Justice Rehnquist, and Justice Stevens.

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## OPINIONS

No. **79-1112**. Sidney A. Diamond, Commissioner of Patents and Trademarks, petitioner, *v.* James R. Diehr, II and Theodore A. Lutton. On writ of certiorari to the United States Court of Customs and Patent Appeals. Judgment affirmed. Opinion by Justice Rehnquist. Dissenting opinion by Justice Stevens with whom Justice Brennan, Justice Marshall and Justice Blackmun join.

No. **79-1907**. Commissioner of Internal Revenue, petitioner, *v.* Portland Cement Company of Utah. On writ of certiorari to the United States Court of Appeals for the Tenth Circuit. Judgment reversed and case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Justice Powell.

## ADMISSIONS TO THE BAR ON ORAL MOTION

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Timothy Andrew O'Brien III	Washington, D.C.	Fred Patterson Graham
Philip Louis Sbarbaro	Washington, D.C.	Linda Kurjan

## ORAL ARGUMENT

No. **80-207**. CBS, Inc., petitioner, *v.* Federal Communications Commission, et al.;

No. **80-213**. American Broadcasting Companies, Inc., petitioner, *v.* Federal Communications Commission, et al.; and

No. **80-214**. National Broadcasting Company, Inc., petitioner, *v.* Federal Communications Commission, et al. Argued by Mr. Floyd Abrams for the petitioners and by Mr. Stephen M. Shapiro for the respondents.

No. 80-120. St. Martin Evangelical Lutheran Church and Northwestern Lutheran Academy, petitioners, *v.* South Dakota. One hour and twenty minutes allowed for oral argument. Argued by Mr. Edward Thomas Schilling for the petitioners, by Mr. Allen R. Snyder for the States of Alabama and Nevada, as *amici curiae*, by special leave of Court, by Mr. Mark V. Meierhenry for the respondent and by Mr. Barry Sullivan for the United States, as *amicus curiae*, by special leave of Court.

No. 79-1144. Texas Industries, Inc., petitioner, *v.* Radcliff Materials, Inc. et al. One hour and twenty minutes allowed for oral argument. Argued by Mr. Benjamin R. Slater, Jr. for the petitioner, by Mr. Dando B. Cellini for the respondents, and by Mr. Solicitor General Wade H. McCree, Jr. for the United States, as *amicus curiae*, by special leave of Court.

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Adjourned until tomorrow at 10 o'clock.

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## SUPREME COURT OF THE UNITED STATES

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Present: Chief Justice Burger, Justice Brennan, Justice Stewart, Justice White, Justice Marshall, Justice Blackmun, Justice Powell, Justice Rehnquist, and Justice Stevens.

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### ADMISSIONS TO THE BAR ON ORAL MOTION

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Jonathan H. Cannon	Long Beach, Calif.	Jerry M. Patterson
Irwin Mark Steckloff	Detroit, Mich.	Theodore Sachs
Richard Alan Cooter	Washington, D.C.	Carl Leddin Gell
Patrick E. Daly	Tenafly, N.J.	John McLeod

### OPINIONS

**No. 79-1764.** Texas Department of Community Affairs, petitioner, *v.* Joyce Ann Burdine. On writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Judgment vacated and case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Justice Powell.

**No. 79-6027.** Raymond Wood et al., petitioners, *v.* Georgia. On writ of certiorari to the Court of Appeals of Georgia. Judgment vacated and case remanded to the Court of Appeals for further proceeding not inconsistent with the opinion of this Court. Opinion by Justice Powell. Concurring opinion by Justice Stevens. Opinion by Justice Brennan concurring in part and dissenting in part, with whom Justice Marshall joins. Opinion by Justice Stewart concurring in part and dissenting in part. Dissenting opinion by Justice White.

**No. 79-1380.** Richard Schweiker, Secretary of Health and Human Services, appellant, *v.* Charles Edward Wilson, et al. Appeal from United States District Court for the Northern District of Illinois. Judgment reversed and case remanded to the United States District Court for further proceedings in conformity with the opinion of this Court. Opinion by Justice Blackmun. Dissenting opinion by Justice Powell with whom Justice Brennan, Justice Marshall and Justice Stevens join.

## ORAL ARGUMENT

No. **80-5049**. Clifford E. Clayton, petitioner, *v.* International Union, United Automobile, Aerospace and Agricultural Implement Workers of America, et al.; and

No. **80-54**. ITT Gilfillan, etc., petitioner, *v.* Clifford E. Clayton. Argued by Mr. John T. McTernan for Clifford E. Clayton, by Mr. Everett F. Meiners for ITT Gilfillan, etc. and Mr. M. Jay Whitman for the UAW and its local.

No. **79-1943**. Joseph Alessi et al., appellants, *v.* Raybestos-Manhattan, Inc. et al.; and

No. **80-193**. Henry Buczynski et al., petitioners, *v.* The General Motors Corporation et al. Argued by Mr. Theodore Sachs for the appellants in No. 79-1943, by Mr. Marc C. Gettis for the petitioners in No. 80-193, by Mr. Laurence Reich for the respondent in No. 80-193, and by Mr. Warren J. Casey for the appellees in No. 79-1943.

No. **80-298**. Roger D. Monroe, petitioner, *v.* The Standard Oil Company. Argued by Mr. Alan I. Horowitz for the petitioner and by Mr. Paul S. McAuliffe for the respondent.

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Adjourned until Monday, March 9, 1981 at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

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Present: Chief Justice Burger, Justice Brennan, Justice Stewart, Justice White, Justice Marshall, Justice Blackmun, Justice Powell, Justice Rehnquist, and Justice Stevens.

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## ORDER IN PENDING CASE

No. **A-754**. Larry Williams, applicant, *v.* Indiana. Application for stay of the execution of Steven T. Judy, presented to Justice Stevens and by him referred to the Court, denied. Justice Brennan and Justice Marshall would grant the stay.

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## SUPREME COURT OF THE UNITED STATES

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Present: Chief Justice Burger, Justice Brennan, Justice Stewart, Justice White, Justice Marshall, Justice Blackmun, Justice Powell, Justice Rehnquist, and Justice Stevens.

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The Chief Justice said:

“Today’s orders of the Court have been certified by the Chief Justice, filed with the Clerk, and will not be announced orally.”

## CERTIORARI—SUMMARY DISPOSITION

No. 80-276. Westinghouse Electric Corporation, petitioner, *v.* Christine Vaughn and Marion Gee. On petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit. The petition for a writ of certiorari is granted. Judgment vacated and case remanded to the United States Court of Appeals for the Eighth Circuit for further consideration in light of *Texas Department of Community Affairs v. Burdine*, 450 U.S. — (1981). Justice Stewart took no part in the consideration or decision of this case.

No. 80-5589. Patrick Simpson, petitioner, *v.* Georgia. On petition for writ of certiorari to the Court of Appeals of Georgia. Motion of petitioner for leave to proceed *in forma pauperis* and the petition for writ of certiorari to the Court of Appeals of Georgia granted. Judgment vacated and case remanded to the Court of Appeals of Georgia for further consideration in light of *Wood v. Georgia*, 450 U.S. — (1981). Dissenting opinion by Justice Brennan. Dissenting opinion by Justice White.

## ORDERS IN PENDING CASES

No. ----- Homan & Crimen, Inc., et al., petitioners, *v.* Richard Schweiker, Secretary of Health and Human Services. Motion of petitioners to direct the Clerk to accept and docket the petition for a writ of certiorari denied.

No. A-625. Victor Atiyeh, Governor of Oregon, et al., applicants, *v.* Tom Capps, et al. Motion to vacate the stay heretofore entered by Justice Rehnquist is denied. Justice Brennan and Justice Stevens would vacate the stay.

No. A-720. Bureau of Economic Analysis, United States Department of Commerce, applicant, *v.* Susan B. Long and Philip H. Long. The application for stay presented to Justice Stevens and by him

referred to the Court is granted. The order of the United States District Court for the Western District of Washington, No. C78-176M, filed January 12, 1981, is stayed ending disposition of the appeal currently pending before the United States Court of Appeals for the Ninth Circuit, case No. 81-3090.

No. **A-737**. Steven Yip, applicant, *v.* United States; and

No. **A-741**. Glenn Gan, applicant, *v.* United States. Applications for continuation of bail presented to Justice Marshall and by him referred to the Court are denied.

No. **D-197**. In the Matter of Disbarment of William H. Campbell. Disbarment entered.

No. **D-206**. In the Matter of Disbarment of Leonard Jules Kerpelman. Disbarment entered.

No. **D-211**. In the Matter of Disbarment of James Vito Barbuto. Disbarment entered.

No. **D-212**. In the Matter of Disbarment of Nelson G. Gross. Disbarment entered.

No. **D-219**. In the Matter of Disbarment of Robert P. Rospond. It is ordered that Robert P. Rospond, of Andover, New Jersey, be suspended from the practice of law in this Court and that a rule issue, returnable within forty days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-220**. In the Matter of Disbarment of Geoffrey Ostroff. It is ordered that Geoffrey Ostroff, of Cherry Hill, New Jersey, be suspended from the practice of law in this Court and that a rule issue, returnable within forty days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-221**. In the Matter of Disbarment of Elliott Leighton. It is ordered that Elliott Leighton, of Santa Rosa, California, be suspended from the practice of law in this Court and that a rule issue, returnable within forty days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-222**. In the Matter of Disbarment of Maurice R. Strickland. It is ordered that Maurice R. Strickland, of East Orange, New Jersey, be suspended from the practice of law in this Court and that a rule issue, returnable within forty days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-223**. In the Matter of Disbarment of Edward H. Wolf. It is ordered that Edward H. Wolf, of New York, New York, be suspended from the practice of law in this Court and that a rule issue, returnable within forty days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-224**. In the Matter of Disbarment of Gerald Ney Klauber. It is ordered that Gerald Ney Klauber, of Towson, Maryland, be suspended from the practice of law in this Court and that a rule issue, returnable within forty days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-225**. In the Matter of Disbarment of Robert Florsheim. It is ordered that Robert Florsheim, of New York, New York, be suspended from the practice of law in this Court and that a rule issue, returnable within forty days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **87 Original**. State of California, plaintiff, *v.* State of Texas. The application of California for a temporary restraining order is granted and it is ordered that enforcement of the emergency order, No. 176.22.20.001, dated February 17, 1981, and effective March 1, 1981, promulgated by the Texas Department of Agriculture, is stayed pending action on the motion for leave to file a bill of complaint or further order of the Court. Justice White, Justice Rehnquist, and Justice Stevens dissent.

No. **79-1711**. Middlesex County Sewerage Authority, et al., petitioners, *v.* National Sea Clammers Association, et al.;

No. **79-1754**. Joint Meeting of Essex and Union Counties, petitioner, *v.* National Sea Clammers Association, et al.;

No. **79-1760**. City of New York, et al., petitioners, *v.* National Sea Clammers Association, et al.; and

No. **80-12**. Environmental Protection Agency, et al., petitioners, *v.* National Sea Clammers Association, et al. Motion of petitioners in 79-1711 for leave to file a supplemental brief, after argument, granted.

No. **80-317**. University of Texas, et al., petitioners, *v.* Walter Camenisch. Motion of the Solicitor General for leave to participate in oral argument, as *amicus curiae*, and for divided argument granted.

No. **80-441**. Gulf Oil Company, et al., petitioners, *v.* Wesley P. Bernard, et al. Motion of the Solicitor General for leave to participate in oral argument, as *amicus curiae*, and for divided argument granted.

No. **80-544**. First National Maintenance Corporation, petitioner, *v.* National Labor Relations Board. Motion of Washington Legal Foundation, Inc. for leave to file a brief, as *amicus curiae*, granted.

No. **80-850**. Elie Jones, Warden, Stone Mountain Correctional Institution, appellant, *v.* Bobby H. Helms. Motion of appellant for divided argument denied.

No. **80-1188**. James Edgar, appellant, *v.* Mite Corporation and Mite Holdings, Inc. The Solicitor General is invited to file a brief in this case expressing the views of the United States.

No. **80-6045**. Rubin Kremer, petitioner, *v.* Chemical Construction Corporation. The Solicitor General is invited to file a brief in this case expressing the views of the United States.

No. **80-1418**. Rados Stevlich and Nikola Zivovic, petitioners, *v.* United States. Application for recall and stay of mandate addressed to Justice Rehnquist and referred to the Court denied.

No. **80-1491**. Teltronics Services, Inc., petitioner, *v.* L. M. Ericsson Telecommunications, Inc. Motion of petitioner to expedite consideration of the petition for writ of certiorari denied.

#### APPEAL—JURISDICTION NOTED

No. **80-990**. Clarence E. Cabel, etc., et al., appellants, *v.* Jose Chavez-Salido, et al. Appeal from the United States District Court for the Central District of California. In this case probable jurisdiction noted.

#### CERTIORARI GRANTED

No. **78-1545**. Anne B. Zipes, et al., petitioners, *v.* Trans World Airlines, Inc.;

No. **78-1549**. Trans World Airlines, Inc., petitioner, *v.* Anne B. Zipes, et al.; and

No. **80-951**. Independent Federation of Flight Attendants, petitioner, *v.* Trans World Airlines, Inc., et al. Petitions for writs of certiorari to the United States Court of Appeals for the Seventh Circuit granted. The cases are consolidated and a total of one hour is allotted for oral argument. Justice Stevens took no part in the consideration or decision of this petition.

No. **80-419**. Arizona, petitioner, *v.* Maricopa County Medical Society, et al. Motion of The Gray Panthers for leave to file a brief, as *amicus curiae*, granted. Motion of The American Association of Retired Persons, et al. for leave to file a brief, as *amici curiae*, granted. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit granted.

No. **80-518**. U.S. Industries/Federal Sheet Metal, Inc., et al., petitioners, *v.* Director, Office of Workers' Compensation Programs, United States Department of Labor, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit granted.

No. **80-931**. Charles D. Bonanno Linen Service, Inc., petitioner, *v.* National Labor Relations Board, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit granted.

No. **80-1070**. Donna Ridgway and Prudential Insurance Company of America, petitioners, *v.* Hayley D. Ridgway, et al. Motion of respondents for leave to proceed *in forma pauperis* and petition for writ of certiorari to the Supreme Judicial Court of Maine granted.

#### CERTIORARI DENIED

No. **80-278**. Lee Munson, Prosecuting Attorney, Sixth Judicial District, Arkansas, petitioner, *v.* Thomas Womack. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-681**. Local Lodge No. 875, Brotherhood Railway Carmen of the United States and Canada, AFL-CIO, petitioner, *v.* Raymond J. Donovan, Secretary of Labor, United States Department of Labor. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-782**. Antonio Olegario, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-841**. John F. Hensler, Jr. and Charles Batty, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-889**. Muhammad F. Malik, petitioner, *v.* Hidden Valley Civic Club and George A. Turner. Petition for writ of certiorari to the Court of Civil Appeals of Texas, First Supreme Judicial District, denied.

No. **80-893**. Glenn P. Kirkland, et al., petitioners, *v.* Arkansas-Best Freight System, Inc., et al.;

No. **80-1128**. International Brotherhood of Teamsters, Chauffeurs, Warehousemen and Helpers of America, et al., petitioners, *v.* Arkansas-Best Freight System, Inc., et al.;

No. **80-1139**. Arkansas-Best Freight System, Inc., petitioner, *v.* Glenn P. Kirkland, et al. Petitions for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-921**. Dominic Phillip Brooklier and Samuel Orlando Sciorino, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-958**. Hopland Nokomis Association, et al., petitioners, *v.* James G. Watt, Secretary of the Interior, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 80-983. United States Steel Corporation, petitioner, *v.* Bruce W. Christ. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 80-992. Dennis Fitzpatrick, et al., petitioners, *v.* Edward L. Kirkland, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 80-995. Etta B. Saunders, petitioner, *v.* John F. Lehman, Secretary of the Navy, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 80-1043. Carlos Gerdes, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 80-1047. Georgia Power Company, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. 80-1049. Western Catholic Church, petitioner, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 80-1093. Bromley Corporation, etc., et al., petitioners, *v.* Linda Cortese, Administrator of the Estate of Kenneth Dominick Cortese, deceased, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 80-1109. Bernard E. Teichgraeber, et al., petitioners, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 80-1122. Catherine Elizabeth Schwarz, petitioner, *v.* Coastal Resources Management Council, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 80-1142. Soweco, Inc., petitioner, *v.* Shell Oil Company and Shell Chemical Company. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 80-1151. Terrance P. Hahn and Barbara Hahn, petitioners, *v.* Atlantic Richfield Co., et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 80-1156. James W. Gibbs, petitioner, *v.* John Welsh and Flo-Start, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 80-1159. Rodney Hollingsworth, petitioner, *v.* Georgia. Petition for writ of certiorari to the Court of Appeals of Georgia denied.

- No. **80-1161**. Samuel Johnson, petitioner, *v.* Arkansas. Petition for writ of certiorari to the Supreme Court of Arkansas denied.
- No. **80-1165**. Patrick W. Hanigan and Thomas H. Hanigan, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.
- No. **80-1172**. LeRoy Buttke and Leona Buttke, petitioners, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.
- No. **80-1177**. John A. "Johnnie" Cummings, Sheriff, Clinton County, Kentucky, et al., petitioners, *v.* Randall Dobbs, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.
- No. **80-1182**. Robert W. Meserve and Benjamin H. Lacy, Reorganization Trustees, etc., et al., petitioners, *v.* Chesapeake and Ohio Railway Company, et al.; and
- No. **80-1196**. Chesapeake and Ohio Railway Company, et al., petitioners, *v.* Robert W. Meserve and Benjamin H. Lacy, Trustees of the Boston and Maine Corporation. Petitioners for writs of certiorari to the United States Court of Appeals for the First Circuit denied.
- No. **80-1185**. Emory M. Wilson, petitioner, *v.* Mississippi. Petition for writ of certiorari to the Supreme Court of Mississippi denied.
- No. **80-1187**. William H. Spencer, Individually and dba Irving Equipment and Construction Company, petitioner, *v.* Howe Richardson Scale Company. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.
- No. **80-1194**. Weidman Metal Masters Co., Inc., petitioners, *v.* Glass Master Corporation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.
- No. **80-1198**. Donald Alan Shapiro, petitioner, *v.* Florida. Petition for writ of certiorari to the Supreme Court of Florida denied.
- No. **80-1202**. Peter Baxter, petitioner, *v.* California Unemployment Insurance Appeals Board, et al. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.
- No. **80-1209**. Christine O'Biso, petitioner, *v.* Board of Education of the Borough of Lincoln Park, Morris County. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.
- No. **80-1211**. General Portland Cement Company, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1212**. Frank Watts, petitioner, *v.* Civil Service Board for the City of Columbia, Tennessee. Petition for writ of certiorari to the Supreme Court of Tennessee, Middle Division, denied.

No. **80-1243**. Roy McCloud Franks, petitioner, *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. **80-1279**. Leonard A. Hill, petitioner, *v.* American Airlines, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1311**. Richard Jeff Shelnut, et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1323**. Joseph R. DeLuca, et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1324**. Vito Cariello, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-1328**. Bartholomew Egan and Richard Hart, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-1355**. Mary Elizabeth Dean, et al., petitioners, *v.* County of Brazoria, Texas, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5584**. Johnny A. Outlaw, petitioner, *v.* Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. **80-5671**. Evan L. Zeldes, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-5768**. Jessie D. McDonald, petitioner, *v.* Tennessee. Petition for writ of certiorari to the Court of Criminal Appeals of Tennessee, Middle Division, denied.

No. **80-5859**. Jessie D. McDonald, petitioner, *v.* John Draper, Judge of Division II, Criminal Court of Nashville and Davidson County, Tennessee. Petition for writ of certiorari to the Court of Criminal Appeals of Tennessee, Middle Division, denied.

No. **80-5894**. Philip Antoni, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **80-5895**. Richard DeVincent, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **80-5919**. John Muse, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-6007**. Richard Charles Bradenburg, petitioner, *v.* William C. Beaman, et al.; and

No. **80-6032**. Richard Charles Bradenburg, petitioner, *v.* Duane Shillinger, Warden, et al. Petitions for writs of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-6021**. Brent L. Dock, petitioner, *v.* Larry Morris, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-6023**. James Curtis Coleman, petitioner, *v.* Dewey Sowders, Warden; and

No. **80-6094**. James Curtis Coleman, petitioner, *v.* Dewey Sowders, Warden. Petitions for writs of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-6027**. Johnnie Lee Johnson, petitioner, *v.* W. J. Estelle, Jr., Director, Texas Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6028**. Rolly O. Kinnell, petitioner, *v.* Clerk of the Court of Appeals of Kansas, et al.; Rolly O. Kinnell, petitioner, *v.* John Carlin and Patrick McManus; Rolly O. Kinnell, petitioner, *v.* Michael F. Willcott, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-6033**. Antonio Mendez Ramos, petitioner, *v.* Puerto Rico. Petition for writ of certiorari to the Superior Court of Puerto Rico, Aguadilla Part, denied.

No. **80-6035**. John R. Shepphard, petitioner, *v.* Circuit Court of Clark County, Indiana, et al. Petition for writ of certiorari to the Supreme Court of Indiana denied.

No. **80-6036**. Aaron Holsey, petitioner, *v.* R. Dorsey Watkins, Judge, United States District Court for Maryland. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-6037**. Merle Ray Maynard, petitioner, *v.* Ted Engle, Superintendent, Chillicothe Correctional Institute. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-6040**. Jimmy Phillips, petitioner, *v.* Frank E. Carey, Jr., et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-6041**. Earnest Robert Doak, petitioner, *v.* Maryland; and

No. **80-6042**. Earnest Robert Doak, petitioner, *v.* Maryland. Petitions for writs of certiorari to the Court of Appeals of Maryland denied.

No. **80-6046**. Nasir Abdur Rahman, etc., petitioner, *v.* Michigan. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. **80-6047**. Richard Francis Caliguri, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-6049**. Theodor Owchariw, petitioner, *v.* Angela Lahr, et al. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. **80-6050**. Stanley Sylvester Harris, petitioner, *v.* William E. Spain, Judge, Circuit Court for the City of Richmond, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-6052**. Quintin Orpiano, petitioner, *v.* Guy W. Horsley, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-6053**. Joseph Mullins, petitioner, *v.* Ohio. Petition for writ of certiorari to the Court of Appeals of Ohio, Montgomery County, denied.

No. **80-6060**. Roosevelt Young, petitioner, *v.* Ohio. Petition for writ of certiorari to the Court of Appeals of Ohio, Eighth Appellate District, denied.

No. **80-6061**. Theodore Dime MacArthur, petitioner, *v.* Philippine Air Lines, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-6066**. Frank Herbert Sarsycki, petitioner, *v.* Norman B. Hess, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-6091**. Robert R. Henderson, petitioner, *v.* Richard C. Schweiker, Secretary, Health and Human Services. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6140**. Edward Lininger, petitioner, *v. Massachusetts, et al.* Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **80-6153**. Joe Widemon, petitioner, *v. J. R. Petrovsky, Warden, et al.* Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-6162**. Campanella D'Angelo, petitioner, *v. United States.* Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-6166**. Thomas Scott Ingram, petitioner, *v. United States.* Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-6175**. Victor Gonzalez, petitioner, *v. United States.* Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-871**. John Briddle, petitioner, *v. Illinois.* Petition for writ of certiorari to the Appellate Court of Illinois, Second District, denied. Dissenting opinion by Justice Brennan with whom Justice Stewart joins.

No. **80-6034**. Eugene William Gall, Jr., petitioner, *v. Kentucky.* Petition for writ for certiorari to the Supreme Court of Kentucky denied. Dissenting statement by Justice Brennan and Justice Marshall.

No. **80-6151**. Amos Lee King, petitioner, *v. Florida.* Petition for writ of certiorari to the Supreme Court of Florida denied. Dissenting statement by Justice Brennan and Justice Marshall.

#### MANDAMUS DENIED

No. **80-1320**. In Re Maria Graciela Ramirez, petitioner;

No. **80-5533**. In Re Delton Lewis Dorty, petitioner. Petitions for writs of mandamus denied.

#### REHEARINGS DENIED

No. **80-806**. Joseph L. Drociak, appellant, *v. Supreme Court of New Hampshire*;

No. **80-872**. Illinois, petitioner, *v. Johnny Lee Savory*;

No. **80-888**. James D. Rowbotham, petitioner, *v. American Airlines, Inc., et al.*;

No. **80-5674**. Paul Roland Hamilton, petitioner, *v. Georgia*; and

No. **80-5715**. Colin Clark, petitioner, *v. Louisiana.* Petitions for rehearing denied.

## ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Robert Anthony Alm	Honolulu, Hawaii	Daniel K. Inouye
Arlen Stanley Ambrose	Denver, Colo.	William Edward Doyle
Samuel W. Bartholomew, Jr.	Nashville, Tenn.	Howard H. Baker
Thomas Francis Bertrand	San Francisco, Calif.	Irwin Leff
Burton F. Boltuch	San Francisco, Calif.	Duane Brooks Beeson
M. Scott Bresk	Houston, Tex.	W. Carloss Morris, Jr.
John Timothy Chandler	Fort Pierce, Fla.	Richard A. Belz
Edward E. Charbonneau	San Francisco, Calif.	Charles W. Grubb
John Hunter Chavanne	New Orleans, La.	Dan Arthur Smetherman
Jerome D. Ciresi	St. Paul, Minn.	Daniel D. Wozniak
Reinaldo Ramos Collazo	San Juan, P.R.	Radames A. Torruella
David George Cotter	Lansing, Mich.	Theodore W. Swift
James R. Cromwell	Little Rock, Ariz.	Thomas J. Ginger
Monica Lynette Denham	Little Rock, Ariz.	John Albert Fogleman
Lowell John Dosch	Pasadena, Calif.	Daniel R. Levinson
Robert F. Eimers	Coconut Grove, Fla.	Bruce J. Winick

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Thomas Reslan Elkins	Baton Rouge, La.	Tom F. Phillips
John Russell Elrod	Siloam Springs, Ark.	Woodson W. Bassett, Jr.
Robert J. Fenlon	St. Paul, Minn.	Gustav A. Larson
M. Peter Fischer	St. Louis, Mo.	Thomas M. Hanna
Charles Thomas Flachbarth	Alexandria, Va.	Jacobus J. Lankhorst
James Geagan	San Francisco, Calif.	John H. Finger
Robert Alan Greevy	Williamsport, Pa.	Charles Fritcher Greevy III

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Kathryn Haller	Columbus, Ohio	David Alan Goldberger
George M. Hartung	Seattle, Wash.	Francis A. LeSourd
Mary Stake Hawker	St. Louis, Mo.	Thomas M. Hanna
Yvonne Louise Hughes	Ithaca, N.Y.	Leonard McClellan
David Michael Ifshin	Washington, D.C.	Judah Best
Franklyn A. Johnson, Jr.	Fort Myers, Fla.	Mark Vincent Silverio
Allen E. Kanter	Chicago, Ill.	Milton R. Gassel
Patrick J. Kelly	St. Paul, Minn.	Daniel D. Wozniak
Joseph L. Kociubes	Boston, Mass.	Francis H. Fox
Joseph C. Laws, Jr.	San Juan, P.R.	Gerardo Ortiz del Rivero
Benson Everett Legg	Baltimore, Md.	John Henry Lewin, Jr.
Charles Dean Little	Seattle, Wash.	Francis A. LeSourd
Nathan S. Lord	Louisville, Ky.	W. Scott Miller, Jr.
Seth Thomas Low	Baton Rouge, La.	William J. Guste, Jr.
David M. Mattenson	Chicago, Ill.	Milton R. Gassel
Steven R. McCown	Dallas, Tex.	Harold Barefoot Sanders, Jr.
Douglas Graeme McKinnon	Littleton, Colo.	Alex Stephen Keller
John G. McLure	Alexandria, La.	Henry Dillon Murchison II
Richard Steven Mendelson	Alexandria, Va.	Alfred David Swersky
Marcia F. Miller	Cedar Grove, N.J.	Robert J. Wegner, Jr.
Nicholas P. Miller	Washington, D.C.	Jonathan Blank
John Stonewall Miller, Jr.	Los Angeles, Calif.	James Peter Watson
Michael A. Moses	Chicago, Ill.	Morton Siegel
Rogelio F. Munoz	Uvalde, Tex.	Robert S. Crawford, Jr.
Jack M. Myers	Philadelphia, Pa.	John E. Wallace, Jr.
David James Obradovich	Covington, Ky.	Terence L. Moore

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Don Anthony Olowinski	Boise, Idaho	Lynn Evan Thomas
Stanley O. Orrock	Riverside, Calif.	Arthur W. Kelly, Jr.
Floyd D. Parma	South San Francisco, Calif.	Francisco Jose de Larios
Edmund Port	Auburn, N.Y.	Louis P. Contiguglia
Larry G. Reed	Salt Lake City, Utah	Leroy S. Axland
George E. Riggs, Jr.	Louisville, Ky.	W. Scott Miller, Jr.
D. Marc Routt	Cincinnati, Ohio	David Winchester Peck
James Delano Ruppert	Franklin, Ohio	Fred E. Jones
Lawrence W. Schonbrun	San Francisco, Calif.	George Thomas Davis
Barry F. Schwartz	Philadelphia, Pa.	Seymour Kurland
William Hackett Simon	Boston, Mass.	E. Clinton Bamberger, Jr.
Elizabeth K. Spahn	Boston, Mass.	Leonard Orland
Robert A. Stalker, Jr.	Portland, Oreg.	Gene B. Mechanic
Ivan Kelly Stevenson	Los Angeles, Calif.	Seaton Monroe Woodley III
Patricia Ann Stevenson	Houston, Tex.	James W. Dilworth
Raymond John Thielen	Sacramento, Calif.	Robert T. Matsui
Linda Brehm Watkins	Baton Rouge, La.	William B. Guste, Jr.
Cary S. Watson	Houston, Tex.	Sam Ed Rowland
William R. Weatherford	Baton Rouge, La.	Ralph L. Roy
B. Gerald Weeks	Alexandria, La.	Robert B. Neblett, Jr.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

James D. Blythe II	Indianapolis, Ind.	Harlon L. Dalton
Helene Karen Monat	Centerport, N.Y.	Sana Flanders Shtasel
Irvin J. Slotchiver	Charleston, S.C.	Ashley Ormand Thrift

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
James John Taylor	Barstow, Calif.	Alton Harris Harvey
John Charles Greenhaugh	Harrington, Del.	Alton Harris Harvey
Richard H. Black	Ft. Walton Beach, Fla.	Alton Harris Harvey
Gregory Lee Parsons	Burlington, Iowa	Alton Harris Harvey
Bernard Joseph McKay	Galesburg, Ill.	Alton Harris Harvey
James Kenneth Wolski	Downers Grove, Ill.	Alton Harris Harvey
Dale K. Marvin	Hays, Kans.	Alton Harris Harvey
Alvin William Keller, Jr.	Wiggins, Miss.	Alton Harris Harvey
Robert Francis Holland	Durham, N.C.	Alton Harris Harvey
Warren Daniel Hall III	Alstead, N.H.	Alton Harris Harvey
Wolodymur Roman Sulzynsky	New York, N.Y.	Alton Harris Harvey
Daniel J. D'Alesio, Jr.	Springfield, Pa.	Alton Harris Harvey
Thomas R. Keller	Greenville, S.C.	Alton Harris Harvey
Clarence Everett Cunningham, Jr.	Knoxville, Tenn.	Alton Harris Harvey
Michael Lloyd Debusk	Knoxville, Tenn.	Alton Harris Harvey
Harlan Michael Heffelfinger	Fort Worth, Tex.	Alton Harris Harvey
Everett McRae Urech	Bellaire, Tex.	Alton Harris Harvey
Richard Norman Seaman	Charlottesville, Va.	Alton Harris Harvey
James Aldon Cathcart	Seattle, Wash.	Alton Harris Harvey
Scott Preston Isaacson	Tacoma, Wash.	Alton Harris Harvey
Clell E. Barton	Wichita, Kans.	Daniel R. Glickman

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Robert E. Burchfiel	Wichita, Kans.	Daniel R. Glickman
Barton P. Cohen	Overland Park, Kans.	Daniel R. Glickman
George John Darr	Wamego, Kans.	Daniel R. Glickman
Jerry E. Driscoll	Russell, Kans.	Daniel R. Glickman
Merle Duncan, Jr.	Baxter Springs, Kans.	Daniel R. Glickman
John Eugene Fierro	Dodge City, Kans.	Daniel R. Glickman
Joseph P. Gendusa	Pittsburg, Kans.	Daniel R. Glickman
J. Michael Haskin	Olathe, Kans.	Daniel R. Glickman
Max M. Hinkle	Abilene, Kans.	Daniel R. Glickman
Harold V. Matney, Jr.	Ottawa, Kans.	Daniel R. Glickman
David L. McLane	Pittsburg, Kans.	Daniel R. Glickman
Langdon Lee Morgan	Hugoton, Kans.	Daniel R. Glickman
Ted Rollin Morgan	Lakin, Kans.	Daniel R. Glickman
Terrance J. Muth	Wichita, Kans.	Daniel R. Glickman
Richard Judson Peckham	Wichita, Kans.	Daniel R. Glickman
William Johnson Ryan	Norton, Kans.	Daniel R. Glickman
Selby Strong Soward	Goodland, Kans.	Daniel R. Glickman
Dale Bernard Stinson, Jr.	Wichita, Kans.	Daniel R. Glickman
Lee H. Tetwiler	Paola, Kans.	Daniel R. Glickman

## OPINIONS

No. 79-814. Delta Air Lines, Inc., petitioner, *v.* Rosemary August. On writ of certiorari to the United States Court of Appeals for the Seventh Circuit. Judgment affirmed. Opinion by Justice Stevens.

Opinion by Justice Powell concurring in the result. Dissenting opinion by Justice Rehnquist with whom Chief Justice Burger and Justice Stewart join.

No. 79-1709. Thomas J. Albernaz and Edward Rodriguez, petitioners *v.* United States. On writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Judgment affirmed. Opinion by Justice Rehnquist. Opinion by Justice Stewart concurring in the judgment with whom Justice Marshall and Justice Stevens join.

No. 79-1336. Chicago and North Western Transportation Company, petitioner, *v.* Kalo Brick & Tile Company. On writ of certiorari to the Court of Appeals of Iowa. Judgment reversed and case remanded to the Court of Appeals of Iowa for further proceedings not inconsistent with the opinion of this Court. Opinion by Justice Marshall.

No. 80-5060. Lonnie Joe Carter, petitioner, *v.* Kentucky. On writ of certiorari to the Supreme Court of Kentucky. Judgment reversed and case remanded to the Supreme Court of Kentucky for further proceedings not inconsistent with the opinion of this Court. Opinion by Justice Stewart. Concurring opinion by Justice Powell. Concurring opinion by Justice Stevens with whom Justice Brennan joins. Dissenting opinion by Justice Rehnquist.

No. 79-855. Sidney A. Diamond, Commissioner of Patents and Trademarks, petitioner, *v.* John J. Bradley and Benjamin S. Franklin. On writ of certiorari to the United States Court of Customs and Patent Appeals. Judgment affirmed by an equally divided Court. Opinion *per curiam* announced by Chief Justice Burger. Chief Justice Burger took no part in the consideration or decision of this case.

No. 79-5932. John Doe and Jane Roe, appellants, *v.* Delaware. Appeal from the Supreme Court of Delaware. Appeal is dismissed for want of a properly presented federal question. Opinion *per curiam*. announced by Chief Justice Burger. Dissenting opinion by Justice Brennan with whom Justice White joins. Dissenting opinion by Justice Stevens.

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Adjourned until Monday, March 23, 1981 at 10 o'clock.

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## SUPREME COURT OF THE UNITED STATES

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Present: Chief Justice Burger, Justice Brennan, Justice Stewart, Justice White, Justice Marshall, Justice Blackmun, Justice Powell, Justice Rehnquist, and Justice Stevens.

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The Chief Justice said:

“Today’s orders of the Court have been certified by the Chief Justice, filed with the Clerk, and will not be announced orally.”

## APPEALS—SUMMARY DISPOSITION

No. **79-1733**. W. D. R., appellant, *v.* Taylor County Child Welfare Unit. Appeal from the Court of Civil Appeals of Texas, Eleventh Supreme Judicial District. The appeal is dismissed for want of a substantial federal question.

No. **79-6370**. Albert Able and Betty Able, appellants, *v.* Delaware. Appeal from the Supreme Court of Delaware. The appeal is dismissed for want of a substantial federal question.

No. **80-537**. In re J. W. B., J. G. B., and K. L. B., appellants. Appeal from the Court of Civil Appeals of Texas, Eleventh Supreme Judicial District. The appeal is dismissed for want of a substantial federal question.

No. **80-545**. Delores C. Lowrey, appellant *v.* M. Morris. Appeal from the Supreme Court of Mississippi. The appeal is dismissed for want of a substantial federal question.

No. **80-5302**. William Howell, appellant, *v.* Coshocton County Children’s Services Board. Appeal from the Court of Appeals of Ohio, Coshocton County. The appeal is dismissed, it appearing that the judgment below rests upon independent and adequate state grounds.

No. **80-5492**. Tommy Whack, appellant, *v.* Maryland. Appeal from the Court of Appeals of Maryland. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied. Justice Stewart, Justice Marshall and Justice Stevens would note probable jurisdiction and set the case for oral argument.

No. **80-6090**. Betty Minyard Stein, appellant, *v.* Joseph E. Frank and Frances Frank. Appeal from the Court of Civil Appeals of Texas, Eleventh Supreme Judicial District. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

## CERTIORARI—SUMMARY DISPOSITION

No. **80-283**. Delaware, petitioner, *v.* Sara C. Hunter. On petition for writ of certiorari to the Supreme Court of Delaware. The motion of respondent for leave to proceed *in forma pauperis* is granted. The petition for writ of certiorari is granted. The judgment is vacated and the case is remanded to the Supreme Court of Delaware for further consideration in light of *Albernaz v. United States*, 450 U.S. — (1981). Justice Stewart, Justice Marshall and Justice Stevens dissent.

No. **80-749**. Delaware, petitioner, *v.* Walter Evans. On petition for writ of certiorari to the Supreme Court of Delaware. The motion of respondent for leave to proceed *in forma pauperis* is granted. The petition for writ of certiorari is granted. The judgment is vacated and the case is remanded to the Supreme Court of Delaware for further consideration in light of *Albernaz v. United States*, 450 U.S. — (1981). Justice Stewart, Justice Marshall and Justice Stevens dissent.

No. **80-754**. Missouri, petitioner, *v.* William D. Counselman, Jr.; Missouri, petitioner, *v.* Bobby Joe McGee; Missouri, petitioner, *v.* Marlon Payne; Missouri, petitioner, *v.* Michael L. White; and Missouri, petitioner, *v.* Johnny Williams. On petition for writ of certiorari to the Court of Appeals of Missouri, Eastern District. The motion of respondent Johnny Williams for leave to proceed *in forma pauperis* is granted. The motion of respondent Bobby Joe McGee for leave to proceed *in forma pauperis* is granted. The petition for writ of certiorari is granted. The judgments are vacated and the case is remanded to the Court of Appeals of Missouri, Eastern District, for further consideration in light of *Abernaz v. United States*, 450 U.S. — (1981). Justice Stewart, Justice Marshall and Justice Stevens dissent.

## ORDERS IN PENDING CASES

No. **A-779**. Ramon Dorta, applicant, *v.* Donald Forsht, United States Marshal. The application for stay presented to Justice Stevens and by him referred to the Court is denied.

No. **A-785**. BP Óil, Inc., et al., applicants, *v.* Raymond J. Donovan, Secretary of Labor. The application for stay and injunction pending appeal to the United States Court of Appeals for the Third Circuit presented to Justice Brennan and by him referred to the Court is denied.

No. **78-1088**. Henry A. Kissinger, petitioner, *v.* The Reporters Committee for Freedom of the Press, Military Audit Project, et al. The motion of Reporters Committee for Freedom of the Press for clarification of the judgment is denied. Justice Powell took no part in the consideration or decision of this motion.

No. **80-242**. John F. Lehman, Secretary of the Navy, petitioner, *v.* Alice Nakshian. The motion of Claude Pepper, et al. for leave to file a brief, as *amici curiae*, is granted.

No. **80-396**. City of Newport, et al., petitioners, *v.* Fact Concerts Inc. and Marvin Lerman. The motion of The National Institute of Municipal Law Officers for leave to file an untimely brief, as *amicus curiae*, is denied. The motion of Washington, et al. for leave to file a brief, as *amici curiae*, out of time is granted.

No. **80-581**. Commonwealth Edison Company, et al., appellants, *v.* Montana, et al. The motion of Arizona for leave to adopt the brief *amici curiae* of Wyoming, et al. is denied.

No. **80-802**. National Gerimedical Hospital and Gerontology Center, petitioner, *v.* Blue Cross of Kansas City and Blue Cross Association. The motion of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for additional time for oral argument is granted and fifteen additional minutes are allotted for that purpose. The respondents are also allotted an additional fifteen minutes for oral argument.

No. **80-824**. Polk County, et al., petitioners, *v.* Russell Richard Dodson. The motion for appointment of counsel is granted and it is ordered that John D. Hudson, Esquire, of Des Moines, Iowa is appointed to serve as counsel for the respondent in this case.

No. **80-1012**. Baxter Rice, Director, Department of Alcoholic Beverage Control of California, petitioner, *v.* Norman Williams Company, et al.;

No. **80-1030**. Bohemian Distributing Company, petitioner, *v.* Norman Williams Company, et al.; and

No. **80-1052**. Wine & Spirits Wholesalers of California, petitioner, *v.* Norman Williams Company, et al. The Solicitor General is invited to file a brief in these cases expressing the views of the United States.

No. **80-5887**. Richard H. White, petitioner, *v.* New Hampshire Department of Employment Security, et al. The Solicitor General is invited to file a brief in this case expressing the views of the United States.

No. **80-1569**. Snellen M. Johnson, petitioner, *v.* United States. The application to recall and stay the mandate of the United States Court of Appeals for the Tenth Circuit addressed to Justice Stevens and referred to the Court is denied.

No. 80-5392. Robert Howe, Sr., petitioner, *v.* William French Smith, Attorney General of the United States, et al. The motion of Kansas Defender Project for leave to file a brief as *amicus curiae* is granted. The motion of Families & Friends of Prisoners, Inc., et al. for leave to file a brief as *amici curiae* is granted. The motion of Solicitor General for divided argument is granted.

#### APPEALS—JURISDICTION NOTED

No. 80-767. United States, appellant, *v.* Edwin D. Lee. Appeal from the United States District Court for the Western District of Pennsylvania. The motion of appellee for leave to proceed *in forma pauperis* is granted. In this case probable jurisdiction is noted.

No. 80-965. Texaco, Inc., et al., appellants, *v.* Louise F. Short, et al.; and

No. 80-1018. Eden H. Pond, Edna H. Bobe, and Consolidation Coal Company, appellants, *v.* Ulysses G. Walden, Jr., et al. Appeals from the Supreme Court of Indiana. In these cases probable jurisdiction is noted. The cases are consolidated and a total of one hour is allotted for oral argument.

#### CERTIORARI GRANTED

No. 80-1121. United States, petitioner, *v.* Joseph J. Clark, et al. On petition for writ of certiorari to the United States Court of Claims. The petition for writ of certiorari is granted.

No. 80-1251. United States, petitioner, *v.* Vogel Fertilizer Company. On petition for writ of certiorari to the United States Court of Claims. The petition for writ of certiorari is granted.

No. 80-5889. John Santosky II and Annie Santosky, petitioners, *v.* Bernhardt S. Kramer, Commissioner, Ulster County Department of Social Services. On petition for writ of certiorari to the Appellate Division, Supreme Court of New York, Third Judicial Department. The motion of petitioners for leave to proceed *in forma pauperis* and the petition for writ of certiorari are granted.

#### CERTIORARI DENIED

No. 79-1941. Sidney A. Diamond, Commissioner of Patents and Trademarks, petitioner, *v.* John W. C. Sherwood. Petition for writ of certiorari to the United States Court of Customs and Patent Appeals denied.

No. 79-2049. Steven Mann, et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **79-6682**. Benito Ayala Martinez, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **79-6731**. Ethel Caldwell, petitioner, *v.* Carroll County Welfare Department. Petition for writ of certiorari to the Court of Appeals of Ohio, Carroll County, denied.

No. **79-6860**. Julio Lujano Guardiola, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-13**. Sidney A. Diamond, Commissioner of Patents and Trademarks, petitioner, *v.* Tomas Hirschfeld, Marvin Margoshes and Block Engineering, Inc. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **80-816**. Richard James Bourque, petitioner, *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. **80-875**. Louisiana, et al., petitioners, *v.* Gary W., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-905**. Jorge Gomez, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-937**. Charles A. Bagley, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-949**. Michael Motors, Inc., petitioner, *v.* Colorado Dealer Licensing Board, State of Colorado. Petition for writ of certiorari to the Supreme Court of Colorado denied.

No. **80-950**. George C. Nicoladze, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-975**. Federation for American Immigration Reform, et al., petitioners, *v.* Malcolm Baldrige, Secretary of Commerce, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **80-977**. Raymond Clinton Hullum, Jr., petitioner, *v.* United States; and

No. **80-1009**. William Lawrence Lentz, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-987**. Nevada, petitioner, *v.* United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-994**. Herman Diamond, petitioner, *v.* Lamar C. Walter, Assistant United States Attorney, United States Department of Justice. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1000**. Samuel G. Payte, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1004**. J. Lee Havens, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1016**. Boise Cascade Corporation, petitioner, *v.* Union Pacific Railroad Company, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-1021**. Michael R. Wood, petitioner, *v.* United States District Court, Central District of California (Five Points Shopping Center, etc., Real Party in Interest). Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-1022**. Pasco Petroleum Co., Inc., petitioner, *v.* United States, et al. Petition for writ of certiorari to the United States Temporary Emergency Court of Appeals denied.

No. **80-1048**. David A. Karlin, petitioner, *v.* Verne Orr, Secretary of the Air Force, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1061**. John Waters, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-1069**. Lay Faculty Association, Local 1261, petitioner, *v.* Bishop Ford Central Catholic High School, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-1077**. Neal Factor and Nat Zimmerman, petitioners, *v.* Commissioner of Patents and Trademarks. Petition for writ of certiorari to the United States Court of Customs and Patent Appeals denied.

No. **80-1085**. Union Carbide Agricultural Products Co., Inc., et al., petitioners, *v.* Douglas M. Costle, Administrator, Environmental Protection Agency, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-1096**. Leonard Aiken, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-1110**. Joseph Sand, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-1130**. Peoples Bank of Indianola, petitioner, *v. Equal Employment Opportunity Commission*. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1135**. Hedstrom Company, a subsidiary of Brown Group, Inc., petitioner, *v. National Labor Relations Board*. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-1140**. Mark J. Thomas, petitioner, *v. National Labor Relations Board*. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-1180**. William A. McCall, Sr., et al., petitioners, *v. James G. Watt, Secretary of Interior, et al.* Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-1181**. William A. McCall, Sr., et al., petitioners, *v. James G. Watt, Secretary of Interior, et al.* Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-1189**. Charles H. Bumpus, et al., petitioners, *v. United States, et al.* Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-1191**. William R. Burt, petitioner, *v. Justices of the Supreme Court of the State of Idaho, et al.* Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-1195**. Glenn H. Sewell, petitioner, *v. Phillips Petroleum Company*. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-1206**. Stephen J. Greich, Administrator of the Estate of Vilma Greich, petitioner, *v. Pittsburgh National Bank*. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Western District, denied.

No. **80-1214**. Charles Ray Compton, petitioner, *v. Texas*. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **80-1215**. American Fruit Purveyors, Inc., petitioner, *v. United States, et al.* Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1219**. Charles F. Purvis, petitioner, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-1220**. Dorothy Jean Ray, petitioner, *v.* S. David Freeman, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1225**. Allen Mansfield, petitioner, *v.* State Bar of California, et al. Petition for writ of certiorari to the Supreme Court of California denied.

No. **80-1226**. Henry Stadler, petitioner, *v.* City of Philadelphia. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. **80-1229**. Daniel Ehrman, petitioner, *v.* City of Philadelphia. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. **80-1230**. Adelle B. Newman and Freida N. Miller, Co-Executrices of the Estate of O. W. Newman, Jr., petitioners, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1232**. Thill Securities Corporation, et al., petitioners, *v.* New York Stock Exchange, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-1238**. Joseph A. Carothers, et al., petitioners, *v.* W. Thomas Rice, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-1241**. Ronald Binkowski, petitioner, *v.* Michigan. Petition for writ of certiorari to the Court of Appeals of Michigan denied.

No. **80-1242**. Missouri Pacific Railroad Company, petitioner, *v.* Loy D. Alcorn. Petition for writ of certiorari to the Court of Civil Appeals of Texas, Fourteenth Supreme Judicial District, denied.

No. **80-1250**. Effie Brown, petitioner, *v.* Nathaniel Brown, Ruby Atkins, Betty Jean Lee and Eugene Brown. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. **80-1255**. Daniel L. Firestone, petitioner, *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Fourth District, denied.

No. **80-1259**. John Von Barta III, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-1263**. Michael Phillip Dunivant, Edgar Lee Anthony, and Merrill Jaye Livingston, petitioners, *v. Georgia*. Petition for writ of certiorari to the Court of Appeals of Georgia denied.

No. **80-1272**. County of San Mateo, et al., petitioners, *v. Sidney H. Cantwell, Jr.* Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-1273**. Joe H. McIlroy and John Rollins, petitioners, *v. Texas*. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **80-1283**. Harold Thornton, petitioner, *v. Alabama*. Petition for writ of certiorari to the Court of Criminal Appeals of Alabama denied.

No. **80-1287**. Inexco Oil Company, petitioner, *v. Nevel A. Walters, et al.* Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1288**. International Association of Machinists & Aerospace Workers, AFL-CIO, (IAM), et al., petitioners, *v. Iberia Air Lines of Spain*. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-1292**. Gilbert P. Johnson, et al., petitioners, *v. Samuel J. Trueblood, et al.* Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-1293**. John L. Schulz Plumbing & Heating, petitioner, *v. Robert P. Pratte, et al.* Petition for writ of certiorari to the Court of Appeals of California, Fourth Appellate District, denied.

No. **80-1307**. Francisco M. Camacho, petitioner, *v. Wisconsin*. Petition for writ of certiorari to the Court of Appeals of Wisconsin, District I, denied.

No. **80-1327**. Ernest A. Hunter, petitioner, *v. New York State Department of Civil Service, et al.* Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, First Judicial Department, denied.

No. **80-1337**. James B. McCorstin, Jr., petitioner, *v. U.S. Department of Labor, et al.* Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1351**. Ray J. Beran, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-1352**. Sarah D. Bollotin, petitioner, *v.* Kaufman, Taylor, Kimmel & Miller, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-1371**. Richard Wegner, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1378**. Marie Isabel Casarez-Ulloa, aka Marta Molina, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-1411**. Roger S. Baskes, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-1418**. Rados Stevlich and Nikola Zivovic, petitioners, *v.* United States; and

No. **80-6242**. Nikola Kavaja, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-1424**. Marcelo Manuel Cantera-Duyos, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1428**. Victor Rosario, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-1440**. Henry Baptiste, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1448**. William Chapin Burns, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-5214**. Roy Alton Walker, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5752**. James Thomas Wilkey, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-5763**. Terry Lee Couch, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5793**. Curtis Cooper, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **80-5796**. Thomas Tabb, petitioner, *v.* Pennsylvania. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Eastern District, denied.

No. **80-5864**. Marshall A. Kett, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5888**. Ricky Smothers, petitioner, *v.* Missouri. Petition for writ of certiorari to the Supreme Court of Missouri denied.

No. **80-5899**. John Herbert Eades, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-5908**. Jerry Lane Jurek, petitioner, *v.* W. J. Estelle, Jr., Director, Texas Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5914**. John Louis Iron Shell, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-5938**. Walter Lamar Goolsby, petitioner, *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **80-5953**. Raymond Abbay Hackett, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-5954**. Leon Michael Owensby, petitioner, *v.* United States. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **80-6005**. Don Curtis Outing, petitioner, *v.* William French Smith, Attorney General of the United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-6038**. Salvador Galvan, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **80-6067**. Marjorie Ann Laurents, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6069**. Barbara J. Boney, petitioner, *v.* ITT Community Development Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6071**. Edward C. Forman, petitioner, *v.* Harold J. Smith, Superintendent, Attica Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-6074**. Joseph Richey, petitioner, *v.* Frank Blackburn, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6077**. Andrew Williams, Jr., petitioner, *v.* Evangelical Retirement Homes of Greater St. Louis, dba Friendship Village. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-6080**. Gary Sheldon, petitioner, *v.* North Dakota. Petition for writ of certiorari to the Supreme Court of North Dakota denied.

No. **80-6084**. William Burton, petitioner, *v.* Kansas. Petition for writ of certiorari to the Supreme Court of Kansas denied.

No. **80-6085**. James Earl Hocker, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-6087**. James Harrison Barham, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6088**. Wallace Spencer Davis, petitioner, *v.* Warden, Central Prison, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-6092**. Lawrence Daniel Caldwell, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-6097**. Larry Macon, petitioner, *v.* James P. Mitchell, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-6098**. Imam Ali Abdullah Akbar, petitioner, *v.* J. P. Canney, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-6100**. Curtis Leon Lomax, petitioner, *v.* Alabama. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6101**. John Charles Mabry, petitioner, *v.* Cenla Finance, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6106**. James Edward Hayton, petitioner, *v.* Charles Anderson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-6110**. Jessie D. McDonald, petitioner, *v.* Metropolitan Airport Authority, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-6114**. Melvin A. Marshall, petitioner, *v.* District of Columbia, et al. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **80-6115**. Judith Friedman, petitioner, *v.* Jewish Family Services. Petition for writ of certiorari to the Court of Appeals of Ohio, Cuyahoga County, denied.

No. **80-6116**. Johnny W. Nylon, petitioner, *v.* Donald W. Wyrick, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-6117**. Richard Arlan Richards, petitioner, *v.* Detective Parsons, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-6119**. Walter Dukes, petitioner, *v.* Vincent T. Darcy, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-6121**. Kenneth L. Brown, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **80-6124**. Robert Bumpus, petitioner, *v.* Frank Gunter, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **80-6128**. William T. Houston, petitioner, *v.* Stonney R. Lane, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-6130**. Hubert McMillian, petitioner, *v.* Indiana. Petition for writ of certiorari to the Supreme Court of Indiana denied.

No. **80-6132**. Dorothy Grice, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, Second District, denied.

No. **80-6133**. Ronald Zdanis, petitioner, *v.* Connecticut. Petition for writ of certiorari to the Supreme Court of Connecticut denied.

No. **80-6134**. Patrick J. DePaul, petitioner, *v.* Pennsylvania. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Western District, denied.

No. **80-6143**. Leonard G. Martin, petitioner, *v.* North Carolina. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-6156**. Richard E. Lake, Jr., petitioner, *v.* Alabama. Petition for writ of certiorari to the Court of Criminal Appeals of Alabama denied.

No. **80-6172**. Robert Clay Johnson, petitioner, *v.* Roger T. Overberg, Superintendent, London Correctional Institution. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-6173**. Willis Levi Stanmore, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-6176**. John K. DeJarnette, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-6180**. John J. Watson, petitioner, *v.* United States. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **80-6183**. James Edward Stacks, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6185**. Liston Alphonso Bertrand, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-6187**. Alfred J. Puchala, Sr., petitioner, *v.* Cointelpro and Its Off-Shoots, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-6189**. Charles Whitney, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-6201**. Robert Dahle Sparrow, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-6203**. Ralph Holland, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **80-6204**. Otis Lee Gabbard, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-6207**. James A. McWilliams, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-6215**. Susan Pack Willis, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-6218**. Diego Feliciano, petitioner, *v.* Secretary of Health and Human Services. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-6220**. Peter Albert Cimino, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6221**. Cecil Francis, petitioner, *v.* Government of the Virgin Islands. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-6230**. Franklin Ellis Kelley, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-6238**. Kenneth Haymes, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-6251**. Richard Francis De Vincent, petitioner, *v.* Lawrence R. Putnam, warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-299**. John Nuveen & Co., Inc., et al., petitioners, *v.* Henry T. Sanders, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied. Justice Stevens took no part in the consideration or decision of this petition. Dissenting opinion by Justice Powell with whom Justice Rehnquist joins.

No. **80-653**. Joseph L. Alioto, et al., petitioners, *v.* Joseph B. Williams, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Dissenting opinion by Justice Rehnquist with whom Justice White joins.

No. **80-763**. W. J. Estelle, Jr., Director, Texas Department of Corrections, petitioner, *v.* Jerry Lane Jurek. The motion of respondent for leave to proceed *in forma pauperis* is granted. Petition for writ of certiorari to United States Court of Appeals for the Fifth Circuit denied. Dissenting opinion by Justice Rehnquist.

No. **80-794**. Charles Edward Blews, petitioner, *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Fourth District, denied. Justice Brennan, Justice Stewart, and Justice Marshall would grant certiorari and reverse the conviction.

No. **80-840**. Garry Weber, et al., petitioners, *v.* Benny B. Barrett. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Dissenting opinion by Justice Rehnquist with whom The Chief Justice and Justice Stewart join.

No. **80-924**. Shell Oil Company, et al., petitioners, *v.* Department of Energy, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied. Justice Stewart took no part in the consideration or decision of this petition. Dissenting opinion by Justice Powell.

No. **80-947**. Larry Leon Chaney, petitioner, *v.* Oklahoma. Petition for writ of certiorari to the Court of Criminal Appeals of Oklahoma denied. Dissenting statement by Justice Brennan and Justice Marshall.

No. **80-1204**. C. Michael Anderson, petitioner, *v.* Nebraska; and

No. **80-5862**. Peter Hochstein, petitioner, *v.* Nebraska. Petitions for writs of certiorari to the Supreme Court of Nebraska denied. Dissenting statement by Justice Brennan and Justice Marshall.

No. **80-6127**. Robert Henry McDowell, petitioner, *v.* North Carolina. Petition for writ of certiorari to the Supreme Court of North Carolina denied. Dissenting statement by Justice Brennan and Justice Marshall.

No. **80-972**. James Daniel Oldag, petitioner, *v.* Catholic Charities of the Diocese of Galveston-Houston and Cynthia Ann Tuttle. Petition for writ of certiorari to the Supreme Court of Texas denied. Justice Brennan, Justice White and Justice Marshall would grant certiorari.

No. **80-1137**. Appalachian Insurance Company, et al., petitioners, *v.* United States;

No. **80-1145**. Aid Insurance Company, et al., petitioners, *v.* United States; and

No. **80-1178**. Aetna Insurance Company, et al., petitioners, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Justice Stewart took no part in the consideration or decision of these petitions.

No. **80-1221**. Harry L. Riggs, Jr., petitioner, *v.* Board of Trustees of the Ohio State University. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied. Justice Brennan would grant certiorari.

No. **80-1269**. Ray Jimmy Giddens, petitioner, *v.* Georgia. Petition for writ of certiorari to the Court of Appeals of Georgia denied. Justice Brennan would grant certiorari.

No. **80-1222**. Joint Bar Association Grievance Committee, Tenth Judicial District, petitioner, *v.* Alfred Koffler and William Henry Harrison, Jr. Petition for writ of certiorari to the Court of Appeals of New York denied. Justice Blackmun would grant certiorari.

No. **80-1234**. C. V. Compson Shaw, petitioner, *v.* University of Texas Health Science Center at Dallas. The motion of petitioner for leave to proceed as a veteran is granted. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1235**. Shearn Moody, Jr., petitioner, *v.* Tharpe Forresster, Commissioner of Insurance of Alabama, etc., et al. The motion of Washington Legal Foundation for leave to file a brief as *amicus curiae* is granted. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6073**. Robert M. Grooms, petitioner, *v.* C. Whitney Slaugh, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied. Justice Marshall would grant certiorari.

#### MANDAMUS DENIED

No. **80-6111**. In Re Wallace Spencer Davis, petitioner. Petition for writ of mandamus denied.

#### REHEARINGS DENIED

No. **80-5161**. Kurk Kendall Johnson, petitioner, *v.* Oklahoma; and

No. **80-5692**. Joseph L. Boyd, petitioner, *v.* City and County of Denver, Colorado, et al. Petitions for rehearing denied.

No. **79-700**. Walter Fleisher Co., Inc., petitioner, *v.* County of Los Angeles, et al. Petition for rehearing denied. Justice Stewart took no part in the consideration or decision of this petition.

No. **79-1171**. Minnesota, petitioner, *v.* Clover Leaf Creamery Company, et al. Petition for rehearing denied. Justice Rehnquist took no part in the consideration or decision of this petition.

No. **80-887**. William F. Burns, et al., petitioners, *v.* Diocese of Newark, et al. Petition for rehearing denied. Justice Marshall took no part in the consideration or decision of this petition.

## ADMISSIONS TO THE BAR ON WRITTEN MOTION

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Richard Blackburn Adams, Jr.	Miami, Fla.	Robert C. Ward
Peggy Vynette Dolores Almquist	Los Angeles, Calif.	Barry Russell
Timothy G. Atwood	Bridgeport, Conn.	Norman King Parsells
Phillip S. Aurbach	Las Vegas, Nev.	Jeffrey Gordon Green
Josephine Anita Behrens	Los Angeles, Calif.	Jack Hubert Burthe
Ronald R. Benjamin	Binghamton, N.Y.	Stanley B. Reiter
Stanley R. Berkowitz	Newton, Mass.	Edward M. Stern
Freeman B. Blackwell	Louisville, Ky.	Henry Armstrong Triplet
William P. Bowers	Dallas, Tex.	Richard Alan Freling
Lawrence B. Brennan	New York, N.Y.	John William Kercheval II
Robert Bruce Buckley	Houston, Tex.	Karl Richard Nordquist
Edward M. Burke	Chicago, Ill.	Terence F. MacCarthy
Ralph E. Carter	Pine Island, Minn.	Terence John McCloskey
Gayle Jocelyn Ka-Yu Chan	San Francisco, Calif.	Michael George Wah Lee
Oliver Houston Claypool, Jr.	Detroit, Mich.	Allen M. Bennett
Gordon Crabb Coffman	Washington, D.C.	Robert Whitney Barker
Paul Francis Colarulli	Washington, D.C.	Charles Morgan, Jr.
James Raymond Cook	Des Moines, Iowa	Vincent M. Hanrahan
Philip Damashek	New York, N.Y.	John de Peyster Douw
Paul F. Danello	Cleveland, Ohio	Herbert Bruce Griswold
Thomas Francis Donovan	Dardanelle, Ark.	Alex G. Streett
Benjamin Duarte	San Jose, Calif.	Philip Lewis Hammer

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
David F. Durenberger	Minneapolis, Minn.	Alan Kooi Simpson
Joseph Egan, Jr.	Orlando, Fla.	James Matthias Russ
William K. Engeman	Cincinnati, Ohio	J. Mack Swigert
Frank Woodson Erwin	Jacksonville, N.C.	Alexander Bunn Denson
John Michael Facciola	Washington, D.C.	Edward Michael Fogarty
Alan Roy Friedman	New York, N.Y.	Michael S. Oberman
Sheldon A. Gebb	Los Angeles, Calif.	Franklin H. Wilson
Peter Francis Geraci	Chicago, Ill.	T. Ronald Herbert
Thomas R. Glowacki	Madison, Wis.	Daniel Walter Hildebrand
William Goldberg	Hackensack, N.J.	Joseph Lewis Nackson
Nicole Ann Gordon	New York, N.Y.	Telford Taylor
Arlene Gilbert Groch	Somers Point, N.J.	Nancy Stearns
Dennis A. Groff	Rapid City, S. Dak.	Rodney Charles Lefholz
Richard G. Handler	Garden City, N.Y.	Frederick M. Reuss, Jr.
Dale R. Harris	Denver, Colo.	Clyde O. Martz
Dan Albert Haynes	Woodbridge, Va.	William Stephen Bischoff
Randall S. Henderson	Pittsburgh, Pa.	Robert Heron Bork
Robert Ray Herring, Jr.	Houston, Tex.	Oscar Clayton Lilienstern
Stephen R. Hill	Washington, D.C.	Richard J. Flynn
Peter D. Houk	Lansing, Mich.	Frank J. Kelley
Arlen Francis Houston	Blackshear, Ga.	Thomas Wm. Malone
Howard D. Humphrey	Boise, Idaho	Louis H. Cosho
Lawrence R. Kanterman	New York, N.Y.	Burton Gordon
John D. Kaufmann	Tucson, Ariz.	Armand Salese
Robert Lowell Krawcheck	Miami, Fla.	Robert Anthony Ginsburg
Craig Lazzareschi	Walnut Creek, Calif.	Robert P. Brorby

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
James Caldwell Lee	Chattanooga, Tenn.	Paul Campbell, Jr.
Raymond Lee, Jr.	Tuscola, Ill.	Arnold F. Blockman
Daniel P. Levitt	New York, N.Y.	Geoffrey Martin Kalmus
Elliot Neil Lewis	Baltimore, Md.	Neil Warren Steinhorn
Antoinette B. Little	Kalamazoo, Mich.	James Hamilton Geary
Donald M. Lomurro	Freehold, N.J.	Edward C. Eastman, Jr.
David S. Maclay	Bridgeport, Conn.	Joseph T. Gormley, Jr.
Leigh Marc Manasevit	Washington, D.C.	Neal Jeffrey Tonken
Michael Mankins	Corpus Christi, Tex.	Richard D. Hatch
Harry Margolis	Los Gatos, Calif.	Richard Gladstein
Raymond J. Martin, Jr.	Dallas, Tex.	Richard Alan Freling
Fred C. Mather	Phoenix, Ariz.	Richard S. Alleman
Robert Matisoff	Washington, D.C.	Joyce A. Mader
Bruce Roland Montgomery	Minot, N. Dak.	Kent Lawrence Johnson
Harold E. Mueller	Fort Worth, Tex.	Denning Schattman
Hulon Murray	Gainesville, Ga.	Howard Thomas Overby
Katherine H. O'Neil	Portland, Oreg.	John L. Schwabe
Robert P. O'Neill	Los Angeles, Calif.	Ronald Stanley Coen
Katherine Ott	Phoenix, Ariz.	George Peter Vlassis
Albert P. Pacione, Jr.	Newburgh, N.Y.	James Gerard Sweeney
Dennis Robert Pedersen	Walnut Creek, Calif.	Robert P. Brorby
Robert Joseph Polzak	Sarasota, Fla.	Stephen Holbrook Beach
Edward M. Posner	Philadelphia, Pa.	Stewart Dalzell

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Bruce T. Reese	Denver, Colo.	Jeffrey H. Howard
Thom D. Roberts	Salt Lake City, Utah	David John Knowlton
Charles Frederick Rosen	Yorba Linda, Calif.	Dorothy W. Westover
Anton Henri Rosenthal	Philadelphia, Pa.	Ruth Eileen Ganister
Robert F. Ruyak	Washington, D.C.	Harold F. Baker
Stephen Louis Sanetti	Stratford, Conn.	Joseph T. Gormley, Jr.
Mark Howard Schiff	Chicago, Ill.	Paul Morton Bernstein
Charles Schinitzky	New York, N.Y.	Helen L. Buttenwieser
Barbara L. Schuhmann	Fairbanks, Alaska	Charles Delbert Silvey, Jr.
Emily F. Seesel	Saint Paul, Minn.	Melvin Bert Goldberg
Sanford Joel Shaffer	Forest Hills, N.Y.	Alan Smilowitz
Harry Martin Solomon	Miami, Fla.	Joel Hirschhorn
Martin Frank Spiegel	El Paso, Tex.	Albert Armendariz
Peter J. Stange	Cedarburg, Wis.	Charles W. Walton 3d
Leo J. Stellwagen	Jacksonville, Fla.	Paul C. Doyle
A. David Stern	Brooklyn, N.Y.	Nathan Lewin
Dean Thomas Stout	Bishop, Calif.	Don L. Chapman
George William Stuhldreher	Cleveland, Ohio	Wallace R. Steffen
Richard Bertram Teitelman	St. Louis, Mo.	A. Leon Higgin- botham, Jr.
Nathaniel Graves Thomas	Shreveport, La.	Wellborn Jack, Jr.
Stephen D. Timmons	Kansas City, Mo.	Warren N. Williams
Robert F. Travis	Kalamazoo, Mich.	John H. Bauck- ham
Claude R. Treece	Houston, Tex.	Ben G. Sewell
Timothy Robert Twomey	Cambridge, Mass.	Harold Pilskaln, Jr.
Gregory Orfeo Varo	Lexington, Ky	Ronald M. Holdaway

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
William Vernon Wade	Galveston, Tex.	John S. McEldowney
J. Mark Waxman	Los Angeles, Calif.	Patric Hooper
Joanna Kudisch Weinberg	Philadelphia, Pa.	Donald Lincoln Weinberg
Jerry Wertheim	Santa Fe, N. Mex.	John Wentworth
Alexander Theodore West, Jr.	New York, N.Y.	Joan Stern Kiok
James F. Whitehead III	Seattle, Wash.	Terence K. McGee
Gabrielle Herrmann Williamson	Washington, D.C.	William L. Dickey
Ernest Wayne Witt	Paris, Ark.	Ronald W. Metcalf
Thomas H. Wright, Jr.	Princeton, N.J.	Nicholas deB. Katzenbach

#### ADMISSIONS TO THE BAR ON ORAL MOTION

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Stephen Grant Young	Pittsburgh, Pa	Douglas Walgren
James Lee Brand	Greenfield, Ind.	Edward W. Gass

#### OPINIONS

No. 79-1344. Michael M., petitioner, *v.* Superior Court of Sonoma County (California, Real Party in Interest). On writ of certiorari to the Supreme Court of California. Judgment affirmed. Justice Rehnquist announced the judgment of the Court and delivered an opinion in which Chief Justice Burger, Justice Stewart and Justice Powell joined. Concurring opinion by Justice Stewart. Opinion by Justice Blackmun concurring in the judgment. Dissenting opinion by Justice Brennan with whom Justice White and Justice Marshall join. Dissenting opinion by Justice Stevens.

No. 79-1388. Karl J. Kirchberg, appellant, *v.* Joan Paillot Feenstra, et al. Appeal from the United States Court of Appeals for the Fifth Circuit. Judgment affirmed. Opinion by Justice Marshall. Opinion by Justice Stewart concurring in the result with whom Justice Rehnquist joins.

No. 79-5903. H. L., etc., appellant, *v.* Scott M. Matheson, et al. Appeal from the Supreme Court of Utah. Judgment affirmed. Opinion by Chief Justice Burger. Concurring opinion by Justice Powell with whom Justice Stewart joins. Opinion by Justice Stevens concurring in the judgment. Dissenting opinion by Justice Marshall with whom Justice Brennan and Justice Blackmun join.

## ORAL ARGUMENT

No. 80-84. Anderson Bros. Ford and Ford Motor Credit Company, petitioners, *v.* Olga Valenica and Miguel Gonzalez. Argued by Mr. Aaron J. Kramer for the petitioners and by Mr. Alan A. Alop for the respondents.

No. 80-429. County of Washington, et al., petitioners, *v.* Alberta Gunther, et al. Argued by Mr. Lawrence R. Derr for the petitioners, by Mrs. Carol A. Hewitt for the respondents and by Mr. Barry Sullivan for the United States, et al., as *amici curiae* by special leave of Court.

No. 80-348. H. A. Artists & Associates, Inc., et al., petitioners, *v.* Actors' Equity Association, et al. Argued by Mr. Howard Breindel for the petitioners, by Mr. Jerome B. Lurie for the respondents, and by Mr. Laurence Gold for the AFL-CIO as *amicus curiae*, by special leave of Court.

No. 79-6853. Leah Lynn Parrish Webb, petitioner, *v.* James Thomas Webb. Argued by Ms. Mary R. Carden for the petitioner and by Mr. Manley F. Brown for the respondent. Supplemental brief to be filed.

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Adjourned until tomorrow at 10 o'clock.



## SUPREME COURT OF THE UNITED STATES

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Present: Chief Justice Burger, Justice Brennan, Justice Stewart, Justice White, Justice Marshall, Justice Blackmun, Justice Powell, Justice Rehnquist, and Justice Stevens.

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### ADMISSIONS TO THE BAR ON ORAL MOTION

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Jeffrey J. Bernstein	Washington, D.C.	Wade H. McCree, Jr., Solicitor General
Laura Jennings Houseworth	Phoenix, Ariz.	Dennis DeConcini
Richard Thomas Woulfe	Fort Lauderdale, Fla.	J. Dean Mosher

### OPINIONS

**No. 79-1320.** Raymond Kassel, et al., appellants, *v.* Consolidated Freightways Corporation of Delaware. Appeal from United States Court of Appeals for the Eighth Circuit. Judgment affirmed. Justice Powell announced the judgment of the Court and delivered an opinion in which Justice White, Justice Blackmun, and Justice Stevens joined. Opinion by Justice Brennan concurring in the judgment with whom Justice Marshall joins. Dissenting opinion by Justice Rehnquist with whom Chief Justice Burger and Justice Stewart join.

**No. 79-678.** San Diego Gas & Electric Company, appellant, *v.* City of San Diego, et al. Appeal from Court of Appeal of California, Fourth Appellate District. Appeal dismissed for want of a final judgment. Opinion by Justice Blackmun. Concurring opinion by Justice Rehnquist. Dissenting opinion by Justice Brennan with whom Justice Stewart, Justice Marshall, and Justice Powell join.

**No. 79-824.** Federal Communications Commission, et al., petitioners, *v.* WNCN Listeners Guild, et al.;

**No. 79-825.** Insilco Broadcasting Corporation, et al., petitioners, *v.* WNCN Guild, et al.;

**No. 79-826.** American Broadcasting Companies, Inc., et al., petitioners, *v.* WNCN Listeners Guild, et al.; and

**No. 79-827.** National Association of Broadcasters, et al., petitioners, *v.* WNCN Listeners Guild, et al. On writs of certiorari to the United States Court of Appeals for the District of Columbia Circuit. Judg-

ment reversed and cases remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Justice White. Dissenting opinion by Justice Marshall with whom Justice Brennan joins.

No. 79-1128. Montana, et al., petitioners, *v.* United States, et al. On writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Judgment reversed and case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Justice Stewart. Concurring opinion by Justice Stevens. Opinion by Justice Blackmun dissenting in part with whom Justice Brennan and Justice Marshall join.

No. 79-1157. Edward J. Roswell, etc., et al., petitioners, *v.* LaSalle National Bank, Trustee, etc. On writ of certiorari to the United States Court of Appeals for the Seventh Circuit. Judgment reversed and case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Justice Brennan. Concurring opinion by Justice Blackmun. Dissenting opinion by Justice Stevens with whom Justice Stewart, Justice Marshall, and Justice Powell join.

#### ORAL ARGUMENT

No. 80-420. Larry C. Flynt, Jimmy R. Flynt and Althea Leasure Flynt, petitioners, *v.* Ohio. Argued by Mr. Herald Price Fahringer for the petitioners, by Mr. Bruce A. Taylor for the respondent, and by Mr. Andrew J. Levander for the United States as *amicus curiae*, *pro hac vice*, by special leave of Court.

No. 80-5303. Antonia Beltran, petitioner, *v.* Beverlee A. Myers, individually and as Director, California State Department of Health, et al. Argued by Mr. Gill Deford for the petitioner and by Mr. Richard J. Magasin for the respondents.

No. 80-251. Bernard Rostker, Director of Selective Service, appellant, *v.* Robert L. Goldberg, et al. Argued by Mr. Solicitor General Wade H. McCree, Jr., for the appellant and by Mr. Donald L. Weinberg for the appellees.

No. 80-264. Elmer B. Staats, Comptroller General of the United States, et al., petitioners, *v.* Bristol Laboratories Division of Bristol-Myers Company. Argued by Mr. Mark I. Levy for the petitioners and by Mr. Gilbert H. Weil for the respondent.

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Adjourned until Monday, March 30, 1981 at 10 o'clock.

# SUPREME COURT OF THE UNITED STATES

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Present: Chief Justice Burger, Justice Brennan, Justice Stewart, Justice White, Justice Marshall, Justice Blackmun, Justice Powell, Justice Rehnquist, and Justice Stevens.

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## ADMISSIONS TO THE BAR ON ORAL MOTION

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Jeffrey J. Bernstein	Washington, D.C.	Wade H. McCree, Jr., Solicitor General
Laura Jennings Houseworth	Phoenix, Ariz.	Dennis DeConcini
Richard Thomas Woulfe	Fort Lauderdale, Fla.	J. Dean Mosher

## OPINIONS

**No. 79-1320.** Raymond Kassel, et al., appellants, *v.* Consolidated Freightways Corporation of Delaware. Appeal from United States Court of Appeals for the Eighth Circuit. Judgment affirmed. Justice Powell announced the judgment of the Court and delivered an opinion in which Justice White, Justice Blackmun, and Justice Stevens joined. Opinion by Justice Brennan concurring in the judgment with whom Justice Marshall joins. Dissenting opinion by Justice Rehnquist with whom Chief Justice Burger and Justice Stewart join.

**No. 79-678.** San Diego Gas & Electric Company, appellant, *v.* City of San Diego, et al. Appeal from Court of Appeal of California, Fourth Appellate District. Appeal dismissed for want of a final judgment. Opinion by Justice Blackmun. Concurring opinion by Justice Rehnquist. Dissenting opinion by Justice Brennan with whom Justice Stewart, Justice Marshall, and Justice Powell join.

**No. 79-824.** Federal Communications Commission, et al., petitioners, *v.* WNCN Listeners Guild, et al.;

**No. 79-825.** Insilco Broadcasting Corporation, et al., petitioners, *v.* WNCN Guild, et al.;

**No. 79-826.** American Broadcasting Companies, Inc., et al., petitioners, *v.* WNCN Listeners Guild, et al.; and

**No. 79-827.** National Association of Broadcasters, et al., petitioners, *v.* WNCN Listeners Guild, et al. On writs of certiorari to the United States Court of Appeals for the District of Columbia Circuit. Judg-

ment reversed and cases remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Justice White. Dissenting opinion by Justice Marshall with whom Justice Brennan joins.

No. 79-1128. Montana, et al., petitioners, *v.* United States, et al. On writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Judgment reversed and case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Justice Stewart. Concurring opinion by Justice Stevens. Opinion by Justice Blackmun dissenting in part with whom Justice Brennan and Justice Marshall join.

No. 79-1157. Edward J. Roswell, etc., et al., petitioners, *v.* LaSalle National Bank, Trustee, etc. On writ of certiorari to the United States Court of Appeals for the Seventh Circuit. Judgment reversed and case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Justice Brennan. Concurring opinion by Justice Blackmun. Dissenting opinion by Justice Stevens with whom Justice Stewart, Justice Marshall, and Justice Powell join.

#### ORAL ARGUMENT

No. 80-420. Larry C. Flynt, Jimmy R. Flynt and Althea Leasure Flynt, petitioners, *v.* Ohio. Argued by Mr. Herald Price Fahringer for the petitioners, by Mr. Bruce A. Taylor for the respondent, and by Mr. Andrew J. Levander for the United States as *amicus curiae*, *pro hac vice*, by special leave of Court.

No. 80-5303. Antonia Beltran, petitioner, *v.* Beverlee A. Myers, individually and as Director, California State Department of Health, et al. Argued by Mr. Gill Deford for the petitioner and by Mr. Richard J. Magasin for the respondents.

No. 80-251. Bernard Rostker, Director of Selective Service, appellant, *v.* Robert L. Goldberg, et al. Argued by Mr. Solicitor General Wade H. McCree, Jr., for the appellant and by Mr. Donald L. Weinberg for the appellees.

No. 80-264. Elmer B. Staats, Comptroller General of the United States, et al., petitioners, *v.* Bristol Laboratories Division of Bristol-Myers Company. Argued by Mr. Mark I. Levy for the petitioners and by Mr. Gilbert H. Weil for the respondent.

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Adjourned until Monday, March 30, 1981 at 10 o'clock.

## SUPREME COURT OF THE UNITED STATES

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Present: Chief Justice Burger, Justice Brennan, Justice Stewart, Justice White, Justice Marshall, Justice Blackmun, Justice Powell, Justice Rehnquist, and Justice Stevens.

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The Chief Justice said:

"Today's orders of the Court have been certified by the Chief Justice, filed with the Clerk, and will not be announced orally."

## APPEALS—SUMMARY DISPOSITION

No. **80-6161**. Betty Minyard Stein, appellant, *v.* Judge Robert Hill, et al. Appeal from the United States Court of Appeals for the Fifth Circuit. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

## CERTIORARI—SUMMARY DISPOSITION

No. **80-1368**. Missouri, petitioner, *v.* William Brown; Missouri, petitioner, *v.* Donnie L. Collins; Missouri, petitioner, *v.* Harold Hawkins; Missouri, petitioner, *v.* Eddie L. Greer; and Missouri, petitioner, *v.* Jackie Martin. On petition for writ of certiorari to Court of Appeals of Missouri, Western District. Motions of respondents for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgments are vacated and case remanded to the Court of Appeals of Missouri, Western District, for further consideration in light of *Albernaz v. United States*, 450 U.S. — (1981). Justice Stewart, Justice Marshall and Justice Stevens dissent.

## ORDERS IN PENDING CASES

No. **A-795**. Melvin E. Levinson, applicant, *v.* Morgan Finley, etc., et al. Application for stay addressed to Justice Brennan and referred to the Court is denied.

No. **79-1420**. Firestone Tire & Rubber Company, petitioner, *v.* John C. Risjord. The motion of respondent to retax costs is denied.

No. **80-328**. New York, petitioner, *v.* Roger Belton. The motion of Solicitor General for leave to participate in oral argument as *amicus*

*curiae* and for additional time for oral argument granted and fifteen additional minutes are allotted for that purpose. The respondent is also allotted an additional fifteen minutes for oral argument.

No. **80-396**. City of Newport, et al., petitioners, *v.* Fact Concerts Inc. and Marvin Lerman. The order heretofore entered on March 23, 1981 is vacated and the brief, *amicus curiae*, of National Institute of Municipal Law Officers is ordered filed.

No. **80-780**. Rowan Companies, Inc., petitioner, *v.* United States. The motion of Mountain States Legal Foundation for leave to file a brief as *amicus curiae* granted.

No. **80-901**. Raymond J. Donovan, Secretary of Labor, United States Department of Labor, appellant *v.* Douglas Dewey, et al. The motion of The American Federation of Labor and Congress of Industrial Organizations for leave to file a brief as *amicus curiae* is granted.

No. **80-1365**. Connecticut, petitioner, *v.* Mohegan Tribe. The Solicitor General is invited to file a brief in this case expressing the views of the United States.

#### CERTIORARI GRANTED

No. **80-1045**. Jacksonville Bulk Terminals, Inc., et al., petitioners, *v.* International Longshoremen's Association, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit granted.

No. **80-1285**. Carl W. Brown, petitioner, *v.* Earl J. Hartlage. Petition for writ of certiorari to the Court of Appeals of Kentucky granted.

#### CERTIORARI DENIED

No. **79-2010**. Mark-Garner Associates, Inc., petitioner, *v.* Bensalem Township, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-798**. William A. McFarland, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-928**. Frank L. Parks, Sr., petitioner, *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **80-941**. Lomas & Nettleton Financial Corporation, et al., petitioners, *v.* Gearld Clark, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-991**. Barry B. George, petitioner, *v.* Gary W. Kay. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-993**. Gene Patterson, et al., petitioners, *v.* National Labor Relations Board, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-1017**. Emmanuel Loucas, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-1024**. Huey P. Newton, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied.

No. **80-1075**. Leroy Jenkins, petitioner, *v.* South Carolina. Petition for writ of certiorari to the Supreme Court of South Carolina denied.

No. **80-1107**. William Caulfield, et al., petitioners, *v.* Board of Education of City of New York, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-1119**. Lawrence David Ramapuram, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-1126**. Taggart Corporation, Stanley M. Kansas and Claire Jean Kansas, petitioners, *v.* E. Robert Efros, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1127**. C-F Air Freight, Inc., petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-1210**. Pat Burlinson, et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-1245**. Selco Supply Company, petitioner, *v.* United States Environmental Protection Agency. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-1297**. Jacqueline Marcello Dugas, petitioner, *v.* Jerry W. Kelly, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1298**. George Gilmer and James Jackson, petitioners, *v.* Truck Drivers, Oil Drivers, Filling Station and Platform Workers Union, Local 705, etc. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-1304**. Page Airways, Inc., et al., petitioners, *v.* Associated Radio Service Co. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1312**. Donald G. Elbert, petitioner, *v.* Board of Education of Lanark Community Unit School District #305, Carroll County, Illinois, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-1316**. Josette Clair Bauer, petitioner, *v.* United States and Hector Graber, Consul General of the Government of Switzerland. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1318**. Richard Godek, petitioner, *v.* Connecticut. Petition for writ of certiorari to the Supreme Court of Connecticut denied.

No. **80-1321**. Metropolitan Detroit Area Hospital Services, Inc., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-1347**. Thomas G. Diorio and Philip A. Diorio, petitioners, *v.* Kreisler-Borg Construction Co., Inc. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, Second Judicial Department, denied.

No. **80-1357**. Andrew J. Winston, Sheriff, City of Richmond, et al., petitioners, *v.* Robert G. Eby and Franklin M. Phillips. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-1370**. Susan Louise Peterson, petitioner, *v.* Paul Sorlien, et al. Petition for writ of certiorari to the Supreme Court of Minnesota denied.

No. **80-1387**. Frederic Tann, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-1409**. New York, petitioner, *v.* Warner-Lambert Company, etc., et al. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. **80-1412**. George R. Ihle, et al., petitioners, *v.* Florida Publishing Company. Petition for writ of certiorari to the District Court of Appeal of Florida, First District, denied.

No. **80-1425**. George Weisensee, petitioner, *v.* Supreme Court of South Dakota. Petition for writ of certiorari to the Supreme Court of South Dakota denied.

No. **80-1427**. Robert Dizak and Edwin Gorski, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 80-1455. Mack Elmond Cotton, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 80-1459. Arthur K. Green, Jr., petitioner, *v.* Richard S. Schweiker, Secretary of Health and Human Services. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 80-1467. Samuel Paladino, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 80-1475. Mary C. Horton, et vir., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 80-1493. Jamiel Alexander Chagra, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 80-5884. Gary Dennis Davis, petitioner, *v.* Oregon. Petition for writ of certiorari to the Court of Appeals of Oregon denied.

No. 80-5916. Amos Spencer, petitioner, *v.* Thomas R. Israel, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 80-5932. Ida Marie Hinkle, petitioner, *v.* Anchorage, a Municipal Corporation. Petition for writ of certiorari to the Supreme Court of Alaska denied.

No. 80-5966. Edward T. Illsley, petitioner, *v.* United States Parole and Probation Department, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 80-6008. Paula Gray, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. 80-6131. Jerry C. Richard, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 80-6144. Marrion Logan, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. 80-6148. Patricia McKinnie, petitioner, *v.* Wisconsin; and

No. 80-6149. Paul T. Jones, Jr., petitioner, *v.* Wisconsin. Petitions for writs of certiorari to the Court of Appeals of Wisconsin, District I, denied.

No. **80-6150**. Richard K. Bryant, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **80-6152**. Donald Albert Leachman, petitioner, *v.* Oklahoma. Petition for writ of certiorari to the Court of Criminal Appeals of Oklahoma denied.

No. **80-6157**. James Rodney Rutledge, petitioner, *v.* Louie L. Wainwright, Secretary, Florida Department of Offender Rehabilitation. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6158**. Ronald D. Unwin, petitioner, *v.* Vermont. Petition for writ of certiorari to the Supreme Court of Vermont denied.

No. **80-6160**. Frank Severa, petitioner, *v.* Pennsylvania Unemployment Compensation Board of Review, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-6163**. Joseph Johns, petitioner, *v.* Jean King, Lieutenant Governor of Hawaii, et al. Petition for writ of certiorari to the Supreme Court of Hawaii denied.

No. **80-6170**. James Henry Rhodes, petitioner, *v.* W. J. Estelle, Director, Texas Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6171**. Albert Taylor, petitioner, *v.* Louie L. Wainright, Secretary, Florida Department of Offender Rehabilitation. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **80-6174**. Martin Wexler, petitioner, *v.* Industrial Valley Bank & Trust Co. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-6177**. Louis G. Castello, petitioner, *v.* Louie L. Wainright, Secretary, Florida Department of Offender Rehabilitation. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **80-6179**. Delton Lewis Dorty, petitioner, *v.* Raymond Hayes, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-6222**. Donavon Thingvold, petitioner, *v.* Gayle M. Franzen, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-6227**. Marvin O'Dell Powers, petitioner, *v.* Homer E. Buchanan. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-6239**. Leopold J. Gunston, petitioner, *v.* United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-6248**. Ricardo J. Graham, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-6250**. Bruce C. Chrisman, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-6261**. Lewis E. Streets, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-6266**. Alton Bembrick Sutton, Jr., and Alton Bembrick Sutton III, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6279**. Josephine White, Wilford Marks and Rochelle Dent, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-1268**. Monongahela Power Company, petitioner, *v.* United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied. Justice Blackmun would grant certiorari.

No. **80-1331**. Florida, petitioner, *v.* Charles Willis Malone, Jr. The motion of respondent for leave to proceed *in forma pauperis* is granted. Petition for writ of certiorari to the Supreme Court of Florida denied. Justice Blackmun and Justice Powell would grant certiorari.

No. **80-1339**. Thomas L. Clanon, et al., petitioners, *v.* Earl B. Gibson, et al. The motion of respondents for leave to proceed *in forma pauperis* is granted. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-5696**. Douglas Sim Payne, petitioner, *v.* Ohio. Petition for writ of certiorari to the Court of Appeals of Ohio, Hamilton County, denied. Justice Stewart would grant certiorari.

No. **80-5942**. Tony B. Amadeo, petitioner, *v.* Eugene Russeau, Sheriff. Petition for writ of certiorari to the Supreme Court of

Georgia denied. Dissenting statement by Justice Brennan and Justice Marshall.

No. **80-5969**. Eddie Lee Miller, petitioner, *v.* Arkansas. Petition for writ of certiorari to the Supreme Court of Arkansas denied. Dissenting statement by Justice Brennan and Justice Marshall.

No. **80-6155**. Earl Lloyd Jackson, petitioner, *v.* California. Petition for writ of certiorari to the Supreme Court of California denied. Dissenting statement by Justice Brennan and Justice Marshall.

#### MANDAMUS DENIED

No. **80-6139**. In Re Frederick Griffin, petitioner. Petition for writ of mandamus denied.

#### REHEARINGS DENIED

No. **80-5633**. Edwina Bland, petitioner, *v.* Texas;

No. **80-5891**. Shiloh Harry Theriault, et al., petitioners, *v.* Establishment of Religion on Taxpayers' Money in the Federal Bureau of Prisons, et al.;

No. **80-5930**. Everett F. Keezer and Wallace James Kier, petitioners, *v.* Minnesota; and

No. **80-5964**. Rodney Lee Roy (Tex) Phipps, petitioner, *v.* Porter K. Brown and J. Stanley Hill. Petitions for rehearing denied.

#### RECESS ORDER

The Court will take a recess from Monday, April 6, 1981, until Monday, April 20, 1981.

#### MOTIONS FOR ADMISSION

##### ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Richard E. Aaberg	Normal, Ill.	David Ryrie Brink
Robert P. Abdo	Minneapolis, Minn.	David Ryrie Brink
Stuart Adelstein	Miami, Fla.	Richard E. Gerstein
Philip M. Aidikoff	Los Angeles, Calif.	Gerald Lewis Bass
Stephen D. Alexander	New York, N.Y.	Clinton A. Schroeder
Elland Archer	Mesquite, Tex.	James W. Schoolfield

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Wayne William Armstrong	Newport Beach, Calif.	Ken Edward Steelman
Roland J. Atkins	Philadelphia, Pa.	Herbert Barkan Newberg
Lon Scott Babby	Washington, D.C.	Edward Bennett Williams
Jack M. Bailey, Jr.	Shreveport, La.	James J. Thornton, Jr.
James Robert Barnhouse	New Philadelphia, Pa.	Danny D. Johnson
James E. Bowles	Peoria, Ill.	Morton Sanford Goldfine
Barbara Sanders Brewer	Baltimore, Md.	J. Michael McWilliams
Norman Mark Brody	St. Paul, Minn.	David Ryrie Brink
Stephen Joseph Brogan	Washington, D.C.	Horace Chapman Rose
John T. Burns	St. Cloud, Minn.	David Ryrie Brink
Michael D. Bustamante	Albuquerque, N. Mex.	Charles Philip Reynolds
Alfredo Campos, Jr.	Dallas, Tex.	Lawrence Lee Mealer
Charles D. Case	Raleigh, N.C.	Eugene Gressman
Eric Lewis Chase	South Orange, N.J.	David Ryrie Brink
Randall William Childress	San Diego, Calif.	Gordon Pearce
Walter G. Clayton III	Seattle, Wash.	Daniel Peter Brink
Jay Loring Cohen	Erie, Pa.	Sherman Louis Cohn
Lawrence T. Collins	Rochester, Minn.	David Ryrie Brink
Joseph C. Daly, Jr.	El Centro, Calif.	John Daniel Duddy
David James Davenport	Wayzata, Minn.	David Ryrie Brink
Stephen J. Davis	Minneapolis, Minn.	David Ryrie Brink
Warner K. Depuy	Stamford, Conn.	Paul Everett Knag
Roger J. Dodd	Valdosta, Ga.	J. Converse Bright
John Benbow Draper	Santa Fe, N. Mex.	Owen M. Lopez
Nestor Duran-Gonzalez	San Juan, P.R.	Fernando Ruiz-Suria
Stephen Shannon Eckman	Minneapolis, Minn.	David Ryrie Brink

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Gerald B. Ellis	Tulsa, Okla.	James C. Thomas
Phillip Arthur Erickson	Minneapolis, Minn.	David Ryrie Brink
Douglas Allen Fisher	Chicago, Ill.	David Ryrie Brink
Jerry R. Foxhoven	Des Moines, Iowa	Nicholas V. Critelli, Jr.
Kent F. Frates	Oklahoma City, Okla.	Marion P. Opala
John M. Freyer	Syracuse, N.Y.	George C. Shattuck
Stuart Alan Friedman	Cleveland, Ohio	Richard M. Markus
Robert F. Fuchs	Chicago, Ill.	Edward P. Saltiel
Steven Mark Fuller	Bemidji, Minn.	David Ryrie Brink
George Gaffaney	Alexandria, Minn.	David Ryrie Brink
Edward McGlynn Gaffney, Jr.	South Bend, Ind.	James Skelly Wright
Timothy Hardwick Gailey	Lincoln, Mass.	David Soren Mortensen
Isaiah Gant	Joplin, Mo.	Charles B. Evins
Max Carleton Garrick, Jr.	Whittier, Calif.	Max Carleton Garrick
Nancy Caroline Garrison	Washington, D.C.	Marion Luyken Jetton
Barbara Sue Gelband	Tucson, Ariz.	John Snowden Pyle
T. Dennis George	Seattle, Wash.	Lyman Walker Hull
Robert Woodrow Gibbs, Jr.	Houston, Tex.	Wm. Russell Brown
Steven R. Giglio	Baton Rouge, La.	Walter J. Horrell
L. Morris Glucksman	Stamford, Conn.	Bertram Diamond
Morton J. Goustin	Minneapolis, Minn.	David Ryrie Brink
Gary Greenfield	San Francisco, Calif.	
Robert William Groth	Minneapolis,	David Ryrie Brink
Charles Gruver III	Wilmington, Del.	Charles K. Keil

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Terence Michael Gurley	Wheeling, W. Va.	Frederick Pfarr Stamp, Jr.
Raymond William Hackbarth, Jr.	Newport Beach, Calif.	Edward John Moses
Frank R. Hahn	Evansville, Ind.	Joseph Albert Yocum
Steven J. Handler	Zion, Ill.	Roger C. Goble
Thomas Gale Harvel	Peoria, Ill.	Thomas Mark Hayes
Daniel Glen Heely	Honolulu, Hawaii	Clinton A. Schroeder
Howard P. Helgen	Minneapolis, Minn.	David Ryrie Brink
Kenneth P. Helisek	Johnson City, N.Y.	John E. Murray
Mark L. Hellner	Chicago, Ill.	Edward James Gildea
Robert C. Holtze	Minneapolis, Minn.	David Ryrie Brink
David Paul Horan	Key West, Fla.	William Theodore Ernst, Jr.
Richard W. Huffman	Minneapolis, Minn.	David Ryrie Brink
Samuel Lloyd Jackson	Sacramento, Calif.	James Lenere Long
Gordon V. Johnson	Edina, Minn.	David Ryrie Brink
Stanley E. Karon	St. Paul, Minn.	Clinton A. Schroeder
David William Kee	Bucksport, Maine	Edwin Roy Schneider, Jr.
Thomas Michael Keller	Seattle, Wash.	Patrick J. Donnelly
Charles P. Kelly	Garden City, N.Y.	Herbert Brownell, Jr.
James Joseph Kelly	Las Vegas, Nev.	Gary Howard Manulkin
Richard David Kelly	Arlington, Va.	Arthur Irwin Neustadt
Robert Ringer Kemble	Honolulu, Hawaii	Leslie Wa Sung Lum

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Jerome A. Kenney	Peoria, Ill.	Homer Warren Keller
Laurie D. Kohli	Seattle, Wash.	Benjamin G. Porter
John L. Kraft	Newark, N.J.	Daniel J. O'Hern
Bruce A. Krahmer	Fairmont, Minn.	David Ryrie Brink
Fred C. Krahmer	Fairmont, Minn.	David Ryrie Brink
William G. Kral	New York, N.Y.	Joseph M. Costello
Phillip R. Krass	Shakopee, Minn.	David Ryrie Brink
Raymond C. Krause	Mankato, Minn.	David Ryrie Brink
Warren L. Kreunen	Milwaukee, Wis.	Edward Thomas Schilling
Brian Francis Leonard	St. Paul, Minn.	David Ryrie Brink
Fletcher C. Lewis	McCrory, Ark.	Zachary D. Wilson
Wallace John Licke	Grand Rapids, Minn.	David Ryrie Brink
Gregory B. Lindwall	Farmington, Minn.	David Ryrie Brink
Jerold M. Lucas	St. Peter, Minn.	David Ryrie Brink
Lawrence Bert Lundberg	Seattle, Wash.	David Ryrie Brink
W. T. Martin, Jr.	Carlsbad, Minn.	Robert N. Meyer
Bonham John Matzen	Klamath Falls, Oreg.	Diarmuid F. O'Scannlain
William J. McGinnis, Jr.	Minneapolis, Minn.	David Ryrie Brink
John A. McHugh	Minneapolis, Minn.	David Ryrie Brink
Stephen McKae	Oakland, Calif.	Boyd Edward Burnison
David Edmund Mears	Highland, Ind.	Harold Abraham- son
Terrence Allan Merritt	St. Paul, Minn.	David Ryrie Brink

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
James Andrew Miller	Oakland, Calif.	Stephen W. Shaughnessy
Alice Schaffer Mitchell	Oklahoma City, Okla.	William Wallace Dawson, Jr.
Shuichi Miyasaki	Honolulu, Hawaii	Clinton A. Schroeder
Carl Thomas Moser	Mount Vernon, Wash.	Alfred C. McBee
Judith H. Mullen	Bowie, Md.	Laurence J. Cohen
Daniel H. Mundt	Duluth, Minn.	David Ryrie Brink
Malcolm Stanton Murchison	Shreveport, La.	John Thomas Guyton
John Michael Nolan	Richmond, Va.	George Herbert Parsons
David P. O'Hara	Syracuse, N.Y.	George C. Shattuck
William H. Pate, Jr.	Memphis, Tenn.	Dean E. Miller
William S. Patterson	Raleigh, N.C.	Eugene Gressman
Joseph Eliot Pattison	Washington, D.C.	Thomas Vincent Vakerics
Edward A. Peterson	Normal, Ill.	David Ryrie Brink
Kenneth J. Petrine	Palatine, Ill.	David Harmon Hill
R. K. Pezold	Tulsa, Okla.	Frederic Dorwart
Philip J. Pfeiffer	San Antonio, Tex.	Neil Gibson Martin
Charles Desmond Phillips	Evanston, Wyo.	Charles Stuart Brown
Janet Frasier Phillips	Las Vegas, Nev.	James E. Rogers
Michael C. Phulwani	New York, N.Y.	John Peri, Jr.
Thomas W. Polking	Jefferson, Iowa	Lowell H. Forte
Thomas W. Pounds	Houston, Tex.	Phillip D. Endom
Dennis Norbert Powers	Highland, Mich.	Ralph B. Guy, Jr.
Kevin P. Quill	New York, N.Y.	J. Warren Mangan
Paul H. Ravich	Minneapolis, Minn.	David Ryrie Brink
Marcella Ann Reed	Raleigh, N.C.	William F. O'Connell

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Gary Charles Reiter	Minneapolis, Minn.	David Ryrie Brink
Norman J. Riedmueller	Houston, Tex.	Omar Don Crites, Jr.
Robert L. Robinson, Jr. George H. Roper	Little Rock, Ark. Houston, Tex.	W. Horace Jewell Wm. Russell Brown
John T. Roselli	Chicago, Ill.	Jack Samuel Vinson
Mark Alan Rossi	Seattle, Wash.	Winship A. Todd, Jr.
David Bill Rothman	Miami, Fla.	Richard E. Gerstein
Steven B. Rynecki	Milwaukee, Wis.	Edward Thomas Schilling
Matthew Phillip Saczawa	Phoenix, Ariz.	David Ryrie Brink
Glenn Robert Salter Royce N. Sanner	Fullerton, Calif. Minneapolis, Minn.	Winlock W. Miller David Ryrie Brink
David Guy Sasso Alan L. Schlosser	Orange, Calif. San Francisco, Calif.	Elgin C. Edwards Amitai Schwartz
Robert Leonard Schonfeld	New York, N.Y.	Shirley Adelson Siegel
Bradford Lee Schroeder	Casper, Wyo.	David Ryrie Brink
Marvin Lance Schurke	Olympia, Wash.	David Ryrie Brink
Joseph G. Scoville	Grand Rapids, Mich.	Joseph Scoville
Raul Abad Sedillo Robert Allen Seewald Alan Edward Segal	Belen, N. Mex. Pittsburgh, Pa. Minneapolis, Minn.	Kenneth G. Brown Alan L. Carb David Ryrie Brink
Eugene Seltzer	Berkeley, Calif.	Jerome B. Falk, Jr.
Geoffrey Scott Shuff	York, Pa.	John Harold Cuthbertson
David Arthur Shulman	Rochester, Minn.	David Ryrie Brink

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Meroslaw Dmytro Sienty	Wappingers Falls, N.Y.	William C. Gross
D. Shannon Smith	Cincinnati, Ohio	Bernard J. Gilday, Jr.
Alan Edward Sommerfeld	Colorado Springs, Colo.	Clinton A. Schroeder
Russel M. Stanley	Houston, Tex.	Wm. Russell Brown
Tom B. Stewart, Jr.	Jacksonville, Fla.	William Denham Barfield
George Nelson Stich, Jr.	Houston, Tex.	Thomas H. Burton
Gary Stoneking	Minneapolis, Minn.	Robert J. King
Paul Andrew Strandness	Minneapolis, Minn.	David Ryrie Brink
John Richardson Sutton	Coral Gables, Fla.	Stanley Jay Bartel
Dale G. Swanson	Forest Lake, Minn.	Judge Robert G. Renner
William E. Taibl	Milwaukee, Wis.	Edward Thomas Schilling
Carmen Peter Tarantino	Buffalo, N.Y.	Terrence Michael Connors
Gregory James Tavernier	St. Paul, Minn.	David Ryrie Brink
James Heenon Taylor	Siren, Wis.	David Ryrie Brink
Paul Frederick Theis	Glencoe, Minn.	Clinton A. Schroeder
Mark David Thompson	St. Paul, Minn.	David Ryrie Brink
John Andrew Thompson, Jr.	Miami, Fla.	L. Norton Preddy
Dennis L. Thomte	Omaha, Nebr.	Donald Hoyt Zarley
John W. Thornton, Jr.	Miami, Fla.	Richard E. Gerstein
Russell Gary Tisman	New York, N.Y.	Howard J. Aibel
Ira Edwin Tobolowsky	Dallas, Tex.	Edwin S. Tobolowsky

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Wallace M. Tripp	Owatonna, Minn.	David Ryrie Brink
Eileen Bannon Trost	Chicago, Ill.	David Ryrie Brink
Steven Robert Trost	New York, N.Y.	Milton A. Bass
Lawrence P. Trost, Jr.	Clarendon Hills, Ill.	David Ryrie Brink
Ted Eugene Turner	Portland, Oreg.	Lawrence A. Neer, Sr.
Robert Patrick Vance	New Orleans, La.	Arthur J. Waechter, Jr.
Thomas Campion Vasaly	St. Paul, Minn.	David Ryrie Brink
Hans vonMende	Denver, Colo.	David Ryrie Brink
Stanley Craig Wakefield	Lincoln, N.Y.	Robert Donald McKinney Allen
Harry McManus Walsh	St. Paul, Minn.	David Ryrie Brink
Mark S. Wasserman	Minneapolis, Minn.	Jeffrey Roger Brooke
Alexander P. Waugh, Jr.	Princeton, N.J.	William J. Brennan III
David Elliot Weisman	Washington, D.C.	Keith A. Rosenberg
Allen Jeffrey Weiss	Carbondale, Ill.	Michael E. Deutsch
Earl Whitted, Jr.	Goldsboro, N.C.	Philip A. Baddour, Jr.
William David Wilmoth	Wheeling, W. Va.	Frederick Pfaar Stamp, Jr.
H. Reed Witherby	Cambridge, Mass.	George C. Caner, Jr.
Florence Jane Yount	Houston, Tex.	Edgar E. Townes. Jr.
Joseph Anthony Zingales	Solon, Ohio	James Louis Oakar

## ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Robert Maurice Bly	Kokomo, Ind.	Elwood Haynes Hillis
Frank Butterfield Whitbeck	Little Rock, Ariz.	Edwin Ruthvin Bethune, Jr.
R. Lolita d'Jones	St. Croix, Virgin Islands	Judge Billy Jones
Marjorie Ann Wilhelm	Houston, Tex.	Thomas H. Burton
Ulysses Gene Thibodeaux Thomas Jefferson Broome	Lake Charles, La. Oakland, Calif.	Jack Greenberg Solicitor General, Wade H. McCree, Jr.
James Otis Cole, Sr.	San Francisco, Calif.	Solicitor General, Wade H. McCree, Jr.
Edith Parker Corlette	Los Angeles, Calif.	Solicitor General, Wade H. McCree, Jr.
Emma H. Pendergrass	Oakland, Calif.	Solicitor General, Wade H. McCree, Jr.
Angela DeLores Baden	Washington, D.C.	Solicitor General, Wade H. McCree, Jr.
Joan A. Burt	Washington, D.C.	Solicitor General, Wade H. McCree, Jr.
Iris McCollum-Green	Washington, D.C.	Solicitor General, Wade H. McCree, Jr.
Arthenia L. Joyner	Tampa, Fla.	Solicitor General, Wade H. McCree, Jr.
Kaydell O. Wright	Tampa, Fla.	Solicitor General, Wade H. McCree, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Arnette Rhinehart Hubbard	Chicago, Ill.	Solicitor General, Wade H. McCree, Jr.
Joyce London Alexander	Cambridge, Mass.	Solicitor General, Wade H. McCree, Jr.
Paulette Brown-Robinson	East Orange, N.J.	Solicitor General, Wade H. McCree, Jr.
William James Ewing	Montclair, N.J.	Solicitor General, Wade H. McCree, Jr.
Patricia E. Fleming	Montvale, N.J.	Solicitor General, Wade H. McCree, Jr.
Renee Jones Weeks	Newark, N.J.	Solicitor General, Wade H. McCree, Jr.
Junius W. Williams	Newark, N.J.	Solicitor General, Wade H. McCree, Jr.
Esther D. Curtwright	New York, N.Y.	Solicitor General, Wade H. McCree, Jr.
Alfreida Bellinda Kenny	New York, N.Y.	Solicitor General, Wade H. McCree, Jr.
Leroy Wilson, Jr.	New Rochelle, N.Y.	Solicitor General, Wade H. McCree, Jr.
Garry Michael Cooper	Houston, Tex.	Solicitor General, Wade H. McCree, Jr.

#### ORAL ARGUMENT

No. 80-441. Gulf Oil Company, et al., petitioners, *v.* Wesley P. Bernard, et al. Argued by Mr. William G. Duck for the petitioners, by Mr. Jack Greenberg for the respondents, and by Mr. Lawrence G. Wallace for the United States, et al., as *amici curiae*, by special leave of Court.

No. 79-1517. Federated Department Stores, Inc., et al., petitioners, *v. Marilyn Moitie and Floyd R. Brown, etc.* Argued by Mr. Jerome I. Chapman for the petitioners and by Mr. Jerrold N. Offstein for the respondents.

No. 80-11. J. Gregory Merrion and Robert L. Bayless, etc., et al., petitioners, *v. Jicarilla Apache Tribe, et al.*; and

No. 80-15. Amoco Production Company and Marathon Oil Company, petitioners, *v. Jicarilla Apache Tribe, et al.* Argued by Mr. Jason W. Kellahin for the petitioners in No. 80-11, by Mr. John R. Cooney for the petitioners in No. 80-15 and by Mr. Robert J. Nordhaus and Mr. Louis F. Claiborne for the respondents in both cases.

No. 80-581. Commonwealth Edison Company, et al., appellants, *v. Montana, et al.* Argued by Mr. William P. Rogers for the appellants and by Mr. Michael T. Greely for the appellees.

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Adjourned until tomorrow at 10 o'clock.

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## SUPREME COURT OF THE UNITED STATES

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Present: Chief Justice Burger, Justice Brennan, Justice Stewart, Justice White, Justice Marshall, Justice Blackmun, Justice Powell, Justice Rehnquist, and Justice Stevens.

### ADMISSIONS TO THE BAR ON ORAL MOTION

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
James Albee Mitchell	Grand Rapids, Mich.	Harold S. Sawyer
Emilie Harris Elias	Palos Verdes Estates, Calif.	Peter Buscemi
Charles Elias	Torrance, Calif.	Peter Buscemi
Suzanne Mann Duvall	Dallas, Tex.	Nancy Halliday Ely
Charley L. Smith	Bellville, Tex.	Marc P. Charmatz
Donald James Guernsey	Fostoria, Ohio	James Donel Guernsey

### ORAL ARGUMENT

No. **80-317**. University of Texas, et al., petitioners, *v.* Walter Camenisch. Argued by Mr. Lonny F. Zwiener for the petitioners, by Mr. Stephen J. Pollak for the respondent, and by Mr. Peter Buscemi for the United States, as *amicus curiae*, by special leave of Court.

No. **80-242**. John F. Lehman, Secretary of the Navy, petitioner, *v.* Alice Nakshian. Argued by Mr. Edwin S. Kneedler for the petitioner and by Mrs. Patricia J. Barry for the respondent.

No. **80-396**. City of Newport, et al., petitioners, *v.* Fact Concerts, Inc., and Marvin Lerman. Argued by Mr. Guy J. Wells for the petitioners and by Mr. Leonard Decof for the respondents.

No. **80-590**. Gulf Offshore Company, a Division of the Pool Company, petitioner, *v.* Mobil Oil Corporation, et al. Argued by Mr. Charles D. Kennedy for the petitioner by Mr. Frank Caton for the respondent Mobil Oil Corporation and Mr. Joseph D. Jamail for the respondent Gaedecke.

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Adjourned until Monday, April 6, 1981 at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

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Present: Chief Justice Burger, Justice Brennan, Justice Stewart, Justice White, Justice Marshall, Justice Blackmun, Justice Powell, Justice Rehnquist, and Justice Stevens.

The Chief Justice said:

“Today’s orders of the Court have been certified by the Chief Justice, filed with the Clerk, and will not be announced orally.”

OPINION PER CURIAM

No. **80-1162**. Richard Schweiker, Secretary of Health and Human Services, petitioner, *v.* Ann Hansen. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari granted. Judgment reversed and case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion *per curiam*. Dissenting opinion by Justice Marshall with whom Justice Brennan joins.

APPEALS—SUMMARY DISPOSITION

No. **80-1394**. Emmett C. Wilson, Jr., et ux., appellants *v.* California Health Facilities Commission. Appeal from the Court of Appeal of California, First Appellate District. The appeal is dismissed for want of a substantial federal question.

No. **80-6206**. Freddie F. Lee, appellant *v.* Board of Overseers of the Bar. Appeal from the Supreme Judicial Court of Maine. The appeal is dismissed for want of a substantial federal question.

No. **80-1422**. Lohvlohn H. Reynolds, appellant *v.* Harold M. Reynolds. Appeal from the Court of Appeals of Tennessee, Eastern Division. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

CERTIORARI—SUMMARY DISPOSITION

No. **80-602**. United States, petitioner *v.* McDonald Hicks and Eli Davis, Jr. On petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit. The motion of respondents for leave to proceed *in forma pauperis* is granted. The petition for writ of certiorari is granted. The judgment is vacated and the case is remanded to the United States Court of Appeals for the Ninth Circuit in light of *Michael M. v. Superior Court of Sonoma County*, 450 U.S.—(1981).

No. **80-778**. New Mexico, et al., petitioners *v.* Mescalero Apache Tribe. On petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit. The petition for writ of certiorari is granted. The judgment is vacated and the case is remanded to the United States Court of Appeals for the Tenth Circuit for further consideration in light of *Montana v. United States*, 450 U.S.—(1981).

No. **80-1264**. General Telephone Company of the Southwest, petitioner *v.* Mariano S. Falcon. On petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit. The petition for writ of certiorari is granted. The judgment is vacated and the case is remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *Texas Department of Community Affairs v. Burdine*, 450 U.S.—(1981).

#### ORDERS IN PENDING CASES

No. **A-794**. B. F., et al., applicants, *v.* Colorado, In the Interest of T.A.F. The application for stay addressed to Justice Brennan and referred to the Court is denied.

No. **A-813**. Helen Ritz, applicant, *v.* New York. The application for stay addressed to Justice Brennan and referred to the Court is denied.

No. **A-815**. Rawlin L. Stovall, et al., applicants, *v.* John Patterson, et al. The application for stay addressed to Justice Marshall and referred to the Court is denied.

No. **A-832**. Peter Zuccaro, applicant, *v.* United States. The application for an independent determination of bail pending trial presented to Justice Marshall and by him referred to the Court is denied.

No. **D-226**. In the Matter of Disbarment of Rajeshwar Kumar. It is ordered that Rajeshwar Kumar, of Camp Hill, Pennsylvania, be suspended from the practice of law in this Court and that a rule issue, returnable within forty days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-227**. In the Matter of Disbarment of Robert M. Schmidt. It is ordered that Robert M. Schmidt, of Birmingham, Michigan, be suspended from the practice of law in this Court and that a rule issue, returnable within forty days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-228**. In the Matter of Disbarment of Harry A. Fry. It is ordered that Harry A. Fry, of Pasadena, California, be suspended from the practice of law in this Court and that a rule issue, returnable within forty days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-229**. In the Matter of Disbarment of Donald H. Lisner. It is ordered that Donald H. Lisner, of Cincinnati, Ohio, be suspended from the practice of law in this Court and that a rule issue, returnable within forty days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-230**. In the Matter of Disbarment of Thomas A. Conroy. It is ordered that Thomas A. Conroy, of Cincinnati, Ohio, be suspended from the practice of law in this Court and that a rule issue, returnable within forty days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-232**. In the Matter of Disbarment of Howard B. McClellan. It is ordered that Howard B. McClellan, of McLean, Virginia, be suspended from the practice of law in this Court and that a rule issue, returnable within forty days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **85 Orig**. State of Texas, plaintiff, *v.* State of Oklahoma. The motion of Texas Power and Light Co. for leave to intervene is denied.

No. **87 Orig**. State of California, plaintiff, *v.* State of Texas. The motion of Citizens for a Better Environment, et al. for leave to file a brief, as *amici curiae*, is granted. The motion of plaintiff to defer consideration is denied. The temporary restraining order entered March 9, 1981 is vacated. The motion for leave to file a bill of complaint is denied without prejudice.

No. **80-148**. Jeffrey Richard Robbins, petitioner, *v.* California. The motion of Solicitor General for leave to participate in oral argument as *amicus curiae* and for additional time for oral argument is granted and ten additional minutes are allotted for that purpose. The petitioner is also allotted an additional ten minutes for oral argument. The motion of petitioner for divided argument is denied.

No. **80-1395**. Oswald M. Bradley, et al., petitioners, *v.* J. F. Batte & Sons of Richmond; and Lafayette, Inc., et al., petitioners, *v.* J. F. Batte & Sons of Richmond, Inc., et al. The application for stay addressed to Justice Powell and referred to the Court is denied.

No. **80-6354**. Arthur J. Beshaw, petitioner, *v.* Charles Fenton, Warden, et al. The motion of petitioner to consolidate this case with No. 80-5392, *Howe v. Smith*, is denied.

#### CERTIORARI GRANTED

No. **79-1618**. Consolidated Freightways Corporation of Delaware, petitioner *v.* Raymond Kassel, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit granted.

No. **80-427**. Fair Assessment in Real Estate Association, Inc., et al., petitioners *v.* Gene McNary, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit granted.

No. **80-1350**. Community Communications Company, Inc., petitioner *v.* City of Boulder, Colorado, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit granted.

No. **80-1377**. Caspar W. Weinberger, Secretary of Defense et al., petitioners *v.* Catholic Action of Hawaii/Peach Education Project, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit granted.

No. **80-1464**. James G. Watt, Secretary of the Interior, et al., petitioners *v.* Energy Action Educational Foundation, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit granted.

No. **80-5727**. Monty Lee Eddings, petitioner *v.* Oklahoma. The motion of petitioner for leave to proceed *in forma pauperis* is granted. Petition for writ of certiorari to the Court of Criminal Appeals of Oklahoma granted limited to Question I presented by the petition.

#### CERTIORARI DENIED

No. **79-6716**. William Thomas Fear, petitioner, *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **80-874**. Joseph M. Mathews, petitioner *v.* Oregon. Petition for writ of certiorari to the Court of Appeals of Oregon denied.

No. **80-1035**. J. C. Redd, et al., petitioners *v.* A. C. Lambert, Chairman, State Tax Commission of the State of Mississippi, et al. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. **80-1036**. Machine Tool and Gear, Inc., petitioner *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-1087**. Ellis Fischel State Cancer Hospital, petitioner *v.* Raymond J. Donovan, Secretary, United States Department of Labor. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-1095**. Maurice E. Baker, et al., petitioners *v.* United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. **80-1114**. Glassboro Service Association, Inc., petitioner *v.* Raymond J. Donovan, Secretary of Labor, United States Department of Labor. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-1124**. Calvin Begay, et al., petitioners *v.* United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. **80-1149**. George Martin, et al., petitioners *v.* Charlotte-Mecklenburg Board of Education, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-1153**. Elva J. Haugen, petitioner *v.* Glen C. Taylor, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-1169**. Faulkner Radio, Inc., petitioner *v.* Federal Communications Commission. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **80-1171**. Peter J. Abdella, petitioner, *v.* Shawano Lake Sanitary District No. 1, et al. Petition for writ of certiorari to the Court of Appeals of Wisconsin denied.

No. **80-1216**. Cortes W. Randell, petitioner, *v.* United States; and

No. **80-5818**. John B. Mumford, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-1224**. Transamerican Press, Inc. and Mike Parkhurst, petitioners, *v.* Murray W. (Dusty) Miller; and

No. **80-1383**. Murray W. (Dusty) Miller, petitioner, *v.* Transamerican Press, Inc. and Mike Parkhurst. Petitions for writs of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1329**. Fidel Ramos, et al., petitioners, *v.* Richard D. Lamm, Governor of the State of Colorado, et al.; and

No. **80-1340**. Richard D. Lamm, Governor of the State of Colorado, et al., petitioners, *v.* Fidel Ramos, et al. Petitions for writs of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-1336**. Emmett Eugene Cloud, Jr., petitioner, *v.* Don Byrd, Sheriff of Dallas County, Texas. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1361**. M/G Transport Services, Inc., petitioner, *v.* Citizens Fidelity Bank and Trust Company, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-1362**. Edward Ronwin, petitioner, *v.* Richard A. Segal, et al. Petition for writ for certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-1363**. Marjorie Williamson, petitioner, *v.* John Kimbrough, Zoning Administrator, Dallas, Texas. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1366**. California, petitioner, *v.* Richard Schuster, et al. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, denied.

No. **80-1367**. Linus J. Niedermeyer, petitioner, *v.* Oregon. Petition for writ of certiorari to the Court of Appeals of Oregon denied.

No. **80-1372**. Robert E. Kurzius, Inc., et al., petitioners, *v.* Incorporated Village of Upper Brookville. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. **80-1373**. Utility Consumers Council of Missouri, Inc., petitioner, *v.* Public Service Commission of Missouri and Union Electric Co. Petition for writ of certiorari to the Court of Appeals of Missouri, Western District, denied.

No. **80-1381**. J. R. Cissna, et ux., petitioners, *v.* Roy E. Amman, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-1386**. Edmund French, petitioner, *v.* New York. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, Second Judicial Department, denied.

No. **80-1391**. First National Bank of Omaha and First of Omaha Service Corporation, petitioners, *v.* Marquette National Bank of Minneapolis. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-1397**. Ronald Carabbia and Pasquale Cisternino, petitioners, *v.* Ohio. Petition for writ of certiorari to the Court of Appeals of Ohio, Cuyahoga County, denied.

No. **80-1460**. Richard Schwallier, petitioner, *v.* United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-1478**. Ruby W. Whitted, petitioner, *v.* Jerry T. Lyall, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-1492**. James Shelton, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-1521**. Bertram Ira Greenberg, etc., petitioner, *v.* San Juan Hotel Corp. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-5028**. Vincent Arechiga, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied.

No. **80-5945**. Carroll Garwin McFadden, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-6056**. Dennis Mikel Cole, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6082**. Robert M. Petty, petitioner, *v.* Delbert C. Jackson, Director, D.C. Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **80-6113**. Purvis A. Williams, petitioner, *v.* United States. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **80-6123**. Daniel C. Montellano, petitioner, *v.* United States; and

No. **80-6167**. Paul Richard Portillo, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-6164**. Eric Davis, petitioner, *v.* New York. Petition for writ of certiorari to the Supreme Court of New York, Erie County, denied.

No. **80-6178**. Rodney Lee Rowe, petitioner, *v.* Arkansas. Petition for writ of certiorari to the Supreme Court of Arkansas denied.

No. **80-6182**. Johnnie Moore, petitioner, *v.* Betty Jane Baker. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. **80-6184**. Ronald Graham, petitioner, *v.* E. C. Morris, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-6186**. James Williams, petitioner, *v.* Ohio. Petition for writ of certiorari to the Court of Appeals of Ohio, Summit County, denied.

No. **80-6190**. Raul Clarence Robinson, petitioner, *v.* Arizona. Petition for writ of certiorari to the Court of Appeals of Arizona, Division Two, denied.

No. **80-6191**. Theodore Bruce Persons, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, Fourth District, denied.

No. **80-6193**. Alvin Gilcrist and Michael Ede, petitioners, *v.* Herman C. Davis, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-6195**. Ella Hornick, petitioner, *v.* Ruth Noyes, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-6196**. Henry Lee Underwood, petitioner, *v.* Paul J. Morris, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-6197**. William Vitoratos, petitioner, *v.* Ted Engle, Superintendent, Chillicothe Correctional Institute. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-6205**. Michael J. Brouillette, petitioner, *v.* Frank Wood, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-6236**. Sahib Aleem, petitioner, *v.* Claire Drake Moore, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6246**. Albert W. Morton, petitioner, *v.* Richard S. Schweiker, Secretary of Health and Human Services. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6283**. Robert William Sangster, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-6287**. Henry Deener, petitioner, *v.* Ohio. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **80-6290**. Calvin F. Allison, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-6304**. Dennis Leslie Brown, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-6306**. Ronald Paul Drummond, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6316**. Sara Jane Moore, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-495**. Donald E. Lester, Jr., et ux., petitioners, *v.* Laura Anderson, Executrix of the Estate of R. C. Anderson. The motion of Consumer Federation of America for leave to file a brief as *amicus curiae* is granted. Petition for writ of certiorari to the Court of Appeal of Louisiana, Third Circuit, denied.

No. **80-1031**. Arthur Wayne Baldwin, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied. Justice Brennan would grant certiorari. Dissenting opinion by Justice Marshall.

No. **80-1084**. Mountain States Legal Foundation, et al., petitioners; *v.* Douglas M. Costle, Administrator, United States Environmental Protection Agency, et al. The motion of Pacific Legal Foundation for leave to file a brief as *amicus curiae* is granted. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-1479**. Pennsylvania Board of Probation and Parole, petitioner, *v.* Purcell Bronson. The motion of respondent for leave to proceed *in forma pauperis* is granted. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Eastern District, denied.

#### HABEAS CORPUS DENIED

No. **80-1617**. In Re James K. Sterritt, petitioner. The application for bail presented to Justice Marshall and by him referred to the Court is denied. The petition for writ of habeas corpus denied.

#### REHEARINGS DENIED

No. **80-437**. George Arshal, petitioner, *v.* United States;

No. **80-1033**. Basharat Jamil, petitioner, *v.* Southridge Cooperative Section 4, Inc.;

No. **80-5923**. Walter H. Pusch and Edith M. Pusch, petitioners, *v.* Commissioner of Internal Revenue; and

No. **80-6028**. Rolly O. Kinnell, petitioner, *v.* Clerk of the Court of Appeals of Kansas, et al. Petitions for rehearing denied.

No. **79-1857**. Alcoa Steamship Company, Inc., petitioner, *v.* M/V Nordic Regent, etc., et al. The motion for leave to file a second petition for rehearing is denied.

No. **80-323**. Columbia Broadcasting System, Inc., petitioner, *v.* American Society of Composers, Authors and Publishers, et al. The petition for rehearing is denied. Justice Stewart took no part in the consideration or decision of this petition.

No. **80-5516**. Paul D. Elcan, petitioner, *v.* United States. The motion for leave to file a petition for rehearing is denied.

ADMISSIONS TO THE BAR ON WITNESS MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Thomas L. Barton	Denver, Colo.	Bruce Douglas Black
Robert Gibson Beck	Nutley, N.J.	Robert E. Beck
August Bequai	Washington, D.C.	William F. Reed
Bruce E. Bergman	Hartford, Conn.	Peter I. Elinsky
Roger J. Bernstein	New York, N.Y.	David Berger
Jan R. Butler	Eupora, Miss.	Thomas E. Childs, Jr.
Joseph Carl Carabino	Glendale, Calif.	Ronald O. Picht
Gene Carte	Fayetteville, W. Va.	John M. Thompson, Jr.
George Theodore Chialtas	San Diego, Calif.	Richard D. Huffman
Michael V. Ciresi	St. Paul, Minn.	David Ryrie Brink
Stanley M. Cohen	Concord, Mass.	Richard Raymond O'Leary
Clyde E. Craig	St. Louis, Mo.	Harry H. Craig
T. J. Cunningham	West Palm Beach, Fla.	William M. Holland
Richard Scott Dalebout	Provo, Utah	Richard R. Harrington
Richard B. David, Jr.	Jasper, Fla.	William Randall Slaughter II
Beverly Francis Druitt	Buffalo, N.Y.	Lee Wilbert Jackson
Stuart Duhl	Chicago, Ill.	Edward James Gildea
Jon N. Ekdahl	Chicago, Ill.	Thomas Harvey Morsch
Jack O. Friedman	Charleston, W. Va.	Ralph Charles Dusic, Jr.
Kenneth Richard Fuchs	San Antonio, Tex.	Raymond L. Falls, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Eugene Aaron Gaer	New York, N.Y.	Jacob D. Fuchsberg
G. Ernest Gilkerson	Midland, Tex.	Nicholas C. Taylor
Daniel J. Goldberg	Washington, D.C.	George Louis Christopher
J. Russell Green	Heber Springs, Ark.	Michael E. Irwin
Christopher Kirk Harris	Gallatin County, Mont.	Anthony C. Liotta
William Edward Hickey	Quincy, Mass.	John Joseph Graham
Robert D. Hicks	Southfield, Mich.	Angelo A. Paparelli
Gerald Paul Hill	Winter Haven, Fla.	William Carl McLain
Rena S. Hofmann	Baltimore, Md.	Richard Frank Pecora
Kenneth Arthur Holland	Los Angeles, Calif.	Bruce A. Bevan, Jr.
J. Walter Hyer III	Helena, Mont.	Russell Paul Rowe
E. M. Jordan, Jr.	Kaufman, Tex.	James S. Moss.
Daniel John Kelly	Port Huron, Mich.	Delmer L. Cleland
William Milton Krause	San Diego, Calif.	Edwin L. Miller, Jr.
George C. Limbach	San Francisco, Calif.	Neil Arthur Smith
James C. Lopez	Opelousas, La.	James T. Guglielmo
Richard A. Lubeley	Woodbridge, Va.	Joseph V. Buonassissi II
T. Michael Mather	Philadelphia, Pa.	Alan J. Davis
Annon W. May	Tacoma, Wash.	Fred H. Dore
Kenneth Russell Mikos	Fort Lauderdale, Fla.	Russell E. Carlisle
Gregory A. Miksa	Arlington Heights, Ill.	Gordon E. Brewer
Philip Dalton Nickerson	Washington, D.C.	Erwin N. Griswold
Robert J. Nickerson	Port Huron, Mich.	Myles H. Knowles
Vernon Valentine Palmer	New Orleans, La.	M. David Gelfand
Andrew C. Pavlick	Miami, Fla.	Irving Peskoe

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
R. Sam Pestinger	Anchorage, Alaska	Ronald Gilbert Birch
Timothy J. Petumenos	Anchorage, Alaska	David Mannheimer
Betty Kathryn Pinkney	Cleveland, Ohio	Lloyd Odom Brown
Donald Arthur Reedy	Lilburn, Ga.	J. Michael Franks
Diane Kronberg Reiter	Livingston, N.J.	Carl Gerald Coben
Ralph Michael Savage	New York, N. Y.	Albert H. Kritzer
Douglas Guy Schrivner	Chicago, Ill.	Robert Gustav Gehrz
G. Judson Scott, Jr.	Livermore, Calif.	Hugh A. Walker
Robert Joel Shapiro	Tampa, Fla.	Arnold David Levine
Wevley William Shea	Anchorage, Alaska	Robert J. Mahoney
Kim Douglas Sherman	Fort Lauderdale, Fla.	Craig Barry Sherman
Neal Barber Shniderman	Washington, D.C.	Harry L. Shniderman
Steven Siegel	New York, N.Y.	Bernard L. Broome
Samuel A. Soule	Cheyenne, Wyo.	Gerald A. Stack
Barry Strom	Ithaca, N.Y.	John James Barcelo III
Alan Lund Sullivan	Salt Lake City, Utah	Dennis McCarthy
Marshall M. Taheri	Houston, Tex.	Judge Spurgeon E. Bell
Virginia Eron Smith Taylor	Atlanta, Ga.	John Rea Myer
Baker Orear Terry, Jr.	Los Angeles, Calif.	Michael Douglas Dempsey
R. Joel Tierney	Minneapolis, Minn.	Jeffrey G. Lalla
Charles Vocelle	Lake City, Fla.	James Thomas Vocelle
Michael Douglas Volk	El Paso, Tex.	Richard T. Marshall
Alan J. Waitkus	Denver, Colo.	John Lawrence Kane, Jr.
Robert Charles Williams	West Orange, N.J.	George J. Minish
Douglas Edward Yeager	Dallas, Tex.	Willis Wilson Mitchell II

## ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Daniel Jon Gatti	Salem, Oreg.	Leodis Clyde Matthews
Jerome Janger	Los Angles, Calif.	Bradley G. McDonald
Matthew R. Dwyer, Jr.	New York, N.Y.	Thomas Joseph Reynolds
Faye C. Harris	Kerrville, Tex.	Lavern Dale Harris
Jackson L. Boughner	Naples, Fla.	David F. Durenberger
Frederic Francis Ahlgren	Mora, Minn.	David F. Durenberger
Ann Leslie Alton	Minneapolis, Minn.	David F. Durenberger
Robert L. Bach	St. Paul, Minn.	David F. Durenberger
Donald Russell Backstrom	Minneapolis, Minn.	David F. Durenberger
Homer Carl Baer III	Bemidji, Minn.	David F. Durenberger
Kathryn E. Baerwald	Minneapolis, Minn.	David F. Durenberger
John F. Bannigan, Jr.	St. Paul, Minn.	David F. Durenberger
Sandra Anderson Berthene	Minneapolis, Minn.	David F. Durenberger
Norman Edward Biorn	St. Paul, Minn.	David F. Durenberger
Bruce Arthur Boeder	Minneapolis, Minn.	David F. Durenberger
Dennis A. Bowman	St. Paul, Minn.	David F. Durenberger
John M. Burke	White Bear Lake, Minn.	David F. Durenberger
Sandra K. Casber	Minneapolis, Minn.	David F. Durenberger
Donn Douglas Christensen	St. Paul, Minn.	David F. Durenberger
Edward Joseph Cleary	St. Paul, Minn.	David F. Durenberger
Nancy Jean Crane	Minneapolis, Minn.	David F. Durenberger

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Rollin Harold Crawford	West St. Paul, Minn.	David F. Durenberger
John Edward DeSanto	DuLuth, Minn.	David F. Durenberger
Albert James Dickinson	St. Paul, Minn.	David F. Durenberger
Terence N. Doyle	St. Paul, Minn.	David F. Durenberger
William E. Drake	Minneapolis, Minn.	David F. Durenberger
Virginia Venus Krollman Ekola-Reeves	Minneapolis, Minn.	David F. Durenberger
Harry E. Eliason	Hibbing, Minn.	David F. Durenberger
Robert J. Feigh	Wadena, Minn.	David F. Durenberger
Gerald Russell Freeman	Minneapolis, Minn.	David F. Durenberger
Michael B. Goodman	Rochester, Minn.	David F. Durenberger
Richard Joseph Gramling	St. Paul, Minn.	David F. Durenberger
Mark F. Hansen	Wadena, Minn.	David F. Durenberger
William G. Hawkins	Coon Rapids, Minn.	David F. Durenberger
Lance Ross Heisler	Staples, Minn.	David F. Durenberger
Harald F. Hendrickson	Glencoe, Minn.	David F. Durenberger
W. Scott Herzog	Minneapolis, Minn.	David F. Durenberger
Michael John Hoover	St. Paul, Minn.	David F. Durenberger
Eugene W. Hoppe	St. Paul, Minn.	David F. Durenberger
Einer C. Iversen	Waseca, Minn.	David F. Durenberger
William Wallace Jackson	Madison, Minn.	David F. Durenberger
Richard Thomas Jessen	Foley, Minn.	David F. Durenberger

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Viola M. Kanatz	Minneapolis, Minn.	David F. Durenberger
John Wayne Kanniainen	St. Paul, Minn.	David F. Durenberger
Paul R. Kempainen	Minneapolis, Minn.	David F. Durenberger
Charles R. Kennedy	Wadena, Minn.	David F. Durenberger
Paul A. Kief	Bemidji, Minn.	David F. Durenberger
Fred H. Holmsten	Port Washington, N.Y.	David F. Durenberger
Robert E. Fauss	Dallas, Tex.	David F. Durenberger
Marcia A. Miller	Phoenix, Ariz.	David Ryrie Brink
Michael J. Vargon	Tsaile, Ariz.	David Ryrie Brink
Robert M. Kommerstad	Pasadena, Calif.	David Ryrie Brink
William Frederick Skewes	Denver, Colo.	David Ryrie Brink
O. Jerome Newsom	Gales Ferry, Conn.	David Ryrie Brink
Marlene G. Mitchell	Sarasota, Fla.	David Ryrie Brink
Leszek Stanislaw Kuczynski	Forest Park, Ill.	David Ryrie Brink
George Allen Sissel	Muncie, Ind.	David Ryrie Brink
Michael Leon Kirk	Fergus Falls, Minn.	David Ryrie Brink
Sheldon S. Larson	Winthrop, Minn.	David Ryrie Brink
Thomas M. Libera	Minneapolis, Minn.	David Ryrie Brink
Margaret A. Mahoney	St. Paul, Minn.	David Ryrie Brink
Donald L. Maland	Montevideo, Minn.	David Ryrie Brink
John H. Martin	St. Paul, Minn.	David Ryrie Brink

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
John J. McBrien	Farmington, Minn.	David Ryrie Brink
Joseph S. Micallef	St. Paul, Minn.	David Ryrie Brink
Edward D. Murphy	St. Paul, Minn.	David Ryrie Brink
Luther P. Nervig	Wadena, Minn.	David Ryrie Brink
Elizabeth W. Norton	Minneapolis, Minn.	David Ryrie Brink
Richard J. Nygaard	Minneapolis, Minn.	David Ryrie Brink
Michael R. O'Brien	St. Paul, Minn.	David Ryrie Brink
Judith L. Oakes	Minneapolis, Minn.	David Ryrie Brink
Robert S. Parker	Cambridge, Minn.	David Ryrie Brink
Stephen L. Peterson	Minneapolis, Minn.	David Ryrie Brink
John Thomas Phillips	Mendota Heights, Minn.	David Ryrie Brink
Robert A. Randall, Jr.	Hibbing, Minn.	David Ryrie Brink
Esko E. Ranta	Minneapolis, Minn.	David Ryrie Brink
John J. Remes, Jr.	Minneapolis, Minn.	David Ryrie Brink
Max Rotenberg	Minneapolis, Minn.	David Ryrie Brink
Stephen B. Scallen	Minneapolis, Minn.	David Ryrie Brink
Robert Anthony Schmitz	St. Peter, Minn.	David Ryrie Brink
Leslie Lewis Schroeder	St. Paul, Minn.	David Ryrie Brink
Mortier Boulden Skewes	Luverne, Minn.	David Ryrie Brink
Robert A. Stein	Minneapolis, Minn.	David Ryrie Brink
Charles F. Sweetland	Minneapolis, Minn.	David Ryrie Brink

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Bruce F. Thompson	Minneapolis, Minn.	David Ryrie Brink
Joan Volz	Minneapolis, Minn.	David Ryrie Brink
Donald H. Walser	Olivia, Minn.	David Ryrie Brink
Theo. Wangensteen, Jr.	Wayzata, Minn.	David Ryrie Brink
Edith Powers Wargo	Minneapolis, Minn.	David Ryrie Brink
Joseph Edward Wargo	Minneapolis, Minn.	David Ryrie Brink
Mary Davidson Winter	Minneapolis, Minn.	David Ryrie Brink
Katherine Eriksson Sasseville	Fargo, N. Dak.	David Ryrie Brink
Maurice John Mulvahill, Jr.	Houston, Tex.	David Ryrie Brink
Robert W. Avery	Trumbull, Conn.	Judge Edmund Port
William R. Connon	Hartford, Conn.	Judge Edmund Port
Griffith H. Trow	Stamford, Conn.	Judge Edmund Port
Robert A. Ellison	Washington, D.C.	Judge Edmund Port
Robert Aulgur, Jr.	Wilmington, Del.	Judge Edmund Port
Michael Anthony Kolcun	Jacksonville, Fla.	Judge Edmund Port
Peter W. Hutton	Barnstable, Mass.	Judge Edmund Port
Carole Calli Perez	Rockville Md.	Judge Edmund Port
Thomas Michael Dailey	Saint Paul, Minn.	Judge Edmund Port
Mark Edward Wiener	Parsippany, N.J.	Judge Edmund Port
Robert James Young	Annandale, N.J.	Judge Edmund Port
Richard F. Anderson	Rochester, N.Y.	Judge Edmund Port

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Alan H. Buchsbaum	New York, N.Y.	Judge Edmund Port
Barbara A. Burnett	Syracuse, N.Y.	Judge Edmund Port
William P. Burrows	Syracuse, N.Y.	Judge Edmund Port
Michael J. Byrne	Syracuse, N.Y.	Judge Edmund Port
Carl Cannucciari	Auburn, N.Y.	Judge Edmund Port
Bradley J. Carr	Syracuse, N.Y.	Judge Edmund Port
Joseph R. Catanise	Waterloo, N.Y.	Judge Edmund Port
Joseph D'Elia	Huntington, N.Y.	Judge Edmund Port
Anthony J. DiCaprio, Jr.	Syracuse, N.Y.	Judge Edmund Port
George G. Fiesinger	Little Falls, N.Y.	Judge Edmund Port
George Gerald Fiesinger, Jr.	Little Falls, N.Y.	Judge Edmund Port
James Robert Friel	Brooklyn, N.Y.	Judge Edmund Port
David R. Garner	Canton, N.Y.	Judge Edmund Port
V. James Granito, Jr.	Syracuse, N.Y.	Judge Edmund Port
James Francis Lawler	Syracuse, N.Y.	Judge Edmund Port
Robert David Lippmann	New York, N.Y.	Judge Edmund Port
Ian Mackler	Brockport, N.Y.	Judge Edmund Port
Francis E. Maloney, Jr.	Syracuse, N.Y.	Judge Edmund Port
Thomas Joseph Maroney	Syracuse, N.Y.	Judge Edmund Port
Henry R. McCarthy	Syracuse, N.Y.	Judge Edmund Port
John Benedict Nesbitt	Palmyra, N.Y.	Judge Edmund Port

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Thomas Francis O'Brien	New Hartford, N.Y.	Judge Edmund Port
Taylor H. Obold	Syracuse, N.Y.	Judge Edmund Port
Arthur D. Perschetz	New York, N.Y.	Judge Edmund Port
Laura Jane Poyzer	Macedon, N.Y.	Judge Edmund Port
Michael Gary Rose	Valley Stream, N.Y.	Judge Edmund Port
Gerald Saperstein	Auburn, N.Y.	Judge Edmund Port
William Louis Scheffler	New York, N.Y.	Judge Edmund Port
Thomas E. Schimmering	Fleischmanns, N.Y.	Judge Edmund Port
Franklin J. Schwarzer	Cazenovia, N.Y.	Judge Edmund Port
Joseph C. Scollan	Auburn, N.Y.	Judge Edmund Port
Peggy Ann Spier	New York, N.Y.	Judge Edmund Port
Peter Marc Stern	New York, N.Y.	Judge Edmund Port
Robert S. Walczyk, Sr.	Syracuse, N.Y.	Judge Edmund Port
Jay W. Wason	Syracuse, N.Y.	Judge Edmund Port
Susan Koerber Zagame	Oswego, N.Y.	Judge Edmund Port
Christopher Chaffee Fallon Jr.	Philadelphia, Pa.	Judge Edmund Port
Kevin D. Hart	Pittsburgh, Pa.	Judge Edmund Port
Michael John Rosh	Sayre, Pa.	Judge Edmund Port
Elliott B. Weiss	Williamsport, Pa.	Judge Edmund Port
Kevin Michael Hayes	Warwick, R.I.	Judge Edmund Port
Myron Craig Peck	Falls Church, Va.	Judge Edmund Port
Alan David Port	Burlington, Vt.	Judge Edmund Port

## OPINIONS

No. 78-1945. Universities Research Association, Inc., petitioner, *v.* Stanley E. Coutu, et al. On writ of certiorari to the United States Court of Appeals for the Seventh Circuit. Judgment reversed and case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Justice Blackmun.

No. 79-2006. Lloyd Barrentine, et al., petitioners, *v.* Arkansas-Best Freight System, Inc., et al. On writ of certiorari to the United States Court of Appeals for the Eighth Circuit. Judgment reversed and case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Justice Brennan. Dissenting opinion by the Chief Justice with whom Justice Rehnquist joins.

No. 79-952. Eddie C. Thomas, petitioner, *v.* Review Board of the Indiana Employment Security Division, et al. On writ of certiorari to the Supreme Court of Indiana. Judgment reversed and case remanded to the Supreme Court of Indiana for further proceedings not inconsistent with the opinion of this Court. Opinion by Chief Justice Burger. Justice Blackmun joins Parts I, II, and III of the Court's opinion. As to Part IV thereof, he concurs in the result. Dissenting opinion by Justice Rehnquist.

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Adjourned until Monday, April 20, 1981 at 10 o'clock.

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## SUPREME COURT OF THE UNITED STATES

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Present: Chief Justice Burger, Justice Brennan, Justice Stewart, Justice White, Justice Marshall, Justice Blackmun, Justice Powell, Justice Rehnquist, and Justice Stevens.

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The Chief Justice said:

"Today's orders of the Court have been certified by the Chief Justice, filed with the Clerk, and will not be announced orally."

## APPEALS—SUMMARY DISPOSITION

No. **80-851**. Clarence A. Pringle, appellant, *v.* Texas. Appeal from the County Court of Hale County, Texas. The appeal is dismissed for want of a substantial federal question.

No. **80-927**. Howard Lee Thomas, appellant, *v.* James C. Crouch, Judge, Circuit Court, Douglas County, Missouri. Appeal from the Supreme Court of Missouri. The appeal is dismissed for want of a substantial federal question.

No. **80-1303**. The Potomac Edison Company, appellant, *v.* Pennsylvania. Appeal from the Supreme Court of Pennsylvania, Western District. The appeal is dismissed for want of a substantial federal question.

No. **80-1441**. William G. Kodger, etc., appellant, *v.* W. J. Singh. Appeal from the Court of Appeals of Ohio, Cuyahoga County. The appeal is dismissed for want of a substantial federal question.

No. **80-1360**. General Atomic Company, appellant, *v.* United Nuclear Corporation, et al. Appeal from the Supreme Court of New Mexico. The motion of appellant to defer consideration of the appeal is denied. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied. Justice Stewart took no part in the consideration of this motion and this case.

No. **80-5972**. Barbara Sue Ruhl, appellant, *v.* Alabama State Bar. Appeal from the Supreme Court of Alabama. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. **80-6169**. Willis F. Streater, appellant, *v.* United States. Appeal from the District of Columbia Court of Appeals. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari denied.

No. **80-6273**. Lyle H. Prenzler, appellant, *v.* Fred Kamrath, et al. Appeal from the United States Court of Appeals for the Ninth Circuit. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

#### CERTIORARI—SUMMARY DISPOSITION

No. **80-1420**. Uncle Ben's Inc., petitioner, *v.* Thomas Johnson, Individually and on behalf of all others similarly situated. On petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit. The petition for writ of certiorari is granted. The judgment is vacated and the case is remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *Texas Department of Community Affairs v. Burdine*, 450 U.S. — (1981).

No. **80-1463**. R. C. Marshall, Superintendent, Southern Ohio Correctional Facility, petitioner, *v.* Robert Lonberger. On petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit. The motion of respondent for leave to proceed *in forma pauperis* is granted. The petition for writ of certiorari is granted. The judgment is vacated and the case is remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *Sumner v. Mata*, 449 U.S. — (1981).

#### ORDERS IN PENDING CASES

No. **A-825**. Missouri, et al., applicants, *v.* Craton Liddell, et al. The application for stay presented to Justice Blackmun and by him referred to the Court is denied.

No. **A-848**. Jay Hilery DeWeese, applicant, *v.* United States. The application for stay addressed to Justice Brennan and referred to the Court is denied.

No. **A-858**. Deerfield Medical Center, et al., applicants, *v.* City of Deerfield Beach, et al. The application for stay and injunction to Justice Brennan and referred to the Court is denied. Justice Brennan would grant the application.

No. **D-193**. In the Matter of Disbarment of Fred L. Leach. Disbarment entered.

No. **D-196**. In the Matter of Disbarment of Paul Herbert Broadwell. Disbarment entered.

No. **D-215**. In the Matter of Disbarment of George Wayne Long. George Wayne Long, of Bayside, Texas, having requested to resign as a member of the Bar of this Court, it is ordered that this name be stricken from the roll of attorneys admitted to practice before the Bar of this Court. The Rule to Show Cause, heretofore issued on January 19, 1981, is hereby discharged.

No. **D-216**. In the Matter of Disbarment of Mahendra R. Mehta. Mahendra R. Mehta, of Chicago, Illinois, having requested to resign as a member of the Bar of this Court, it is ordered that his name be stricken from the roll of attorneys admitted to practice before the Bar of this Court. The Rule to Show Cause, heretofore issued on January 19, 1981, is hereby discharged.

No. **D-231**. In the Matter of Disbarment of Joseph P. Kelley. It is ordered that Joseph P. Kelley, of Columbus, Ohio, be suspended from the practice of law in this Court and that a rule issue, returnable within forty days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-233**. In the Matter of Disbarment of Peter R. Barbara. It is ordered that Peter R. Barbara, of Detroit, Michigan, be suspended from the practice of law in this Court and that a rule issue, returnable within forty days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **80-289**. United Mine Workers of America, Local No. 1854, et al., petitioners *v.* National Labor Relations Board, et al.; and

No. **80-692**. National Labor Relations Board, petitioner, *v.* Amax Coal Company, A Division of Amax, Inc., et al. The motion of Solicitor General for divided argument is granted.

No. **80-544**. First National Maintenance Corporation, petitioner, *v.* National Labor Relations Board. The motion of the American Federation of Labor and Congress of Industrial Organizations, et al. for leave to file a brief as *amici curiae* is granted.

No. **80-756**. Richard Schweiker, Secretary of Health and Human Services, et al., petitioners, *v.* Gray Panthers. The motion of Solicitor General to permit George W. Jones, Esquire to present oral argument *pro hac vice* is granted.

No. **80-757**. New York Mercantile Exchange, et al., petitioners, *v.* Neil Leist, Philip Smith and Incomco;

No. **80-895**. Clayton Brokerage Co. of St. Louis, Inc., petitioner, *v.* Neil Leist, Philip Smith and Incomco; and

No. **80-936**. Heinold Commodities, Inc., et al., petitioners, *v.* Neil Leist, et al. The motion of Futures Industry Association, Inc., for leave to file a brief as *amicus curiae* is granted. The motion of New York Stock Exchange, Inc. for leave to file a brief as *amicus curiae* is granted. The motion of Board of Trade of the City of Chicago, et al., for leave to file a brief as *amici curiae* is granted.

No. **80-795**. Michael Heffron, etc., et al., petitioners, *v.* International Society for Krishna Consciousness, Inc., et al. The motion of New York for leave to file a brief as *amicus curiae* is granted.

No. **80-846**. Jim Rose, Warden, petitioner, *v.* Noah Harrison Lundy. The motion for appointment of counsel is granted and it is ordered that D. Shannon Smith, Esquire, of Cincinnati, Ohio, is appointed to serve as counsel for the respondent in this case.

No. **80-1070**. Donna Ridgway and Prudential Insurance Company of America, petitioners, *v.* Hayley D. Ridgway, et al. The motion of respondents for appointment of counsel is granted and it is ordered that Curtis Webber, Esquire, of Auburn, Maine, is appointed to serve as counsel for the respondents in this case.

No. **80-1082**. Harold J. Smith, Superintendent, Attica Correctional Facility, petitioner, *v.* William R. Phillips. The motion of petitioner to dispense with printing the joint appendix is granted.

No. **80-1146**. Ronald M. Zobel and Patricia L. Zobel, appellants, *v.* Thomas Williams, Commissioner of Revenue, and Alaska. The motion of appellants to dispense with printing the joint appendix is granted.

No. **80-1251**. United States, petitioner *v.* Vogel Fertilizer Company. The motion of the Solicitor General to dispense with printing the joint appendix is granted.

#### CERTIORARI GRANTED

No. **80-203**. Merrill Lynch, Pierce, Fenner & Smith, Inc., petitioner, *v.* J. J. Curran and Jacquelyn L. Curran. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit granted limited to Question 1 presented by the petition. The case is set for oral argument in tandem with 80-757, *New York Mercantile Exchange v. Leist*; 80-895, *Clayton Brokerage Co. of St. Louis, Inc., v. Leist*; and 80-936, *Heinold Commodities, Inc. v. Leist*.

No. **80-644**. G. D. Searle & Company, petitioner, *v.* Susan Cohn and Walter Cohn. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit granted.

No. **80-988**. Havens Realty Corporation, et al., petitioners, *v.* Sylvia Coleman, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit granted.

No. **80-1417**. Robert Okin, et al., petitioners, *v.* Rubie Rogers, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit granted.

No. **80-1190**. Pullman-Standard, A Division of Pullman, Incorporated, petitioner, *v.* Louis Swint and Willie Johnson, etc.; and

No. **80-1193**. United Steelworkers of America, AFL-CIO, et al., petitioners, *v.* Louis Swint and Willie James Johnson. Petitions for writs of certiorari to the United States Court of Appeals for the Fifth Circuit granted limited to Question 1 presented by each petition. The cases are consolidated and a total of one hour is allotted for oral argument.

No. **80-1430**. Ted Engle, Superintendent, Chillicothe Correctional Institute, petitioner, *v.* Lincoln Isaac; E. P. Perini, Superintendent, Marion Correctional Institution, petitioner, *v.* Kenneth L. Bell; and Ted Engle, Superintendent, Chillicothe Correctional Institute, petitioner *v.* Howard Hughes. The motion respondent Lincoln Isaac for leave to proceed *in forma pauperis* is granted. The motion of respondent Kenneth L. Bell for leave to proceed *in forma pauperis* is granted. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit granted.

#### CERTIORARI DENIED

No. **80-660**. Silver Spur Casino, petitioner, *v.* National Labor Relations Board, et al.; Nevada Club, Inc., petitioner, *v.* National Labor Relations Board, et al.; Finally, Inc., dba The Palace Club, et al., petitioners, *v.* National Labor Relations Board et al.; and

No. **80-1083**. Barney's Club, Inc. and Sparks Nugget, Inc., etc., petitioners, *v.* National Labor Relations Board. Petitions for writs of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-904**. California, petitioner, *v.* Dorothy Mae Hall. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied.

No. **80-1057**. The 400 Condominium Association, et al., petitioners, *v.* Thomas M. Tully, etc., et al. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **80-1060**. Braddock Eugene Taylor, petitioner, *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **80-1164**. Parker McVicker, petitioner, *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **80-1200**. Frank Vernon Roza, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-1201**. Ralph Oliver Holley, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1213**. Eileen Eldorado Johnson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-1217**. City of Gallup, petitioner, *v.* Federal Energy Regulatory Commission, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-1227**. Bobby F. Tanner, et al., petitioners, *v.* Malcolm McCall. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1228**. Louis S. Bullard, etc., petitioner, *v.* William H. Webster, Director, FBI. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1236**. Motor Vehicle Manufacturers Association of the United States, Inc., et al., petitioners, *v.* Douglas M. Costle, Administrator, United States Environmental Protection Agency. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-1249**. Nina Defourneaux, Administratrix of the Estate of Jerome F. Defourneaux, Jr., petitioner, *v.* Sturm, Ruger & Co., Inc. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-1260**. Thomas S. Leonhard, et al., petitioners, *v.* United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-1270**. Michael H. Mitchell, petitioner, *v.* Amalgamated Council of Greyhound Divisions, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-1276**. Leonard Patricelli, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-1282**. Robert Anthony Podesta, petitioner, *v.* Securities and Exchange Commission. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **80-1301**. Joseph A. Russ, et al., petitioners, *v.* Richard E. Wilkins, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-1314**. Elwood Nader, petitioner, *v.* Cabel B. McBride and Thomas Escovar. Petition for writ of certiorari to the Court of Appeals of Ohio, Cuyahoga County, denied.

No. **80-1325**. George Leighton Dahl, petitioner, *v.* Ted M. Akin, et ux. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1330**. Donald Schanbarger, petitioner, *v.* Dale Wright, Police Chief of the Village of Massena, New York. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-1334**. French Line and Compagnie Generale Transatlantique, petitioners, *v.* Srecko Barulic. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, First Judicial Department, denied.

No. **80-1354**. International Federation of Professional and Technical Engineers, Local 241, AFL-CIO, petitioners, *v.* Association of Scientists and Professional Engineering Personnel. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-1358**. Patricia Thompson and Eddie Thompson, Jr., petitioners, *v.* Peoples Liberty Bank. Petition for writ of certiorari to the Court of Appeals of Kentucky denied.

No. **80-1359**. George E. Flagg, petitioner, *v.* United States, et al., Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-1364**. James Iske, petitioner, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-1382**. William H. Marx, et al., petitioners, *v.* Computer Sciences Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-1388**. Clifford D. Dowe, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **80-1392**. Daniel K. Johnson, petitioner, *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **80-1395**. Oswald M. Bradley, et al., petitioners, *v.* J. F. Batte & Sons of Richmond, Inc., et al.; and Lafayette, Inc., et al., petitioners, *v.* J. F. Batte & Sons of Richmond, Inc., et al. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **80-1399**. Sue Berndt, petitioner, *v.* Prudential Insurance Company of America. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-1401**. Robert Malanche, petitioner, *v.* American Motors Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-1404**. Albert T. Ehlers, petitioner, *v.* Devon Bogue, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1405**. Nelson H. Shapiro and Richard G. Board, petitioners, *v.* General Motors Corporation and Ford Motor Company. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-1406**. Irving L. Gartenberg, petitioner, *v.* Milton Pollack, Judge, United States District Court, Southern District of New York (Merrill Lynch Asset Management, Inc., et al., Real Parties in Interest). Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-1410**. E-Systems, Inc., petitioner, *v.* International Union, United Automobile, Aerospace and Agricultural Implements Workers of America, etc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1413**. Marion County School District, et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1415**. Edward M. Murphy II, petitioner, *v.* Michael J. Eagen, Individually and as Justice of the Pennsylvania Supreme Court, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-1426**. Zeigler Coal Company, petitioner, *v.* Phillip A. Dethloff, et ux. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. **80-1433**. Gomer Evans, petitioner, *v.* Arkansas Racing Commission and Oaklawn Jockey Club, Inc. Petition for writ of certiorari to the Supreme Court of Arkansas denied.

No. **80-1438**. Tennessee River Pulp and Paper Company and Travelers Insurance Company, petitioners, *v.* Donald M. Seger. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. **80-1443**. Sapag, S. A., petitioner, *v.* Standard Fittings Company. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1444**. Raymond Klumpp, petitioner, *v.* Colonial Pipeline Company, et al. Petition for writ of certiorari to the Court of Appeals of Louisiana, Third Circuit, denied.

No. **80-1447**. Max J. Allen, petitioner, *v.* Linwood H. Snow, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **80-1456**. Joseph G. Catalano, et al., petitioners, *v.* Robert C. Pechous, et al.; and

No. **80-1466**. Robert C. Pechous, petitioner, *v.* Joseph G. Catalano, et al. Petitions for writs of certiorari to the Supreme Court of Illinois denied.

No. **80-1458**. Edward J. Sweeney & Sons, Inc., et al., petitioners, *v.* Texaco, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-1473**. Luann Stevenson, petitioner, *v.* Gary Ray Stevenson. Petition for writ of certiorari to the Court of Appeals of Kentucky denied.

No. **80-1476**. Tank Lining Corporation, petitioner, *v.* Galveston Shipbuilding Co., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1482**. Carey Eugene Simpson, petitioner, *v.* South Carolina. Petition for writ of certiorari to the Supreme Court of South Carolina denied.

No. **80-1483**. Milledgeville Farmer's Elevator Co., petitioner, *v.* Ernest Wagner, et al. Petition for writ of certiorari to the Appellate Court of Illinois, Second District, denied.

No. **80-1484**. U.S. Steel Credit Corporation, petitioner, *v.* American Fletcher Mortgage Company, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-1497**. AB Turn-O-Matic, petitioner, *v.* Sven Tveter, dba SGT Enterprises. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-1508**. Gila River Indian Community, petitioner, *v.* Henningson, Durham & Richardson, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-1510**. James R. Kurtz, petitioner, *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. **80-1513**. Herman Blum Consulting Engineers, Inc., petitioner, *v.* Carl M. Hadra. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1531**. Twin Falls Canal Company, et al., petitioners, *v.* Canyon View Irrigation Company. Petition for writ of certiorari to the Supreme Court of Idaho denied.

No. **80-1539**. David Carson Jackson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-1554**. Amos Dawe, petitioner, *v.* Glen E. Robinson, United States Marshal for the Northern District of California. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-1555**. Lee Linton, et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-1557**. Marion Charles Buchanan, Sr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1560**. Julius Calder, petitioner, *v.* United States; and

No. **80-6291**. Joseph Calder, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-1585**. Michele Sindona, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-1598**. Robert Bowman, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-5790**. Dennis L. Weaver, petitioner, *v.* Robert A. Phillips, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5813**. Joe Rudy Resendez, petitioner, *v.* California. Petition for writ of certiorari to the Supreme Court of California denied.

No. **80-5836**. George Edward Wilson, petitioner, *v.* W. J. Estelle, Jr., Director, Texas Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5900**. John C. Simms, petitioner, *v.* United States. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **80-5910**. Felix Delgado, petitioner, *v.* Thomas Israel, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-5925**. Joseph Alan Kantorski, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-5951**. Jesse Black, petitioner, *v.* R. C. Marshall, Superintendent, Southern Ohio Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5977**. Michael A. Mayola, petitioner, *v.* Alabama. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5996**. Timothy Reed, petitioner, *v.* Arnold Jago, Superintendent, Southern Ohio Correctional Facility, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-5998**. Vincent James Girardi, petitioner, *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **80-6012**. Phillip R. Grant, petitioner, *v.* Florida. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **80-6029**. I. J. Dallas, petitioner, *v.* Robert E. McClay, Superintendent, Downstate Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-6051**. Grover Lamar Lee, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6064**. Ronald Furey, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-6068**. Carl L. Combs, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-6075**. Harry C. Pappas, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **80-6076**. Edward J. Mack, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. **80-6154**. Fred E. Patterson, petitioner, *v.* General Motors Corp., et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-6198**. Clovis Carl Green, Jr., petitioner, *v.* Warden, Federal Correctional Institution, Texarkana, Texas. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6199**. Kenneth L. Manning, Sr., petitioner, *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. **80-6200**. Jesse Earl Fullerton, petitioner, *v.* North Carolina. Petition for writ of certiorari to the Court of Appeals of North Carolina denied.

No. **80-6209**. Kenneth Roy Brownfield, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-6211**. Frank Makara, petitioner, *v.* British Petroleum Corp. Petition for writ of certiorari to the Appellate Term of the Supreme Court of New York, 9th & 10th Judicial Districts, denied.

No. **80-6212**. George Arce, petitioner, *v.* Robert J. Henderson, Superintendent, Auburn Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-6213**. Harry E. Ross, petitioner, *v.* Ohio, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-6216**. Gary Hutchinson, petitioner, *v.* Mississippi. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. **80-6219**. Jimmy Covington, et al., petitioners, *v.* Harry Allbrook. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-6223**. Gene Leslie Mathiesen, petitioner, *v.* Washington. Petition for writ of certiorari to the Court of Appeals Washington, Division 1, denied.

No. **80-6224**. Willie B. Thompson, Jr., petitioner, *v.* Steve Hargett, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6225**. Martin Luther Reed, petitioner, *v.* Oklahoma. Petition for writ of certiorari to the Court of Criminal Appeals of Oklahoma denied.

No. **80-6226**. David Ray Disney and Dwayne Rolland Harmon, petitioners, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Third Appellate District, denied.

No. **80-6228**. Joe Widemon, petitioner, *v.* A. Harold Campbell, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-6229**. Dorothy Marie Worthington, petitioner, *v.* Indiana. Petition for writ of certiorari to the Supreme Court of Indiana denied.

No. **80-6233**. Glenn A. Swofford, petitioner, *v.* City of Jasper, et al. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **80-6234**. Abdur-Rahim Dib Dudar, petitioner, *v.* Georgia Military College, et al. Petition for writ of certiorari to the Court of Appeals of Georgia denied.

No. **80-6235**. James F. Williams, petitioner, *v.* Jerry's Ford Sales, Inc., et al. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **80-6237**. Paul G. Mohn, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-6241**. Carmine James Lombardi, Jr., petitioner, *v.* New York, Petition for writ of certiorari to the Appellate Term of Supreme Court of New York, 9th & 10th Judicial Districts, denied.

No. **80-6244**. Willie Johnson, petitioner, *v.* Ronald C. Marshall, Superintendent, Southern Ohio Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-6245**. Larry E. Atencio, petitioner, *v.* New Mexico Board of Bar Examiners. Petition for writ of certiorari to the Supreme Court of New Mexico denied.

No. **80-6247**. John Feltus, petitioner, *v.* Hayden Dees, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6249**. Robert Joe Jaynes, petitioner, *v.* Florida, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6252**. Michael Westly Jones, petitioner, *v.* W. J. Estelle, Jr., Director, Texas Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6257**. Johnny Bell Jackson, petitioner, *v.* W. J. Estelle, Jr., Director, Texas Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6259**. Joel Jaffer, petitioner, *v.* City of Miami, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6260**. Scott S. Workman, petitioner, *v.* Jack Bracken, Patrolman, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-6262**. William T. Wright and Rex Brinlee, petitioners, *v.* George Nigh, Governor of Oklahoma, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-6263**. James Floyd Lane, petitioner, *v.* Jeep Corporation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-6267**. Edward Campbell, petitioner, *v.* Maine. Petition for writ of certiorari to the Supreme Judicial Court of Maine denied.

No. **80-6271**. Byron James Stevens, petitioner, *v.* R. B. Seymour, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-6276**. Pat Harris, petitioner, *v.* Donald Wyrick, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-6278**. Curtis E. Cash, petitioner, *v.* Arnold R. Jago, Superintendent, Southern Ohio Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-6285**. Waldeene Cooke Whitelaw, petitioner, *v.* MWP Limited Partnership. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **80-6292**. In Re Raymond Leon Carrier, petitioner. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **80-6294**. Windford Mines, petitioner, *v.* Florida. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **80-6318**. In Re Charles "Red" Warden, petitioner. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-6321**. James Young, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6323**. Donna Dale Coffman and Joan Marie Turner, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-6329**. Ronald Alexander, petitioner, *v.* United States. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **80-6334**. George J. Beckett, Jr., petitioner, *v.* Julius Cuyler, Superintendent, State Correctional Institute, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-6346**. Willie L. Davis, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-6348**. Harvey Nelson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6356**. Anthony Joseph Roche, petitioner, *v.* Charles Fenton, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-6372**. Robert D. Stewart, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-6377**. Mary Patricia Clay, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6380**. Stojilko Kajevic, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-6382**. Chester Miller Ford, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-1147**. Local 1576, International Longshoremens's Association, AFL-CIO, petitioner, *v.* Equal Employment Opportunity Commission, et al. The motion of Southern Stevedoring Co. for leave to file a brief as *amicus curiae* is granted. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1173**. J. F. Hoff Electric Company, petitioner, *v.* National Labor Relations Board, et al. The motion of Chamber of Commerce of the United States for leave to file a brief as *amicus curiae* is granted. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **80-1203**. New Jersey, petitioner, *v.* Reading Company, Debtor in Reorganization, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied. Dissenting opinion by Justice Rehnquist.

No. **80-1294**. Honeywell, Inc., petitioner, *v.* Tennessee Valley Authority. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied. The Chief Justice and Justice Blackmun took no part in the consideration or decision of this petition.

No. **80-1343**. Aeronautical Radio, Inc., et al., petitioners, *v.* Federal Communications Commission, et al.; and

No. **80-1408**. United States, petitioner, *v.* Federal Communications Commission, et al. Petitions for writs of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied. Justice Stewart took no part in the consideration or decision of these petitions.

No. **80-1380**. Donald H. Gonsalves, petitioner, *v.* Caterpillar Tractor Company, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied. Justice Powell took no part in the consideration or decision of this petition.

No. **80-1400**. Cities Service Oil Company, petitioner, *v.* Tire Sales Corporation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied. Justice Stewart took no part in the consideration or decision of this petition.

No. **80-6274**. John F. Buff Williams, petitioner, *v.* Arkansas Public Service Commission. Petition for writ of certiorari to the Circuit Court of Appeal of Pulaski County, Arkansas denied. Justice Stewart took no part in the consideration or decision of this petition.

No. **80-1442**. Clyde Romilly, et al., petitioners, *v.* Amoco Trinidad Oil Company, et al. The motion of petitioners for leave to proceed as seamen under 28 U.S.C. 1916 is granted. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Justice Stewart took no part in the consideration or decision of this motion and this petition.

No. **80-1462**. Iris M. Maiter, et al., petitioners, *v.* Chicago Board of Education, et al. The motion of respondent Raquel Guerrero for leave to proceed *in forma pauperis* is granted. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. **80-5757**. Freddie F. Davis, petitioner, *v.* Georgia.;

No. **80-5775**. Eddie Spraggins, petitioner, *v.* Georgia. ; and

No. **80-5850**. William Anthony Brooks, petitioner, *v.* Georgia. Petitions for writs of certiorari to the Supreme Court of Georgia denied. Dissenting opinion by Justice Marshall with whom Justice Brennan joins.

No. **80-5933**. Tony Curtis Hill, petitioner, *v.* Georgia. Petition for writ of certiorari to the Supreme Court of Georgia denied. Dissenting opinion by Justice Marshall with whom Justice Brennan joins.

No. **80-6026**. Ernesto Sedillo Montano, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied. Justice Brennan and Justice Blackmun would grant certiorari.

No. **80-6030**. Henry Willis III, petitioner, *v.* Charles R. Balkcom, Warden. Petition for writ of certiorari to the Superior Court of Tattnall County, Georgia denied. Dissenting opinion by Justice Marshall with whom Justice Brennan joins. Separate statement by Justice Stewart.

No. **80-6039**. Robert Lee Green, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied. Dissenting opinion by Justice Marshall.

#### HABEAS CORPUS DENIED

No. **80-6390**. In Re William Ronald Welch, petitioner. Petition for writ of habeas corpus denied.

#### MANDAMUS AND PROHIBITION DENIED

No. **80-6268**. In Re Nancy Jewell Cross, petitioner ; and

No. **80-6352**. In Re James Piatt, petitioner. Petitions for writs of mandamus denied.

No. **80-1414**. In Re International Longshoremen's Association, AFL-CIO, et al., petitioners. Petition for writ of mandamus and prohibition denied.

#### REHEARINGS DENIED

No. **79-1266**. Charles W. Steadman, petitioner, *v.* Securities and Exchange Commission ;

No. **80-532**. Florida Department of Health and Rehabilitative Services, et al., petitioners, *v.* Florida Nursing Home Association, et al.;

No. **80-694**. Oprel Wood, petitioner, *v.* Doris Lee Wood;

No. **80-843**. Caribe Trailer Systems, Inc., and John R. Immer, petitioners, *v.* Puerto Rico Maritime Shipping Authority, et al.;

No. **80-876**. Gerald H. Scarpelli, petitioner, *v.* Illinois;

No. **80-1054**. David Oltersdorf, petitioner, *v.* Chesapeake & Ohio Railroad Company;

No. **80-1071**. Donald Gilbert Smith, petitioner, *v.* United States;

No. **80-1309**. Monte Lee, petitioner, *v.* Law Offices of Joseph L. Alioto, et al.;

No. **80-5584**. Johnny A. Outlaw, petitioner, *v.* Illinois;

No. **80-5768**. Jessie D. McDonald, petitioner, *v.* Tennessee; and

No. **80-5859**. Jessie D. McDonald, petitioner, *v.* John Draper, Judge of Division II, Criminal Court for Nashville and Davidson County, Tennessee;

No. **80-5902**. Brenda J. DePriest, appellant, *v.* Robert J. Bible, Commissioner, Tennessee Department of Employment Security, et al.;

No. **80-5924**. Lincoln Teng and Ruth H. Teng, petitioners, *v.* United States;

No. **80-5944**. Leo G. Kohls, petitioner, *v.* United Parcel Service, Inc., et al.;

No. **80-5986**. Roosevelt Green, Jr., petitioner, *v.* Georgia;

No. **80-5990**. Murrell Toby Hockenbury, III, petitioner, *v.* Dewey Sowders, Superintendent, Kentucky State Penitentiary;

No. **80-6000**. Ronald Louis Davis, petitioner, *v.* Texas;

No. **80-6050**. Stanley Sylvester Harris, petitioner, *v.* William E. Spain, Judge, Circuit Court for the City of Richmond, et al.;

No. **80-6053**. Joseph Mullins, petitioner, *v.* Ohio;

No. **80-6091**. Robert R. Henderson, petitioner, *v.* Richard S. Schweiker, Secretary, Health and Human Services; and

No. **80-6159**. Eárl Ellery Wright, petitioner, *v.* United States. Petitions for rehearing denied.

No. **80-910**. Calavo Growers of California, petitioner, *v.* Generali Belgium, et al. The motion for leave to file a petition for rehearing is denied.

No. **80-1117**. Gustavo Castillo, petitioner, *v.* Donald D. Forsht, United States Marshal. The motion of petitioner for leave to proceed further herein *in forma pauperis* is granted. The petition for rehearing denied.

## ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Louis Harold Aikens, Jr.	Washington, D.C.	Emmet G. Sullivan
Frederick James Annibale, Jr.	Mineola, N.Y.	Thomas Feinman
Curtis R. Arrington	Cleveland, Ohio	Richard Hughes Hahn
James K. Baker	Birmingham, Ala.	David J. Vann
Bernard L. Balkin	Kansas City, Mo.	Donald David Weinstein
Kenneth E. Balsters	Bethalto, Ill.	James Robert Morrison III
Stuart Jay Baron	Los Angeles, Calif.	Blair B. Melvin
Donal B. Barrett	Dover, Mass.	James E. Tolan
Lawrence I. Batt	Omaha, Nebr.	Frank Susman
David Ordway Bauer	Toledo, Ohio	Melvin L. Resnick
Arthur O'Neal Beach	Albuquerque, N. Mex.	John B. Tittmann
John Romaine Beasley	Fort Smith, Ark.	Donald P. Callaway
Milton Edward Belcher	Montgomery, Ala.	Walter Sanderson Turner
Richard Hill Benes	San Diego, Calif.	Robert J. Benes
Harvey M. Beran	Haddonfield, N.J.	John Henry Reisner III
Barbara C. Biddle	Washington, D.C.	Terrence C. Sheehy
Nordin F. Blacker	San Jose, Calif.	Paul N. McCloskey, Jr.
Richard Hathaway Blaker	New York, N.Y.	John J. Barrett
John F. Blanche, Jr.	Oceanside, Calif.	Charles H. Mitchell
Jerrold Blumoff	St. Louis, Mo.	Philip Baum
Larry Ray Boyd	Dallas, Tex.	Robert A. Fanning
Ronald F. Bozelko	Orange, Conn.	Robert L. Julianelle
Carl J. Bradshaw	San Diego, Calif.	Stephen Sampson Dunham
Leonard Thomas Bradt	Houston, Tex.	Spurgeon Emmett Bell

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Douglas J. Brajcich	Spokane, Wash.	James J. Workland
Michael D. Bray	New York, N.Y.	Edwin K. Reid
Michael Francis Brockmeyer	Baltimore, Md.	Charles O. Monk II
Albert Wendell Brodie	Sacramento, Calif.	Jerome James Curtis, Jr.
Thomas Francis Bullock	Milmy, N.J.	C. Raymond Kears
Roberto Moreno Carreras	San Juan, P.R.	Solicitor General Wade H. McCree, Jr.
Laurence A. Carton	Chicago, Ill.	John Thomas Cusack
Jean Marie Cary	Raleigh, N.C.	Gregory Coleman Malhoit
George Joseph Cerrone, Jr.	Denver, Colo.	Max P. Zall
James H. Chalot	Denver, Colo.	Walter L. Gerash
John Pierce Chandler	Laconia, N.H.	Thomas J. McIntyre
Tama Rose Myers Clark	Philadelphia, Pa.	Alan J. Davis
James Leo Cole	Charlotte, N.C.	Warren Carlisle Stack
Leon Crum	Dallas, Tex.	G. C. Bachman, Jr.
Sperry Andrews DeCew	New Canaan, Conn.	Frederick J. Whelan
Raymond Mark DeLevie	State College, Pa.	Alvin Frank deLevie
Joseph Napoleon DeRaimes III	Boulder, Colo.	Jean Eberhart Dubofsky
Randall James Dicks	Pittsburgh, Pa.	George C. Entenmann
Anthony DiLella	Newark, N.J.	Kenneth J. McGuire
Rupert A. Doan	Cincinnati, Ohio	Robert L. Black, Jr.
Thomas P. Dorsey	Nyack, N.Y.	Robert Samuel Hammer
Robert James Doyle	Washington, D.C.	Solicitor General Wade H. McCree, Jr.
Marie V. Driscoll	New York, N.Y.	Gerald W. Griffin

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Gilbert Drucker	Chicago, Ill.	Judge Edward Allen Bobrick
James F. Duncan	Kansas City, Mo.	Carl E. Enggas
John Hart Duvall	Alexandria, Va.	H. Bradley Evans, Jr.
Thomas J. Ellsworth	Pasadena, Calif.	George Mason Turner
William Nole Evans	Troy, Mich.	Joseph Francis Walsh, Jr.
Stanley F. Friedman	Fairfield, N.J.	Steven H. Gifis
Richard S. Fries	New York, N.Y.	Joel J. Spector
Michael Richard Granen	Los Angeles, Calif.	James M. Cordi
Carl J. Green	Washington, D.C.	Arthur J. Gajarsa
John C. Green	Indianapolis, Ind.	Harold Willard Jones
Gary Greenfield	San Francisco, Calif.	Paul Martin Ginsburg
David Ryan Griffin	Bakersfield, Calif.	Robert Joseph Self
Glenn Burke Gronseth	Lansing, Mich.	Harry Dow Hubbard
Richard James Grossman	Chicago, Ill.	Michael H. Rotman
John S. Hall, Jr.	Warrensburg, N.Y.	Henry D. Sintzenich II
William E. Hamb	Charleston, W. Va.	Rudolph L. DiTrapano
Richard Marshall Hanhart	New Philadelphia, Pa.	Loren Eaton Souers, Jr.
Paul P. Hanlon	Worcester, Vt.	Richard Johnston King
Carolyn Collins Hill	Arlington, Va.	John Malcolm Lothschuetz
Terry Lee Hill	Nashville, Tenn.	James M. Doran, Jr.
William C. Hirsch	Cincinnati, Ohio	Thomas Francis Phalen, Jr.
William Ernest Hourigan	Wheaton, Ill.	Roger Kevin O'Reilly
Penny Kfare Jacobs	Orlando, Fla.	Donald Frank Jacobs

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
James R. Jenner	Oakland, Calif.	William Anthony McKinstry
Robert R. Johnson	Minneapolis, Minn.	Clinton A. Schroeder
Stephanie Tubbs Jones	Cleveland, Ohio	Lloyd Odom Brown
Thomas Walls Jordan, Jr.	Raleigh, N.C.	Gregory Coleman Malhoit
Richard Howard Kaake	Long Beach, Calif.	Essie Ann Ablove
Stephen Gary Katz	Madison, Wis.	Robert C. Kelly
Arnold Spencer Klein	New York, N.Y.	Bud George Holman
Alan J. Koslow	Chicago, Ill.	Marshall R. Weinberg
Barry Louis Lieberman	Washington, D.C.	Gerald Andrew Kafka
Duane A. Lillehaug	Moorhead, Minn.	John P. Dosland
Robert L. Lindgren	Chicago, Ill.	Lloyd L. Zickert
James G. Lindquist	Kansas City, Mo.	John Peter Carnasiotis, Jr.
Peter J. Liska	Red Bank, N.J.	Edward J. McKenna, Jr.
David P. Lowe	Milwaukee, Wis.	Robert H. Friebert
Norman L. Lowery	Terre Haute, Ind.	Benjamin F. Crawford III
Jerry Frank Luttenegger	Cincinnati, Ohio	John P. Scahill
Jane Pratt Mallor	Bloomington, Ind.	Kenneth L. Nunn
Robert E. Mangels	Los Angeles, Calif.	Brian James O'Neill
Michael D. Mason	San Francisco, Calif.	Abigail Ginzberg
Wayne Russell Mathis	San Antonio, Tex.	Thomas Edward Marburger
Guy L. McClung III	Houston, Tex.	Charles Alan Wright
Kathleen A. McGinn	Arlington, Va.	Jeffrey H. Howard
C. Logan McKechnie	San Diego, Calif.	Richard D. Huffman
Michael Charles Meisler	Lauderhill, Fla.	Ronald E. Shnider

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Wilford R. Miller	New Philadel- phia, Pa.	Loren Eaton Souers, Jr.
Michael D. Monico	Chicago, Ill.	Judge Joel Martin Flaum
Manuel Navas-Pavia D. Samuel Neill	San Juan, P.R. Hendersonville, N.C.	Philip Licari George Gray Cunningham
William Bernard Newman, Jr.	Arlington, Va.	Robert O. Tiernan
Thomas A. Nickens	Sacramento, Calif.	Robert O. Fort
Morris A. Nunes	Fairfax, Va.	David Arnold Sacks
M. Wilson Offutt IV	Annapolis, Md.	Harry C. Blumenthal
William Henry Overman, Jr.	Atlanta, Ga.	William Irwin Crosby
Charles A. Palmer	Austin, Tex.	Douglas M. Becker
Randolph Osmond Petgrave	Seattle, Wash.	Bruce France Meyers
John T. Pierce, Jr.	East Alto, Ill.	Felix Lascelles Callis
Raymond L. Poston, Jr.	Washington, D.C.	Kenneth J. Hodson
Thomas H. Price III	Hyattsville, Md.	Gary Evan Greer
Marvin Ray Raskin	New York, N.Y.	Roy S. Israel
John Chandler Rayson	Fort Lauderdale, Fla.	Leland H. Rayson
Charles R. Revlett	Oceanside, Calif.	Katherine E. Stone
Vivian M. Reyes Lopez	San Juan, P.R.	Solicitor General Wade H. McCree, Jr.
Jeter E. Rhodes, Jr.	Columbia, S.C.	Thomas English McCutchen, Jr.
Abraham Ribicoff	Cornwall Bridges, Conn.	Milton Handler
Rafael Rios	Chicago, Ill.	Terrence M. Jordan
Russell Rogers	Stuttgart, Ark.	Dale Bumpers
Robert Eugene Roman, Jr.	Rockford, Ill.	Dean P. DeBruyne

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Robert Alan Rosenblatt	Miami, Fla.	Edward D. Cowart
Mary Alice Roth	San Francisco, Calif.	Robert R. Granucci
Michael John Ryan	North Palm Beach, Fla.	George E. MacKinnon
Sidney H. Schell	Mobile, Ala.	George F. Wood
Frank J. Scutella	Erie, Pa.	William Edward Pfadt
Richard J. Shagley	Terre Haute, Ind.	Benjamin F. Crawford III
Barry L. Shapiro	Newark, N.J.	Steven S. Radin
Lawrence David Shearer	Lakeland, Fla.	William Carl McLain
David R. Sheridan	Syracuse, N.Y.	John M. Freyer
Charles Stephen Sims	New York, N.Y.	Bruce James Ennis, Jr.
David Jonathan Sitomer	Washington, D.C.	David Jay Ontell
Edward Lister Smilow	Orange, Calif.	Raymond Gilbert Reed
Dennis C. Smith	Port Huron, Mich.	Myles H. Knowles
Charles Scott Spear	Berkeley, Calif.	William Anthony McKinstry
Joseph Paul Stevens	Brooklyn, N.Y.	Robert B. Lisle
Ronald Jeffrey Tasoff	Los Angeles, Calif.	Lloyd Tasoff
Albert Gerard Tobin	Boston, Mass.	Guido B. DiSciullo
Edward Dee Urquhart	Houston, Tex.	Thomas B. Weatherly
William J. VanNatter	Bothell, Wash.	James E. Nelson
Vilma J. Vila Selles	San Juan, P.R.	Solicitor General Wade H. McCree, Jr.
Michael B. Waitzkin	Washington, D.C.	A. Raymond Randolph, Jr.
David Frank Walbert	Atlanta, Ga.	Samuel Richard Rubin
Jeffrey Allan Wayne	Honolulu, Hawaii	Valdema Harry Myhre
Steven Seth Weiss	New York, N.Y.	Zachary Shimer
Thomas Earl Wilson	San Francisco, Calif.	Blair Walker Stewart, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Russell Clay Winston	Memphis, Tenn.	Warner Hodges
Robert L. Wright	Terre Haute, Ind.	Benjamin F. Crawford III
Edward R. Young	Memphis, Tenn.	Arnold Edwin Perl
Larry LaRue Zenker	Honolulu, Hawaii	Michael Alexander Lilly

#### OPINIONS

No. **79-1056**. Northwest Airlines, Inc., petitioner, *v.* Transport Workers Union of America, AFL-CIO, et al. On writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit. Judgment affirmed in part and vacated in part. Opinion by Justice Stevens. Justice Blackmun took no part in the consideration or decision of this case.

No. **79-1176**. City of Memphis, et al., petitioners, *v.* N. T. Greene, et al. On writ of certiorari to the United States Court of Appeals for the Sixth Circuit. Judgment reversed and case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Justice Stevens. Concurring opinion by Justice White. Dissenting opinion by Justice Marshall with whom Justice Brennan and Justice Blackmun join.

No. **79-1404**. Pennhurst State School and Hospital, et al., petitioners, *v.* Terri Lee Halderman, et al.;

No. **79-1408**. Mayor of City of Philadelphia, et al., petitioners, *v.* Terri Lee Halderman, et al.;

No. **79-1414**. Pennsylvania Association for Retarded Citizens, et al., petitioners, *v.* Pennhurst State School and Hospital, et al.;

No. **79-1415**. Commissioners and Mental Health/Mental Retardation Administrators for Bucks County, et al., petitioners, *v.* Terri Lee Halderman, et al.; and

No. **79-1489**. Pennhurst Parents-Staff Association, petitioner, *v.* Terri Lee Halderman, et al. On writs of certiorari to the United States Court of Appeals for the Third Circuit. Judgment reversed and cases remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Justice Rehnquist. Opinion by Justice Blackmun concurring in part and concurring in the judgment. Opinion by Justice White dissenting in part with whom Justice Brennan and Justice Marshall join.

No. **80-169**. United Parcel Service, Inc., petitioner, *v.* William Mitchell. On writ of certiorari to the United States Court of Appeals for the Second Circuit. Judgment reversed and case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Justice Rehnquist. Concurring opinion by Justice Blackmun. Opinion by Justice Stewart concurring in the judgment. Opinion by Justice Stevens concurring in part and dissenting in part.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Austin J. Waldron, Jr.	Chicago, Ill.	Haldane Robert Mayer
Madeleine Radensky	Anaheim, Calif.	Joseph Harold Radensky
J. Cathy Lichtenberg	Washington, D.C.	Wallace LaMar Duncan

ORAL ARGUMENT

No. **80-202**. American Express Company, petitioner, *v.* Louis R. Koerner, Sr. Argued by Mr. Ronald J. Greene for the petitioner and by Mr. Louis R. Koerner, Jr. for the respondent.

No. **78-1789**. Arkansas Louisiana Gas Company, petitioner, *v.* Frank J. Hall, et al. Argued by Mr. Reuben Goldberg for the petitioner and by Mr. James Fleet Howell for the respondents.

No. **80-795**. Michael Heffron, etc., et al., petitioners, *v.* International Society for Krishna Consciousness, Inc., et al. Argued by Mr. Kent G. Harbison for the petitioners and by Mr. Laurence H. Tribe for the respondents.

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Adjourned until tomorrow at 10 o'clock.

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## SUPREME COURT OF THE UNITED STATES

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Present: Chief Justice Burger, Justice Brennan, Justice Stewart, Justice White, Justice Marshall, Justice Blackmun, Justice Powell, Justice Rehnquist, and Justice Stevens.

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## OPINIONS

No. 79-1890. James G. Watt, Secretary of Interior, et al., petitioners, *v.* Alaska, et al.; and

No. 79-1904. Kenai Peninsula Borough, petitioner, *v.* Alaska, et al. On writs of certiorari to the United States Court of Appeals for the Ninth Circuit. Judgment affirmed. Opinion by Justice Powell. Concurring opinion by Justice Stevens. Dissenting opinion by Justice Stewart with whom Chief Justice Burger and Justice Marshall join.

No. 79-621. Arizona, petitioner, *v.* William Dale Manypenny. On writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Judgment reversed and case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Justice Blackmun. Concurring opinion by Justice Stevens. Dissenting opinion by Justice Brennan with whom Justice Marshall joins.

No. 79-6777. Gary Keith Steagald, petitioner, *v.* United States. On writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Judgment reversed and case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Justice Marshall. Chief Justice Burger concurs in the judgment. Dissenting opinion by Justice Rehnquist with whom Justice White joins.

No. 79-6624. Humberto Rosales-Lopez, petitioner, *v.* United States. On writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Judgment affirmed. Justice White announced the judgment of the Court, and delivered an opinion in which Justice Stewart, Justice Blackmun and Justice Powell joined. Opinion by Justice Rehnquist concurring in the result with whom Chief Justice Burger joins. Dissenting opinion by Justice Stevens with whom Justice Brennan and Justice Marshall join.

No. 79-512. Scindia Steam Navigation Co., Ltd., petitioner, *v.* Lauro De Los Santos, et al. On writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Judgment affirmed and case

remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Justice White. Concurring opinion by Justice Brennan with whom Justice Marshall and Justice Blackmun join. Concurring opinion by Justice Powell with whom Justice Rehnquist joins. Chief Justice Burger took no part in the consideration or decision of this case.

ADMISSIONS TO THE BAR ON ORAL MOTION

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
James L. Cline	Huntington Beach, Calif.	Edwin S. Kneedler
Daniel Peterson	Ann Arbor, Mich.	Edwin S. Kneedler
Sarah Elizabeth Perry Fleischer	Redfield, S. Dak.	John Harvey Quinn, Jr.
Stephen Edwin Smith	Brooklyn, N.Y.	John Harvey Quinn, Jr.
Mary Lee Jacobs	Boston, Mass.	Benjamin Watson Moulton
Herbert P. Price	Louisville, Ky.	Benton Samuel Duffett, Jr.
Theodore Michael Kerrine	Philadelphia, Pa.	Victor David Ryerson
William Kominers	Silver Spring, Md.	Odell Kominers
Robert David Goldstein	Washington, D.C.	Neil Howard Cogan

ORAL ARGUMENT

No. **80-608**. United States Postal Service, appellant, *v.* Council of Greenburgh Civic Associations, et al. Argued by Mr. Edwin S. Kneedler for the appellant and by Mr. Jon H. Hammer for the appellees.

No. **80-544**. First National Maintenance Corporation, petitioner, *v.* National Labor Relations Board. Argued by Mr. Sanford E. Pollack for the petitioner and by Mr. Norton J. Come for the respondent.

No. **80-780**. Rowan Companies, Inc., petitioner, *v.* United States. Argued by Mr. K. Martin Worthy for the petitioner and by Mr. Stuart A. Smith for the respondent.

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Adjourned until Monday, April 27, 1981 at 10 o'clock.

## SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Burger, Justice Brennan, Justice Stewart, Justice White, Justice Marshall, Justice Blackmun, Justice Powell, Justice Rehnquist, and Justice Stevens.

The Chief Justice said:

"Today's orders of the Court have been certified by the Chief Justice, filed with the Clerk, and will not be announced orally."

## APPEALS—SUMMARY DISPOSITION

No. **80-1183**. Mississippi, appellant, *v.* United States, et al. Appeal from the United States District Court for the District of Columbia. The judgment is affirmed. Justice White and Justice Stevens would postpone the question of jurisdiction and set the case for oral argument. Justice Rehnquist took no part in the consideration or decision of this case.

No. **80-1275**. The Gary-Northwest Indiana Women's Services, Inc., et al., appellants, *v.* Bob Orr, Governor of Indiana, et al. Appeal from the United States District Court for the Northern District of Indiana. The judgment is affirmed. Justice Brennan, Justice Marshall and Justice Blackmun would note probable jurisdiction and set the case for oral argument.

No. **80-1486**. Omni Farms, Inc., appellant, *v.* Arkansas Power & Light Company. Appeal from the Supreme Court of Arkansas. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

## CERTIORARI—SUMMARY DISPOSITION

No. **80-461**. Retail, Wholesale and Department Store Union, AFL-CIO, petitioner, *v.* G. C. Murphy Company. On petition for writ of certiorari to the United States Court of Appeals for the Third Circuit. The petition for writ of certiorari is granted. The judgment is vacated and the case is remanded to the United States Court of Appeals for the Third Circuit for further consideration in light of *Northwest Airlines, Inc. v. Transport Workers Union of America, et al.*, 451 U.S. ——— (1981).

## ORDERS IN PENDING CASES

No. **80-689**. Gary E. Widmar, et al., petitioners, *v.* Clark Vincent, et al. The motion of Anti-Defamation League of B'nai B'rith for leave to file a brief as *amicus curiae* is granted. The motion of American Jewish Congress for leave to file a brief as *amicus curiae* is granted.

No. **80-1010**. P. W. Currey and Mrs. James D. Currey, etc., petitioners, *v.* Corporation Commission of Oklahoma, et al. The Solicitor General is invited to file a brief in this case expressing the views of the United States.

No. **80-1494**. United Air Lines, Inc., petitioner, *v.* Division of Industrial Safety of the State of California, et al. The Solicitor General is invited to file a brief in this case expressing the views of the United States.

No. **80-1523**. Fairdale Farms, Inc., petitioner, *v.* Yankee Milk, Inc., et al. The Solicitor General is invited to file a brief in this case expressing the views of the United States.

#### APPEALS—JURISDICTION NOTED OR POSTPONED

No. **80-415**. Railway Labor Executives' Association, appellant, *v.* William M. Gibbons, Trustee, et al. Appeal from United States District Court for the Northern District of Illinois; and

No. **80-1239**. Railway Labor Executives' Association, appellant, *v.* William M. Gibbons, Trustee, etc., et al. Appeal from the United States Court of Appeals for the Seventh Circuit. In No. 80-415 further consideration of the question of jurisdiction is postponed to the hearing of the case on the merits. In No. 80-1239 probable jurisdiction is noted. The cases are consolidated and a total of one hour is allotted for oral argument. In the course of briefing the questions presented in these cases, the parties are requested to address whether the issue of the constitutionality of sections 106 and 110 of the Rock Island Railroad Transition and Employee Assistance Act, 45 USC 1001, *et seq.*, as modified by section 701 of the Staggers Rail Act of 1980, Pub. L. No. 96-448, 94 Stat. 1895, is properly before us. See Fed. Rules Civ. Proc. 65 (a) (2).

No. **80-6298**. Lois Mae Mills, appellant, *v.* Dan Habluetzel. Appeal from the Supreme Court of Texas. The motion of appellant for leave to proceed *in forma pauperis* is granted. In this case probable jurisdiction is noted.

#### CERTIORARI GRANTED

No. **80-1436**. Malcolm Baldrige, Secretary of Commerce, et al., petitioners, *v.* Peter Shapiro, Essex County Executive. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit granted.

## CERTIORARI DENIED

No. **80-966**. Helen Smith, petitioner, *v.* Federal Deposit Insurance Corporation, etc. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-980**. Francesco Michienzi and Audrey F. Michienzi, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-1154**. Art Hayward, Jr., et al., petitioners, *v.* Raymond K. Procnier, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-1176**. Charles E. Block, petitioner, *v.* Arkansas. Petition for writ of certiorari to the Supreme Court of Arkansas denied.

No. **80-1244**. Virgil Alessi, petitioner, *v.* United States. Petition writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-1248**. Gabriel Briguglio, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-1262**. Supreme Optical Company, Inc., petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-1286**. F. W. Woolworth Co., petitioner, *v.* Gerald Fell, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-1295**. Cornet Stores, et al., petitioners, *v.* Angela Marie Buchanan, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-1296**. Southern California Financial Corporation, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. **80-1310**. Transwestern Pipeline Company, petitioner, *v.* Federal Energy Regulatory Commission. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1326**. Theresa C. Sanders, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-1342**. Edna K. Bassett and Paul Edward Essling, Administrator of the Estate of Edward M. Essling, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-1375**. Manuel Juan Alvarez, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1423**. Jan Alf Assarsson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-1445**. Patricia Campbell Hearst, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-1446**. Irene Lavin, petitioner, *v.* Committee of Bar Examiners of the State Bar of California. Petition for writ of certiorari to the Supreme Court of California denied.

No. **80-1451**. Robbins & Myers, Inc., petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-1468**. Barry L. Battelstein and Jerry E. Battelstein, petitioners, *v.* Internal Revenue Service. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1470**. Luther T. Pennington and Senator Harding Colbert, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-1472**. Alice V. Houston, petitioner, *v.* Benttree, Ltd. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-1485**. James Bud Lohman, petitioner, *v.* Oklahoma. Petition for writ of certiorari to the Court of Criminal Appeals of Oklahoma denied.

No. **80-1487**. Betty Sander Harvey, petitioner, *v.* Charles Dean Connor. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **80-1488**. Norman Parks and Harold Steele, petitioners, *v.* Lamar Alexander, Governor, State of Tennessee, et al. Petition for writ of certiorari to the Court of Appeals of Tennessee, Middle Division, denied.

No. **80-1489**. John E. Coyne and James S. Welty, Jr., petitioners, *v.* City of Cincinnati. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **80-1490**. William Peter Workman, petitioner, *v.* Oregon. Petition for writ of certiorari to the Court of Appeals of Oregon denied.

No. **80-1495**. California, petitioner, *v.* Robert Stanley Austin. Petition for writ of certiorari to the Appellate Division, Superior Court of County of Los Angeles denied.

No. **80-1505**. Rancho La Costa, petitioner, *v.* County of San Diego. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, denied.

No. **80-1524**. Patricia Ann Tiffany dba Patricia Ann's Country Store, petitioner, *v.* County of Albemarle, Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **80-1559**. James J. Zeller, petitioner, *v.* Marcus W. Rankin. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-1636**. Rudolph James Maio, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-5660**. Chester W. Miller, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-6009**. Harold Eugene Rogers, petitioner, *v.* R. G. Britton, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-6025**. Harry Soap, petitioner, *v.* Charlie D. Carter, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-6031**. Frank Joseph Abell, petitioner, *v.* Missouri. Petition for writ of certiorari to the Court of Appeals of Missouri, Eastern District, denied.

No. **80-6059**. Thomas Robert Mitchell, et al., petitioners, *v.* Superior Court for the County of Santa Clara, California. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-6107**. Raymond Nelson, petitioner, *v.* Daniel McCarthy, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-6135**. Dean Stuart Isble, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-6146**. Bessie Tsosie, petitioner, *v.* Richard S. Schweiker, Secretary of Health and Human Services. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-6258**. Robert Charles Drucker, petitioner, *v.* Securities and Exchange Commission, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-6265**. Arthur Christie, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6282**. Larry Harrington, petitioner, *v.* Arnold R. Jago, Superintendent, Southern Ohio Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-6284**. William Heirens, petitioner, *v.* Larry M. Mizell, Warden, et al. Petition for writ of certiorari to the Appellate Court of Illinois, Fifth District, denied.

No. **80-6288**. Jose Portela, petitioner, *v.* New Jersey. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. **80-6289**. Martin Wexler, petitioner, *v.* Lower Moreland Township Police Department, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-6295**. Joe Forest Lightcsy, petitioner, *v.* George W. Sumner, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-6296**. Ruth Anna Kickasola, etc., petitioner, *v.* Jim Wallace Oil Company, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6297**. Jeffrey Coda, petitioner, *v.* Pennsylvania. Petition for writ of certiorari to the Superior Court of Pennsylvania, Pittsburgh Office, denied.

No. **80-6300**. Oswald John, petitioner, *v.* Mary O. Joseph, Shareholder of Brojal International Corp. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-6305**. George Truppi, petitioner, *v.* Connecticut. Petition for writ of certiorari to the Supreme Court of Connecticut denied.

No. **80-6308**. James Russell Weddell, petitioner, *v.* Mark Meierhenry, Attorney General of South Dakota. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-6310**. J. W. Gamble, petitioner, *v.* Clarence Jones, Sheriff, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6312**. Jack Burgwyn Holland, petitioner, *v.* Terry Richtmyer, Superintendent, etc. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **80-6370**. Roberto Garcia-Yepes, petitioner, *v.* United States; and

No. **80-6420**. Francisco Delos-Rios, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-6376**. Timothy Paul Scanlon, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-6391**. Lin Shui Mar, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-6396**. Clarence Blair, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-6402**. Mariano Robles-Sandoval, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-6404**. Robert L. Fox, petitioner, *v.* Secretary of Health and Human Services. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-6407**. Keith E. Gaffney, petitioner, *v.* United States. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **80-6413**. John D. Miller, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-6424**. Willie B. Hubbard, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-6428**. James F. Heimerle, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-500**. Newell Bridge & Railway Company, petitioner, *v.* Richard J. Dailey, State Tax Commissioner of West Virginia. Petition for writ of certiorari to the Supreme Court of Appeals of West Virginia denied. Dissenting opinion by Justice White with whom Justice Blackmun joins.

No. **80-1032**. Francis Duane Gartner, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied. Justice Brennan and Justice Stewart would grant certiorari.

No. **80-1258**. Walter Markham, et al., petitioners, *v.* Miriam E. Geller. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Dissenting opinion by Justice Rehnquist.

No. **80-1284**. Hartsell Gray, Individually and in his capacity as Treasurer of Harris County, Texas, etc., petitioner, *v.* Gary John Van Ooteghem. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit. The petition for writ of certiorari is dismissed without prejudice.

No. **80-1289**. Ohio Department of Highway Safety, et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied. Justice Powell would grant certiorari.

No. **80-1389**. Gaetano Alessandrello and Salvatore Lacognata, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied. Justice Marshall would grant certiorari.

No. **80-5980**. Wayne Carl Coleman, petitioner, *v.* Charles R. Balkcom, Warden. Petition for writ of certiorari to the Superior Court of Tattnall County, Georgia denied. Concurring opinion by Justice Stevens. Dissenting opinion by Justice Marshall with whom Justice Brennan joints. Dissenting opinion by Justice Rehnquist.

No. **80-6281**. Nina K. Schiller, et al., petitioners, *v.* United States. The motion of James R. Walker, et al. for leave to file a brief as *amici curiae* is granted. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **80-6299**. Edward Charles Pickens, petitioner, *v.* Arkansas. Petition for writ of certiorari to the Supreme Court of Arkansas denied. Dissenting statement by Justice Brennan and Justice Marshall.

No. **80-6369**. Anthony Ray Peek, petitioner, *v.* Florida. Petition for writ of certiorari to the Supreme Court of Florida denied. Dissenting statement by Justice Brennan and Justice Marshall.

#### HABEAS CORPUS DENIED

No. **80-6406**. In Re William R. Nolan, petitioner. Petition for writ of habeas corpus denied.

## MANDAMUS DENIED

No. 80-1511. In Re Mary Catherine Halvorsen, petitioner. Petition for writ of mandamus and/or other relief denied.

No. 80-6293. In Re Willis Wilbert Jones, Jr., petitioner. Petition for writ of mandamus denied.

## REHEARINGS DENIED

No. 79-5932. John Doe and Jane Roe, appellants, *v.* Delaware;

No. 80-485. Immigration and Naturalization Service, petitioner, *v.* Jong Ha Wang and Kyung Hwa Wang; and

No. 80-6061. Theodore Dime MacArthur, petitioner, *v.* Philippine Air Lines, Inc., et al. Petitions for rehearing denied.

## ORDER

It is ordered that the call of the calendar, except for special assignments, be suspended for the term upon the conclusion of the arguments in the cases listed for hearing this week.

## RECESS ORDER

The Court will take a recess from Monday, May 4, 1981, until Monday, May 18, 1981.

## ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Patricia Lee Armstrong	Harrisburg, Pa.	Charles Edward Thomas
Paul Anthony Baca	Denver, Colo.	Sidney H. Tellis
Ronald Stuart Balk	Springfield, Mass.	Samuel A. Schreckengaust, Jr.
Deborah Douglas Barrington	Chillicothe, Ohio	William Burbridge Brown
James E. Barrington	Chillicothe, Ohio	William Burbridge Brown
Colleen Jennings Batchelor	Bryan, Tex.	Patrick J. Moran
Astrid Rehl Baumgardner	New York, N.Y.	Sally A. Treweek
Jay D. Bennett	Atlanta, Ga.	G. Conley Ingram
Lorna Leal Bigsby	Everett, Wash.	Douglas Lewis Bell

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Philip G. Boyle	Boston, Mass.	Robert B. Crowe
Dennis Arnold Breitner	New York, N.Y.	Burton Gordon
M. David Bryant, Jr.	Dallas, Tex.	Thomas W. Luce III
Donald Cappillino	Poughkeepsie, N.Y.	James DeWitt Benson
William Marion Capps	San Diego, Calif.	Daniel Weber
John Thomas Carpenter	Omaha, Nebr.	William Stephen Glading
M. Kathleen Carpenter	New York, N.Y.	St. John Barrett
Andrea S. Christensen	New York, N.Y.	Frederick Richard Livingston
Susan Louise Claypoole	Mount Holly, N.J.	Edward Greer
Dennis O. Clyne	Yale, Mich.	Peter E. Deegan
Charles Gilbert Cofer	Jacksonville, Fla.	William Pierce White III
Terry Trone Coles	Atlanta, Ga.	Victoria Duncan Little
Stuart Cotton	New York, N.Y.	Maurice Mound
Mark Paul Cronin	Short Hills, N.J.	Richard Walter Berg
Arthur Walter Curley	San Francisco, Calif.	Thomas Francis Bertrand
Richard Vincent D'Alessandro	Albany, N.Y.	Matthew H. Mataraso
James R. Davies	Glens Falls, N.Y.	Judge Thomas Everett Mercure
Joseph J. Devanney	Mechanicsburg, Pa.	S. Lee Ruslander II
Clayton Edward Devin	Tulia, Tex.	Ross Hugon Hemphill
Robert Stevens DeLange	Galveston, Tex.	Edward D. Vickery
Renato S. DeLuca	Philadelphia, Pa.	John Mattioni
Michael R. Dice	Denver, Colo.	Andrew L. Quiat
William F. Dow III	New Haven, Conn.	David Levin Belt
Robert Thomas Dunlevey, Jr.	Dayton, Ohio	Wilbur Stoll Lang
Charlie Douglas Dye	Austin, Tex.	Jack D. Maroney II
R. Lance Elliott	Washington, D.C.	Thomas W. Power
Dorothy Famber	Milwaukee, Wis.	Wesley Norman Harry

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
John H. Ferguson	Washington, D.C.	Norton Jay Come
Michael Robert Gardner	Washington, D.C.	John J. Wilson
Robert J. Gibson	Phoenix, Ariz.	George H. Lyons
Alyson Joy Ginsburg	Miami, Fla.	Robert Anthony Cuevas, Jr.
Paul Frederick Gluchowski	Manassas, Va.	J. Edward McGolrick, Jr.
Marc Richard Goldstein	West Palm Beach, Fla.	Richard L. Jorandby
Kenneth G. Griffin	Los Angeles, Calif.	William Augustus Fenwick
Philip John Halverson	Los Angeles, Calif.	Gerson Marks
William John Hanley	Livingston, N.J.	Peter J. McDonald
Donald W. Hart	Phoenix, Ariz.	Curtis Arthur Jennings
Boswell Stevens Hazard	Jackson, Miss.	Joe H. Daniel
Det H. Joks	Miami, Fla.	Anastasios Victor Notopoulos
Charles George Kelly	Port Huron, Mich.	Peter E. Deegan
John W. Kelly III	Selma, Ala.	Jan Garrison Thompson
Jeffrey Hale Klink	Jacksonville, Fla.	Guy O. Farmer II
John William Ladenburg	Tacoma, Wash.	John T. Robson, Jr.
Jacob Laufer	New York, N.Y.	Robert Ullman
John Michael Lee	Los Angeles, Calif.	Lawrence William Steinberg
Paul Simon Leevan	Los Angeles, Calif.	Tobias G. Klinger
Celso E. Lopez	San Sebastian, P.R.	Jose Antonio Fuste
Howard N. Lucas	Houston, Tex.	Charles J. Wilson
Michael Alan Mantell	Los Angeles, Calif.	Christopher J. Duerksen
Steven Addington	Washington, D. C.	Charles Ellsworth Goodell
Martindale		
Nicholas Matthew Matassini	Tampa, Fla.	John Joseph Lazzara
Robert William Mattson	Naples, Fla.	Lawrence Dent Martin

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Frederick J. McCarthy John McClure	Flagstaff, Ariz. Miami, Fla.	Daniel J. Stoops Francisco R. Angones
James Talmadge McIntyre, Jr.	Atlanta, Ga.	Griffin B. Bell
Bill McKee	San Antonio, Tex.	Brendan Eugene Gill
William H. Mellor III James Alvin Miller, Jr. Philip J. Morgan	Denver, Colo. Indianapolis, Ind. Ft. Lauderdale, Fla.	Maxwell A. Miller Paul J. DeVault W. Michael Brinkley
Michael James Mulcahy	West Bend, Wis.	Charles Chambers Mulcahy
Michael Frederic Mumma	Jefferson, Iowa	M. Gene Blackburn
Michael B. Nash Edward Joseph Nazar	Chicago, Ill. Wichita, Kans.	Gordon B. Nash Judge Norman Keith Sanborn
William Earl Nees	Riverside, Calif.	Byron Charles Morton
Michael A. Nichols Christopher Ryan Ottenweller	Sunnyvale, Calif. Washington, D.C.	Charles K. Marr Steven Paul Lockman
Elizabeth Joughin Oyster	Fairfax, Va.	Martha Altschuller Zaritsky
Darrel Forny Parish John W. Parker	Decatur, Ill. Santa Ana, Calif.	Robert Dale Owen John Farrar Anderson
Richard A. Perras	Boston, Mass.	Alvin Maynard Glazerman
William R. Phillips Thomas Joseph Pisarri	Las Vegas, Nev. Hackensack, N.J.	James E. Rogers Frank P. Lucianna
William Charles Potter, Jr.	Birmingham, Mich.	Richard Ford
George Arthur Quadrino Mark H. Randall	Washington, D.C. Casselberry, Fla.	Clarence G. Morse Gene Reid Stephenson
Robert D. Randolph	Pittsburgh, Pa.	Donald Thomas O'Connor
John Allan Roney	Honolulu, Hawaii	James Arthur Stubenberg
H. Berkeley Rourke	Parker, Ariz.	Douglas Snyder Stanley

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
John Douglas Ryan	Cleveland, Ohio	Martin J. Sammon
Jerrold E. Salzman	Chicago, Ill.	Lee A. Freeman, Jr.
Martin Sarver	Fairfield, N.J.	Matthew P. Boylan
Douglas Jeffrey Savage	Canton, Ohio	Roy Francis Martin
Thomas H. Sear	New York, N.Y.	Robert B. Fiske, Jr.
Neil H. Selman	Los Angeles, Calif.	J. Lawrence Judy
Raymond P. Shebell	Asbury Park, N.J.	Thomas F. Shebell
Stanley B. Sikes	Selma, Ala.	Jan Garrison Thompson
Turner T. Smith, Jr.	Richmond, Va.	George Clemon Freeman, Jr.
Mark I. Soler	San Francisco, Calif.	Barbara M. Milstein
Gerald M. Stevens	Owosso, Mich.	Richard John Langs
Trawick H. Stubbs, Jr.	New Bern, N.C.	Robert Green Bowers
Alan Neal Sussman	Kingston, N.Y.	Mark Walter Werman
Jane Michaels Talesnick	Denver, Colo.	William Cant McClearn
Marilyn S. Teitelbaum	St. Louis, Mo.	Charles A. Werner
D. Mark Thomas	Harrisburg, Pa.	Carroll F. Purdy, Jr.
Charles Edward Thomas, Jr.	Harrisburg, Pa.	Carroll F. Purdy, Jr.
Eva R. M. Thurman	Hartford, Conn.	Lloyd Odom Brown
Frederick L. Unger	Houston, Tex.	Anthony F. Mercuric
Ramon A. VonDrehle	Dearborn, Mich.	Aaron J. Kramer
Geary L. Walke	Del City, Okla.	William Gregory Cunningham
Ronald Lee White	Houston, Tex.	Thomas A. Brown, Jr.
Ronald Wilder	Chicago, Ill.	Stanley J. Adelman

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
James Clifton Wilkerson	East Orange, N.J.	Joe Robert Caldwell, Jr.
Richard Milton Williams, Jr.	East Orange, N. J.	Joe Robert Caldwell, Jr.
Wendel E. Willmann	Cleveland, Ohio	Ronald M. Mottl
Don Wyatt	Fayetteville, Tenn.	James H. Henry
James Peyton Yudes	Westfield, N.J.	Paul Henry Karwell
Keith D. Zick	Marysville, Mich.	Peter E. Deegan

#### ADMISSIONS TO THE BAR ON ORAL MOTION

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
James A. Robbins	Washington, D.C.	Wade H. McCree, Jr., Solicitor General
John Christian Yoder	Washington, D.C.	Thomas J. Campbell
Susan Louise Wolk	Los Angeles, Calif.	Jonathan Silverstone
Timothy J. Buckley	Geneva, N.Y.	James R. Harvey
Ross Michael Tantillo	Canandaigua, N.Y.	James R. Harvey
Norma Jean Naffziger Finneran	Shaker Heights, Ohio	Paul D. Cullen
Thomas Robert Finneran	Columbus, Ohio	Paul D. Cullen
Harry C. Mezer	Washington, D.C.	John Wall
Peter B. Kelsey	Great Falls, Va.	Robert L. Baum

#### ORAL ARGUMENT

No. 80-148. Jeffrey Richard Robbins, petitioner, *v.* California. One hour and twenty minutes allowed for oral argument. Argued by Mr. Marshall W. Krause for the petitioner, by Mr. Ronald E. Niver for the respondents, and by Mr. Andrew L. Frey for the United States, as *amicus curiae*, by special leave of Court.

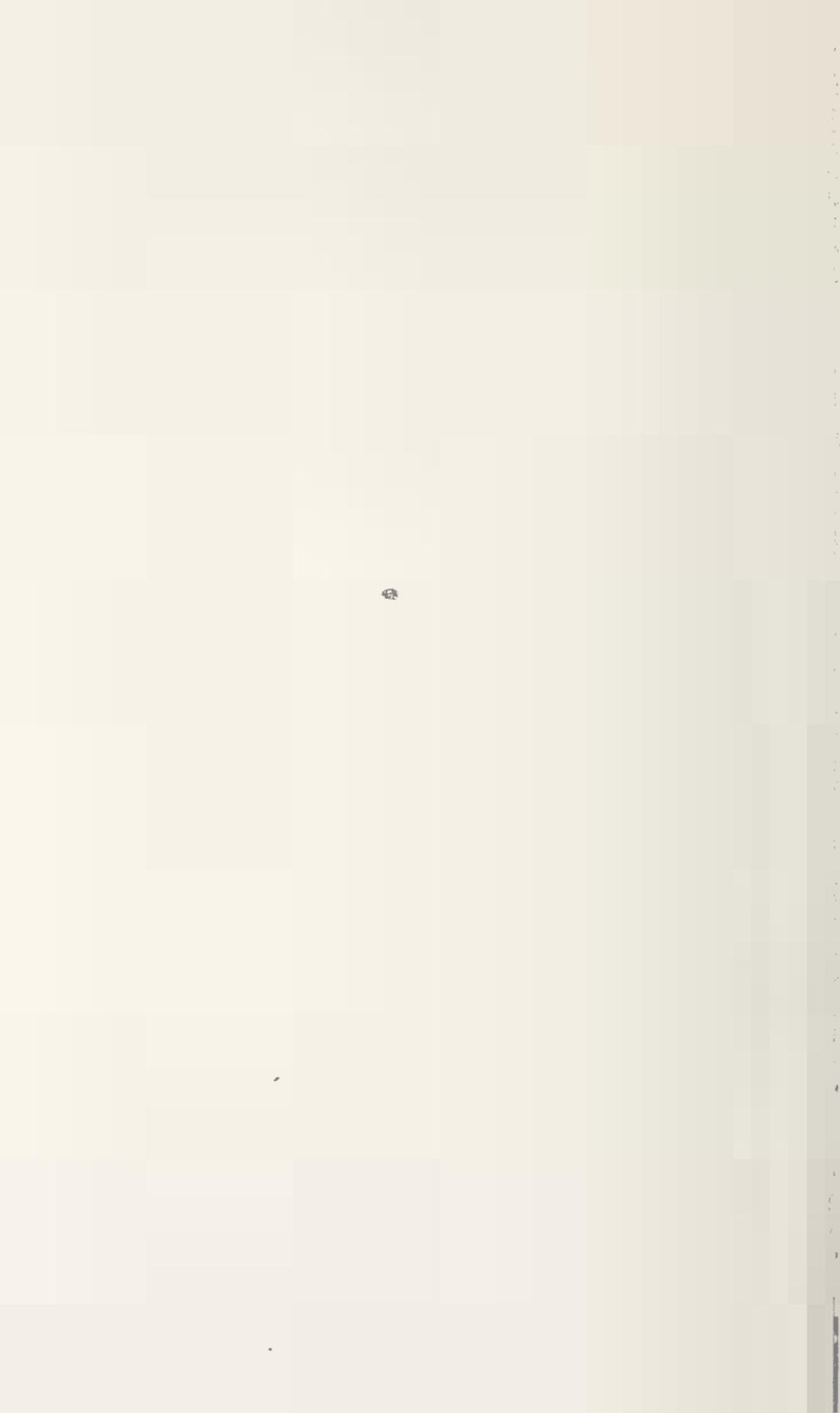
No. 80-328. New York, petitioner, *v.* Roger Belton. One hour and thirty minutes allowed for oral argument. Argued by Mr. James R. Harvey for the petitioner, by Mr. Andrew L. Frey for the United States, as *amicus curiae*, by special leave of Court, and by Mr. Paul J. Cambria, Jr. for the respondent.

No. 80-808. United States, petitioner, *v.* Novia Turkette, Jr. Argued by Mr. Mark I. Levy for the petitioner and by Mr. John Wall for the respondent.

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Adjourned until tomorrow at 10 o'clock.





## SUPREME COURT OF THE UNITED STATES

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Present: Chief Justice Burger, Justice Brennan, Justice Stewart, Justice White, Justice Marshall, Justice Blackmun, Justice Powell, Justice Rehnquist, and Justice Stevens.

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### ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Richard John Bortolin	Carson City, Nev.	James D. Santini
A. Richard Backus	Sacramento, Calif.	Robert T. Matsui
Susan Deller Ross	Washington, D.C.	Judge Ruth B. Ginsburg
Eugenia MacGowan	San Francisco, Calif.	Charles William Rumph
James C. Kuhn III	Pittsburgh, Pa.	James Craighead Kuhn, Jr.

### OPINIONS

No. **79-408**. City of Milwaukee, et al., petitioners, *v.* Illinois and Michigan. On writ of certiorari to the United States Court of Appeals for the Seventh Circuit. Judgment vacated and case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Justice Rehnquist. Dissenting opinion by Justice Blackmun with whom Justice Marshall and Justice Stevens join.

No. **79-1252**. California, et al., petitioners, *v.* Sierra Club, et al.; and

No. **79-1502**. Kern County Water Agency, et al., petitioners, *v.* Sierra Club, et al. On writs of certiorari to the United States Court of Appeals for the Ninth Circuit. Judgment reversed and cases remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Justice White. Concurring opinion by Justice Stevens. Opinion by Justice Rehnquist concurring in the judgment with whom Chief Justice Burger, Justice Stewart and Justice Powell join.

### ORAL ARGUMENT

No. **80-289**. United Mine Workers of America, Local No. 1854, et al., petitioners, *v.* National Labor Relations Board, et al.; and

No. **80-692**. National Labor Relations Board, petitioner, *v.* Amax Coal Company, A Division of Amax, Inc., et al. Argued by Mr. Harlon L. Dalton for the NLRB, by Harrison Combs for the UMW of America, et al., and by Mr. Daniel F. Gruender for Amax Coal Company. ~~██████~~.

No. **80-5392**. Robert Howe, Sr., petitioner, *v.* William French Smith, Attorney General of the United States, et al. Argued by Mr. William A. Nelson for the petitioner, by Ms. Barbara E. Etkind for the federal respondent and by Mr. John J. Easton, Jr. for the state respondent.

No. **80-850**. Elie Jones, Warden, Stone Mountain Correctional Institution, Appellant, *v.* Bobby H. Helms. Argued by Ms. Carol Atha Cosgrove for the appellant and by Mr. James C. Bonner, Jr. for the appellee.

No. **80-901**. Raymond J. Donovan, Secretary of Labor, United States Department of Labor, appellant, *v.* Douglas Dewey, et al. Argued by Mr. Kenneth S. Geller for the appellant and by Mr. Francis R. Croak for the appellees.

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Adjourned until tomorrow at 10 o'clock.

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# SUPREME COURT OF THE UNITED STATES

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Present: Chief Justice Burger, Justice Brennan, Justice Stewart, Justice White, Justice Marshall, Justice Blackmun, Justice Powell, Justice Rehnquist, and Justice Stevens.

## OPINIONS

No. **79-1740**. Germain H. Ball, et al., appellants, *v.* Roland W. James, et al. Appeal from the United States Court of Appeals for the Ninth Circuit. Judgment reversed and case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Justice Stewart. Concurring opinion by Justice Powell. Dissenting opinion by Justice White with whom Justice Brennan, Justice Marshall, and Justice Blackmun join.

No. **80-317**. University of Texas, et al., petitioners, *v.* Walter Camenisch. On writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Judgment vacated and case remanded to the United States District Court for the Western District of Texas for further proceedings in conformity with the opinion of this Court. Opinion by Justice Stewart. Concurring opinion by Chief Justice Burger.

No. **80-264**. Elmer B. Staats, Comptroller General of United States, et al., petitioners, *v.* Bristol Laboratories Division of Bristol-Myers Company. On writ of certiorari to the United States Court of Appeals for the Second Circuit. Judgment affirmed by an equally divided Court. Opinion *per curiam* announced by the Chief Justice. Justice Stewart took no part in the consideration or decision of this case.

## ADMISSION TO THE BAR ON ORAL MOTION

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Jennifer Anne Gille	Kansas City, Mo.	Harry P. Thomson, Jr.

## ORAL ARGUMENT

No. **80-756**. Richard Schweiker, Secretary of Health and Human Services, et al., petitioners, *v.* Gray Panthers. Argued by Mr. George W. Jones for the petitioners, *pro hac vice*, by special leave of Court, and by Mr. Gill Deford for the respondents.

No. 80-710. United Association of Journeymen and Apprentices of the Plumbing and Pipefitting Industry of the United States and Canada, AFL-CIO, et al., petitioners, *v.* Local 334, United Association, etc., et al. Argued by Mr. Laurence S. Gold for the petitioners and by Mr. Jonathan G. Axelrod for the respondents.

No. 80-802. National Gerimedical Hospital and Gerontology Center, petitioner, *v.* Blue Cross of Kansas City and Blue Cross Association. One hour and thirty minutes allowed for oral argument. Argued by Mr. Erwin N. Griswold for the petitioner, by Mr. Solicitor General Wade H. McCree, Jr. for the United States as *amicus curiae*, by special leave of Court, and by Mr. Joshua F. Greenberg for the respondents.

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Adjourned until Monday, May 4, 1981 at 10 o'clock.

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## SUPREME COURT OF THE UNITED STATES

Present: Justice Brennan, Justice Stewart, Justice White, Justice Marshall, Justice Blackmun, and Justice Rehnquist.

Justice Brennan said:

"Today's orders of the Court have been certified by me, filed with the Clerk, and will not be announced orally."

### APPEALS—SUMMARY DISPOSITION

**No. 80-1407.** Thomas M. Winters and Elena Winters, appellants, *v.* City of Klamath Falls. Appeal from the Supreme Court of Oregon. The appeal is dismissed for want of a substantial federal question. Justice Brennan, Justice Stewart and Justice Stevens would note probable jurisdiction and set the case for oral argument.

**No. 80-6243.** Karen Heller and Earl Heller, appellants, *v.* Hancock County Children Services Board, et al. Appeal from the Supreme Court of Ohio. The appeal is dismissed for want of a substantial federal question.

**No. 80-6277.** Rose Harris, appellant, *v.* Gerald E. Fuerst, Clerk of Court. Appeal from the Supreme Court of Ohio. The appeal is dismissed for want of a substantial federal question.

**No. 80-6341.** Eddie Thompson, Jr., appellant, *v.* Kentucky. Appeal from the Kenton Circuit Court, Commonwealth of Kentucky. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

### CERTIORARI—SUMMARY DISPOSITION

**No. 78-1851.** Joseph Harris, petitioner, *v.* H. Schuldt Reederei. The petition for rehearing is granted and the order of October 1, 1979, denying the petition for a writ of certiorari is vacated. 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 *Scindia Steam Navigation Co. v. De Los Santos*, 451 U.S. — (1981).

**No. 79-813.** American Commercial Lines, Inc., petitioner, *v.* Thomas W. Griffith, et al. On petition for writ of certiorari to the United States Court of Appeals for the Third Circuit. The petition for writ of certiorari is granted. The judgment is vacated and the case is remanded to the United States Court of Appeals for the Third Circuit for further consideration in light of *Scindia Steam Navigation Co. v. De Los Santos*, 451 U.S. — (1981).

No. 79-1625. Sierra Club, et al., petitioners, *v.* James G. Watt, Secretary of the Interior, et al. On petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit. The petition for writ of certiorari is 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 *California v. Sierra Club*, 451 U.S. — (1981).

No. 80-26. United Steelworkers of America, etc., et al., petitioners, *v.* Donald C. Flowers, et al. On petition for writ of certiorari to the United States Court of Appeals for the Second Circuit. The petition for 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 for further consideration in light of *United Parcel Service v. Mitchell*, 451 U.S. — (1981).

No. 80-245. Oceanic Navigation Corporation and VLCC Andros Atlas, petitioners, *v.* Lawrence A. Sarauw. On petition for writ of certiorari to the United States Court of Appeals for the Third Circuit. The petition for writ of certiorari is granted. The judgment is vacated and the case is remanded to the United States Court of Appeals for the Third Circuit for further consideration in light of *Scindia Steam Navigation Co. v. De Los Santos*, 451 U.S. — (1981).

No. 80-455. Maria Toth Futo, in her Capacity as the Personal Representative and Administratrix of the Estate of John Futo, petitioner, *v.* Lykes Brothers Steamship Company, Inc., et al. On petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit. The petition for writ of certiorari is granted. The judgment is vacated and the case is remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *Scindia Steam Navigation Co. v. De Los Santos*, 451 U.S. — (1981).

No. 80-1643. Silver Bulk Shipping, Ltd., petitioner, *v.* William McCarthy. On petition for writ of certiorari to the United States Court of Appeals for the Third Circuit. The petition for writ of certiorari is granted. The judgment is vacated and the case is remanded to the United States Court of Appeals for the Third Circuit for further consideration in light of *Scindia Steam Navigation Co. v. De Los Santos*, 451 U.S. — (1981).

No. 80-6017. Richard Payton, petitioner, *v.* David Harris. On petition for writ of certiorari to the United States Court of Appeals for the Second Circuit. The motion of petitioner for leave to proceed *in forma pauperis* and the petition for writ of certiorari are granted. The judgment is vacated and the case is remanded to the United States Court of Appeals for the Second Circuit for further consideration in light of *Cuyler v. Adams*, 449 U.S. — (1981).

## ORDERS IN PENDING CASES

No. **A-870**. Bhartur N. Premachandra, applicant, *v.* Murray G. Mitts, et al. The application for an injunction addressed to Justice Brennan and referred to the Court is denied.

No. **D-198**. In the Matter of Disbarment of Martin Fogel. Disbarment entered.

No. **D-200**. In the Matter of Disbarment of Joseph R. McMahon. Disbarment entered.

No. **D-203**. In the Matter of Disbarment of Alan Burton Henderson. Disbarment entered.

No. **D-205**. In the Matter of Disbarment of George S. Silaski. Disbarment entered.

No. **D-208**. In the Matter of Disbarment of Donald H. Noren. Disbarment entered.

No. **D-213**. In the Matter of Disbarment of John Byron Halverson. Disbarment entered.

No. **D-234**. In the Matter of Disbarment of Ernest H. Fontaine, III. It is ordered that Ernest H. Fontaine, III, of Houston, Texas, be suspended from the practice of law in this Court and that a rule issue, returnable within forty days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-235**. In the Matter of Disbarment of Michael W. Williams. It is ordered that Michael W. Williams, of Corpus Christi, Texas, be suspended from the practice of law in this Court and that a rule issue, returnable within forty days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-236**. In the Matter of Disbarment of Henry Rosenblum. It is ordered that Henry Rosenblum, of Houston, Texas, be suspended from the practice of law in this Court and that a rule issue, returnable within forty days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **77 Orig.** State of Tennessee, plaintiff, *v.* State of Arkansas. The Report of the Special Master is received and ordered filed. Exceptions, if any, with supporting briefs to the Report may be filed by the parties within 45 days. Reply briefs, if any, to such Exceptions may be filed within 30 days.

No. **79-404**. United States, petitioner, *v.* Jesus E. Cortez and Pedro Hernandez-Loera. The motion for appointment of counsel is granted and it is ordered that S. Jeffrey Minker, Esquire, of Tucson, Arizona, is appointed to serve as counsel for respondent, Jesus Cortez, *nunc pro tunc*.

No. **80-757**. New York Mercantile Exchange, et al., petitioners, *v.* Neil Leist, Philip Smith and Incomco;

No. **80-895**. Clayton Brokerage Co. of St. Louis, Inc., petitioner, *v.* Neil Leist, Philip Smith and Incomco; and

No. **80-936**. Heinold Commodities, Inc., et al., petitioners, *v.* Neil Leist, et al. The motion of petitioners in No. 80-757 to divide oral argument with petitioners in Nos. 80-895 and 80-936 and the motion of petitioners in Nos. 80-895 and 90-936 to divide oral argument with petitioners in No. 80-757 are granted. The motions of petitioners in Nos. 80-895 and 90-936 for designation of counsel to present oral argument are denied.

No. **80-1499**. Commissioner of Internal Revenue, petitioner, *v.* Delta Metalforming Co., Inc. The motion of respondent to consolidate this case with No. 80-1251, *United States v. Vogel Fertilizer Company*, is denied.

No. **80-1728**. James A. Yeoham, et al., petitioners, *v.* United States, et al. The application for stay addressed to Justice Rehnquist and referred to the Court is denied.

#### APPEALS—JURISDICTION NOTED

No. **80-1188**. James Edgar, appellant, *v.* Mite Corporation and Mite Holdings, Inc. Appeal from the United States Court of Appeals for the Seventh Circuit. In this case probable jurisdiction is noted.

No. **80-1538**. James Plyler, Superintendent of the Tyler Independent School District and its Board of Trustees, et al., appellants *v.* J. and R. Doe, etc., et al. Appeal from the United States Court of Appeals for the Fifth Circuit. In this case probable jurisdiction is noted.

#### CERTIORARI GRANTED

No. **80-1074**. Richard W. Velde, et al., petitioners, *v.* National Black Police Association, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit granted. Justice Powell and Justice Stevens took no part in the consideration or decision of this petition.

No. **80-1345**. Kaiser Steel Corporation, petitioner, *v.* Julius Mullins, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit granted. The Solicitor General is invited to file a brief in this case expressing the views of the United States.

## CERTIORARI DENIED

No. 79-706. Arby McCulley, Administrator, etc., petitioner, *v.* Mitsui O.S.K. Lines, Ltd., et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 79-1240. Joyce Roy Stockstill, etc., petitioner, *v.* Gypsum Transportation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 80-94. Compania Maritime Navegacion Netumar, S.A., petitioner *v.* Sam Irizarry. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 80-503. Richard A. King, Chief, Fairfax County Police Department, et al., petitioners *v.* Eldred S. Wallace, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 80-642. Eleanore M. Raymond, Administratrix of the Estate of Alvaro J. Raymond, petitioner *v.* I/S Caribia. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 80-745. Oriental Steamship Corporation, petitioner, *v.* William V. McMichael. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 80-890. James J. Liotta, petitioner, *v.* National Forge Company; and

No. 80-1115. National Forge Company, petitioner, *v.* James J. Liotta. Petitions for writs of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 80-1101. Robert D. Kelce, petitioner, *v.* U.S. Financial Incorporated, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 80-1261. Gordon G. Grubb, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 80-1332. Morton Berkowitz, et al., petitioners, *v.* Michael I. Selzer; and

No. 80-1335. Michael I. Selzer, petitioner *v.* Morton Berkowitz, et al. Petitions for writs of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 80-1344. Tracey Viegas, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **80-1376**. Helen Louise Bowling Corros, Administratrix, etc., petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-1385**. Industrial Contractors, Inc., et al., petitioners, *v.* Chauffeurs, Teamsters and Helpers Local Union No. 215, etc. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-1402**. Frank A. Principe, et al., petitioners, *v.* McDonald's Corporation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-1416**. Mark J. Rogers and Thomas E. Bush, petitioners, *v.* Myron L. Gordon, United States District Judge, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-1480**. Richard Rowe, et al., petitioners, *v.* United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-1504**. Mark Summitt, petitioner, *v.* North Carolina. Petition for writ of certiorari to the Supreme Court of North Carolina denied.

No. **80-1516**. Mary LoBue, petitioner, *v.* Nevada, ex rel. Department of Highways. Petition for writ of certiorari to the Supreme Court of Nevada denied.

No. **80-1519**. J. Roger Barber, Commissioner of Department of Agriculture and Markets of New York, et al., petitioners, *v.* International Society for Krishna Consciousness, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-1520**. Linda E. Sangster, petitioner, *v.* United Air Lines, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-1522**. Frederick William Duemig, petitioner, *v.* Colorado. Petition for writ of certiorari to the Supreme Court of Colorado denied.

No. **80-1526**. Victor D'Arc, petitioner, *v.* Mary Lea J. D'Arc. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. **80-1530**. Boise Baseball Club, Inc., petitioner, *v.* Bowie K. Kuhn, individually and as Commissioner of Baseball, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-1532**. Billy Joe Entrekin, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1533**. Jim F. Barham, petitioner, *v.* Ewell Welch, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eight Circuit denied.

No. **80-1535**. Dorothy J. Morgan, et al., petitioners, *v.* Global Communications, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-1537**. Pittston Stevedoring Corp., petitioner, *v.* Jack A. Doca, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-1546**. Paul A. Acquisto, petitioner, *v.* Lee County Board of Public Instruction (School Board of Lee County), et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1548**. Brinton Esty, et al., petitioners, *v.* Aurora O'Neal as Administratrix of Estate of Tyrone O'Neal, deceased. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-1605**. Dominic Anthony Delello, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, denied.

No. **80-1645**. Gregory DePalma, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-1649**. Orville Leon Payne, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-1657**. Lynn Edward Fletcher, petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-1660**. Tony Coronado, petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1671**. James M. Hazelip, petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-5918**. Raymond Leach, petitioner *v.* Louis Greco, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-6093**. Donna Lorraine Tourtillott, petitioner *v.* Oregon. Petition for writ of certiorari to the Supreme Court of Oregon denied.

No. **80-6102**. Reyes Barrera, Jr., petitioner *v.* Wisconsin. Petition for writ of certiorari to the Supreme Court of Wisconsin denied.

No. **80-6112**. William H. Williams, petitioner *v.* Ted Engle, Superintendent, Chillicothe Correctional Institute. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-6145**. Mark Douglas Bowden, petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **80-6240**. Roosevelt Cobb, petitioner *v.* United States District Court for the Northern District of California. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-6301**. Oswald John, petitioner *v.* Attorney General of the Government of the Virgin Islands. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-6314**. Frances L. Wright, petitioner *v.* Ohio. Petition for writ of certiorari to the Court of Appeals of Ohio, Montgomery County, denied.

No. **80-6319**. Lawrence Kraimer, petitioner *v.* Wisconsin. Petition for writ of certiorari to the Supreme Court of Wisconsin denied.

No. **80-6320**. Norman M. Jackson, petitioner *v.* James F. Howard, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-6325**. Porfirio Chavez, petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-6326**. Johnny Smith, petitioner *v.* J. W. Fairman, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-6327**. William J. Pierce and Genevieve J. Pierce, petitioners *v.* Aloysius H. Yochum, et al. Petition for writ of certiorari to the Supreme Court of Indiana denied.

No. **80-6330**. Cruz Soto Segarra, petitioner *v.* Sea Land Service of Puerto Rico, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **80-6331**. Jamie Cundriff, petitioner *v.* Massachusetts. Petition for writ of certiorari to the Supreme Judicial Court of Massachusetts denied.

No. **80-6333**. David Kolinsky, petitioner *v.* Connecticut. Petition for writ of certiorari to the Supreme Court of Connecticut denied.

No. **80-6335**. Larry Dean Turner, petitioner *v.* Sheriff Melvin C. Moore, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-6337**. Sammy Huffman, petitioner *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. **80-6338**. William P. Ryan, petitioner *v.* James P. Mitchell, Superintendent, Virginia State Penitentiary. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-6339**. James Thomas Porter, petitioner *v.* Charles M. Miller, Superintendent, Anne Arundel County Detention Center. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-6340**. Darrett Bernard Baker and Ritchie Renald Humphrey, petitioners *v.* Don Metcalfe, Judge, Criminal District Court, etc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6343**. Bruce E. Ward, petitioner *v.* Pennsylvania. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Western District, denied.

No. **80-6344**. Emmett Payne, Jr., petitioner *v.* ET & WNC Transportation Company, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-6347**. Franklin L. Miller, petitioner *v.* TRW Incorporated, Credit Data Division. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-6349**. Ervin G. Anderson, petitioner *v.* Ralph A. Morrow, et al. Petition for writ of certiorari to the Supreme Court of Colorado denied.

No. **80-6350**. Oswald John, petitioner *v.* Charles Fenton, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-6351**. Paul Littlefield, petitioner *v.* Kentucky. Petition for writ of certiorari to the Supreme Court of Kentucky denied.

No. **80-6353**. William Arthur Ashlock, Jr., petitioner *v.* Pleasant C. Shields. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-6357**. Ricki Joseph Hughes, petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **80-6360**. Charles Merrill Mount, petitioner *v.* Chase Bank, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-6361**. Travis Lee Baker, petitioner *v.* James P. Mitchell, Superintendent, Virginia State Penitentiary. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-6371**. James Michael Mathews, petitioner *v.* Ohio. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **80-6427**. Paul B. Owens, petitioner *v.* Cecil C. McCall, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-6443**. Carl Anthony Vallier, petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-6444**. Roosevelt Cribbs, Jr., petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-6452**. Juvenal Garcia, petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-6453**. Randy Thomas Hilgert, petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-6455**. Raymond A. Huberts, petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **79-624**. Ernst Russ Steamship Co., petitioner *v.* John Matthews. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied. Justice Stevens took no part in the consideration of decision of this petition.

No. **80-1118**. James D. Stancil, et al., petitioners *v.* Georgia. Petition for writ of certiorari to the Court of Appeals of Georgia denied. Justice Brennan, Justice Stewart and Justice Marshall would grant the petition and reverse the convictions.

No. **80-1257**. Donald Schriver, Inc., et al., petitioners *v.* National Labor Relations Board, et al. The motion of Center on National Labor Policy for leave to file a brief as *amicus curiae* is granted. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **80-1267**. Graves Truck Line, Inc., petitioner *v.* Appleton Electric Company. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied. Justice Stewart took no part in the consideration or decision of this petition.

No. **80-1683**. General Electric Company, petitioner *v.* Federal Communications Commission, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied. Justice Stewart took no part in the consideration or decision of this petition.

No. **80-1449**. Florida, petitioner *v.* Sherolyn Denise Harrison. The motion of respondent for leave to proceed *in forma pauperis* is granted. Petition for writ of certiorari to the District Court of Appeal of Florida, Third District, denied. The Chief Justice and Justice Blackmun would grant certiorari.

No. **80-6231**. Dennis Dick, petitioner *v.* Georgia. Petition for writ of certiorari to the Supreme Court of Georgia denied. Dissenting statement by Justice Brennan and Justice Marshall.

#### REHEARINGS DENIED

No. **80-1085**. Union Carbide Agricultural Products Co., Inc., et al., petitioners *v.* Douglas M. Costle, Administrator, Environmental Protection Agency, et al.;

No. **80-6090**. Betty Minyard Stein, appellant, *v.* Joseph E. Frank and Frances Frank;

No. **80-6101**. John Charles Mabry, petitioner, *v.* Cenla Finance, Inc.; and

No. **80-6179**. Delton Lewis Dorty, petitioner, *v.* Raymond Hayes, et al. Petitions for rehearing denied.

No. **80-5577**. Roland R. Wiley III, petitioner, *v.* Kansas, The motion for leave to file a petition for rehearing is denied.

#### ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Alex A. Alston, Jr.	Jackson, Miss.	Charles R. Davis
Ruth C. Balkin	Mineola, N.Y.	John Joseph Sutter

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Frederick Charles Bamman III	Pompano Beach, Fla.	James Houlihan Carroll
Duane R. Batista	Boston, Mass.	Charles R. Parrott
Henry Lee Belsky	Baltimore, Md.	Marvin B. Steinberg
John F. Berlese	Clovis, Calif.	Gerald Earnest Howe
LeRoy Louis Bianchi	Schaumburg, Ill.	Nello Paul Gamberdino
Thomas S. Brazier	San Jose, Calif.	Bernard J. Allard
Anita B. Brody	Ardmore, Pa.	James F. Blumstein
David R. Brougham	Denver, Colo.	G. Walter Bowman
Richard David Brover	Long Beach, Calif.	Kenneth T. Welch
Ruth Cassell	New York, N. Y.	Malvine Sara Nathanson
Michael A. Clark	La Jolla, Calif.	Gary H. Wiles
Richard E. Collar	Snellville, Ga.	Leighton B. Deming, Jr.
John P. Collins	Tucson, Ariz.	Morris King Udall
Edgar King Collison III	Northbrook, Ill.	Gerard C. Heldrich, Jr.
Billy Howard Ezell	Lake Charles, La.	Joe E. Bass
Sheldon Michael Finkelstein	Philadelphia, Pa.	Bernard G. Segal
Stanley M. Fisher	Cleveland, Ohio	Kenneth G. Weinberg
Gary Devenow Fox	Miami, Fla.	Larry S. Stewart
James P. Gamble	St. Louis, Mo.	David J. Newburger
Jere Walton Glover	Ridgely, Tenn.	Milton David Stewart
Larry Judson Gunn	Houston, Tex.	Phillip D. Endom
Q. Byrum Hurst, Jr.	Hot Springs, Ariz.	Edwin Ruthvin Bethune, Jr.
Gregory Allan Johnson	Fort Madison, Iowa	George E. Wright
James H. Jones Jr.	Everett, Wash.	Douglas Lewis Bell

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Ronald Stanford Kahn	Cleveland, Ohio	Bruce D. Taubman
Frederick J. Kapala	Rockford, Ill.	Judge Bradner C. Riggs
Jesse L. Kearney	Pine Bluff, Ark.	Ernest Harley Cox, Jr.
Jeffrey Brian Keck	Dallas, Tex.	John Harbell Hagler
Randall Steven Leff	Washington, D.C.	Arthur J. Goldberg
Tryon D. Lewis	Odessa, Tex.	Royal Caswell
Sheryl Joyce Lowenthal	Miami, Fla.	Natalie Baskin
Frederick John Magovern	Garden City, N.Y.	William Russell Bogert
Roger Phillip Main	Burlington, N.J.	Marvin Edward Schlosser
John E. McKeever	Philadelphia, Pa.	Charles C. Hileman, III
James A. Meaney III	Lafayette, Ga.	David Leonard Lomenick, Jr.
Howard D. Medwed	Cambridge, Mass.	Thomas David Burns
Bruce Meller	Hackensack, N.J.	Robert S. Peckar
Glenn H. Mitchell	West Palm Beach, Fla.	Kenneth G. Spillias
Joseph M. Moran	Anchorage, Alaska	Stephen Scott DeLisio
Bruce Allan Nahin	Los Angeles, Calif.	Melville Howard Nahin
Thomas R. Needham	Dallas, Tex.	Carl David Adams
Thomas Michael Nolan	Nelsonville, Ohio	F. Lee Bailey
Christopher Marc Nolland	New York, N.Y.	Bud George Holman
Robert J. Parrilli	New York, N.Y.	John K. Thompson
Verner P. Partenheimer	Princeton, Ind.	Syney L. Berger
Richard David Paugh	Gaithersburg, Md.	Thomas Lawton Beight
Edgar Pauk	New York, N.Y.	Jonathan Arthur Weiss
Mark Perlman	Ft. Lauderdale, Fla.	F. Lee Bailey

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
William Thomas Plesec	Washington, D.C.	Patrick F. McCartan, Jr.
Donald Andrew Powell	Moorestown, N.J.	Philip R. Lezenby, Jr.
Alan Hardy Prather	Bradenton, Fla.	Edward N. Fay, Jr.
Michael Edward Riley	Moorestown, N.J.	Jan M. Schlesinger
William Ames Ruth	Hilton Head Island, S.C.	Joab Mauldin Dowling
Robert Wesley Sacoff	Chicago, Ill.	William Murray Freivogel
Karen Beth Schleimer	New York, N.Y.	John Dwyer French
Edward Craig Schmidt	Pittsburgh, Pa.	Harold R. Schmidt
Theodore J. Schroeder	Reno, Nev.	Harold G. Albright
Lewis R. Sifford	Dallas, Tex.	C. A. Searcy Miller
David Wayne Sinclair	Detroit, Mich.	Joseph Levin
Frederick Strawn Spencer	Mountain Home, Ark.	John R. Clayton
John M. Toriello	Brooklyn, N.Y.	David P. H. Watson
Justin David Verst	Newport, Ky.	William James Wehr
Steve Vossmeier	St. Louis, Mo.	David J. Newburger
David C. Weiner	Cleveland, Ohio	Neil Kenneth Evans
Stephen A. White	Charleston, Ark.	William P. Walters
Kenneth John Wysoglad	Chicago, Ill.	Richard James Schreiber
Genius Ares Zitani	San Francisco, Calif.	Richard Gritmon Moore

#### OPINIONS

No. 79-6740. Robert Bullington, petitioner, *v.* Missouri. On writ of certiorari to the Supreme Court of Missouri. Judgment reversed and case remanded to the Supreme Court of Missouri for further proceedings not inconsistent with the opinion of this Court. Opinion by Justice Blackmun. Dissenting opinion by Justice Powell with whom Chief Justice Burger, Justice White, and Justice Rehnquist join.

No. 79-1777. Complete Auto Transit, Inc., et al., petitioners, v. Danny Reis, et al. On writ of certiorari to the United States Court of Appeals for the Sixth Circuit. Judgment affirmed. Opinion by Justice Brennan. Opinion by Justice Powell concurring in part and concurring in the judgment. Dissenting opinion by Chief Justice Burger with whom Justice Rehnquist joins.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
William John Anderson	Corona Del Mar, Calif.	Attorney General William French Smith
Norman Yale Blaz	Los Angeles, Calif.	Attorney General William French Smith
Jeffrey M. Boren	Los Angeles, Calif.	Attorney General William French Smith
Janice Claire Croft	Glendale, Calif.	Attorney General William French Smith
Mary Hix Delaplane	San Pedro, Calif.	Attorney General William French Smith
Howard J. Domke	Van Nuys, Calif.	Attorney General William French Smith
Bruce Alan Dybens	Long Beach, Calif.	Attorney General William French Smith
Elizabeth Hix	Anza, Calif.	Attorney General William French Smith
George W. Humphries	Glendale, Calif.	Attorney General William French Smith
Betty Antoinette Jamgotchian	Los Angeles, Calif.	Attorney General William French Smith
Robert J. Johnston	Claremont, Calif.	Attorney General William French Smith

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Jack E. Kaufman	Los Angeles, Calif.	Attorney General William French Smith
Robert Bruce Lisker	Los Angeles, Calif.	Attorney General William French Smith
Herbert Manasse	Hollywood, Calif.	Attorney General William French Smith
Joseph D. Mandel	Los Angeles, Calif.	Attorney General William French Smith
Trudy J. Robinson	Los Angeles, Calif.	Attorney General William French Smith
Anne Harriet Sax-Godfrey	Los Angeles, Calif.	Attorney General William French Smith
Freda G. Terrill	Glendale, Calif.	Attorney General William French Smith
Peter Henry Johnsen	Washington, D.C.	Russell David Karpook
David Nathaniel Prensky	Washington, D.C.	Russell David Karpook
James Victor Anthenelli	Salisbury, Md.	Russell David Karpook
Donald Francis Burke	Baltimore, Md.	Russell David Karpook
John Joseph Coyle, Jr.	Cumberland, Md.	Russell David Karpook
Michael G. Day	Hagerstown, Md.	Russell David Karpook
Bruce A. Eisenberg	Baltimore, Md.	Russell David Karpook
James J. Fitzgibbons	Silver Spring, Md.	Russell David Karpook
Craig Steven Garfield	Baltimore, Md.	Russell David Karpook
W. Stevens Hidey	Cumberland, Md.	Russell David Karpook
Deborah Eileen Jennings	Baltimore, Md.	Russell David Karpook

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Gary George Leasure	Cumberland, Md.	Russell David Karpook
Frank George Lidinsky	Baltimore, Md.	Russell David Karpook
Michael R. Malloy	Ellicott City, Md.	Russell David Karpook
Richard Alexander McAllister	Towson, Md.	Russell David Karpook
Richard A. McAllister, Jr.	Towson, Md.	Russell David Karpook
Stephen James Nolan	Towson, Md.	Russell David Karpook
James Joseph Nolan, Jr.	Baltimore, Md.	Russell David Karpook
Frederick Michael Paone	Annapolis, Md.	Russell David Karpook
Frederick Allan Raab	Baltimore, Md.	Russell David Karpook
Mae Catherine Reeves	Baltimore, Md.	Russell David Karpook
John B. Robins IV	Salisbury, Md.	Russell David Karpook
Robert Edward Schwartz, Jr.	Baltimore, Md.	Russell David Karpook
Michael T. Shutterly	Elkridge, Md.	Russell David Karpook
Mark Allen Snyder	Baltimore, Md.	Russell David Karpook
Lawrence Mark Stahl	Baltimore, Md.	Russell David Karpook
Harry Alan Suissa	Silver Spring, Md.	Russell David Karpook
William Turc	Glen Burnie, Md.	Russell David Karpook
Lawrence Irwin Wachtel	Bethesda, Md.	Russell David Karpook
Newton A. Williams	Towson, Md.	Russell David Karpook
Robert Earl Wilson	Baltimore, Md.	
William E. Bowser	Kalamazoo, Mich.	James J. Blanchard
Blanche Lynnette Bruce	Detroit, Mich.	James J. Blanchard

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
George E. Brumbaugh, Jr.	Mount Clemens, Mich.	James J. Blanchard
Vicky W. Buckfire	Detroit, Mich.	James J. Blanchard
Robert J. Carey	Kalkaska, Mich.	James J. Blanchard
G. Philip Dietrich	Kalamazoo, Mich.	James J. Blanchard
Kittie Jane Fairbrother	Pontiac, Mich.	James J. Blanchard
Carol A. Patterson Fallis	Flint, Mich.	James J. Blanchard
Michael L. Fayette	Grand Rapids, Mich.	James J. Blanchard
Kenneth D. Hansen	Ann Arbor, Mich.	James J. Blanchard
Max R. Hoffman, Jr.	Haslett, Mich.	James J. Blanchard
Jeffrey A. Ishbia	Southfield, Mich.	James J. Blanchard
Brian J. Jordan	Farmington Hills, Mich.	James J. Blanchard
Robert R. Lennon	Kalamazoo, Mich.	James J. Blanchard
Richard H. Morgan, Jr.	Pontiac, Mich.	James J. Blanchard
Thomas J. Mutter	Detroit, Mich.	James J. Blanchard
Charles E. Nebel	Munising, Mich.	James J. Blanchard
Roger J. O'Toole	Southfield, Mich.	James J. Blanchard
Angela Palmieri	Garden City, Mich.	James J. Blanchard
Jacob E. Perica	Warren, Mich.	James J. Blanchard
Raoul David Revord	Munising, Mich.	James J. Blanchard
Linda K. Rexer	Kalamazoo, Mich.	James J. Blanchard
William G. Schma	Kalamazoo, Mich.	James J. Blanchard
Thomas L. Sparks	East Lansing, Mich.	James J. Blanchard

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Richard M. Spruit	Grand Rapids, Mich.	James J. Blanchard
Robert D. Vanderlaan	Grand Rapids, Mich.	James J. Blanchard
Stephen Clark Washington	Detroit, Mich.	James J. Blanchard
Jonathan R. White	Lansing, Mich.	James J. Blanchard
Charles Louis Willems	Grand Ledge, Mich.	James J. Blanchard
Michael Grant Woodworth	Lansing, Mich.	James J. Blanchard
Robert Alan Fineberg	Wildwood, N.J.	William J. Hughes
David L. Boren	Seminole, Okla.	Denzil D. Garrison
Warren R. Anderson	Bartlesville, Okla.	Denzil D. Garrison
Donald E. Pellecchia	Fort Myers, Fla.	Joseph Peter D'Alessandro
Howard Michael Hoffman	Sacramento, Calif.	Herman Hoffman
Gerald I. Carp	New York, N.Y.	Richard B. Ruge
Richard G. Kent	Bridgeport, Conn.	Joseph H. Kasimer

Adjourned until Monday, May 18, 1981, at 10 o'clock.

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## SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Burger, Justice Brennan, Justice Stewart, Justice White, Justice Marshall, Justice Blackmun, Justice Powell, Justice Rehnquist, and Justice Stevens.

The Chief Justice said:

"Today's orders of the Court have been certified by the Chief Justice, filed with the Clerk, and will not be announced orally."

## APPEALS—SUMMARY DISPOSITION

No. **80-1034**. Richard A. Warmuth, appellant, *v.* David Alan Jones. Appeal from the Supreme Court of Appeals of West Virginia. The appeal is dismissed, it appearing that the judgment below rests upon independent and adequate state grounds.

No. **80-1073**. Joseph N. Marcal, III, appellant, *v.* Louisiana. Appeal from the Supreme Court of Louisiana. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. **80-6232**. Robert Boris Beachboard, appellant, *v.* Columbia University. Appeal from the Court of Appeals of New York. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. **80-1291**. Hadwen, Inc., appellant, *v.* Vermont Department of Taxes. Appeal from the Supreme Court of Vermont. The appeal is dismissed for want of a substantial federal question.

No. **80-1313**. Julia McCain Lampkin-Asam, appellant, *v.* FTP-NEA (Florida Teaching Profession-National Education Association) Union. Appeal from the Supreme Court of Florida. The appeal is dismissed for want of a substantial federal question.

No. **80-1611**. Norman H. Shilling, etc., appellant, *v.* State Commission on Judicial Conduct. Appeal from the Court of Appeals of New York. The appeal is dismissed for want of a substantial federal question.

No. **80-1628**. Francis P. Wall, appellant, *v.* John Kevin Donovan. Appeal from the Court of Appeal of California, First Appellate District. The appeal is dismissed for want of jurisdiction.

## CERTIORARI—SUMMARY DISPOSITION

No. **79-538**. Mammoth Bulk Carriers, Ltd., petitioner, *v.* James D. Bachtel, et al. On petition for writ of certiorari to the United States

Court of Appeals for the Ninth Circuit. The petition for writ of certiorari is 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 *Scindia Steam Navigation Co. v. De Los Santos*, 451 U.S. — (1981).

No. 79-850. Twin Harbors Stevedoring Co., petitioner, v. James D. Bachtel, et al. On petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit. The petition for writ of certiorari is 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 *Scindia Steam Navigation Co. v. De Los Santos*, 451 U.S. — (1981) and *Bloomer v. Liberty Mutual Ins. Co.*, 445 U.S. 74 (1980).

#### ORDERS IN PENDING CASES

No. ———. In the Matter of Admission of Benjamin R. Patterson. The application for admission is granted. Dissenting opinion by Chief Justice Burger.

No. ———. In the Matter of Admission of James J. Caplinger. The application for admission is granted. Dissenting opinion by Chief Justice Burger.

No. D-202. In the Matter of Disbarment of William R. Easler. Disbarment entered.

No. D-214. In the Matter of Disbarment of Regis Lee Toomey. Disbarment entered.

No. D-217. In the Matter of Disbarment of George R. Douglas, Jr. Disbarment entered.

No. D-218. In the Matter of Disbarment of Sidney B. Kaufman. Disbarment entered.

No. D-220. In the Matter of Disbarment of Geoffrey Ostroff. Disbarment entered.

No. D-237. In the Matter of Disbarment of John D. Connaghan. It is ordered that John D. Connaghan, of St. Louis, Missouri, be suspended from the practice of law in this Court and that a rule issue returnable within forty days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. D-238. In the Matter of Disbarment of David J. Natale. It is ordered that David J. Natale, of Media, Pennsylvania, be suspended from the practice of law in this Court and that a rule issue, returnable within forty days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. 78-1545. Anne B. Zipes, et al., petitioners, *v.* Trans World Airlines, Inc.;

No. 78-1549. Trans World Airlines, Inc., petitioner, *v.* Anne B. Zipes, et al., and

No. 80-951. Independent Federation of Flight Attendants, petitioner, *v.* Trans World Airlines, Inc., et al. TWA's motion to limit review in No. 80-951, *Independent Federation of Flight Attendants v. Trans World Airlines, Inc., et al.*, to the order of the District Court entitled "Order Awarding Seniority" and thereafter to dismiss No. 78-1545, *Zipes, et al. v. Trans World Airlines, Inc.*, and No. 78-1549, *Trans World Airlines, Inc. v. Zipes, et al.*, as moot, is denied.

The motion filed by petitioners in No. 78-1545 (the "plaintiff class"), requesting that the Court (1) grant TWA's motion; or (2) order TWA and the plaintiff class to stipulate to dismissal of the writs in No. 78-1545 and No. 78-1549; or (3) dismiss No. 78-1545 and No. 78-1549 as moot, is denied.

No. 78-1549 is removed from the argument calendar, and further consideration of the case is deferred. The writ of certiorari in No. 80-951 is limited to Questions 1 and 2 presented by the petition for a writ of certiorari and is otherwise dismissed as improvidently granted. Justice Stevens took no part in the consideration or decision of these motions.

No. 80-608. United States Postal Service, appellant, *v.* Council of Greenburgh Civic Associations, et al. The motion of appellees for leave to file a supplemental brief after argument is granted.

No. 80-689. Gary E. Widmar, et al., petitioners, *v.* Clark Vincent, et al. The motion of Baptist Joint Committee on Public Affairs for leave to file a brief as *amicus curiae* is granted.

No. 80-848. Piper Aircraft Company, petitioner, *v.* Gaynell Reyno, Personal Representative of the Estate of William Fehilly, et al.; and

No. 80-883. Hartzell Propeller, Inc., petitioner, *v.* Gaynell Reyno, Personal Representative of the Estate of William Fehilly, et al. The motion of the Boeing Company, et al. for leave to file a brief as *amici curiae* is granted.

No. 80-939. Federal Election Commission, petitioner, *v.* Democratic Senatorial Campaign Committee, et al.; and

No. 80-1129. National Republican Senatorial Committee, petitioner, *v.* Democratic Senatorial Campaign Committee. The motion of National Republican Senatorial Committee to be designated as counsel to argue on behalf of all petitioners is denied. The alternative request for divided argument and the motion of the Federal Election Commission for divided argument are granted. The Federal Election Commission is allotted twenty minutes for oral argument and the National Republican Senatorial Committee is allotted ten minutes for oral argument.

No. **80-1556**. Kenneth Cory, Controller of the State of California, et al., petitioners, *v.* Mark White, Attorney General of the State of Texas, et al. The motion of petitioners to defer consideration of the petition for a writ of certiorari is granted.

No. **80-5727**. Monty Lee Eddings, petitioner, *v.* Oklahoma. The motion for appointment of counsel is granted and it is ordered that Jay C. Baker, Esquire, of Tulsa, Oklahoma, is appointed to serve as counsel for the petitioner in this case.

No. **80-6581**. Jessie D. McDonald, petitioner, *v.* John Draper, Judge, etc. The application for stay addressed to Justice Marshall and referred to the Court is denied.

#### APPEALS—JURISDICTION NOTED OR POSTPONED

No. **80-1208**. New England Power Company, appellant, *v.* New Hampshire Public Utilities Commission, et al.;

No. **80-1471**. Massachusetts, et al., appellant, *v.* New Hampshire Legislative Utility Consumers' Council, et al.; and

No. **80-1610**. Dennis J. Roberts, II, Attorney General of the State of Rhode Island, et al., appellants, *v.* New Hampshire Public Utilities Commission, et al. Appeals from the Supreme Court of New Hampshire. The motion of Edison Electric Institute for leave to file a brief as *amicus curiae* is granted. The motion of The New England Power Tool Executive Committee for leave to file a brief as *amicus curiae* is granted. In these cases probable jurisdiction is noted. The cases are consolidated and a total of one hour is allotted for oral argument.

No. **80-1577**. City of Mesquite, appellant, *v.* Aladdin's Castle, Inc. Appeal from the United States Court of Appeals for the Fifth Circuit. In this case probable jurisdiction is noted.

No. **80-1576**. Princeton University and New Jersey, appellants, *v.* Chris Schmid. Appeal from the Supreme Court of New Jersey. Further consideration of the question of jurisdiction is postponed to the hearing of the case on the merits. Justice Brennan took no part in the consideration or decision of this case.

#### CERTIORARI GRANTED

No. **80-1348**. Florida Department of State, petitioner, *v.* Treasure Salvors, Inc., etc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit granted.

No. **80-1496**. Underwriters National Assurance Company, petitioner, *v.* North Carolina Life and Accident and Health Insurance Guaranty Association, et al. Petition for writ of certiorari to the Court of Appeals of North Carolina granted.

No. **80-1594**. United States, petitioner, *v.* Erika, Inc. Petition for writ of certiorari to the United States Court of Claims granted.

No. **80-1429**. Duane Youngberg, etc., et al., petitioners, *v.* Nicholas Romeo, an Incompetent by his Mother and Next Friend, Paula Romeo. The motion of respondent for leave to proceed *in forma pauperis* is granted. The motion of American Psychiatric Association for leave to file a brief as *amicus curiae* is granted. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit granted.

No. **80-5887**. Richard H. White, petitioner, *v.* New Hampshire Department of Employment Security, et al. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari to the United States Court of Appeals for the First Circuit granted.

#### CERTIORARI DENIED

No. **79-571**. Illinois, petitioner, *v.* City of Milwaukee, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-56**. Lorain, etc., petitioner, *v.* United Steelworkers of America, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-870**. Dennis Perry, Jr., petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **80-985**. Putnam Fabricating Company, etc., petitioner, *v.* Roger Null, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-1167**. James W. McCord, Jr., petitioner, *v.* F. Lee Bailey, et al.; and

No. **80-1168**. F. Lee Bailey, et al., petitioner, *v.* James W. McCord, Jr. Petitions for writs of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **80-1233**. Syufy Enterprises, petitioner, *v.* Northern California State Association of I.A.T.S.E. Locals, Local Union No. 241. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-1246**. Max Factor & Co., petitioner, *v.* National Labor Relations Board, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-1252**. Puerto Rico, petitioner, *v.* Donald T. Regan, Secretary, Department of the Treasury;

No. **80-1253**. Virgin Islands, petitioner, *v.* Donald T. Regan, Secretary, Department of the Treasury; and

No. **80-1647**. Donald T. Regan, Secretary, Department of the Treasury, petitioner, *v.* Puerto Rico; and Donald T. Regan, Secretary, Department of the Treasury, petitioner *v.* Virgin Islands. Petitions for writs of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **80-1256**. Marie D. Nesbitt, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-1274**. Andrew C. Connor, petitioner, *v.* United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-1281**. Sea-Land Service, Inc., petitioner, *v.* Federal Maritime Commission and United States; and

No. **80-1346**. Trans-Pacific Freight Conference of Japan/Korea, et al., petitioners, *v.* Federal Maritime Commission, et al. Petitions for writs of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **80-1302**. Earl David Shaffer, petitioner, *v.* David M. Cook, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-1308**. Natividad Ocanas, et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1333**. Frank J. Prochaska, petitioner, *v.* Francis H. Marcoux. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-1341**. In the Matter of Charles Sutton, an Attorney, petitioner. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-1369**. South Dakota, petitioner, *v.* Drew L. Lewis, United States Secretary of Transportation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-1384**. Joseph John Shindelar, petitioner, *v.* Adin F. Holde- man, et al. Petition for writ of certiorari to the United States Court of Customs and Patent Appeals denied.

No. **80-1432**. Robert Kenney, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-1452**. Sahara-Tahoe Corporation, petitioner, *v.* National Labor Relations Board, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-1461**. Clear Pine Mouldings, Inc., petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-1477**. Louis R. Cruz, petitioner, *v.* H. S. Knight, Director, United States Secret Service. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **80-1500**. George Clipper, petitioner, *v.* Grant A. Starkey, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-1503**. Dickey Farms, Inc., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-1506**. Arizona Fuels Corporation and Eugene Dalton, petitioners, *v.* United States. Petition for writ of certiorari to the United States Temporary Emergency Court of Appeals denied.

No. **80-1515**. Daniel Cuaron, petitioner, *v.* Luis J. Estrada; Lonnie Dawson and Eugene Klecan, petitioners, *v.* Maria Elena Holguin, et al.; and Daniel Cuaron, petitioner, *v.* Edwin L. Mechem, Judge, United States District Court, District of New Mexico. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-1540**. Partido Nuevo Progresista, petitioner, *v.* Gerineldo Barreto Perez, Administrator, Puerto Rico Elections Commission, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **80-1551**. Frank Goderre, petitioner, *v.* City of Peekskill, et al. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. **80-1552**. Joslyn N. Williams, petitioner, *v.* Daniel J. Boorstin, Librarian of the Library of Congress. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **80-1564**. Fort Pitt Steel Casting Division, Conval-Penn, Inc., petitioner, *v.* United Steelworkers of America, AFL-CIO, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-1566**. The Great Atlantic and Pacific Tea Company, Inc., petitioner, *v.* Gilbert Ewald. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-1567**. Arvind J. Madhani, petitioner, *v.* Mt. Vernon Aviation. Petition for writ of certiorari to the Court of Appeals of Michigan denied.

No. **80-1568**. Paducah Associates, Ltd., petitioner, *v.* Indiana Insurance Company, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-1570**. Joseph W. Smith, Jr., petitioner, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-1571**. Eastern Associated Coal Corp., petitioner, *v.* Aetna Casualty & Surety Company, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-1572**. Curtis Jackson, petitioner, *v.* Mississippi. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. **80-1574**. Jimmy L. Rogers, et ux., petitioners, *v.* Sarrett Builders and Realty, Inc. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. **80-1578**. James F. Carpenter, petitioner, *v.* Continental Trailways. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-1580**. Lincoln University, et al., petitioner, *v.* C. James Trotman, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-1581**. Louis Mattis, et al., petitioners, *v.* James G. Watt, Secretary of the Interior, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-1584**. James F. Crist, Jr., petitioner, *v.* Jane S. Crist. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1587**. Safeway Stores, Inc., petitioner, *v.* Daniel Crespín. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-1590**. William J. Lurie, et al., petitioners, *v.* California, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 80-1593. Stuart Lee Kurland, petitioner, *v.* California. Petition for writ of certiorari to the Supreme Court of California denied.

No. 80-1596. Morehouse Parish School Board, et al., petitioners, *v.* Johnnie Pegues. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 80-1603. Armand Berard, petitioner, *v.* General Motors Corporation, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 80-1612. Frank L. Hawkins, petitioner, *v.* Holiday Inns, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 80-1618. Youngstown Sheet and Tube Company, dba Fibercast Company, etc., et al., petitioners *v.* Pierce Associates, Inc. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 80-1620. City of Philadelphia, petitioner, *v.* Susan Jane B. Gillilan, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 80-1623. Brager & Company, Inc., petitioner, *v.* Leumi Securities Corporation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 80-1630. Celotex Corporation, petitioner, *v.* United States Gypsum Company. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 80-1634. New York, petitioner, *v.* Ronald Onofre; and

No. 80-1710. New York, petitioner, *v.* Conde J. Peoples III, Philip S. Goss and Mary Sweat. Petitions for writs of certiorari to the Court of Appeals of New York denied.

No. 80-1639. George Miller, Sr., individually and as guardian of the person and estate of George Miller, Jr., petitioner, *v.* Bock Laundry Machine Company. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. 80-1651. James Leonard and William Sharrocks, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 80-1654. John Richard Humphries, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-1682**. John Val Browning, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-1718**. Carlos Sarmiento, et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-1732**. David H. Gust, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-1756**. Michael J. Vleck, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-5795**. Gary Charles Isaacs, petitioner, *v.* Washington. Petition for writ of certiorari to the Court of Appeals of Washington, Division 3, denied.

No. **80-5982**. Russell Coleman, petitioner, *v.* Superior Court of California, City and County of San Francisco (California, real party in interest). Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied.

No. **80-6096**. James Michael Wallace, petitioner, *v.* Georgia. Petition for writ of certiorari to the Supreme Court of Georgia denied.

No. **80-6109**. Russ Leroy Brown, Jr., petitioner, *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **80-6125**. Kenny Leroy White, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6136**. Keith Joseph Semenak, petitioner, *v.* Wisconsin. Petition for writ of certiorari to the Court of Appeals of Wisconsin, District III, denied.

No. **80-6188**. Cyril B. Fitzharris, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6194**. Albert Harris III, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-6202**. Willie James Scott, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-6210**. Isaac Blocker, petitioner, *v.* Charles E. Herman, et al. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. **80-6217**. Robert L. Wade, petitioner, *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. **80-6358**. Leonard A. Weber, petitioner, *v.* Ted Engle, Superintendent, Chillicothe Correctional Institute. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-6359**. Keith D. Ciummei, petitioner, *v.* Roland W. Amaral, Superintendent, Southeast Correctional Facility, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **80-6362**. Thomas Edgar Johnson, petitioner, *v.* Georgia. Petition for writ of certiorari to the Court of Appeals of Georgia denied.

No. **80-6363**. John Phillips, petitioner, *v.* The Evening Star Newspaper Co. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **80-6365**. Walter A. Read, petitioner, *v.* Charles A. Kubinski, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-6373**. Wendell Jackson, petitioner, *v.* Wyoming. Petition for writ of certiorari to the Supreme Court of Wyoming denied.

No. **80-6381**. Mark Wilson, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, Third District, denied.

No. **80-6383**. Gary Francis Dunham, petitioner, *v.* Pleasant C. Shields, Chairman, Virginia Parole Board. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-6388**. Phillip J. Hammond, Jr., petitioner, *v.* Ohio. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **80-6392**. J. C. McCrary, petitioner, *v.* J. Miner, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-6393**. Henry Brisbon, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **80-6394**. Nathaniel Williams, petitioner, *v.* Missouri. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-6399**. Robert B. Lynch, petitioner, *v.* New York. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, Second Judicial Department, denied.

No. **80-6400**. Clifford Vincent Bonnett, petitioner, *v.* Herman Solem, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-6405**. Matias De Anda, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **80-6409**. Lee Robinson, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **80-6410**. Wynn E. Free, petitioner, *v.* Alabama. Petition for writ of certiorari to the Court of Criminal Appeals of Alabama denied.

No. **80-6411**. Judith Friedman, petitioner, *v.* Fairhill Hospital. Petition for writ of certiorari to the Court of Appeals of Ohio, Cuyahoga County, denied.

No. **80-6412**. James Martin, petitioner, *v.* William Fauver, Commissioner, Department of Correction, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-6414**. Garland James Fields, petitioner, *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **80-6415**. John Lee Spinelli, petitioner, *v.* W. J. Estelle, Jr., Director, Texas Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6416**. Wilkes Osborne, petitioner, *v.* D.C. Parole Board. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **80-6417**. Joseph R. Hurst, petitioner, *v.* Donald Harvey, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-6421**. Perry J. McFarland, petitioner, *v.* Jack Raymond Duckworth, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-6422**. Jesse Steven Collins, petitioner, *v.* Indiana. Petition for writ of certiorari to the Supreme Court of Indiana denied.

No. **80-6423**. Gurley Escobedo Glenn, petitioner, *v.* North Carolina. Petition for writ of certiorari to the Court of Appeals of North Carolina denied.

No. **80-6425**. George Ted Phillips, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-6426**. Ben Odes, petitioner, *v.* James D. Nowland, etc. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-6436**. Lorenzo Howard, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-6440**. Louis Irwin Cooper, petitioner, *v.* Susan Ruth Cooper. Petition for writ of certiorari to the District Court of Appeal of Florida, Third District, denied.

No. **80-6446**. Chester Lee Bland, petitioner, *v.* Alabama. Petition for writ of certiorari to the Court of Criminal Appeals of Alabama denied.

No. **80-6454**. Roy Lee Markland, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-6465**. Samuel Richard Harrell, petitioner, *v.* Hal Hopkins, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-6467**. Cheung Hon Law, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6481**. Quin Louis Hermann, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-6484**. Joseph Williams, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6487**. Domingo Bosque, petitioner, *v.* New York. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, Fourth Judicial Department, denied.

No. **80-6491**. T. Eugene Thompson, petitioner, *v.* Federal Bureau of Investigation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-6501**. Frank Allen Manley, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-6503**. Warren Robinson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-6509**. Jackie Leon Nevitt, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-6518**. Antonio Joe Martinez, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-6522**. James Hart, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-6528**. Floyd Winchell, petitioner, *v.* Secretary of Health and Human Services. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-6532**. Daniel Santovenia, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6537**. Richard Francis McCue, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-6543**. Neil Edgar Beachem, petitioner, *v.* Maryland. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. **80-6549**. Cherral Dickinson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-6550**. Leovigildo Bazan, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6553**. Arthur Hudson, petitioner, *v.* Commerce Clearing House, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-6555**. Salvatore Carcione, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-6558**. Ernest Lynn Bowers, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 80-6562. Michelle Heighton Dominguez, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 80-6563. Clayton A. Fountain, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 80-6566. James D. Burroughs, petitioner, *v.* Secretary of Health and Human Services. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 80-254. California, petitioner, *v.* Almon Boyd Smith. The motion of respondent for leave to proceed *in forma pauperis* is granted. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied.

No. 80-1027. Bailey Marshall, etc., et al., petitioners, *v.* Jane Doe, etc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. The Chief Justice, Justice White and Justice Rehnquist would grant the petition and reverse the judgment for the reasons stated by Justice Rehnquist in his dissent from the denial of certiorari in *Alioto v. Williams*, 450 U.S. — (1981).

No. 80-1160. Hollywood Marine, Inc. and Water Quality Insurance Syndicate, petitioners, *v.* United States. The motion of the petitioner for leave to submit the Rule 28.1 listing under seal is denied. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Dissenting opinion by Justice Rehnquist.

No. 80-1163. Patrick M. Trapper, et al., petitioners, *v.* North Carolina. Petition for writ of certiorari to the Court of Appeals of North Carolina denied. Dissenting opinion by Justice Brennan. Justice Stewart would grant certiorari.

No. 80-1277. Steve Smith, Superintendent, Kentucky State Reformatory, petitioner, *v.* James H. Brown, III. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied. The Chief Justice and Justice Powell would grant certiorari.

No. 80-1237. Uvalde Consolidated Independent School District, et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Dissenting opinion by Justice Rehnquist.

No. 80-1278. Dewey Sowders, Warden, Kentucky State Penitentiary, petitioner, *v.* George H. Cleaver. The motion of respondent for leave to proceed *in forma pauperis* is granted. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied. The Chief Justice and Justice Powell would grant certiorari.

No. **80-1322**. Maria Emilia Familia de Boom, et al., petitioners, *v.* Arosa Mercantil, S.A., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Justice Blackmun would grant certiorari.

No. **80-1457**. Robert L. Hardin, petitioner, *v.* Pitney-Bowes, Incorporated. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied. Dissenting opinion by Justice Rehnquist.

No. **80-1602**. Illinois State Dental Society, et al., petitioners, *v.* Helen Schiller, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied. Justice Stevens took no part in the consideration or decision of this petition.

No. **80-1606**. Price Enterprises, Inc., et al., petitioners, *v.* American International Pictures, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied. Justice Stewart took no part in the consideration or decision of this petition.

No. **80-6256**. Benjamin A. Berry, petitioner, *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied. Dissenting statement by Justice Brennan and Justice Marshall. Justice Stewart would grant certiorari.

No. **80-6366**. Willie Lloyd Turner, petitioner, *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied. Dissenting statement by Justice Brennan and Justice Marshall.

No. **80-6368**. Howard Jones, petitioner, *v.* Walter D. Zant, Warden. Petition for writ of certiorari to the Superior Court of Butts County, Georgia, denied. Dissenting statement by Justice Brennan and Justice Marshall.

No. **80-6375**. Van Roosevelt Solomon, petitioner, *v.* Georgia. Petition for writ of certiorari to the Supreme Court of Georgia denied. Dissenting statement by Justice Brennan and Justice Marshall.

#### HABEAS CORPUS DENIED

No. **80-6527**. In Re Henry A. Williams, petitioner. Petition for writ of habeas corpus denied.

#### MANDAMUS DENIED

No. **80-6385**. In Re Willis Wilbert Jones, Jr., petitioner. Petition for writ of mandamus denied.

No. **80-6386**. In Re Willis Wilbert Jones, Jr., petitioner. Petition for writ of mandamus and/or prohibition denied.

REHEARINGS DENIED

No. 79-1157. Edward J. Rosewell, etc., et al., petitioners, *v.* LaSalle National Bank, Trustee, etc.;

No. 79-1733. W. D. R., appellant, *v.* Taylor County Child Welfare Unit;

No. 80-537. In re J.W.B., J.G.B. and K.L.B., appellants;

No. 80-763. W. J. Estelle, Jr., Director, Texas Department of Corrections, petitioner, *v.* Jerry Lane Jurek;

No. 80-840. Garry Weber, et al., petitioner, *v.* Benny B. Barrett;

No. 80-1021. Michael R. Wood, petitioner, *v.* United States District Court, Central District California (Five Points Shopping Center, etc., Real Party in Interest);

No. 80-1229. Daniel Ehrman, petitioner, *v.* City of Philadelphia;

No. 80-1378. Marie Isabel Casarez-Ulloa, aka Marta Molina, petitioner, *v.* United States;

No. 80-5942. Tony B. Amadeo, petitioner, *v.* Eugene Russeau, Sheriff;

No. 80-6127. Robert Henry McDowell, petitioner, *v.* North Carolina; and

No. 80-6163. Joseph Johns, petitioner, *v.* Jean King, Lieutenant Governor of Hawaii, et al. Petitions for rehearing denied.

No. 80-5949. Pledger L. Burkhalter, Jr., petitioner, *v.* Chrysler Corporation, et al. The motion for leave to file a petition for rehearing is denied.

RECESS ORDER

The Court will take a recess from today until Tuesday, May 26, 1981.

ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
John Shelton Aldridge	Austin, Tex.	John Donovan Ready, Jr.
Richard J. Arendt	Glenview, Ill.	Kerry L. Kessler
Jules A. Balkin	White Plain, N.Y.	Bernard Summer
Anthony H. Barash	Los Angeles, Calif.	Jerry M. Hill
Thomas D. Bell	New Richmond, Wis.	James A. Drill
William Lamar Bethea, Jr.	Hilton Head Island, S.C.	J. Strom Thurmond

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Scott David Bromann	Glen Ellyn, Ill.	John Franklin Rosch
Charles Edward Brown	Atlanta, Ga.	Robert Sherwood Stubbs II
Richard L. Bufkin	Dallas, Tex.	Joseph William Geary, Jr.
Lillian W. Burke	Cleveland, Ohio	Norris Shealy
Raymond P. Buschmann	Chicago, Ill.	Bradford S. Allen
John Steven Bush	Dallas, Tex.	Henry Wade
Alan R. Carlson	Bartlesville, Okla.	Denzil D. Garrison
Robert L. Caummisar	Grayson, Ky.	John M. Rosenberg
Dennis Frank Chalupa	Newton, Iowa	Ennis McCall
Ronald Gene Cline	Los Angeles, Calif.	Frank Patrick Morse
Cheryl Davis Cobb	Birmingham, Ala.	Ira Lee Burleson
David Mayer Cohen	Stamford, Conn.	Emanuel Margolis
Richard Wayne Cole	Boston, Mass.	John E. Bowman, Jr.
William C. Costopoulos	Lemoyne, Pa.	Marion E. MacIntyre
G. Lamar Crittenden, Jr.	Wellesley, Mass.	Lawrence T. Perera
Kenneth E. Daly	New York, N.Y.	Donald Michael Dunn
Robert John DeBry	Salt Lake City, Utah	Daniel L. Berman
Donald Dreyfus	Chicago, Ill.	William M. Hegan
Martin Frederic Evans	New York, N.Y.	Standish Forde Medina, Jr.
Donald Paul Ferguson	Chickasha, Okla.	Robert J. Hays
Peter Lanston Fitzgerald	Annapolis, Md.	Earl M. Wunderli
Michael W. Fontenót	New Orleans, La.	Samuel Sevier Dalton
Robert Forgnone	Los Angeles, Calif.	Attorney General William French Smith
Gary Forst	Coral Springs, Fla.	Arthur Joel Berger

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Jerry Paul Fortenberry	Houston, Tex.	Vincent Fletcher Ewell, Jr.
Thomas Patrick Foy	Burlington, N.J.	Jan M. Schlesinger
Mark Lawren Gerchick	Washington, D.C.	John H. Pickering
William E. Glynn	Hartford, Conn.	Philip S. Walker
Jack Goodchild	Los Angeles, Calif.	Gary Rand
Mark N. Goodman	Prescott, Ariz.	Paul G. Rosenblatt
Andrew Stephen Gordon	Harrisburg, Pa.	Allen C. Warshaw
Benjamin Z. Gould	Chicago, Ill.	Gerald Ratner
Thomas L. Grand, Jr.	Houston, Tex.	Warren B. Leach, Jr.
Patrick L. Graves	Los Angeles, Calif.	Charles A. Lynberg
Richard Edwin Gray III	Austin, Tex.	Mark Wells White, Jr.
John H. Hall	New York, N.Y.	Standish Forde Medina, Jr.
Jeffrey Leon Harris	Rockford, Ill.	John R. Thornock
Andrew C. Hartzell, Jr.	New York, N.Y.	Eli Whitney Debevoise
Kenneth O. Hassan	Baltimore, Md.	Barry J. Henderson
Daniel Sheldon Hentschke	Carlsbad, Calif.	Vincent F. Biondo, Jr.
Henry Thomas Henzel	Montgomery, Ala.	Dort S. Bigg
David G. Hetzel	Washington, D.C.	Stuart Fries Pierson
George Franklin Holman	Anderson, S.C.	Earle M. Rice
Barry L. Howard	Southfield, Mich.	Carl Milton Levin
John J. Hoy	West Palm Beach, Fla.	Michael Bethune Davis
Lawrence H. Hunt, Jr.	Chicago, Ill.	Stuart S. Ball
Joe Alfred Izen, Jr.	Houston, Tex.	Leonard Thomas Bradt
Charles H. Jacobs	Dubuque, Iowa	James Allen O'Brien
Robin Philip Jesk	Crestwood, Ill.	Gary Richard Williams
Maria Lucia Johnson	Washington, D.C.	Mark Gerard Griffin

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Mark Edwin Johnson	Seattle, Wash.	George Van Tuyl Powell
Oren O. Jones	Anderson, S.C.	Earle M. Rice
James Ralph Jordan	Dallas, Tex.	Michael F. Linz
Ben Williams Joseph	Philadelphia, Pa.	Judy F. Berkman
Philip Kahn	Morristown, N.J.	Stephen S. Weinstein
Matthew Aloysius Kane	Bethesda, Md.	Al. Philip Kane
Gale Eiko Kaneshiro	San Diego, Calif.	Thomas John Whelan
Michael R. Karp	Sarasota, Fla.	John R. Wood
Michael Joseph Kavanaugh	Milford, Mich.	Philip J. Doherty
Dennis Michael Kelly	Cleveland, Ohio	Patrick F. McCartan, Jr.
Larry A. Koch	Grand Forks, N. Dak.	Michael Ross Emerson
Carol Higley Lane	Houston, Tex.	Susan Deborah Steinfink
Bryan B. Lavine	Chicago, Ill.	Kim Richard Denkewalter
Robert Anthony Lee	Sarasota, Fla.	William Willner
Thomas Edmund Lee	Bridgeport, Conn.	Joseph T. Gormley, Jr.
Prentiss Ray Leffler	Memphis, Tenn.	John R. McCar- roll, Jr.
Peter C. Linzmeyer	Washington, D.C.	Paul Noelke
Gary Mark Luks	Hackensack, N.J.	Emil S. Cuccio
Richard Harvey Mansfield III	Arlington, Va.	George D. Webster
Bonnie E. Marien	Springfield, Mass.	Thomas A. Kenefick III
Joseph Wheeler McGuire	Philadelphia, Pa.	J. Justin Blewitt, Jr.
Richard McKnight	Las Vegas, Nev.	George Richard Lyles
Malcolm L. McPhee	San Francisco, Calif.	William Beal Dunn
Curt R. Meitz	Milwaukee, Wis.	Paul Charles Hemmer
Howell Webster Melton, Jr.	Sarasota, Fla.	Howell Webster Melton

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
William G. F. Miller	Houston, Tex.	James S. Kelly
Christine Topping Milliken	Washington, D.C.	Sheldon Elliot Steinbach
Floyd Douglas Moeller	Farmington, N. Mex.	Benjamin Stanley Eastburn
Kenneth H. Molberg	Dallas, Tex.	James C. Barber
Betty D. Montgomery	Perrysburg, Ohio	M. Shad Hanna
Kathleen GERALYN O'Reilly	Montvale, N.J.	Robert Donald McKinney Allen
Arturo Guillermo Ortega	Albuquerque, N. Mex.	Charles Philip Reynolds
Irving Bernard Osofsky	Rancho Palos Verdes, Calif.	Irvin Becker
George E. Parker III	Detroit, Mich.	Richard Bordley Gushee
Bill Parrish	San Francisco, Calif.	B. James Finnegan
Martin B. Paskind	Albuquerque, N. Mex.	Philip Rossman Ashby
T. W. Patch	Anchorage, Alaska	Stephen Scott DeLisio
Clinton Charles Pearson	Anchorage, Alaska	Mark Shelton Anderson
Donna A. Plumb	Chicago, Ill.	Bradford S. Allen
Albert N. Podell	New York, N.Y.	Robert E. Juceam
Ronald L. Pulito	Boston, Mass.	John Francis Duff
Richard J. Putnam, Jr.	Abbeville, La.	Bob Forrest Wright
J. David Richeson	North Palm Beach, Fla.	Errol S. Willes
Stewart Rose	Albuquerque, N. Mex.	Philip Rossman Ashby
Christopher J. Roy	Alexandria, La.	Camille F. Gravel, Jr.
Rudolph Paul Russo	Poughkeepsie, N.Y.	Marshall Leib Brenner
Henry Edmund Rzemieniewski	Hillsborough Township, N.J.	Graham T. Ross
Larry Guy Sage	Nevada City, Calif.	Elmer Eugene Clabaugh, Jr.
Stephen Michael Schwartz	Burlington, N.J.	Jan M. Schlesinger

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
John Michael Senger	Traverse City, Mich.	Peter Joseph Zirnhelt
Peter Shenas	San Diego, Calif.	John Ross Wertz
Marilyn Sher	Miami, Fla.	David Klingsberg
Roy L. Shults	Los Angeles, Calif.	Arthur Groman
Karl Ray Slifer	Los Angeles, Calif.	Robert Van Raalte Dalenberg
Gerald Slotnik	New York, N.Y.	George D. Zuckerman
George Paul Sloup	Crystal Lake, Ill.	Andrew Anthony Ziamba
Edward T. Stein	Chicago, Ill.	Jeffrey David Colman
Ralph Theodor Stricker	Gentry, Ark.	Gene Arthur Davis
Bonnie P. Strunk	Syracuse, N.Y.	Faith A. Seidenberg
Charles Lester Sullivan	Kalamazoo, Mich.	James Thomas Sloan, Jr.
Danielle F. Susser	Detroit, Mich.	Jacob M. Abella
Robert Barr Todd	Houston, Tex.	Marc David Isenberg
Bert Shiro Tokairin	Honolulu, Hawaii	Daniel K. Inouye
Robert M. Tyler, Jr.	Boise, Idaho	Peter J. Boyd
Robert Nathan Udashen	Dallas, Tex.	Alton Don Crowder
Philip M. Unger	Garden City, N.Y.	Joel E. Wilensky
Michael R. Vaccaro	Syosset, N.Y.	Patrick Francis Adams
Howard Michael Vogel	San Francisco, Calif.	Frank C. Newman
Thomas Patrick Ward	Chicago, Ill.	Henry L. Pitts
Jack Weinberger	New York, N.Y.	Abraham Weisberg
Paul M. Weiner	Morristown, N.J.	Stephen S. Weinstein
Wayne H. Weiner	Morristown, N.J.	Stephen S. Weinstein
Martin Joseph Weisenburger	Chicago, Ill.	Carl Maurice Walsh
Richard Paul Zipser	Southfield, Mich.	Arthur Jay Weiss
Alan F. Zvolanek	Albuquerque, N. Mex.	John Lloyd Walker

## ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Kenneth O. Eikenberry	Olympia, Wash.	Slade Gorton
Fernando Rochin Zazueta	San Jose, Calif.	Don Edwards
Seymour D. Sommer	Beverly Hills, Calif.	Judge Irving H. Perluss
Irving Leon Halpern	Los Angeles, Calif.	Lawrence Gerald Wallace
Richard Louis Mamele	Sanford, Fla.	E. Barrett Prettyman, Jr.
Joseph Francis Leary, Jr.	Alexandria, Va.	Bernard Alan Moore
Richard Steven Koppel	Westlake Village, Calif.	Samuel Dash
Mary Gregory Biggs	Anaheim, Calif.	Richard John Wieland
Linda Marshall Scholle	Little Rock, Ark.	James Marshall
Gerald Lee Tahajian	Fresno, Calif.	Jack T. Ford
Alex J. Forgette	Anaheim, Calif.	Alan Schneeberg
Robert Gittleman	Southfield, Mich.	Max M. Goldberg
Anthony J. Zelano	Herndon, Va.	I. William Millen
Samuel H. Black	Washington, D.C.	James J. Murphy
Michael J. McDonald	Jerseyville, Ill.	James J. Murphy
Anita G. Cooper	St. Louis, Mo.	James J. Murphy
Ira Charles Feldman	Chicago, Ill.	John Edward Porter
Thomas Michael Hannigan	Mundelein, Ill.	John Edward Porter
Bernard F. Lee	Mt. Prospect, Ill.	John Edward Porter
William Oscar Maki	Arlington Heights, Ill.	John Edward Porter
James W. Reilley	Chicago, Ill.	John Edward Porter
Alan Elliott Sohn	Chicago, Ill.	John Edward Porter
Edward G. Wells	Palatine, Ill.	John Edward Porter
Michael W. Burns	Pittsburgh, Pa.	Lawrence Gerald Wallace
Lucinda A. Bush	Washington, Pa.	Lawrence Gerald Wallace

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
G. Daniel Carney	Pittsburgh, Pa.	Lawrence Gerald Wallace
Carl D. Citron	Pittsburgh, Pa.	Lawrence Gerald Wallace
Robert N. Clarke	Washington, Pa.	Lawrence Gerald Wallace
Frederick Haas Colen	Pittsburgh, Pa.	Lawrence Gerald Wallace
Robert A. Creo	Pittsburgh, Pa.	Lawrence Gerald Wallace
James Egan Durkin	Monroeville, Pa.	Lawrence Gerald Wallace
Diane S. Eismont	Monroeville, Pa.	Lawrence Gerald Wallace
Christine Anne Luchok Fallon	Pittsburgh, Pa.	Lawrence Gerald Wallace
Peter Nicholas Georgiades	Pittsburgh, Pa.	Lawrence Gerald Wallace
David A. Goodman	Pittsburgh, Pa.	Lawrence Gerald Wallace
Michael D. Heintzman	Pittsburgh, Pa.	Lawrence Gerald Wallace
Aaron M. Jaffe	Pittsburgh, Pa.	Lawrence Gerald Wallace
Anthony Francis Jeselnik	Pittsburgh, Pa.	Lawrence Gerald Wallace
Joel Marc Kaufman	Pittsburgh, Pa.	Lawrence Gerald Wallace
Michael Joseph Kearney, Jr.	Pittsburgh, Pa.	Lawrence Gerald Wallace
Richard M. Kleid	Pittsburgh, Pa.	Lawrence Gerald Wallace
Alan Donald Levy	Pittsburgh, Pa.	Lawrence Gerald Wallace
Michael C. Linn	Pittsburgh, Pa.	Lawrence Gerald Wallace
Evan E. Lloyd	Pittsburgh, Pa.	Lawrence Gerald Wallace
Glenn Roy Mahone	Pittsburgh, Pa.	Lawrence Gerald Wallace
Herman C. McCloud	Pittsburgh, Pa.	Lawrence Gerald Wallace

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Richard L. McMillan	Pittsburgh, Pa.	Lawrence Gerald Wallace
Regis John McNally	Pittsburgh, Pa.	Lawrence Gerald Wallace
George Arthur Miller	Pittsburgh, Pa.	Lawrence Gerald Wallace
Peter Molinaro, Jr.	Pittsburgh, Pa.	Lawrence Gerald Wallace
Frederick A. Polner	Pittsburgh, Pa.	Lawrence Gerald Wallace
James Anthony Prozzi	Pittsburgh, Pa.	Lawrence Gerald Wallace
Martin Murray Scoratow	Pittsburgh, Pa.	Lawrence Gerald Wallace
Kenneth J. Stachel	Pittsburgh, Pa.	Lawrence Gerald Wallace
Michael H. Steinberg	Pittsburgh, Pa.	Lawrence Gerald Wallace
Joel B. Strauss	Pittsburgh, Pa.	Lawrence Gerald Wallace
Lorraine D. Taylor	Pittsburgh, Pa.	Lawrence Gerald Wallace
James J. Tedjeske	Pittsburgh, Pa.	Lawrence Gerald Wallace
Patrick J. Thomassey	Pittsburgh, Pa.	Lawrence Gerald Wallace
Joseph E. Vogrin III	Pittsburgh, Pa.	Lawrence Gerald Wallace
John Edward Wall	Pittsburgh, Pa.	Lawrence Gerald Wallace
Matthew R. Wimer	Pittsburgh, Pa.	Lawrence Gerald Wallace
Nathaniel D. Yingling, Jr.	Pittsburgh, Pa.	Lawrence Gerald Wallace

## OPINIONS

No. 79-1515. United States, petitioner, v. Elwood Swank, et al. On writ of certiorari to the United States Court of Claims. Judgment affirmed. Opinion by Justice Stevens. Dissenting opinion by Justice White with whom Justice Stewart joins.

No. 79-1977. Frederico Rodriguez, Luis Perez, and Srecko Barulec, petitioners, *v.* Compass Shipping Co., Ltd., et al.; Luis Perez, petitioner, *v.* Arya National Shipping Line, Ltd.; and Srecko Barulec, petitioner, *v.* Ove Skou, R.A. On writ of certiorari to the United States Court of Appeals for the Second Circuit. Judgments affirmed. Opinion by Justice Stevens.

No. 79-1734. Robert Parratt and Francis Lugenbill, petitioners, *v.* Bert Taylor, Jr. On writ of certiorari to the United States Court of Appeals for the Eighth Circuit. Judgment reversed and case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Justice Rehnquist. Concurring opinion by Justice Stewart. Concurring opinion by Justice White. Concurring opinion by Justice Blackmun. Opinion by Justice Powell concurring in the result. Opinion by Justice Marshall concurring in part and dissenting in part.

No. 79-1944. J. Truett Payne Company, Inc., petitioner, *v.* Chrysler Motors Corporation. On writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Judgment vacated and case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Justice Rehnquist. Opinion by Justice Powell dissenting in part with whom Justice Brennan, Justice Marshall, and Justice Blackmun join.

No. 79-1943. Joseph Alessi, et al., appellants, *v.* Raybestos-Manhattan, Inc., et al. Appeal from the United States Court of Appeals for the Third Circuit; and

No. 80-193. Henry Buczynski, et al., petitioners, *v.* The General Motors Corporation, et al. On writ of certiorari to the United States Court of Appeals for the Third Circuit. Judgments affirmed. Opinion by Justice Marshall. Justice Brennan took no part in the decision in these cases.

No. 79-5269. Robert Edwards, petitioner, *v.* Arizona. On writ of certiorari to the Supreme Court of Arizona. Judgment reversed and case remanded to the Supreme Court of Arizona for further proceedings not inconsistent with the opinion of this Court. Opinion by Justice White. Opinion by Chief Justice Burger concurring in the judgment. Opinion by Justice Powell concurring in the result with whom Justice Rehnquist joins.

No. 79-6853. Leah Lynn Parrish Webb, petitioner, *v.* James Thomas Webb. On writ of certiorari to the Supreme Court of Georgia. The writ is dismissed for want of jurisdiction. Opinion by Justice White. Concurring opinion by Justice Powell with whom Justice Brennan joins. Opinion by Justice Marshall dissenting in part.

No.80-420. Larry C. Flynt, Jimmy R. Flynt and Althea Leasure Flynt, petitioners, v. Ohio. On writ of certiorari to the Supreme Court of Ohio. Writ is dismissed for want of jurisdiction. Opinion per curiam. Opinion announced by Chief Justice Burger. Dissenting opinion by Justice Stewart with whom Justice Brennan and Justice Marshall join. Dissenting opinion by Justice Stevens.

No.80-5303. Antonia Beltran, etc., petitioner, v. Beverlee A. Myers, individually and as Director, California State Department of Health, et al. On writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Judgment vacated and case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion per curiam. Opinion announced by Chief Justice Burger. Opinion by Justice Stevens concurring in the judgment with whom Justice Brennan, Justice White and Justice Marshall join.

No.79-1127. W. J. Estelle, Jr., Director, Texas Department of Corrections, petitioner, v. Ernest Benjamin Smith. On writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Judgment affirmed. Opinion by Chief Justice Burger. Concurring statement by Justice Brennan. Statement by Justice Marshall concurring in part. Opinion by Justice Stewart concurring in the judgment with whom Justice Powell joins. Opinion by Justice Rehnquist concurring in the judgment.

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Adjourned until Tuesday, May 26, 1981 at 10 o'clock.

X











## SUPREME COURT OF THE UNITED STATES

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Present: Chief Justice Burger, Justice Brennan, Justice Stewart, Justice White, Justice Marshall, Justice Blackmun, Justice Powell, Justice Rehnquist, and Justice Stevens.

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The Chief Justice said:

"Today's orders of the Court have been certified by the Chief Justice, filed with the Clerk, and will not be announced orally."

## APPEALS—SUMMARY DISPOSITION

No. **80-1507**. City of Parma, Ohio, et al., appellants, *v.* Record Revolution, No. 6, Inc., et al. Appeal from the United States Court of Appeals for the Sixth Circuit. The judgment is vacated and the case is remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of the recently enacted Section 2925.14 of the Ohio Revised Code. Justice Stevens took no part in the consideration or decision of this case.

No. **80-1641**. Supreme Court of Virginia, et al., appellants, *v.* Consumers Union of the United States, Inc., et al.; and

No. **80-1664**. Consumers Union of the United States, Inc., et al., appellants, *v.* Virginia State Bar, et al. Appeals from the United States District Court for the Eastern District of Virginia. The motions of appellants to defer consideration of the appeals are denied. The appeals are dismissed for want of jurisdiction. Justice Powell took no part in the consideration or decision of these motions and these cases.

No. **80-1661**. James Edward Egan, appellant, *v.* New York. Appeal from the Appellate Division, Supreme Court of New York, Fourth Judicial Department. The appeal is dismissed for want of a substantial federal question.

No. **80-6460**. Lyle H. Prenzler, appellant, *v.* Robert Allen. Appeal from the United States Court of Appeals for the Ninth Circuit. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

## CERTIORARI—SUMMARY DISPOSITION

No. **79-6366**. Larry Lynn Blakney, petitioner, *v.* Montana. On petition for writ of certiorari to the Supreme Court of Montana. The motion of petitioner for leave to proceed *in forma pauperis* and the

petition for writ of certiorari are granted. The judgment is vacated and the case is remanded to the Supreme Court of Montana for further consideration in light of *Edwards v. Arizona*, 451 U.S. — (1981). Justice Blackmun dissents and would deny certiorari.

No. 79-6601. Eutues White, petitioner, *v.* Fred Finkbeiner. On petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit. The motion of petitioner for leave to proceed *in forma pauperis* and the petition for writ of certiorari are granted. The judgment is vacated and the case is remanded to the United States Court of Appeals for the Seventh Circuit for further consideration in light of *Edwards v. Arizona*, 451 U.S. — (1981).

No. 80-997. Missouri, petitioner, *v.* Donald Greer; Missouri, petitioner, *v.* Tommy Bryant Kendrick; and Missouri, petitioner, *v.* Rollan Anthony Williams. On petition for writ of certiorari to the Supreme Court of Missouri. The motion of respondent Williams for leave to proceed *in forma pauperis* is granted. The motion of respondent Kendrick for leave to proceed *in forma pauperis* is granted. The motion of respondent Donald Greer for leave to proceed *in forma pauperis* is granted. The petition for writ of certiorari is granted. The judgments are vacated and the case is remanded to the Supreme Court of Missouri for further consideration in light of *Albernaz v. United States*, 450 U.S. — (1981).

No. 80-1674. Consumers Power Company, et al., petitioners, *v.* Utility Workers Union of America, AFL-CIO, et al. On petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit. The petition for writ of certiorari is granted. The judgment is vacated and the case is remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *Alessi v. Raybestos-Manhattan, Inc.*, 451 U.S. — (1981).

No. 80-5084. Elwood Leroy Leuschner, petitioner, *v.* Maryland. On petition for writ of certiorari to the Court of Special Appeals of Maryland. The motion of petitioner for leave to proceed *in forma pauperis* and the petition for writ of certiorari are granted. The judgment is vacated and the case is remanded to the Court of Special Appeals of Maryland for further consideration in light of *Edwards v. Arizona*, 451 U.S. — (1981).

No. 80-5258. Louis Andrew Monroe, petitioner, *v.* Idaho. On petition for writ of certiorari to the Supreme Court of Idaho. The motion of petitioner for leave to proceed *in forma pauperis* and the petition for writ of certiorari are granted. The judgment is vacated and the case is remanded to the Supreme Court of Idaho for further consideration in light of *Edwards v. Arizona*, 451 U.S. — (1981).

No. **80-5640**. Charles Milton Wantland, petitioner, *v.* Maryland. On petition for writ of certiorari to the Court of Special Appeals of Maryland. The motion of petitioner for leave to proceed *in forma pauperis* and the petition for writ of certiorari are granted. The judgment is vacated and the case is remanded to the Court of Special Appeals of Maryland for further consideration in light of *Edwards v. Arizona*, 451 U.S. — (1981). Justice Blackman dissents and would deny certiorari. Justice Powell and Justice Rehnquist dissent.

No. **80-5799**. Thomas Ray James, petitioner, *v.* Illinois. On petition for writ of certiorari to the Appellate Court of Illinois, Fourth District. The motion of petitioner for leave to proceed *in forma pauperis* and the petition for writ of certiorari are granted. The judgment is vacated and the case is remanded to the Appellate Court of Illinois, Fourth District, for further consideration in light of *Edwards v. Arizona*, 451 U.S. — (1981). Justice Stewart, Justice Powell and Justice Rehnquist dissent. Justice Blackmun dissents and would deny certiorari.

#### ORDERS IN PENDING CASES

No. **A-916**. Diamond M Company, et al., applicants, *v.* Kenneth Dale Rains. The application for stay addressed to Justice Stevens and referred to the Court is denied.

No. **D-219**. In the Matter of Disbarment of Robert P. Rospond. Disbarment entered.

No. **D-223**. In the Matter of Disbarment of Edward H. Wolf. Edward H. Wolf, of New York, New York, having requested to resign as a member of the Bar of this Court, it is ordered that his name be stricken from the roll of attorneys admitted to practice before the Bar of this Court. The Rule to Show Cause, heretofore issued on March 9, 1981, is hereby discharged.

No. **D-224**. In the Matter of Disbarment of Gerald Ney Klauber. Disbarment entered.

No. **D-239**. In the Matter of Disbarment of Francis X. Fahy. It is ordered that Francis X. Fahy, of Jersey City, New Jersey, be suspended from the practice of law in this Court and that a rule issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **80-608**. United States Postal Service, appellant, *v.* Council of Greenburgh Civil Associations, et al. The motion of appellant for leave to file a supplemental brief after argument is granted.

No. **80-885**. National Labor Relations Board, petitioner, *v.* Hendricks County Rural Electric Membership Corporation; and National Labor Relations Board, petitioner, *v.* Malleable Iron Rand Company; and

No. **80-1103**. Hendricks County Rural Electric Membership Corporation, petitioner, *v.* National Labor Relations Board. The motion of United Auto Workers for leave to file a brief as *amicus curiae* is granted.

No. **80-5950**. Laverne L. Logan, appellant, *v.* Zimmerman Brush Company. The motion of Illinois Congress of Organizations of the Physically Handicapped, et al., for leave to file brief as *amici curiae* is granted.

No. **80-6646**. Herse L. White, appellant, *v.* United States. The application for stay addressed to Justice Brennan and referred to the Court is denied.

#### CERTIORARI GRANTED

No. **80-1582**. United States, petitioner, *v.* Jeffrey R. MacDonald. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit granted.

No. **80-1640**. United States Nuclear Regulatory Commission, et al., petitioners, *v.* Steven Sholly, et al.; and

No. **80-1656**. Metropolitan Edison Company, et al., petitioners, *v.* People Against Nuclear Energy, et al. Petitions for writs of certiorari to the United States Court of Appeals for the District of Columbia Circuit granted. The cases are consolidated and a total of 1 hour is allotted for oral argument.

#### CERTIORARI DENIED

No. **79-6801**. Robert Rigler, petitioner, *v.* Pennsylvania. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Eastern District, denied.

No. **80-238**. Dennis James Bartlett, petitioner, *v.* Alabama. Petition for writ of certiorari to the Court of Criminal Appeals of Alabama denied.

No. **80-1434**. Missouri-Kansas-Texas Railroad Company, petitioner, *v.* United States, et al.;

No. **80-1439**. Railway Labor Executives' Association, petitioner, *v.* United States, et al.; and

No. **80-1632**. Illinois, et al., petitioners, *v.* United States, et al. Petitions for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1534**. George Ochs, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-1536**. Maryland, et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-1599**. Home Mutual Insurance Company, petitioner, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-1607**. Alcon Laboratories (Puerto Rico), Inc., et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **80-1613**. Charles E. Starr, et ux., petitioners, *v.* John A. Pring, Sr. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-1633**. McArthur Davis, petitioner, *v.* Florida East Coast Railway Company. Petition for writ of certiorari to the District Court of Appeal of Florida, First District, denied.

No. **80-1648**. Leo Nierras, petitioner, *v.* Ohio. Petition for writ of certiorari to the Court of Appeals of Ohio, Richland County, denied.

No. **80-1652**. International Produce, Inc., petitioner, *v.* A/S Rosshavet, Owners of the S.S. Ross Isle. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-1653**. Edward Smith, Jr., petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, Fourth District, denied.

No. **80-1673**. Jeffrey E. Frederiksen, et al., petitioners, *v.* Edward T. Poloway. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-1678**. Nora Faye Johnson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1685**. Pacific Development, Inc., et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **80-1701**. Newport Tankers Corporation, petitioner, *v.* William Michael Simmons. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1709**. Prudential Federal Savings & Loan Association, petitioner, *v.* Richard Madsen, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-1723**. Robert K. Beck, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-1752**. Ray J. Werne, Sr., petitioner, *v.* Lee Miller, Chief of Police of the Town of Plainfield, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-1775**. Gerald N. Klauber, petitioner, *v.* Attorney Grievance Commission of Maryland. Petition for writ of certiorari to the Court of Appeals of Maryland denied.

No. **80-1776**. Charles Francis Gagnon, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-1782**. James H. Herzog, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-1789**. Samuel Ray Calabrese, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-1812**. Richard M. Baker and Shizuko Baker, petitioners, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-5921**. Michael Krueger, petitioner *v.* Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. **80-6055**. Rollan Anthony Williams, petitioner, *v.* Missouri. Petition for writ of certiorari to the Supreme Court of Missouri denied.

No. **80-6118**. Johnny Michael Causey, petitioner, *v.* Georgia. Petition for writ of certiorari to the Supreme Court of Georgia denied.

No. **80-6165**. Mrs. Jimmie Lue Williams, petitioner, *v.* Douglas E. Kelley and Floyd Carlton McIntyre. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6192**. J. C. McCrary, petitioner, *v.* Richard D. Hongisto, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-6214**. William E. Duffield, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-6269**. Bennie Dixon Burton, petitioner, *v.* J. D. White, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6286**. John Edward McKnabb, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-6384**. Robert J. Butler, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **80-6431**. Curtis Brown, Henry Huff and Albert Amos, petitioners, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, Fourth District, denied.

No. **80-6432**. Jeff Sinclair, petitioner, *v.* Stephen Dalsheim, Superintendent, Ossining Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-6433**. Joseph S. Chicco, petitioner, *v.* Robert E. Peck. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **80-6435**. Steven Yip, petitioner, *v.* United States; and

No. **80-6495**. Glenn Gan, petitioner *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-6441**. William Coolidge, petitioner, *v.* The Schooner California, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-6442**. Frances Pfaff, petitioner, *v.* City of Chillicothe. Petition for writ of certiorari to the Court of Appeals of Ohio, Ross County, denied.

No. **80-6445**. Charles Edward Hamilton, petitioner, *v.* William Abshire, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-6448**. Moses Roper, petitioner, *v.* New York. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, Second Judicial Department, denied.

No. **80-6449**. John Winston Prince, petitioner, *v.* Texas, et al. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **80-6450**. Terry Lee Lewis, petitioner, *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Second District, denied.

No. **80-6456**. Charles H. Allen, petitioner, *v.* Jack E. Farley, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-6457**. Johnny Ray Cox, petitioner, *v.* S. A. Watson, Jr., Circuit Judge, Madison County, Huntsville, Alabama, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6459**. Jack Richard McKinley, petitioner, *v.* R. L. Pulley, Superintendent, Correctional Training Facility, Central Soledad, California. Petition for writ of certiorari to the Supreme Court of California denied.

No. **80-6463**. Jon Cummins, petitioner, *v.* Arnold R. Jago, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-6466**. Abram Burns, petitioner, *v.* State Bar of Wisconsin. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-6468**. Cory A. Kummer, petitioner, *v.* Wisconsin. Petition for writ of certiorari to the Supreme Court of Wisconsin denied.

No. **80-6470**. Donald Garfield Cox, petitioner, *v.* Donald W. Wyrick, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-6476**. Harry E. Ross, petitioner, *v.* Correctional Institutional Inspection Committee. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **80-6497**. Carmen Miranda de Chavez, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-6565**. Joseph Angelo Sivigliano, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-6571**. Leslie Ross McCaskill, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-6579**. Jerry D. Wright, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-6584**. Robert Brunk, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6603**. Raymond S. Roush, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-456**. Gerald J. Thompson, etc., et al., petitioners, *v.* Mavis Berry, et al. The motion of respondents for leave to proceed *in forma pauperis* is granted. Petition for writ of certiorari to the Supreme Court of Washington denied.

No. **80-664**. California, petitioner, *v.* Barry Floyd Braeseke. The motion of respondent for leave to proceed *in forma pauperis* is granted. Petition for writ of certiorari to the Supreme Court of California denied.

No. **80-974**. Cynthia Ford, petitioner, *v.* Dorothy Ford, et vir. The motion of respondent Dorothy Ford for leave to proceed *in forma pauperis* is granted. Petition for writ of certiorari to the Court of Civil Appeals of Texas, Ninth Supreme Judicial District, denied.

No. **80-1158**. Florida, petitioner, *v.* Damasco Vincente Rodriguez. Petition for writ of certiorari to the District Court of Appeal of Florida, Third District, denied. The Chief Justice, Justice Blackmun and Justice Powell would grant certiorari and reverse the judgment.

No. **80-1306**. Diane Doe, etc., petitioner, *v.* Omer Renfrow, Individually and as Superintendent of Highland Community School Corporation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied. Dissenting opinion by Justice Brennan.

No. **80-1465**. Crocker National Bank, petitioner, *v.* State Board of Equalization of California, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Justice Blackmun and Justice Powell would grant certiorari.

No. **80-1583**. Colorado, petitioner, *v.* Robert Chavez. The motion of respondent for leave to proceed *in forma pauperis* is granted. Petition for writ of certiorari to the Supreme Court of Colorado denied. Justice White would grant certiorari.

No. **80-1637**. Clay E. McElroy, Warden, petitioner, *v.* M. W. Holloway. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Dissenting opinion by Justice Rehnquist with whom The Chief Justice joins.

No. **80-1669**. Frank E. Moss, petitioner, *v.* G. Andrew Lawrence. The motion of the Society of Professional Journalists, Sigma Delta Chi, for leave to file a brief as *amicus curiae* is granted. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-6324**. Charles Milton, petitioner, *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied. Dissenting statement by Justice Brennan and Justice Marshall.

No. **80-6367**. Linwood Earl Briley, petitioner, *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied. Dissenting statement by Justice Brennan and Justice Marshall.

#### HABEAS CORPUS DENIED

No. **80-6582**. In Re Roger H. Corley, petitioner; and

No. **80-6587**. In Re Malik S. El-Amin, petitioner. Petitions for writ of habeas corpus denied.

#### REHEARINGS DENIED

No. **80-950**. George C. Nicoladze, petitioner, *v.* United States;

No. **80-1162**. Richard Schweiker, Secretary of Health and Human Services, petitioner, *v.* Ann Hansen;

No. **80-1316**. Josette Clair Bauer, petitioner, *v.* United States and Hector Graber, Consul General of the Government of Switzerland;

No. **80-5572**. Troy Lee Douthit, petitioner, *v.* W. J. Estelle, Director, Texas Department of Corrections;

No. **80-6195**. Ella Hornick, petitioner, *v.* Ruth Noyes, et al.; and

No. **80-6352**. In Re James Piatt, petitioner. Petitions for rehearing denied.

No. **80-6274**. John F. Buff Williams, petitioner, *v.* Arkansas Public Service Commission. Petition for rehearing denied. Justice Stewart took no part in the consideration or decision of this petition.

#### RECESS ORDER

The Court will take a recess from today until Monday, June 1, 1981.

#### ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Carlos Miguel Alcalá	Keene, Calif.	Marion G. Obledo
Bruce N. Bagni	Vienna, Va.	Howard S. Scher
Thomas A. Bengtson	Lansing, Mich.	Allison K. Thomas

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Jerry J. Berman	Washington, D.C.	John H. F. Shattuck
Clement H. Berne	New York, N.Y.	Edward W. Beglin, Jr.
Thomas Edward Betz	Cleveland, Ohio	Michael Raymond Gallagher
Gregory Vincent Blackburn	Los Angeles, Calif.	Shelly Jay Shafron
Larry Donell Blanchard	Memphis, Tenn.	Walter Lee Evans
Rigdon Hiatt Boykin	Bedford Hills, N.Y.	William M. Bradner, Jr.
Marshall B. Brinkley	Baton Rouge, La.	Andrew P. Carter
Jeffrey F. Briskin	Los Angeles, Calif.	Charles Edward Clark
Charles A. Brown	Lewiston, Idaho	Darrel W. Aherin
Philip Eugene Callis	Oakland, Calif.	Loren E. McMaster
Helmi E. Carr	Leesburg, Va.	Robert A. Stein
Edward W. Cleary	Scottsdale, Ariz.	Willard H. Pedrick
Andrew J. Conner	Erie, Pa.	John J. Galbo
John A. Cook	Birmingham, Mich.	Cyrus G. Minkler
Richard D. Corona	San Diego, Calif.	Deborah M. Fletcher
Stephen M. Delroy	New York, N.Y.	Jerome Harold Heckman
Kenneth Vincent Farino	Richmond, Va.	Henry T. Wickham
Jerome Ira Feldman	Annapolis, Md.	Alan W. Bernstein
Russell J. Frackman	Los Angeles, Calif.	Arthur Groman
James H. French	Cleveland, Ohio	Richard J. French
Genaro Rodriguez Gerena	Luquillo, P.R.	Rene Munoz Padin
Glynn W. Gilcrease, Jr.	Tempe, Ariz.	C. Kimball Rose
Michael Keith Glenn	Washington, D.C.	Edmund E. Harvey
Judith Bowles Henry	Richmond, Va.	John S. Battle, Jr.
Carolyn Gregg Hill	Oklahoma City, Okla.	Willard P. Scott
Robert Cameron Hill Jr.	Miami, Fla.	Max P. Engel

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Joseph S. Hocky	Philadelphia, Pa.	Albert B. Miller
Alan L. Honorof	Mineola, N.Y.	Erwin Popkin
Ben W. Hooper II	Newport, Tenn.	John Frank Dugger
Charles J. Humphreys	Cohasset, Mass.	Daniel William Lenahan III
Phillip Ray Jones	Dallas, Tex.	William L. Keller
William F. Joy, Jr.	Boston, Mass.	Harold N. Mack
Robert Matthias Kane, Jr.	Washington, D.C.	Daniel Patrick Mullarkey
David C. Kenny	San Francisco, Calif.	Laurence Craig Franklin
Elizabeth Ann Lang-Miers	Dallas, Tex.	Stephen H. Philbin II
Charles R. Larsen	Madison, Wis.	Theodore L. Priebe
Timothy Allan LaFrance	Durango, Colo.	Richard B. Collins
Roland J. LaVallee	Phoenix, Ariz.	Ronald Frederick Larson
Harold B. Lee	Los Angeles, Calif.	Joaquin Alfredo Sosa
Larry Lewis Leifer	Maplewood, N.J.	Marvin A. Sachs
Richard A. Levy	New York, N.Y.	Richard F. Bellman
Tarrant Hale Lomax	Annapolis, Md.	Paul Miller Rhodes
Douglas Reed Lombart	Richmond, Va.	Paul M. Shuford
Ann Malester	Washington, D.C.	Ernest Gray Barnes
Mark Anthony Mancini	Washington, D.C.	Thomas Amer Elliot
James Philip May	Washington, D.C.	Solicitor General Wade H. McCree, Jr.
Bill McCoy	Odessa, Tex.	W. O. Shafer
Rodney D. McGalliard	Gainesville, Fla.	Kenneth Edward Brooten, Jr.
Lester A. McKinley	Little Rock, Ark.	Henry Maurice Mitchell

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Orion Douglas Memmott	Willows, Calif.	Keith S. Humphreys
Laurie Freed Milman	Los Angeles, Calif.	Josephine Anita Behrens
Anne Milne	Salt Lake City, Utah	Wayne L. Black Lawrence J.
Walter F. Mondale	Minneapolis, Minn.	Hayes
Sam Nunn	Perry, Ga.	Paul Charles Besozzi
Henry L. Parr, Jr.	Greenville, S.C.	Judge Clement Furman Hayns- worth, Jr.
Robert H. Patterson, Jr.	Richmond, Va.	John S. Battle, Jr.
Alan Michael Petrov	Cleveland, Ohio	Michael Raymond Gallagher
Robert C. Picavet	Kennebunkport, Maine	Richard K. Donohue
Vance Carpenter Preman	Kansas City, Mo.	Aaron A. Wilson, Jr.
Richard M. Reynolds	Hartford, Conn.	Allan B. Taylor
Overman Randolph Rollins	Richmond, Va.	John S. Battle, Jr.
W. Barrett Ross	Glendale, Calif.	James E. Sloan
Michael J. Samanie	Houma, La.	Joseph L. Waitz
Nicholas J. San Martino	Boston, Mass.	David D. Dretler
Bernard Lloyd Shapiro	Brooklyn, N.Y.	Murray Weinstein
Thomas W. Stanisci	Mineola, N.Y.	Norman Howard Dachs
Clifford Woodworth Taylor	Lansing, Mich.	Richard J. Brake
Howard Charles Ulan	Harrisburg, Pa.	Jonathan Vipond III
Joseph David Walsh	Daytona Beach, Fla.	Frank Marriott, Jr.
Anne Marie Whittemore	Richmond, Va.	William Carter Younger
Edward H. Widmann	Denver, Colo.	G. Walter Bowman
John B. Zimmerman	Devine, Tex.	Robert Lynn McGowen

## OPINIONS

No. **80-120**. St. Martin Evangelical Lutheran Church and Northwestern Lutheran Academy, petitioners *v.* South Dakota. On writ of certiorari to the Supreme Court of South Dakota. Judgment reversed and case remanded to the Supreme Court of South Dakota for further proceedings not inconsistent with the opinion of this Court. Opinion by Justice Blackmun. Opinion by Justice Stevens concurring in the judgment.

No. **83 Original**. State of Maryland, et al., plaintiffs, *v.* State of Louisiana. The motion of Columbia Gas Transmission Corporation, et al. for leave to intervene as plaintiffs is granted. The motion of New Jersey for leave to intervene as a plaintiff is granted. The motion of the United States, et al. for leave to intervene as plaintiffs is granted. The motion of Associated Gas Distributors for leave to file a brief as *amicus curiae* is granted. The motion of Louisiana to dismiss the case is denied. The motion of plaintiffs for judgment on the pleadings is granted in part. The Exceptions of Louisiana to the Reports of the Special Master are overruled. The Exceptions of the plaintiffs, the federal intervenors and the intervenor pipeline companies to the Second Report of the Special Master are sustained in part and overruled in part. Judgment to the effect that 47 La. Rev. Stat. § 1303C violates the Supremacy Clause and that the First-Use Tax is unconstitutional and enjoining further collection of the tax shall be entered. Jurisdiction over the case is retained in the event further proceedings are required to implement the judgment. Opinion by Justice White. Concurring opinion by Chief Justice Burger. Dissenting opinion by Justice Rehnquist. Justice Powell took no part in the consideration or decision of this case.

No. **80-348**. H. A. Artists & Associates, Inc., et al., petitioners, *v.* Actors' Equity Association, et al. On writ of certiorari to the United States Court of Appeals for the Second Circuit. Judgment affirmed in part and reversed in part and case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Justice Stewart. Opinion by Justice Brennan concurring in part and dissenting in part with whom Chief Justice Burger and Justice Marshall join.

No. **79-1423**. Western and Southern Life Insurance Company, appellant, *v.* State Board of Equalization of California. Appeal from the Court of Appeal of California, Second Appellate District. Judgment affirmed. Opinion by Justice Brennan. Dissenting opinion by Justice Stevens with whom Justice Blackmun joins.

No. **80-5049**. Clifford E. Clayton, petitioner, *v.* International Union, United Automobile, Aerospace and Agricultural Implement Workers of America, et al.; and

No. **80-54**. ITT Gilfillan, etc., petitioner, *v.* Clifford E. Clayton. On writs of certiorari to the United States Court of Appeals for the Ninth Circuit. Judgment affirmed in part and reversed in part and cases remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Justice Brennan. Dissenting opinion by Justice Powell with whom Chief Justice Burger joins. Dissenting opinion by Justice Rehnquist with whom Chief Justice Burger, Justice Stewart and Justice Powell join.

No. **79-1144**. Texas Industries, Inc., petitioner, *v.* Radcliff Materials, Inc., et al. On writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Judgment affirmed. Opinion by Chief Justice Burger.

#### ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Patricia Baily Sellers	Oklahoma City, Okla.	Solicitor General Wade H. McCree, Jr.
David Smilie Watkins	Texarkana, Tex.	Solicitor General Wade H. McCree, Jr.
Eileen Jenkins Buxton	Sacramento, Calif.	Myron Harry Nordquist
Jean Virginia Erickson	Syracuse, N.Y.	Myron Harry Nordquist
Virginia Ellen Margaret Lupoli	New York, N.Y.	Joseph F. Onorato
Joseph Robert Onorato	New York, N.Y.	Joseph F. Onorato
Ralph R. Brown	Dallas Center, Iowa	Charles O. Campbell
Fred Bartlett Causey	Decatur, Ga.	Gregg R. Potvin
Phillip Stephen Allen	Washington, D.C.	Solicitor General Wade H. McCree, Jr.
Matthew G. Ash	Washington, D.C.	Solicitor General Wade H. McCree, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Walter Crockett Baugh, Jr.	Washington, D.C.	Solicitor General Wade H. McCree, Jr.
Robert B. Donin	Washington, D.C.	Solicitor General Wade H. McCree, Jr.
Lauren Lea Fuller	Washington, D.C.	Solicitor General Wade H. McCree, Jr.
David Galbraith	Washington, D.C.	Solicitor General Wade H. McCree, Jr.
Theodore Hadzi-Antich	Washington, D.C.	Solicitor General Wade H. McCree, Jr.
James Francis Hibey	Washington, D.C.	Solicitor General Wade H. McCree, Jr.
Francis P. LaRocca, Jr.	Washington, D.C.	Solicitor General Wade H. McCree, Jr.
Howard M. Liberman	Washington, D.C.	Solicitor General Wade H. McCree, Jr.
Ann Emmons Hume Loikow	Washington, D.C.	Solicitor General Wade H. McCree, Jr.
Steven Richard Miller	Washington, D.C.	Solicitor General Wade H. McCree, Jr.
Rita Ann Reimer	Washington, D.C.	Solicitor General Wade H. McCree, Jr.
George Robert Schlossberg	Washington, D.C.	Solicitor General Wade H. McCree, Jr.
Robert Edward Sullivan	Washington, D.C.	Solicitor General Wade H. McCree, Jr.
Lindell T. Tinsley	Washington, D.C.	Solicitor General Wade H. McCree, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Judith A. Winston	Washington, D.C.	Solicitor General Wade H. McCree, Jr.
Brenda M. Wood	Washington, D.C.	Solicitor General Wade H. McCree, Jr.
James Carlisle Rogers, Jr.	Leesburg, Fla.	Solicitor General Wade H. McCree, Jr.
David B. Dempsey	Potomac, Md.	Solicitor General Wade H. McCree, Jr.
John Hynes Horne	New Orleans, N.Y.	Solicitor General Wade H. McCree, Jr.
Bruce J. Minkoff	New York, N.Y.	Solicitor General Wade H. McCree, Jr.
James Francis Quinn	North Tonawanda, N.Y.	Solicitor General Wade H. McCree, Jr.
Victor J. Zupa	New York, N.Y.	Solicitor General Wade H. McCree, Jr.
Wilbert Baccus	Toledo, Ohio	Solicitor General Wade H. McCree, Jr.
John Clifton Duncan, Jr.	Philadelphia, Pa.	Solicitor General Wade H. McCree, Jr.
Mark B. Baylen	Springfield, Va.	Solicitor General Wade H. McCree, Jr.
John Joseph Daly	Arlington, Va.	Solicitor General Wade H. McCree, Jr.
Gurden Edwards Drake	Fairfax County, Va.	Solicitor General Wade H. McCree, Jr.
David B. Fishman	Arlington, Va.	Solicitor General Wade H. McCree, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Kay Lynn Antoniewicz Harrison	Ordinary, Va.	Solicitor General Wade H. McCree, Jr.
Peter Paul Mitrano	Alexandria, Va.	Solicitor General Wade H. McCree, Jr.
Brian Charles Murphy	Arlington, Va.	Solicitor General Wade H. McCree, Jr.
Frances Presley Rice	Alexandria, Va.	Solicitor General Wade H. McCree, Jr.
Howard Neil Schwartz	Alexandria, Va.	Solicitor General Wade H. McCree, Jr.
Kingston E. Smith	Fairfax, Va.	Solicitor General Wade H. McCree, Jr.
William P. Alford	Washington, D.C.	Robert Sargent Shriver, Jr.
Julie Allecta	Washington, D.C.	Robert Sargent Shriver, Jr.
Carol Herndon Israel	Washington, D.C.	Robert Sargent Shriver, Jr.
Jay R. Kraemer	Washington, D.C.	Robert Sargent Shriver, Jr.
Andrea Newmark	Washington, D.C.	Robert Sargent Shriver, Jr.
William Eliot Sudow	Washington, D.C.	Robert Sargent Shriver, Jr.
Josephine Lucille Ursini	Washington, D.C.	Robert Sargent Shriver, Jr.
Julie Lloyd Williams	Washington, D.C.	Robert Sargent Shriver, Jr.
Lawrence R. Sidman	Bethesda, Md.	Robert Sargent Shriver, Jr.

Adjourned until Monday, June 1, 1981 at 10 o'clock.

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## SUPREME COURT OF THE UNITED STATES

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Present: Justice Brennan, Justice Stewart, Justice White, Justice Marshall, Justice Blackmun, Justice Powell, Justice Rehnquist, and Justice Stevens.

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Justice Brennan said:

"Today's orders of the Court have been certified by me, filed with the Clerk, and will not be announced orally."

## OPINION PER CURIAM

No. **80-1205**. Ford Motor Credit Company, petitioner, *v.* Janet Cenence, et al. On petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Motion of American Bankers Association for leave to file a brief as *amicus curiae* is granted. Motion of California Bankers Association for leave to file a brief as *amicus curiae* is granted. Petition granted in major part and denied in part. Judgment affirmed in part and reversed in part. Opinion per curiam. Justice Marshall would grant the petition for writ of certiorari because of the conflict among the circuits and set the case for plenary consideration.

## APPEALS—SUMMARY DISPOSITION

No. **80-1694**. Atwood Vacuum Machine Company, appellant, *v.* Ford Motor Company. Appeal from the Supreme Court of Florida. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. **80-6502**. Lyle H. Prenzler, appellant, *v.* R. Keith Pike, et al. Appeal from the United States Court of Appeals for the Ninth Circuit. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. **80-6646**. Herse L. White, appellant, *v.* United States. Appeal from the District of Columbia Court of Appeals. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. **80-6280**. Carolyn Harris, appellant, *v.* Georgia. Appeal from the Supreme Court of Georgia. The motion of appellant for leave to proceed *in forma pauperis* is granted. The judgment is vacated and the case is remanded to the Supreme Court of Georgia for further consideration in light of *Steagald v. United States*, 451 U.S. — (1981).

#### ORDERS IN PENDING CASES

No. **A-915**. Bureau of Economic Analysis, United States Department of Commerce, applicant, *v.* Susan B. Long and Philip H. Long. Application for stay presented to Justice Rehnquist and by him referred to the Court is granted. The order heretofore entered by Justice Rehnquist on May 14, 1981 is continued pending the timely filing and disposition of a petition for writ of certiorari.

No. **A-944**. John Buettner-Janusch, applicant, *v.* United States. Application for stay and continued bail addressed to Justice Stevens and referred to the Court is denied.

No. **D-221**. In the Matter of Disbarment of Elliott Leighton. Disbarment entered.

No. **D-225**. In the Matter of Disbarment of Robert Florsheim. Disbarment entered.

No. **D-240**. In the Matter of Disbarment of John T. Walsh. It is ordered that John T. Walsh, of Youngstown, Ohio, be suspended from the practice of law in this Court and that a rule issue, returnable within forty days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-241**. In the Matter of Disbarment of Hemphill P. Pride, II. It is ordered that Hemphill P. Pride, II, of Columbia, South Carolina, be suspended from the practice of law in this Court and that a rule issue, returnable within forty days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **80-327**. Valley Forge Christian College, petitioner, *v.* Americans United for Separation of Church and State, Inc., et al. The motion of Solicitor General for divided argument and for additional time for oral argument is granted and ten additional minutes are allotted for that purpose. Respondent Americans United for Separation of Church and State are also allotted an additional ten minutes for oral argument.

No. **80-848**. Piper Aircraft Company, petitioner, *v.* Gaynell Reyno, Personal Representative of the Estate of William Fehilly, et al.; and

No. 80-883. Hartzell Propeller, Inc., petitioner, *v.* Gaynell Reyno, Personal Representative of the Estate of William Fehilly, et al. The motion of petitioners for divided argument is granted. The request for additional time for oral argument is denied.

No. 80-885. National Labor Relations Board, petitioner, *v.* Hendricks County Rural Electric Membership Corporation; and National Labor Relations Board, petitioner, *v.* Malleable Iron Rand Company; and

No. 80-1103. Hendricks County Rural Electric Membership Corporation, petitioner, *v.* National Labor Relations Board. The motion of American Federation of Labor and Congress of Industrial Organizations for leave to file a brief as *amicus curiae* is granted.

No. 80-901. Raymond J. Donovan, Secretary of Labor, United States Department of Labor, appellant, *v.* Douglas Dewey, et al. The motion of appellant for leave to file a supplemental brief after argument is granted.

No. 80-1430. Ted Engle, Superintendent, Chillicothe Correctional Institute, petitioner, *v.* Lincoln Isaac; E. P. Perini, Superintendent, Marion Correctional Institution, petitioner, *v.* Kenneth L. Bell; and Ted Engle, Superintendent, Chillicothe Correctional Institute, petitioner, *v.* Howard Hughes. The motion of respondent Howard Hughes for leave to proceed further herein *in forma pauperis* is denied.

No. 80-1695. Air Line Pilots Association, International, petitioner, *v.* J. E. Pelaez Del Casal, et al. The Solicitor General is invited to file a brief in this case expressing the views of the United States.

#### APPEALS—JURISDICTION NOTED

No. 80-1290. William P. Clements, Jr., Governor of the State of Texas, et al., appellants, *v.* John L. Fashing, et al. Appeal from the United States Court of Appeals for the Fifth Circuit. In this case probable jurisdiction is noted.

No. 80-1431. In the Matter of R...M.J... Appeal from the Supreme Court of Missouri. In this case probable jurisdiction is noted.

No. 80-1666. John R. Larson, etc., et al., appellants, *v.* Pamela Valente, et al. Appeal from the United States Court of Appeals for the Eighth Circuit. In this case probable jurisdiction is noted.

No. 80-1681. Village of Hoffman Estates, et al., appellants, *v.* Flipside, Hoffman Estates, Inc. Appeal from the United States Court of Appeals for the Seventh Circuit. In this case probable jurisdiction is noted. Justice Stevens took no part in the consideration or decision of this case.

## CERTIORARI GRANTED

No. **80-1556**. Kenneth Cory, Controller of the State of California, et al., petitioners, *v.* Mark White, Attorney General of the State of Texas, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit granted.

No. **80-1562**. Marine Bank, petitioner, *v.* Samuel Weaver, et ux. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit granted.

No. **80-1614**. George F. Jewett, Jr., et ux., petitioners, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit granted.

## CERTIORARI DENIED

No. **79-1214**. Iowa Beef Processors, Inc., et al., petitioners, *v.* Meat Price Investigators Ass'n, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-922**. Raymond J. Donovan, Secretary of Labor, petitioner, *v.* Alabama and Nevada. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1353**. Van Dyk Research Corporation, petitioner, *v.* Xerox Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-1390**. Dennis R. Beller, petitioner, *v.* John F. Lehman, Jr., Secretary, United States Navy, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-1398**. John Doe and Mary Doe, petitioners, *v.* William Goldman, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **80-1450**. Kirk William McLean, petitioner, *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Second District, denied.

No. **80-1512**. William M. Brinton, petitioner, *v.* Department of State, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **80-1514**. Joseph D. Fontenot, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1517**. Frank Julius Mazzuca, petitioner, *v.* United States;

No. **80-6307**. Ronald John Williams, petitioner, *v.* United States;  
and

No. **80-6309**. George V. Janovich, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-1543**. Steven L. Amdur, petitioner, *v.* City of Chicago. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-1549**. Texports Stevedore Company, et al., petitioners, *v.* Murl J. Winchester and Director, Office of Workers' Compensation Programs. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1558**. LeBeouf Brothers Towing Company, Inc., et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1638**. First Empire Bank-New York, etc., et al., petitioners, *v.* Federal Deposit Insurance Corporation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-1665**. Elijah W. Ratcliff, petitioner, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-1675**. Allen B. Spector, Maurice R. Wyatt and Donald H. Noren, petitioners, *v.* Maryland. Petition for writ of certiorari to the Court of Appeals of Maryland denied.

No. **80-1689**. Edward P. Fitzgerald, petitioner, *v.* Gus O. Nations, et al. Petition for writ of certiorari to the Court of Appeals of Missouri, Eastern District, denied.

No. **80-1697**. St. Louis Southwestern Railway Company, petitioner, *v.* Aaron D. Mosley and Billy J. Butler. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1780**. Philip J. Schwenk, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-1784**. James L. Calhoun, petitioner, *v.* Benjamin L. Bailar, Postmaster General of the United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-1830**. Gulf States Cannery, Inc., petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1839**. Charles Davi, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-1840**. Alexander Sasso, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-1847**. R. V. Wilson and Garland Lincecum, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-1851**. Jose Almaguer, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1856**. Franklin P. Mengrone, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-1865**. Donald Lee Abess, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-6275**. Larry Dean Turner, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-6315**. Archie Haynes, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **80-6374**. Larry F. Adler, petitioner, *v.* Ohio. Petition for writ of certiorari to the Court of Appeals of Ohio, Wood County, denied.

No. **80-6472**. Jesse Lee Singleton, Sr., petitioner, *v.* State Bar of Wisconsin, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-6474**. Claxton Council Davis, petitioner, *v.* L. C. McAllister, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6475**. Norman Allen Ayers, petitioner, *v.* Maryland. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-6477**. Alfred J. Hight, petitioner, *v.* Charles R. Balkcom, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6485**. Garlin Singleton, Jr., petitioner, *v.* State Bar of Wisconsin, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-6488**. Mounir Nassralla, petitioner, *v.* Civil Service Board, City of San Bernardino, California. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, denied.

No. **80-6489**. Martin Karl Maurer, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **80-6490**. John W. Haney, petitioner, *v.* James H. Rose, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-6492**. Calhoun Stewart, petitioner, *v.* Georgia, et al. Petition for writ of certiorari to the Supreme Court of Georgia denied.

No. **80-6493**. Arthur Snead, et al., petitioners, *v.* Ronald M. Kirkland, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-6496**. Darwin Dale Jarvis, petitioner, *v.* United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6498**. Loretta Young, petitioner, *v.* Missouri. Petition for writ of certiorari to the Court of Appeals of Missouri, Eastern District, denied.

No. **80-6499**. Robert Michael Archer, petitioner, *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **80-6500**. Sawyer Lewis, petitioner, *v.* Louisiana State Penitentiary. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6505**. William Stevenson, petitioner, *v.* Charles Anderson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-6507**. Ricky Bell, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **80-6510**. Bradley Eugene Smith, petitioner, *v.* Kentucky. Petition for writ of certiorari to the Court of Appeals of Kentucky denied.

No. **80-6526**. Charlie Albert Young, petitioner, *v.* W. J. Estelle, Jr., Director, Texas Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6554**. Frank C. Johnson, petitioner, *v.* Richard S. Schweiker, Secretary of Health and Human Services. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6560**. Teresa Di Carlo, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-6564**. Anthony M. Marquez, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-6599**. Louis Darnell Gordon, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6606**. Thomas Michael Roberts, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-6612**. Pedro V. Lopez, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-6613**. Dale Callwood, petitioner, *v.* Government of the Virgin Islands. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-6629**. Roger Quinez Herrera, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6649**. James H. Francis, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **79-2034**. Barbara Blum, etc., petitioner, *v.* Ethel Caldwell, etc., et al. The motion of respondents McCullough, Richmond, Grant, Barnett, Perito, Landers, and Maniccia for leave to proceed *in forma pauperis* is granted. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-1627**. Florida, petitioner, *v.* Vincent Anthony Busch. The motion of respondent for leave to proceed *in forma pauperis* is granted. Petition for writ of certiorari to the District Court of Appeal of Florida, First District, denied.

No. **80-1670**. Department of Agriculture of the State of Georgia, et al., petitioners, *v.* J. L. Smith. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Justice Stewart and Justice Blackmun would grant certiorari.

No. **80-1686**. The Mead Corporation, petitioner, *v.* United States District Court for the Southern District of Texas, et al. (Adams Extract Company, et al., real parties in interest). Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Justice Stewart and Justice Powell took no part in the consideration or decision of this petition.

No. **80-6483**. Georgia Dee Mattison, petitioner, *v.* Sears, Roebuck & Co. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied. Justice Stewart took no part in the consideration or decision of this petition.

No. **80-6506**. Son H. Fleming, petitioner, *v.* Sam Austin, Warden. Petition for writ of certiorari to the Supreme Court of Georgia denied. Dissenting statement by Justice Brennan and Justice Marshall.

#### HABEAS CORPUS DENIED

No. **80-6654**. In Re Ronald Stephen Reynolds, Petitioner. Petition for writ of habeas corpus denied.

#### MANDAMUS DENIED

No. **80-6645**. In Re Clovis Carl Green, Petitioner. Petitioner for writ of mandamus denied.

No. **80-1586**. In Re Gulf Oil Corporation and Gulf Minerals Canada Limited, Petitioners. Petition for writ of mandamus denied. Justice Stewart took no part in the consideration or decision of this petition.

#### REHEARINGS DENIED

No. **80-1381**. J. R. Cissna, et ux., petitioners, *v.* Roy E. Amman, et al.;

No. **80-1415**. Edward M. Murphy, II, petitioner, *v.* Michael J. Eagen, Individually and as Justice of the Pennsylvania Supreme Court, etc., et al.;

No. **80-1473**. Luann Stevenson, petitioner, *v.* Gary Ray Stevenson;

No. **80-5757**. Freddie F. Davis, petitioner, *v.* Georgia;

No. **80-6211**. Frank Makara, petitioner, *v.* British Petroleum Corp.;

No. **80-6300**. Oswald John, petitioner, *v.* Mary O. Joseph, Shareholder of Brojal International Corp.; and

No. **80-6428**. James F. Heimerle, petitioner, *v.* United States. Petitions for rehearing denied.

No. **79-1128**. Montana, et al., petitioners, *v.* United States, et al. The motion of respondent United States for modification of opinion is denied. The motion of the National Tribal Chairmen's Association, et al., for leave to file a brief *amici curiae* is granted. Petition for rehearing is denied.

• RECESS ORDER

The Court will take a recess from today until Monday, June 8, 1981.

ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
J. Murray Akers	Greenville, Miss.	Roy Davies Campbell, Jr.
Harry R. Allen	Gulfport, Miss.	Richard Bennett Graves II
Christian Michael Barth	Norristown, Pa.	Marvin Allen Goldberg
Norman E. Beal	Kansas City, Mo.	Albert F. Hillix
Bruce M. Beals	San Diego, Calif.	Barton C. Sheela, Jr.
Rodney John Beede	Davis, Calif.	Clifford Edward Tedmon
George Berger	Santa Monica, Calif.	Ronald T. Golan
Neil O'Kane Bowman	Amarillo, Tex.	Claude E. Upchurch
Alice M. Bright	Chicago, Ill.	Howard J. Triemens
Iris June Brown	Hartford, Conn.	Ronald Gold
Susan Buckley	Manhasset, N.Y.	Floyd Abrams
George W. Bullen	Sacramento, Calif.	James Curtis Brown
Thomas S. Bunn, Jr.	Pasadena, Calif.	Richard Thomas Griffin
Robert G. Burdick	Boston, Mass.	John E. Bowman, Jr.
Brent A. Cain	Carlinville, Ill.	Edward R. Phelps

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
James J. Carroll	Chicago, Ill.	William Stirling Maxwell
Kenneth M. Cort	Painesville, Ohio	Marvin R. Plasco
Daniel F. Crough	Philadelphia, Pa.	Abbott A. Leban
John Andrew Cunningham	Aurora, Ill.	Noel C. Davis
Michael W. Davis	Chicago, Ill.	Stuart S. Ball
Joseph J. DeHope, Jr.	Sacramento, Calif.	James Curtin Brown
George Thomas Dolan, Jr.	Newton, Mass.	Robert L. Dolan
Leslie R. Earl, Jr.	Tulsa, Okla.	Patrick Arthur Williams
John Fullerton Elger	Atlanta, Ga.	Emmet J. Bondurant II
Paul Franklin Farr	Salt Lake City, Utah	James Craig Carman
Charles W. Fleischmann	New Haven, Conn.	J. Harold Flannery
Raymond Wilford Frale, Jr.	Fayetteville, Tenn.	William Donnell Young, Jr.
John Frierson Gaillard	Jacksonville, Fla.	Harold Barklay Wahl
Jean Marie Galloway	Washington, D.C.	Gilbert J. Ginsburg
Kenneth Howard Ginsberg	Dover, N.J.	William James Lovas
Michael H. Goshko	Boston, Mass.	Arnold W. Alexander
Gary R. Gromet	Fort Lauderdale, Fla.	Sheldon Golding
William Francis Hanrahan	Gaithersburg, Md.	Edward Calvin Golumbic
Stephen D. Hans	New York, N.Y.	Leonard B. Isaacs
James John Harney	Fairfax, Va.	Phon E. Hudkins
Jerry L. Harris	Austin, Tx.	Robert Dale Jones
James J. Hoare	Detroit, Mich.	Kent B. Willis
E. Matthew Hoffman, Jr.	Houston, Tx.	R. Leonard Weiner
Thomas Eugene Horn	San Francisco, Calif.	Michael E. Tigar

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
John T. Hume III	Indianapolis, Ind.	Robert William Geddes
Larry Charles Hunter	Vidor, Tex.	Patrick Allen Clark
Hugh Rice Kelly	Houston, Tex.	Wm. Russell Brown
Andrea R. Kramer	Philadelphia, Pa.	Lee A. Rosengard
Alan Louis Landsberg	Fort Lauderdale, Fla.	William Osborne Mehrtens, Jr.
Dale G. Larrimore	Philadelphia, Pa.	Joseph H. Foster
Abbe David Lowell	Westbury, N.Y.	Benjamin Richard Civiletti
Eldon D. Lyon	Bethany, Okla.	David A. Davis
Joseph J. Malatesta, Jr.	Harrisburg, Pa.	John Grant Alford
Howard Eskridge Martin	Houston, Tex.	T. Brooke Farnsworth
Edgar D. McKean III	Laconia, N.H.	Bernard Irwin Snierson
John McLario, Jr.	Menomonee Falls, Wis.	William Bentley Ball
John Joseph Meehan	Oakland, Calif.	William Anthony McKinstry
Mark Robert Moore	San Diego, Calif.	Eric Duquesne Wolf
John Denison Morris	Alliance, Ohio	Leroy J. Contie, Jr.
Corinne Lee Murphy	Sacramento, Calif.	Robert Lawrence Mukai
John Howard O'Brien	Hollister, Calif.	Thomas P. Breen
Lonny Ben Ogus	Chicago, Ill.	Carl Maurice Walsh
Kenneth Lee Peacher II	Oklahoma City, Okla.	M. C. Kratz, Jr.
Marion I. Quesenbery	Newport Beach, Calif.	Charley Mackey Stoll

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Larry M. Reecer	Albuquerque, N. Mex.	Thomas Breece Stribling III
Paul S. Reichler	Washington, D.C.	David R. Kentoff
James J. Restivo, Jr.	Pittsburgh, Pa.	Gilbert J. Helwig
Richard Clay Robins	El Paso, Tex.	Mario J. Martinez
Gilbert Rodriguez	Corpus Christi, Tex.	Michael Mankins
A. Arthur Rosenblum	Charleston, S.C.	George Dan Bowling
Stephen B. Ruben	Hinsdale, Ill.	Richard J. Hollander
Neil James Ruther	Baltimore, Md.	Edwin Oliver Wenck
David Joseph Ryan	Chicago, Ill.	Lloyd E. Williams, Jr.
Paul Allen Sacher	Silver Spring, Md.	J. Strom Thurmond
Christopher J. Schatz	San Diego, Calif.	Barton C. Sheela, Jr.
Allan I. Schneider	Giddings, Tex.	Charles J. Sebesta, Jr.
Horace Schow II	Tallahassee, Fla.	Sydney H. McKenzie III
James L. Sellers	Vancouver, Wash.	Thomas Keith Schoppert
Donald Leon Starks	San Diego, Calif.	James Frederick Wolf
William Guy Stevens	Prattville, Ala.	Lawrence Herman Kloess, Jr.
Nancy Ann Stoner	Los Angeles, Calif.	Jonathan B. Steiner
Edward W. Suman	San Bruno, Calif.	Charles M. Dresow
Daniel Paul Weiner	Stamford, Conn.	Franklin Melzer
Michael Jeffrey Weintraub	Trenton, N.J.	Michael Louis Perlin
Bradley Jay Yoder	Castle Rock, Colo.	James Frederick Dumas, Jr.
Robert Evan Youle	Denver, Colo.	James Edward Hautzinger

## OPINIONS

No. 79-1213. Wayne Minnick, et al., petitioners, *v.* California Department of Corrections, et al. On writ of certiorari to the Court of Appeal of California, First Appellate District. The writ of certiorari is dismissed. Opinion by Justice Stevens. Concurring opinion by Justice Rehnquist. Opinion by Justice Brennan concurring in the judgment. Dissenting opinion by Justice Stewart.

No. 80-180. W. C. McDaniel, et al., petitioners, *v.* Jose Sanchez, et al. On writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Judgment affirmed. Opinion by Justice Stevens. Concurring opinion by Justice Powell. Dissenting opinion by Justice Stewart with whom Justice Rehnquist joins.

No. 80-441. Gulf Oil Company, et al., petitioners, *v.* Wesley P. Bernard, et al. On writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Judgment affirmed. Opinion by Justice Powell.

No. 79-1640. James F. Schad, et al., appellants, *v.* Borough of Mount Ephraim. Appeal from Superior Court of New Jersey, Appellate Division. Judgment reversed and case remanded to the Superior Court of New Jersey for further proceedings not inconsistent with the opinion of this Court. Opinion by Justice White. Concurring opinion by Justice Blackmun. Concurring opinion by Justice Powell with whom Justice Stewart joins. Opinion by Justice Stevens concurring in the judgment. Dissenting opinion by Chief Justice Burger with whom Justice Rehnquist joins.

No. 79-6423. Abby Gail Lassiter, petitioner, *v.* Department of Social Services of Durham County, North Carolina. On writ of certiorari to the Court of Appeals of North Carolina. Judgment affirmed. Opinion by Justice Stewart. Concurring opinion by Chief Justice Burger. Dissenting opinion by Justice Blackmun with whom Justice Brennan and Justice Marshall join. Dissenting opinion by Justice Stevens.

No. 79-6779. Walter Little, appellant, *v.* Gloria Streater. Appeal from Appellate Session of the Superior Court of Connecticut. Judgment reversed and case remanded to the Superior Court for further proceedings not inconsistent with the opinion of this Court. Opinion by Chief Justice Burger and announced by Justice Brennan.

## ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Carolyn Benita McCollum	Cleveland, Ohio	Louis Stokes

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Rathuel Louis McCollum	Cleveland, Ohio	Louis Stokes
Larry L. Heon	San Rafael, Calif.	Robert T. Matsui
Edward Francis Cunningham	Garden City, N.Y.	Stephen M. Shapiro
Herbert Aaron Bluer	Walnut Creek, Calif.	Charles Alvin Miller
Daniel H. Brunner	Washington, D.C.	Victor David Ryerson
Lawrence E. Eden	Encinitas, Calif.	John Golden
John J. Privitera	Washington, D.C.	Michael E. Tigar
Margaret E. Broadaway	Kansas City, Mo.	William Duncan Crosby, Jr.
Eileen S. Sullivan	Kansas City, Mo.	William Duncan Crosby, Jr.
John Ralph Gilbert	Angleton, Tex.	Wiley B. Thomas, Jr.
Ralph Walker Gilbert	Angleton, Tex.	Wiley B. Thomas, Jr.
John David Rainey	Angleton, Tex.	Wiley B. Thomas, Jr.
Robert J. Adinolfi	Cherry Hill, N.J.	William B. Scatchard, Jr.
Robert F. Blomquist	Cherry Hill, N.J.	William B. Scatchard, Jr.
Robert J. Brookes	Haddonfield, N.J.	William B. Scatchard, Jr.
Donna Lee Cettei	Haddonfield, N.J.	William B. Scatchard, Jr.
Antonio F. Doganiero	Camden, N.J.	William B. Scatchard, Jr.
Clyde Joseph Donohugh	Haddonfield, N.J.	William B. Scatchard, Jr.
Frederick Franklin Fitchett III	Camden, N.J.	William B. Scatchard, Jr.
Dennis Del Karpf	Camden, N.J.	William B. Scatchard, Jr.
Carl John Kerbowski	Camden, N.J.	William B. Scatchard, Jr.
Karen Ruth Larson	Marlton, N.J.	William B. Scatchard, Jr.
Thomas Arthur Lennox	Cherry Hill, N.J.	William B. Scatchard, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Gary Joseph Lesneski	Marlton, N.J.	William B. Scatchard, Jr.
Fred Jay Levin	Cherry Hill, N.J.	William B. Scatchard, Jr.
William Ludwig Mueller	Haddonfield, N.J.	William B. Scatchard, Jr.
Brian S. O'Malley	Barrington, N.J.	William B. Scatchard, Jr.
David Claude Patterson	Berlin, N.J.	William B. Scatchard, Jr.
Joseph M. Sandone, Jr.	Haddonfield, N.J.	William B. Scatchard, Jr.
Michael D. Spagnuola	Woodbury, N.J.	William B. Scatchard, Jr.
Elliot Scott Stomel	Haddonfield, N.J.	William B. Scatchard, Jr.
Philip Stripling	Haddonfield, N.J.	William B. Scatchard, Jr.
P. Amber Jones	Philadelphia, Pa.	William B. Scatchard, Jr.
Richard L. Bland, Jr.	Newark, N.J.	Bernard A. Kuttner
Joseph Anthony Bottitta	West Orange, N.J.	Bernard A. Kuttner
Peter M. Burke	Bernardsville, N.J.	Bernard A. Kuttner
Eugene Joseph Byrne	Upper Montclair, N.J.	Bernard A. Kuttner
John Barry Coccoziello	Newark, N.J.	Bernard A. Kuttner
Frank J. Cozzarelli	Belleville, N.J.	Bernard A. Kuttner
Thomas James Denitzio, Jr.	Newark, N.J.	Bernard A. Kuttner
Daniel Joseph DiBenedetto	West Orange, N.J.	Bernard A. Kuttner
Garrett James Dombrowski	Passaic, N.J.	Bernard A. Kuttner
Francis D. Falivena, Jr.	Montclair, N.J.	Bernard A. Kuttner
Raymond W. Fisher	Rahway, N.J.	Bernard A. Kuttner
Mark Lawrence Fleder	Newark, N.J.	Bernard A. Kuttner

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Kathleen P. Galop	Newark, N.J.	Bernard A. Kuttner
Donald F. Guida	Maplewood, N.J.	Bernard A. Kuttner
Clifford N. Kuhn, Jr.	Metuchen, N.J.	Bernard A. Kuttner
Gesuele J. Lodato	Glen Ridge, N.J.	Bernard A. Kuttner
Dennis M. Mautone	Millburn, N.J.	Bernard A. Kuttner
Elliott Duane Moorman	Newark, N.J.	Bernard A. Kuttner
Emil W. Nardachone	Belleville, N.J.	Bernard A. Kuttner
Charles Axel Poekel, Jr.	Essex Falls, N.J.	Bernard A. Kuttner
Michael Robert Press	Newark, N.J.	Bernard A. Kuttner
Michael L. Prigoff	Newark, N.J.	Bernard A. Kuttner
John Patrick Roche	Maplewood, N.J.	Bernard A. Kuttner
Mark Steven Tepper	Maplewood, N.J.	Bernard A. Kuttner
Patricia A. Thornton	Newark, N.J.	Bernard A. Kuttner
Peter Joseph Vazquez	Newark, N.J.	Bernard A. Kuttner
Thomas McAllister Semmes	Oxford, Ala.	Alice Louise O'Donnell
Paul David Briard	La Habra, Calif.	Alice Louise O'Donnell
Barbara G. Thomas McDonald	Santa Ana, Calif.	Alice Louise O'Donnell
Clay Stuart	Washington, D.C.	Alice Louise O'Donnell
Thomas Joseph McGovern	Fort Lauderdale, Fla.	Alice Louise O'Donnell
John R. Coleman	Twin Falls, Idaho	Alice Louise O'Donnell
C. G. McIntyre	Twin Falls, Idaho	Alice Louise O'Donnell

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Norman Rex Smith	Lake Forest, Ill.	Alice Louise O'Donnell
Gregory B. Sultan	Chicago, Ill.	Alice Louise O'Donnell
Roy Gilbert Moutaw	Valparaiso, Ind.	Alice Louise O'Donnell
Chester N. Katz	Silver Spring, Md.	Alice Louise O'Donnell
Noel Myricks	Columbia, Md.	Alice Louise O'Donnell
Michael J. Richardson	Potomac, Md.	Alice Louise O'Donnell
Duane L. C. M. Galles	Minneapolis, Minn.	Alice Louise O'Donnell
Georgia L. Holmes	North Mankato, Minn.	Alice Louise O'Donnell
Donald W. Stieh	Piscataway, N.J.	Alice Louise O'Donnell
Gregory Theodore Holtz	Garfield Heights, Ohio	Alice Louise O'Donnell
Carol Suzanne Mollison	Altus, Okla.	Alice Louise O'Donnell
James F. Chelius, Jr.	Oreland, Pa.	Alice Louise O'Donnell
Eugene Nicholas Cipriani	Philadelphia, Pa.	Alice Louise O'Donnell
Aaron Charles Finestone	Philadelphia, Pa.	Alice Louise O'Donnell
Michael Gilfedder	Lansdowne, Pa.	Alice Louise O'Donnell
Charles Frederick Haley	Butler, Pa.	Alice Louise O'Donnell
Spencer C. Kurtz	Philadelphia, Pa.	Alice Louise O'Donnell
Prather G. Randle,	Philadelphia, Pa.	Alice Louise O'Donnell
Robert Thomas Richards	Philadelphia, Pa.	Alice Louise O'Donnell
Hubert David Yollin	Abington, Pa.	Alice Louise O'Donnell
Robert John Murphy, Jr.	Columbia, S.C.	Alice Louise O'Donnell

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Thomas Bacon Cuny, Jr.	Houston, Tex.	Alice Louise O'Donnell
Gregory Michael Huckabee	Spokane, Wash.	Alice Louise O'Donnell
William Ernest Galloway	Weirton, W. Va.	Alice Louise O'Donnell
Selwyn Daniel Pack, Sr.	Benwood, W. Va.	Alice Louise O'Donnell

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Adjourned until Monday, June 8, 1981, at 10 o'clock.

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## SUPREME COURT OF THE UNITED STATES

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Present: Chief Justice Burger, Justice Brennan, Justice Stewart, Justice Marshall, Justice Blackmun, Justice Powell, Justice Rehnquist, and Justice Stevens.

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The Chief Justice said:

"Today's orders of the Court have been certified by the Chief Justice, filed with the Clerk, and will not be announced orally."

## APPEALS—SUMMARY DISPOSITION

**No. 80-1509.** Charles Thone, Governor of Nebraska, et al., appellants, *v.* Womens Services, P.C., et al. Appeal from the United States Court of Appeals for the Eighth Circuit. 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 *H.L. v. Matheson*, 450 U.S. — (1981). Justice Brennan, Justice Marshall and Justice Blackmun dissent and would affirm the judgment.

**No. 80-1716.** John LaBove, et ux., appellants, *v.* City of Groves. Appeal from the Supreme Court of Texas. The appeal is dismissed for want of jurisdiction.

**No. 80-6515.** Walter D. Cross, appellant, *v.* Sandra Rhea Sundin, et al. Appeal from the Supreme Court of Virginia. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

**No. 80-6541.** Lyle H. Prenzler, appellant, *v.* State Bar of Arizona. Appeal from the United States Court of Appeals for the Ninth Circuit. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied. Justice Stewart took no part in the consideration or decision of this case.

## CERTIORARI—SUMMARY DISPOSITION

**No. 80-526.** John Murray, petitioner, *v.* Branch Motor Express Company, et al. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. The petition for 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 *Clayton v. International Union, United Automobile, Aerospace, and Agricultural Implement Workers of America*, 451 U.S. — (1981).

No. **80-1166**. Missouri, petitioner, *v.* Randy Lee Sinclair. On petition for writ of certiorari to the Court of Appeals of Missouri, Southern District. The motion of respondent for leave to proceed *in forma pauperis* is granted. The petition for writ of certiorari is granted. The judgment is vacated and the case is remanded to the Court of Appeals of Missouri, Southern District, for further consideration in light of *Albernaz v. United States*, 450 U.S. — (1981).

No. **80-1561**. Missouri, petitioner, *v.* Robert Gene Lowery. On petition for writ of certiorari to the Court of Appeals of Missouri, Eastern District. The motion of respondent for leave to proceed *in forma pauperis* is granted. The petition for writ of certiorari is granted. The judgment is vacated and the case is remanded to the Court of Appeals of Missouri, Eastern District, for further consideration in light of *Albernaz v. United States*, 450 U.S. — (1981).

No. **80-1741**. Glitsch, Inc., petitioner, *v.* Bennie D. Jones. On petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit. The petition for writ of certiorari is granted. The judgment is vacated and the case is remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *Texas Department of Community Affairs v. Burdine*, 450 U.S. — (1981).

#### ORDERS IN PENDING CASES

No. **A-918**. Walter J. Becker, et al., applicants, *v.* United States, et al. The temporary stay heretofore entered by Justice Rehnquist is continued pending further order of the Court.

No. **A-923**. James J. Donohue, applicant, *v.* United States. The application for stay addressed to Justice Brennan and referred to the Court is denied.

No. **D-229**. In the Matter of Disbarment of Donald H. Lisner. Disbarment entered.

No. **D-230**. In the Matter of Disbarment of Thomas A. Conroy. Disbarment entered.

No. **84 Original**. United States of America, plaintiff, *v.* State of Alaska. The motion of Inupiat Community of the Arctic Slope for leave to intervene is referred to the Special Master.

No. **80-419**. Arizona, petitioner, *v.* Maricopa County Medical Society, et al. The motion of the Solicitor General as *amicus curiae* for divided argument and for additional time for oral argument is granted and ten additional minutes are allotted for that purpose. The respondents are also allotted an additional ten minutes for oral argument.

No. **80-518**. U.S. Industries/Federal Sheet Metal, Inc., et al., petitioners, v. Director, Office of Workers' Compensation Programs, United States Department of Labor, et al. The motion of American Insurance Association for leave to file a brief as *amicus curiae* is granted.

No. **80-689**. Gary E. Widmar, et al., petitioners, v. Clark Vincent, et al. The motion of United States Catholic Conference for leave to file a brief as *amicus curiae* is granted. The motion of Bible Study for leave to file a brief as *amicus curiae* is granted. The motion of Center for Constitutional Studies, et al. for leave to file a brief as *amici curiae* is granted. The motion of Regents of the University of California for leave to file a brief as *amicus curiae* is granted. The motion of National Association of Evangelicals for leave to file a brief as *amicus curiae* is granted. The motion of The Association for the Coordination of University Religious Affairs for leave to file a brief as *amicus curiae* is granted.

No. **80-846**. Jim Rose, Warden, petitioner, v. Noah Harrison Lundy. The motion of William M. Leech, Jr., Attorney General of Tennessee, to permit John C. Zimmermann, Esquire, to present oral argument *pro hac vice* is granted.

No. **80-847**. Common Cause, et al., appellants, v. Harrison Schmitt, et al.; and

No. **80-1067**. Federal Election Commission, appellant, v. Americans for Change, et al. The motions of appellants for divided argument and for additional time for oral argument are granted. A total of one and one-half hours is allotted for oral argument to be divided as follows: 25 minutes for Federal Election Commission; 20 minutes for Common Cause, et al.; and 45 minutes for appellees.

No. **80-1575**. Isabelle Craig, Sole Heir-at-Law and Successor in Interest to Carl M. Worth, and Shell Oil Company, appellants, v. John E. Bickel, et al. The motion of appellants to expedite consideration of the appeal is denied.

No. **80-1777**. David Orgell, Inc., petitioner, v. Josiah Wedgwood & Sons, Inc., et al. The Solicitor General is invited to file a brief in this case expressing the views of the United States.

No. **80-1829**. T. Edward Austin, etc., et al., petitioners, v. Alice Roberts, et al. The Solicitor General is invited to file a brief in this case expressing the views of the United States.

#### CERTIORARI GRANTED

No. **80-1240**. Gayle Franzen, Director, Illinois Department of Corrections, petitioner, v. Lawrence Williams and Oscar Southall.

The motion of respondents for leave to proceed *in forma pauperis* is granted. The petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit is granted limited to Question I presented by the petition.

#### CERTIORARI DENIED

No. **80-1254**. Michigan, petitioner, *v.* Otis Lee Smith. Petition for writ of certiorari to the Court of Appeals of Michigan denied.

No. **80-1300**. Louisiana Department of Highways, et al., petitioners, *v.* Winnie Ola Crador as Executrix of the Estate of Hurby Crador, etc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1356**. Allan Rhoades and David Emmerling, petitioners, *v.* Arkansas. Petition for writ of certiorari to the Court of Appeals of Arkansas denied.

No. **80-1379**. Louisiana Department of Labor, Office of Employment Security, petitioner, *v.* The Roman Catholic Church of the Archdiocese of New Orleans, et al. Petition for writ of certiorari to the Court of Appeal of Louisiana, First Circuit, denied.

No. **80-1419**. Ethel Hamilton, petitioner, *v.* Wilford Stover. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-1502**. Stanley Fishman, et al., petitioners, *v.* Teachers' Retirement System of the State of Illinois, et al. Petition for writ of certiorari to the Appellate Court of Illinois, Fourth District, denied.

No. **80-1525**. Washington Metropolitan Area Transit Authority, petitioner, *v.* General Railway Signal Company. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **80-1544**. Blue Grass Provision, Co., Inc., petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-1547**. Associated General Contractors of California, Inc., petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-1563**. Howard Trucking Company, Inc. and North-West Insurance Company, petitioners, *v.* Edgar J. Boudloche, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1569**. Snellen M. Johnson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-1579**. Kurz-Kasch, Inc., petitioner, *v.* Metal Polishers, Buffers, Platers and Allied Workers International Union, AFL-CIO, Local 11, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-1600**. James H. Holmes, petitioner, *v.* Union Gospel Press, et al. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **80-1629**. National Labor Relations Board, petitioner, *v.* Manhattan Corporation, Manhattan Guest House, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1642**. Patrick Loring Robinson and Matthew Wilford Madsen, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1658**. Robert A. Jacobs and Midland Insurance Company, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-1698**. Bernard Bloch, petitioner, *v.* Ethyle Bloch, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-1711**. Struthers Wells Corporation, petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-1715**. Robert J. Kuhn, et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1717**. Reading Industries, Inc., petitioner, *v.* Kennecott Copper Corporation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-1720**. People Versus Porn (Profit of Richard Nixon), petitioner, *v.* Richard Milhous Nixon. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-1721**. M. Randall Peek, etc., petitioner, *v.* Ernest Billy Fitzgerald, et ux. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1728**. James A. Yeoham, et al., petitioners, *v. United States, et al.* Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1742**. Baltimore and Ohio Railroad Co., petitioner, *v. R. J. Dickey Company, Inc.* Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-1753**. Textron, Inc., petitioner, *v. Valentine R. Ciccone.* Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **80-1757**. W. Jason Mitan, petitioner, *v. Attorney Registration and Disciplinary Commission (of Illinois), et al.* Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-1773**. Myron J. Aufero, petitioner, *v. Owen L. Clarke and Michael S. Dukakis.* Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **80-1820**. Carlos Marcello, petitioner, *v. District Director of the Immigration and Naturalization Service, New Orleans, Louisiana.* Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1825**. Frank Grace, et al., petitioners, *v. Fred Butterworth, etc., et al.* Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **80-1881**. Michael A. Rush, petitioner, *v. United States.* Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-1898**. Croft Metals, Inc., et al., petitioners, *v. National Labor Relations Board.* Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1915**. Floreal DeLagarza, petitioner, *v. United States.* Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-6181**. John Edward Bishop, petitioner, *v. J. F. Mazurkiewicz, et al.* Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-6208**. Larry Glover Carter *v. United States.* Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-6264**. Lyndall Lenear Ainsworth, petitioner, *v. Texas.* Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **80-6270**. Eddie Laffitte, petitioner, *v.* Alabama. Petition for writ of certiorari to the Court of Criminal Appeals of Alabama denied.

No. **80-6311**. Samuel Lee Colander, petitioner, *v.* Pleasant C. Shields. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-6336**. Juan G. Rios, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-6378**. Guillermo H. Obregon, petitioner, *v.* United States. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **80-6379**. Michael M. Basic, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-6389**. Joseph L. Cole, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6403**. Phillips Lee Saunders, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-6408**. Daniel I. Snyder, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-6464**. Jack R. Thomas, petitioner, *v.* Jerry Hill, Maricopa County Sheriff's Department, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-6469**. George William Ford and William Elbert Russell, Jr., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-6471**. Grace Lowe, petitioner, *v.* Walter Parker, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-6511**. Albert Joseph Levario, petitioner, *v.* State Bar of California, Committee of Bar Examiners. Petition for writ of certiorari to the Supreme Court of California denied.

No. **80-6512**. Timothy Kinney, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-6513**. Walter Neumann, petitioner, *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. **80-6524**. Edward Stanley Miller, petitioner, *v.* New York. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, Second Judicial Department, denied.

No. **80-6525**. Robert Lionel Hinkle, petitioner, *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **80-6530**. Anthony T. Tilley, petitioner, *v.* P. H. Hilliard, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-6534**. Jerome Silo, petitioner, *v.* Thomas J. Kelly, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-6535**. Thomas D. Lawson, petitioner, *v.* Indiana. Petition for writ of certiorari to the Supreme Court of Indiana denied.

No. **80-6536**. Marvin McClain, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-6538**. William F. Higgins, petitioner, *v.* Pennsylvania. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Eastern District, denied.

No. **80-6539**. Robert D. Sykes, petitioner, *v.* Robert F. Stephens, Attorney General of Kentucky. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-6542**. Etta Mae Collier, petitioner, *v.* Los Angeles Southwest College. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-6590**. Lee A. Lanier, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-6597**. Robert S. Day, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6611**. Dewey M. Duckett, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-6627**. J. B., petitioner, *v.* District of Columbia. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **80-6634**. Alvin Broussard, petitioner, *v.* R. J. Lippman, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6640**. John E. Kenny, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-6660**. John E. Rennie, et al., petitioners, *v.* Ann Klein, Commissioner, Department of Human Services, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-6663**. Ed Ruben, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-6672**. Guy D. Sonderup, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1099**. Alabama, petitioner, *v.* Billy Battles. The motion of respondent for leave to proceed *in forma pauperis* is granted. The petition for writ of certiorari to the Court of Criminal Appeals of Alabama denied. Dissenting opinion by Chief Justice Burger with whom Justice Blackmun and Justice Rehnquist join.

No. **80-1123**. David Saye and Edward T. Kassinger, petitioners, *v.* Larry Williams. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Dissenting opinion by Justice Rehnquist.

No. **80-1589**. Brown Boveri Electric, Inc., Switchgear Systems Division, etc., petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied. Justice Stewart took no part in the consideration or decision of this petition.

No. **80-1687**. The Western Union Telegraph Company, petitioner, *v.* Federal Communications Commission, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied. Justice Stewart took no part in the consideration or decision of this petition.

No. **80-1667**. John R. Manson, petitioner, *v.* Maximino Villafane. The motion of respondent for leave to proceed *in forma pauperis* is granted. The petition for a writ of certiorari to the United States Court of Appeals for the Second Circuit denied. The Chief Justice would grant the writ and summarily reverse the Court of Appeals judgment.

No. **80-1764**. Florida, petitioner, *v.* John Henry Morsman. The motion of respondent for leave to proceed *in forma pauperis* is granted. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **80-1783**. California, petitioner, *v.* Billy Lee Chadd. The motion of respondent for leave to proceed *in forma pauperis* is granted. Petition for writ of certiorari to the Supreme Court of California denied.

No. **80-1806**. David R. Harris, Superintendent, Greenhaven Correctional Facility, et al., petitioners, *v.* Fernando Bermudez, et al. The motion of respondent Jose Laureno for leave to proceed *in forma pauperis* is granted. The motion of respondent Jose Bonilla for leave to proceed *in forma pauperis* is granted. The motion of respondent Fernando Bermudez for leave to proceed *in forma pauperis* is granted. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-2035**. Electronic Data Systems Corporation Iran, petitioner, *v.* Social Security Organization of the Government of Iran, et al. The motion of Citibank, N.A., et al. for leave to file a brief as *amici curiae* is granted. The motion of petitioner for an expedited briefing schedule and oral argument is denied. The petition for a writ of certiorari to the United States Court of Appeals for the Fifth Circuit before judgment is denied.

No. **80-5693**. Murriel Don Crawford, Jr., petitioner, *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied. Dissenting statement by Justice Brennan and Justice Marshall.

No. **80-6322**. Doyle Edward Skillern, petitioner, *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied. Dissenting statement by Justice Brennan and Justice Marshall.

No. **80-6345**. Crawford Bullock, Jr., petitioner, *v.* Mississippi. Petition for writ of certiorari to the Supreme Court of Mississippi denied. Dissenting statement by Justice Brennan and Justice Marshall.

No. **80-6401**. John Young, petitioner, *v.* Walter B. Zant, Warden. Petition for writ of certiorari to the Superior Court of Butts County, Georgia denied. Dissenting statement by Justice Brennan and Justice Marshall.

#### MANDAMUS DENIED

No. **80-6439**. In Re J. C. McCrary, petitioner. Petition for writ of mandamus denied.

#### REHEARINGS DENIED

No. **80-660**. Silver Spur Casino, petitioner, *v.* National Labor Relations Board, et al.;

No. **80-1083**. Barney's Club, Inc. and Sparks Nugget, Inc., etc., petitioners, *v.* National Labor Relations Board;

No. **80-5775**. Eddie Spraggins, petitioner, *v.* Georgia;

No. **80-5850**. William Anthony Brooks, petitioner, *v.* Georgia;

No. **80-5918**. Raymond Leach, petitioner, *v.* Louis Greco, Warden, et al.;

No. **80-5933**. Tony Curtis Hill, petitioner, *v.* Georgia;

No. **80-5972**. Barbara Sue Ruhl, appellant, *v.* Alabama State Bar;

No. **80-6030**. Henry Willis, III, petitioner, *v.* Charles R. Balkcom, Warden;

No. **80-6285**. Waldeene Cooke Whitelaw, petitioner, *v.* MWP Limited Partnership;

No. **80-6327**. William J. Pierce and Genevieve J. Pierce, petitioners, *v.* Aloysius H. Yochum, et al.; and

No. **80-6330**. Cruz Soto Segarra, petitioner, *v.* Sea Land Service of Puerto Rico, Inc., et al. Petitions for rehearing denied.

No. **80-1360**. General Atomic Company, appellant, *v.* United Nuclear Corporation, et al. Petition for rehearing denied. Justice Stewart took no part in the consideration or decision of this petition.

No. **80-5992**. Pressie Hughes, Jr., petitioner, *v.* Joe S. Hopper, et al. The motion for leave to file a petition for rehearing is denied.

#### RECESS ORDER

The Court will take a recess from today until Monday, June 15, 1981.

#### ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Arthur H. Andrews	Baton Rouge, La.	Sumpter Boyer Davis III
Richard Barajas	El Paso, Tex.	Christopher J. Giaimo
Peter John Blessinger	New York, N.Y.	Robert J. McGuire
Lola L. Bonner	Rockport, Tex.	Joe R. Greenhill
C. R. Kit Bramblett	El Paso, Tex.	Michael C. Crowley
J. Preston Brashear III	Garland, Tex.	Earl Luna
Rosemary Carroll	New York, N.Y.	Robert J. McGuire
Edward J. Castaing, Jr.	New Orleans, La.	F. Irving Dymond
George Michael Cerrone	New York, N.Y.	Robert J. McGuire
Walter B. Chandler III	Montgomery, Ala.	James Paul Lowery
Luther P. Cochrane	Atlanta, Ga.	Emmet J. Bondurant II

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Dale Allen Comer	Lincoln, Nebr.	Paul L. Douglas
Stephen M. Coons	Indianapolis, Ind.	James W. Bradford
Robert B. Crumpton, Jr.	Montgomery, Ala.	James W. Webb
Norman S. Davitt	Coshocton, Ohio	David L. Hostetler
Peter A. DeSarno	Edison, N.J.	Samuel C. Inglese
Patrick T. Donohue	New York, N.Y.	Robert J. McGuire
Burton S. Ehrlich	Chicago, Ill.	Michael Raymond Abramovic
W. James Ellison	Memphis, Tenn.	Solicitor General Wade H. McCree, Jr.
Bonnie Joye Fitch	Houston, Tex.	Frank Seales, Jr.
Stephen L. Frank	Louisville, Ky.	Carl T. Miller, Jr.
Michael Robert Friend	Coral Gables, Fla.	C. David Weed
William John Frohne	Floral Park, N.Y.	Robert J. McGuire
Daniel F. Gallivan	New York, N.Y.	Robert J. McGuire
Gregory Albert Giordano	Virginia Beach, Va.	Frederick T. Stant, Jr.
William Mark Goodman	San Francisco, Calif.	James Francis Hewitt
Stephen Greenberg	Austin, Tex.	W. Caulfield Arnold
Susan K. Griffiths	Boulder, Colo.	Jeanne S. Whiteing
James Malcolm Hanley	Oakland, Calif.	Taylor M. Belt
Robert Lamar Harris	Rutherfordton, N.C.	Frederick D. Hamrick, Jr.
Henry A. Harrison III	Hauppauge, N.Y.	Robert J. McGuire
Edward L. Jarrett	Luling, Tex.	James R. Thorne
Arthur Curtis Johnson	Eugene, Oreg.	Leslie M. Swanson, Jr.
Zachary R. Karol	Boston, Mass.	Joseph L. Kociubes
David Michael Kennedy	Salinas, Calif.	Stephen Arthur Lankes
Anthony J. M. Kiselis	Chicago, Ill.	Lloyd E. Williams, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
James J. Knicely	Richmond, Va.	J. Robert Brame III
Arnold Neil Kriss	New York, N.Y.	Robert J. McGuire
Thomas Parrish Leggett	Little Rock, Ark.	Herschel H. Friday, Jr.
Robert Levenback	New York, N.Y.	Robert J. McGuire
Paul Benjamin Linton	Chicago, Ill.	Maurice Perlin
Richard J. Lipson	Madison, Wis.	Anthony R. Varda
David Austin Looney	Akron, Ohio	William B. Gore
John J. McCarthy	Boston, Mass.	John R. Johnston
Allen A. McElroy, Jr.	Berwick, La.	R. Scott Ramsey, Jr.
John Patrick McMorrow	Copiague, N.Y.	Robert J. McGuire
William Glenn McNairy	Greensboro, N.C.	Thornton H. Brooks
Stephen N. Montalto	Miami, Fla.	Bruce Ira Yegelwel
E. James Moore	N. Wilkesboro, N.C.	W. G. Mitchell
Peter G. Morton	New York, N.Y.	Robert J. McGuire
William M. Murphy	Ossining, N.Y.	Edward N. Sherry
Robert W. Nolting	Seattle, Wash.	Richard W. Buchanan
Patricia Kathleen Olney	Mobile, Ala.	George F. Wood
James Lawrence Oyster	Washington, D.C.	Vincent A. Pepper
Jan P. Patterson	Aberdeen, Miss.	George Poindexter Hewes III
John Curtis Pickels	Alexandria, La.	John G. McLure
James Brian Pierce	Long Beach, Calif.	Donald B. Caffray
Lloyd Duethel Pike	Savannah, Ga.	Lance D. Wood
John T. Porterfield	Charlotte, N.C.	Earl Simeon Dowell

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
David S. Posner	Washington, Pa.	Howard Edwin Goldfarb
Ronald Reis	New York, N.Y.	Robert J. McGuire
Frederick J. Reisert	New York, N.Y.	Robert J. McGuire
Robert C. Richards	New York, N.Y.	Francis J. McDonough
Frederic L. Romero	Auburn, Ind.	Howard Stanley Grimm
Dan Eugene Schmaeling	Montgomery, Ala.	James W. Webb
Melvin Sharp	Dallas, Tex.	Jay Morton Cantor
Timothy A. Siler	Decatur, Ga.	Ned Warren Waxman
Thomas G. Slater, Jr.	Richmond, Va.	Joseph M. Spivey III
Emil F. Sos, Jr.	Chesterland, Ohio	Paul G. Klein
Nina Gottlieb Spiegler	New York, N.Y.	Robert J. McGuire
Gerald Charles Sternberg	New York, N.Y.	Thomas J. Flanagan
Marjorie Altman Tesser	New York, N.Y.	Robert J. McGuire
Richard John Thonert	Auburn, Ind.	Howard Stanley Grimm
Stephen Gillman Tipps	Houston, Tex.	Wm. Russell Brown
Madeleine Tress	San Francisco, Calif.	Delia Margaret Chilgren
Robert John Trogolo	Dade City, Fla.	Daniel A. Moriarty
Angel A. Valencia-Aponte	San Juan, P.R.	Oreste Ramos Diaz
Robert Marrs Vaughn, Jr.	Oklahoma City, Okla.	James Edwin Patton, Jr.
Geoffrey S. Wasson	Denver, Colo.	Max P. Zall
Robert Horace Waters	Kansas City, Kans.	Maria Minnette Massey
Michael K. Whitehead	Kansas City, Mo.	James Madison Smart, Jr.
Edward Hamilton Wilson, Jr.	Montgomery, Ala.	James W. Webb
Edward C. Winslow III	Greensboro, N.C.	Thornton H. Brooks
William Douglas Wise	Birmingham, Ala.	Lehman Murray Alley, Jr.
Duane R. Young	Carmel, N.Y.	Robert J. McGuire

## OPINIONS

No. 80-780. Rowan Companies, Inc., petitioner, *v.* United States. On writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Judgment reversed and case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Justice Powell. Dissenting opinion by Justice White with whom Justice Brennan and Justice Marshall join.

No. 80-202. American Express Company, petitioner, *v.* Louis R. Koerner, Sr. On writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Judgment reversed and case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Justice Blackmun.

No. 80-429. County of Washington, et al., petitioners, *v.* Alberta Gunther, et al. On writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Judgment affirmed. Opinion by Justice Brennan. Dissenting opinion by Justice Rehnquist with whom Chief Justice Burger, Justice Stewart and Justice Powell join.

No. 80-84. Anderson Bros. Ford and Ford Motor Credit Company, petitioners, *v.* Olga Valencia and Miguel Gonzalez. On writ of certiorari to the United States Court of Appeals for the Seventh Circuit. Judgment reversed and case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Justice White and announced by Chief Justice Burger. Dissenting opinion by Justice Stewart with whom Chief Justice Burger, Justice Brennan and Justice Marshall join.

## ADMISSIONS TO THE BAR ON ORAL MOTION

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Paula Mary Potoczak	Washington, D.C.	Bruce E. Titus
Judith A. Levinthal	Washington, D.C.	Alan A. Parker
Michael E. Fingerman	Philadelphia, Pa.	Peter Hearn
Gail Patricia Granoff	Philadelphia, Pa.	Peter Hearn
Reinier Huw John Hughes Lock	Washington, D.C.	Eric Jan Fygi
Jerry L. Dier	Washington, D.C.	Peter G. Kuh
Edward Wei-i Chen	Washington, D.C.	Winston Wen- Hsiung Tsai
Leo M. Daly	Minneapolis, Minn.	Joseph L. Daly
Gregory Matthew Stokes	Atlanta, Ga.	Charles W. Boyle
Howard Lawrence Abram- son	Dallas, Tex.	William R. Weissman

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Roger Wade Hughes	Austin, Tex.	James Larry Green
Ann Therese Darin Palmer	Chicago, Ill.	Robert Towne Palmer

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Adjourned until Monday, June 15, 1981 at 10 o'clock.

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## SUPREME COURT OF THE UNITED STATES

## CERTIORARI GRANTED

No. 80-2078. Dames & Moore, petitioner *v.* Donald T. Regan, Secretary of the Treasury, et al. The motion of Sperry Corporation, et al. for leave to file a brief as *amici curiae* is granted. The motion of Bank Markazi Iran for leave to intervene is granted. The motion of the Islamic Republic of Iran and the Atomic Energy Organization of the Government of Iran for leave to intervene as respondents is granted. The motion of the Solicitor General to expedite consideration of the petition for a writ of certiorari before judgment is granted. The petition for a writ of certiorari to the United States Court of Appeals for the Ninth Circuit before judgment is granted. The request of the Solicitor General to expedite the schedule for briefing and oral argument is granted. The parties shall exchange and file opening briefs by 3:00 p.m. on June 19, 1981 and any reply briefs shall be exchanged and filed by 3:00 p.m. on June 23, 1981. Oral argument is set for June 24, 1981 at 10:00 a.m. Justice Rehnquist dissents.

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## SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Burger, Justice Brennan, Justice Stewart, Justice White, Justice Marshall, Justice Blackmun, Justice Powell, Justice Rehnquist, and Justice Stevens.

The Chief Justice said:

"Today's orders of the Court have been certified by the Chief Justice, filed with the Clerk, and will not be announced orally."

## APPEALS—SUMMARY DISPOSITION

No. **80-1738**. Leslie Ann Chen, appellant, *v.* Supreme Court of New Jersey. Appeal from the Supreme Court of New Jersey. The appeal is dismissed for want of jurisdiction. Justice Stevens would note probable jurisdiction and set the case for oral argument.

No. **80-1766**. Columbus and Southern Ohio Electric Company, appellant, *v.* Public Utilities Commission of Ohio. Appeal from the Supreme Court of Ohio. The appeal is dismissed for want of a substantial federal question.

No. **80-1769**. Westinghouse Broadcasting Company, Inc., appellant, *v.* Commissioner of Revenue of Massachusetts. Appeal from the Supreme Judicial Court of Massachusetts. The appeal is dismissed for want of a substantial federal question. Justice Stewart took no part in the consideration or decision of this case.

No. **80-1940**. Russell Floyd Long, appellant, *v.* District Director, Internal Revenue Service, Phoenix, Arizona. Appeal from the United States Court of Appeals for the Tenth Circuit. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. **80-6576**. Lyle H. Prenzler, appellant, *v.* Spencer & Spencer, etc. Appeal from the United States Court of Appeals for the Ninth Circuit. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

## CERTIORARI—SUMMARY DISPOSITION

No. **80-1374**. Rhode Island, petitioner, *v.* Ralph DeMasi and Lawrence M. Lanoue. On petition for writ of certiorari to the Supreme Court of Rhode Island. The petition for writ of certiorari is granted.

The judgment is vacated and the case is remanded to the Supreme Court of Rhode Island for further consideration in light of *United States v. Cortez*, 449 U.S. — (1981). Justice Brennan, Justice Stewart, Justice White and Justice Marshall dissent.

No. **80-1550**. United Parcel Service, Inc., petitioner, *v.* Paul E. Tinsley, Jr., et al. On petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit. The motion of respondent Paul E. Tinsley, Jr. for leave to proceed *in forma pauperis* is granted. The petition for writ of certiorari is granted. The judgment is vacated and the case is remanded to the United States Court of Appeals for the Seventh Circuit for further consideration in light of *Clayton v. International Union, United Automobile, Aerospace and Agricultural Implement Workers of America*, 451 U.S. — (1981). Justice Stevens dissents and would deny certiorari.

No. **80-1668**. Michigan, petitioner, *v.* Wilbert Peques. On petition for writ of certiorari to the Supreme Court of Michigan. The motion of respondent for leave to proceed *in forma pauperis* is granted. The petition for writ of certiorari is granted. The judgment is vacated and the case is remanded to the Supreme Court of Michigan to consider whether its judgment is based upon federal or state constitutional grounds, or both. See *California v. Krivda*, 409 U.S. 33 (1972).

No. **80-6600**. Tyrone C. Williams, petitioner, *v.* Ohio. On petition for writ of certiorari to the Court of Appeals of Ohio, Hamilton County. The motion of petitioner for leave to proceed *in forma pauperis* and the petition for writ of certiorari are granted. The judgment is vacated and the case is remanded to the Court of Appeals of Ohio, Hamilton County, for further consideration in light of *Edwards v. Arizona* 451 U.S. — (1981).

#### ORDERS IN PENDING CASES

No. **A-918**. Walter J. Becker, et al., applicants, *v.* United States, et al. The order heretofore entered on June 8, 1981 is vacated and the application for stay is denied.

No. **D-226**. In the Matter of Disbarment of Rajeshwar Kumar. Disbarment entered.

No. **D-233**. In the Matter of Disbarment of Peter R. Barbara. Disbarment entered.

No. **D-242**. In the Matter of Disbarment of William J. Caskey. It is ordered that William J. Caskey, of West Columbia, South Carolina, be suspended from the practice of law in this Court and that a rule issue, returnable within forty days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **35 Original.** United States of America, plaintiff, *v.* States of Maine, New Hampshire, Massachusetts, Rhode Island, New York, New Jersey, Delaware, Maryland, Virginia, North Carolina, South Carolina, Georgia and Florida. On Joint Motion for Entry of Supplemental Decree (Massachusetts Boundary Case). The Report of the Special Master is received and ordered filed. Supplemental Decree entered. Justice Marshall took no part in the consideration or decision of this matter.

No. **78 Original.** State of California, plaintiff, *v.* State of Arizona and the United States. On Bill of Complaint. The Report of the Special Master is received and ordered filed. Decree entered.

No. **83 Original.** State of Maryland, et al., plaintiffs, *v.* State of Louisiana. The motion of the Special Master for compensation is granted, and it is ordered that plaintiffs and intervenor-plaintiffs compensate the Special Master in the total amount of \$25,000 and that the defendant compensate the Special Master in the total amount of \$25,000. On Bill of Complaint. Decree and injunction entered. Justice Powell took no part in the consideration or decision of these motions or this decree.

No. **80-689.** Gary E. Widmar, et al., petitioners, *v.* Clark Vincent, et al. The motion of Holy Spirit Association for the Unification of World Christianity for leave to file a brief as *amicus curiae* is granted. The motion of National Jewish Commission on Law and Public Affairs for leave to file a brief as *amicus curiae* is granted.

No. **80-757.** New York Mercantile Exchange, et al., petitioners, *v.* Neil Leist, Philip Smith and Incomco;

No. **80-895.** Clayton Brokerage Co. of St. Louis, Inc., petitioner, *v.* Neil Leist, Philip Smith and Incomco; and

No. **80-936.** Heinold Commodities, Inc., et al., petitioners, *v.* Neil Leist, et al. The motion of Sunnyside Eggs, Inc., et al. for leave to file a brief as *amici curiae* is granted.

No. **80-1070.** Donna Ridgway and Prudential Insurance Company of America, petitioners, *v.* Hayley D. Ridgway, et al. The motion of Solicitor General as *amicus curiae* for divided argument and for additional time for oral argument is granted and 10 additional minutes are allotted for that purpose. The respondents are also allotted an additional 10 minutes for oral argument. The motion of petitioners for divided argument and for additional time for oral argument is denied.

No. **80-1350.** Community Communications Company, Inc., petitioner, *v.* City of Boulder, Colorado, et al. The motion of Alaska, et al. for divided argument in support of the petitioner, as *amici curiae*,

is granted, and 10 minutes of petitioner's half hour is allotted for that purpose. The motion of petitioner for additional time for oral argument is denied.

#### APPEALS—JURISDICTION NOTED

No. **80-1749**. Federal Energy Regulatory Commission, et al., appellants, *v.* Mississippi, et al. Appeal from the United States District Court for the Southern District of Mississippi. The motion of Louisiana Public Service Commission for leave to file a brief as *amicus curiae* is granted. In this case probable jurisdiction is noted.

No. **80-1934**. Texas, et al., appellants, *v.* Certain Named and Unnamed Undocumented Alien Children, et al. Appeal from the United States Court of Appeals for the Fifth Circuit. The motion of appellant Texas to expedite consideration of the appeal is granted. The motion of appellees Sandra and Maria Cardenas for leave to proceed *in forma pauperis* is granted. In this case probable jurisdiction is noted. The case is consolidated with Case No. 80-1538, *Plyler v. Doe*, and a total of one hour is allotted for oral argument.

#### CERTIORARI GRANTED

No. **80-1199**. American Tobacco Company, et al., petitioners, *v.* John Patterson, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit granted.

No. **80-1730**. Giles M. Lugar, petitioner, *v.* Edmondson Oil Company, Inc. and Ronald L. Barbour. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit granted.

No. **80-1765**. American Society of Mechanical Engineers, Inc., petitioner, *v.* Hydrolevel Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit granted.

No. **80-1735**. Federal Bureau of Investigation, et al., petitioners, *v.* Howard S. Abramson. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit granted. Justice Powell took no part in the consideration or decision of this petition.

No. **80-1781**. William H. McNichols, Jr., etc., et al., petitioners, *v.* Malcolm Baldrige, Secretary of the United States Department of Commerce, et al. The motion of Solicitor General to expedite consideration of the petition for certiorari is granted. Upon consideration of the petition for a writ of certiorari to the United States Court of Appeals for the Tenth Circuit, certiorari granted.

## CERTIORARI DENIED

No. **79-1061**. Charles L. Maehren, et al., petitioners, *v.* City of Seattle, et al. Petition for writ of certiorari to the Supreme Court of Washington denied.

No. **79-1080**. Detroit Police Officers' Association, et al., petitioners, *v.* Coleman A. Young, Mayor, City of Detroit, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-29**. City of St. Louis, Missouri, et al., petitioners, *v.* United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-1010**. P. W. Currey and Mrs. James D. Currey, etc., petitioners, *v.* Corporation Commission of Oklahoma, et al. Petition for writ of certiorari to the Supreme Court of Oklahoma denied.

No. **80-1518**. Norman Davis, on behalf of his infant son, James Davis, petitioner, *v.* Maine Endwell Central School District, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-1541**. East Carroll Parish Police Jury, et al., petitioners, *v.* Stewart Marshall. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1609**. Prolerized New England Company, et al., petitioners, *v.* Benefits Review Board, United States Department of Labor, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **80-1615**. Paul Bendetti, et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-1616**. Akiko Takizawa, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-1619**. Jacob E. White, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-1621**. The Atchison, Topeka and Santa Fe Railway Company, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-1631**. Croce Jack Giresi, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-1677**. Christopher Gregory, petitioner, *v.* Mark White, Attorney General of Texas, et al. Petition for writ of certiorari to the Court of Civil Appeals of Texas, Fourth Supreme Judicial District, denied.

No. **80-1696**. Paul Byrne Haring, petitioner, *v.* Donald T. Regan, Secretary, Department of the Treasury. Petition for ~~writ~~<sup>writ</sup> of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **80-1708**. Dow Chemical Company, petitioner, *v.* United States Environmental Protection Agency, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-1712**. South Dakota, et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-1722**. Victor Sharrow, petitioner, *v.* Elizabeth Holtzman. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-1726**. Frank E. Brice-Nash, petitioner, *v.* Etta M. Brice-Nash. Petition for writ of certiorari to the Court of Appeals of Kansas denied.

No. **80-1734**. Milton Margoles, petitioner, *v.* Thomas W. Tormey, Jr., and Leroy L. Dalton. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-1736**. Stanley A. LaFargue, petitioner, *v.* Supreme Court of Louisiana. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1739**. Daniel Ray Stelly, petitioner, *v.* Atlantic Pacific Marine Corp. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1743**. Civil Service Commission of the City of New York, et al., petitioners, *v.* The Guardians Association of the New York City Police Department, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-1747**. Bethlehem Steel Corporation, et al., petitioners, *v.* Roysworth D. Grant, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-1750**. 31.72 Acres of Land, more or less, et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-1754**. Webster A. Collins, et al., petitioners, *v.* David R. Johnston, et al.; and

No. **80-1755**. George W. Fulk, et al., petitioners, *v.* David R. Johnston, et al. Petitions for writs of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-1760**. Melvyn Carson Bruder, petitioner, *v.* Texas. Petition for writ of certiorari to the Court of Civil Appeals of Texas, Fifth Supreme Judicial District, denied.

No. **80-1767**. Stevie Stumbo, petitioner, *v.* Kentucky. Petition for writ of certiorari to the Supreme Court of Kentucky denied.

No. **80-1768**. Thomas Lanci, petitioner, *v.* Ohio. Petition for writ of certiorari to the Court of Appeals of Ohio, Cuyahoga County, denied.

No. **80-1774**. Independent Party of Georgia, petitioner, *v.* American Party of Georgia, et al. Petition for writ of certiorari to the Supreme Court of Georgia denied.

No. **80-1779**. Howard Ellis, petitioner, *v.* Lomer Ellis, Sr., et al. Petition for writ of certiorari to the Court of Appeals of Kentucky denied.

No. **80-1786**. Pat Brown, Jr., petitioner, *v.* Louisiana, through the Department of Public Safety, Division of Louisiana State Police. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. **80-1790**. Lake Charles American Press, et al., petitioners, *v.* Robert M. McHale. Petition for writ of certiorari to the Court of Appeal of Louisiana, Third Circuit, denied.

No. **80-1793**. Thomas Randall Watson, petitioner, *v.* Alabama. Petition for writ of certiorari to the Court of Criminal Appeals of Alabama denied.

No. **80-1809**. John P. Guzzardo, petitioner, *v.* Paul J. Bengston, Sheriff of Winnebago County, Illinois, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-1814**. City of Cincinnati, petitioner, *v.* Alan R. Jones, et al. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **80-1815**. Frank Castro, Jr., petitioner, *v.* Chicago, Rock Island and Pacific Railroad Company. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. **80-1854**. Cecil A. Benjamin, petitioner, *v.* Frank J. Macchia-rola, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-1869**. International Order of Job's Daughters, petitioner, *v.* Lindeburg and Company. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-1878**. Otto Burgdorf, petitioner, *v.* United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-1921**. Distillery, Rectifying, Wine and Allied Workers International Union of America, Local Union 38, AFL-CIO, petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-1941**. Harrel Lloyd Robinson, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-6342**. Marsha Dianne Hayes, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-6473**. Woodrow Black, petitioner, *v.* New York. Petition States. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, First Judicial Department denied.

No. **80-6480**. Bradford Wedra, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-6482**. Robert Bruce Furman, petitioner, *v.* United States; and

No. **80-6651**. Dennis Simpson, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-6547**. Wallace Russell Childs, Jr., petitioner, *v.* Maryland. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. **80-6551**. E'Thelbert Rucker, petitioner, *v.* City of St. Louis, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-6556**. Larry Donnell Thorne, petitioner, *v.* Warden, Virginia State Penitentiary. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **80-6557**. Neal T. Roberts and James Albert Robison, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-6559**. John Johnson, petitioner, *v.* Connecticut. Petition for writ of certiorari to the Supreme Court of Connecticut denied.

No. **80-6561**. Howard Davis Brown, Jr., petitioner, *v.* Maryland. Petition for writ of certiorari to the Court of Appeals of Maryland denied.

No. **80-6567**. Steven Michael Wehrli, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6569**. Charles Hampton, petitioner, *v.* Colorado. Petition for writ of certiorari to the Court of Appeals of Colorado denied.

No. **80-6570**. Robert Taylor, petitioner, *v.* David R. Harris, Superintendent, Taconic Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-6574**. Curtis James Tyler, petitioner, *v.* Donald Wyrick, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-6575**. Melvin Williams, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **80-6577**. Frances R. Curry, petitioner, *v.* State Bar of Wisconsin, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-6588**. Robert Evans, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-6592**. Harry E. Ross, petitioner, *v.* William J. Brown, Attorney General of Ohio. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **80-6598**. Harry E. Ross, petitioner, *v.* George F. Denton. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-6617**. George David Whyte, petitioner, *v.* New York. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, Second Judicial Department, denied.

No. **80-6630**. Wesley Johnson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6648**. Donald Steffen, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-6669**. Calvin Weeks, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6679**. Ronald Corbitt, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-6690**. Douglas Davis, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-6695**. Roosevelt Clifford Bentley, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6706**. Luie Ernest White, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-1474**. Andrew J. Winston, etc., et al., petitioners, *v.* Joseph G. Moore, Jr. The motion of respondent for leave to proceed *in forma pauperis* is granted. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied. Dissenting opinion by Justice Rehnquist with whom Chief Justice Burger and Justice Stewart join.

No. **80-1650**. Illinois, petitioner, *v.* Marla Zegart. Petition for writ of certiorari to the Supreme Court of Illinois denied. Dissenting opinion by Chief Justice Burger with whom Justice Blackmun and Justice Rehnquist join.

No. **80-1659**. Jack R. Duckworth, Warden, petitioner, *v.* Richard Lee Owen II. The motion of respondent for leave to proceed *in forma pauperis* is granted. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied. Dissenting opinion by Justice Rehnquist with whom Chief Justice Burger joins.

No. **80-1684**. Peat, Marwick, Mitchell & Co., et al., petitioners, *v.* Wachovia Bank and Trust Co., N.A., et al.;

No. **80-1691**. White & Case and Marion Jay Epley, III, petitioners, *v.* Wachovia Bank & Trust Co., N.A., et al.;

No. **80-1802**. James F. Joy, Donald A. Fergusson, Robert A. Fergusson and Roger O. Walther, petitioners *v.* Wachovia Bank and Trust Co., N.A., et al. Petitions for writs of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied. Justice Stewart would grant certiorari.

No. **80-1688**. Lamarr Badoni, et al., petitioners, *v.* Robert Broadbent, Commissioner, Bureau of Reclamation, et al. The motion of American Baptist Churches in the U.S.A., et al. for leave to file a brief as *amici curiae* is granted. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-1859**. David Balter, petitioner, *v.* Ethyl Corporation. Petition for writ of certiorari to the District Court of Appeal of Florida, Third District, denied. Justice Powell took no part in the consideration or decision of this petition.

#### MANDAMUS DENIED

No. **80-1727**. In Re Bernard Bloch, petitioner.

No. **80-6328**. In Re Talmon Hegwood, Jr., petitioner. Petitions for writs of mandamus denied.

#### REHEARINGS DENIED

No. **79-621**. Arizona, petitioner, *v.* William Dale Manypenny;

No. **79-1176**. City of Memphis, et al., petitioners, *v.* N. T. Greene, et al.;

No. **80-1395**. Oswald M. Bradley, et al., petitioners, *v.* J. F. Batte & Sons of Richmond, Inc., et al.; and Lafayette, Inc., et al., petitioners, *v.* J. F. Batte & Sons of Richmond, Inc., et al.;

No. **80-1470**. Luther T. Pennington and Senator Harding Colbert, petitioners, *v.* United States;

No. **80-5980**. Wayne Carl Coleman, petitioner, *v.* Charles R. Balkcom, Warden; and

No. **80-6293**. In Re Willis Wilbert Jones, Jr., petitioner. Petitions for rehearing denied.

#### RECESS ORDER

The Court will take a recess from today until Wednesday, June 17, 1981.

#### ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Ralph Revard Adkisson	Tulsa, Okla.	Darven L. Brown
Bruce Edward Aitken	Washington, D.C.	David Busby
Brian Lee Andrew	St. Louis, Mo.	Mark Livingston Adams
John A. Bonya	Indiana, Pa.	John M. O'Connell, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
George Paul Brandenburg	Cincinnati, Ohio	Bernard J. Gilday, Jr.
David Isaac Bruck	Columbia, S.C.	John Charles Boger
William Clayton Burgy II	Washington, D.C.	Wayne Michael Mansulla
Dennis J. Cogan	Philadelphia, Pa.	Steven H. Goldblatt
Emil L. Cohen	Buffalo, N.Y.	Morton Mendelsohn
Peter J. Contuzzi	Boston, Mass.	Warren G. Miller
William T. Coplin, Jr.	Demopolis, Ala.	Hubbard Henry Harvey
Robert William Cullen	Atlanta, Ga.	John Loydd Cromartie, Jr.
John D. Cummins	Washington, D.C.	Kenneth Charles Anderson
Daniel P. Delaney	Harrisburg, Pa.	John Grant Alford
John A. DeRonde, Jr.	Fairfield, Calif.	John Clinton Peterson
Harold Eisenman	Houston, Tex.	Arthur I. Schechter
Howard P. Elliott, Jr.	Baton Rouge, La.	James Clifford Dixon, Sr.
Richard Gwilyn Evans	Minneapolis, Minn.	Warren Spannaus
Harold R. Farrow	Oakland, Calif.	Thomas A. Seaton
Richard L. Fix	Des Moines, Iowa	Michael Owen Sturm
Howard W. Fogt, Jr.	Washington, D.C.	Ephraim Jacobs
M. Peter Garcia	Washington, D.C.	Maureen McGrath
C. James Gelpi	New Orleans, La.	Vernon Valentine Palmer
Debora K. Grobman	New York, N.Y.	Mark Ryan Dwyer
Lawrence Nathan Guzin	Los Angeles, Calif.	Burt S. Pines
Herbert Vilhelm Hedeem, Jr.	Chicago, Ill.	Richard Welton Culver

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Raymond Lawrence Herbert	New York, N.Y.	Robert Phineas Knapp, Jr.
Harry Diamant Hersh	Jericho, N.Y.	Eugene David Skir
Stephen A. Hould	Jacksonville, Fla.	George A. Smathers
Marie Yvette Janiewski	Los Angeles, Calif.	Gill Wylie Deford
Catherine Best Klarfeld	Washington, D.C.	James Norman Bierman
Irving I. Kreppel	New Rochelle, N.Y.	Jacob Goodman
Milton Mark Kreppel	New Rochelle, N.Y.	Jacob Goodman
Richard G. Larsen	Park Ridge, Ill.	John E. Owens
Dina R. Lassow	Washington, D.C.	C. Max Vassanelli
Sanford Victor Levinson	Austin, Tex.	Anthony G. Amsterdam
Erik Lund	Boston, Mass.	Jack R. Pirozzolo
Keith M. Lundin	Nashville, Tenn.	Daniel C. Kaufman
Joseph N. Mack	Indiana, Pa.	John W. O'Connell, Jr.
Thomas J. Macden	Washington, D.C.	Abraham A. Ribicoff
Irving B. Marks	Columbus, Ohio	Ira Owen Kane
Peter A. McDonald	New Orleans, La.	Kenneth Alan Raby
Bartlett H. McGuire	New York, N.Y.	Robert B. Fiske, Jr.
Michael Jesse McNulty, Jr.	Franklin, La.	Wallace J. Henderson
Jeralyn E. Merritt	Denver, Colo.	Joseph Saint- Veltri
Delbert Dwight Miller	Seattle, Wash.	Don Paul Badgley
Richard L. Nafzger	Silver Spring, Md.	Thomas Anthony Wade
Marvin Neben	Newport Beach, Calif.	Thomas J. O'Keefe
John H. Northey III	Charlotte, N.C.	Lloyd C. Caudle
Richard Francis Papcun	Hopewell, Va.	Jon Larry Palmer
Randy C. Parsons	Shawnee, Okla.	Terry W. West

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
John Jeffreys Paylor	Cleveland, Ohio	Charles Clayland Rettberg, Jr.
Joseph S. Pecora	Montclair, N.J.	Kenneth Frederick Hense
Julian Thomas Pierce	Pembroke, N.C.	Dexter Brooks
Stanley V. Ragalevsky	Boston, Mass.	John R. Johnston
Edward G. Rendell	Philadelphia, Pa.	Steven H. Goldblatt
Charles T. Richardson	Indianapolis, Ind.	Karl L. Stipher
James Crawford Roberts	Richmond, Va.	John Sidney Davenport III
Arthur I. Robison	Lafayette, La.	Raymond M. Allen
Thomas D. Rosenwein	Chicago, Ill.	Sam Rosenwein
Anne Creswell Beane Rudman	New York, N.Y.	Mark Ryan Dwyer
Richard T. Ruth	Erie, Pa.	John Paul Garhart
James Gabriel Simms	New York, N.Y.	Gray Thoron
Janet Marie Slick	Long Beach, Calif.	Daniel E. Lungren
Ronald J. Slick	Long Beach, Calif.	Daniel E. Lungren
Stephen Boris Small	Newport Beach, Calif.	Thomas J. O'Keefe
Gary J. Spahn	Richmond, Va.	Anthony Francis Troy
Robert P. Sprague	Newport Beach, Calif.	Thomas J. O'Keefe
Kent R. Spuhler	Jacksonville, Fla.	Samuel S. Jacobson
William Charles Starrett II	Newport Beach, Calif.	Thomas J. O'Keefe
Mickey Ami Steiman	Rhinebeck, N.Y.	Albert M. Rosenblatt
I. Robert Steingisser	Newport Beach, Calif.	Thomas J. O'Keefe
Newman Trowbridge, Jr.	Franklin, La.	Wallace J. Henderson
Jay N. Varon	Washington, D.C.	James Norman Bierman
Martin C. Washton	Los Angeles, Calif.	John J. Hanson
Philip M. Weinstein	Providence, R.I.	Mark Steven Mandell

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Richard D. Wilcox	Nevada City, Calif.	John R. Maloney
Peter Ayers Wimbrow III	Ocean City, Md.	Richard Anthony Parolski
Donald J. Wolfe, Jr.	Wilmington, Del.	Charles S. Crompton, Jr.
Glenn Melvin Young	Cleveland, Ohio	John Lansdale, Jr.
Thomas Paul Zampino	Belleville, N.J.	Gary N. Skoloff

## OPINIONS

No. **80-850**. Elie Jones, Warden, Stone Mountain Correctional Institution, appellant, *v.* Bobby H. Helms. Appeal from United States Court of Appeals for the Fifth Circuit. Judgment reversed and case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Justice Stevens. Concurring opinion by Justice White. Opinion by Justice Blackmun concurring in the judgment.

No. **79-1517**. Federated Department Stores, Inc., et al., petitioners, *v.* Marilyn Moitie and Floyd R. Brown, etc. On writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Judgment reversed and case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Justice Rehnquist. Opinion by Justice Blackmun concurring in the judgment with whom Justice Marshall joins. Dissenting opinion by Justice Brennan.

No. **80-332**. James A. Rhodes, et al., petitioners, *v.* Kelly Chapman, et al. On writ of certiorari to the United States Court of Appeals for the Sixth Circuit. Judgment reversed and case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Justice Powell. Opinion by Justice Brennan concurring in the judgment with whom Justice Blackmun and Justice Stevens join. Opinion by Justice Blackmun concurring in the judgment. Dissenting opinion by Justice Marshall.

No. **80-802**. National Gerimedical Hospital and Gerontology Center, petitioner, *v.* Blue Cross of Kansas City and Blue Cross Association. On writ of certiorari to the United States Court of Appeals for the Eighth Circuit. Judgment reversed and case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Justice Powell.

No. **79-1538**. Donald Paul Hodel, Acting Secretary of the Interior, appellant, *v.* Virginia Surface Mining and Reclamation Association, Inc., et al.; and

No. 79-1596. Virginia Surface Mining and Reclamation Association, Inc., et al., appellants, *v.* Donald Paul Hodel, Acting Secretary of the Interior, et al. On writs of certiorari to the United States District Court for the Western District of Virginia. Judgment affirmed in part and reversed in part and cases remanded to the United States District Court for further proceedings in conformity with the opinion of this Court. Opinion by Justice Marshall. Concurring statement by Chief Justice Burger in these cases and in No. 80-231, *Hodel v. Indiana*, *post*. Concurring opinion by Justice Powell. Opinion by Justice Rehnquist concurring in the judgment in these cases and in No. 80-231, *Hodel v. Indiana*, *post*.

No. 80-231. Donald Paul Hodel, Acting Secretary of the Interior, et al., appellants, *v.* Indiana, et al. Appeal from United States District Court for the Southern District of Indiana. Judgment reversed and case remanded to the United States District Court for further proceedings in conformity with the opinion of this Court. Opinion by Justice Marshall. Concurring statement by Chief Justice Burger in this case and in No. 79-1538, *Hodel v. Virginia Surface Mining and Reclamation Association, Inc.* and No. 79-1596, *Virginia Surface Mining and Reclamation Association, Inc. v. Hodel*, *ante*. Opinion by Justice Rehnquist concurring in the judgment in this case and in No. 79-1538, *Hodel v. Virginia Surface Mining and Reclamation Association, Inc.* and No. 79-1596, *Virginia Surface Mining and Reclamation Association, Inc. v. Hodel*, *ante*.

#### ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Edmund Sixtus Muskie	Kennebunk, Maine	Justice William J. Brennan, Jr.
Rodney A. Klein	Sacramento, Calif.	Robert T. Matsui
Thomas Edward Gallahue	Fairfax, Va.	Judge Lewis Dawson Morris
James Fulton Hurd, Jr.	Fairfax, Va.	Judge Lewis Dawson Morris
Thomas Newcomb Hyde	Miami, Fla.	Lawrence Gerald Wallace
Myles V. Lynk III	New York, N.Y.	Joseph A. Califano, Jr.
Bernard John Buecker	Austin, Tex.	Francis J. Lorson
Allen Paul Palles	Chicago, Ill.	Odell Kominers
John Christopher Roots	Washington, D.C.	Richard Francis Hall

<u>Applicant</u>	<u>City and State</u>	<u>Moyant</u>
Donald Eugene Grisham	Long Beach, Calif.	Allan T. Howe
Donald W. Meyer	Long Beach, Calif.	Allan T. Howe
Walter William Scheuplein, Jr.	Fairfax, Va.	John F. Cunningham
John N. Burdette	Rockville, Md.	Sidney A. Winborne
Edward Dawson Coleman	Upper Marlboro, Md.	Sidney A. Winborne
Joseph A. Tedesco	Old Forge, Pa.	Sidney A. Winborne
Raymond A. Spillman	Alexandria, Va.	Sidney A. Winborne
Eugenia Corbera Ballesteros	New York, N.Y.	Rose Liebman Hoffer
Joan Pamela Brody	New York, N.Y.	Rose Liebman Hoffer
Katharine Brinton Brown	New York, N.Y.	Rose Liebman Hoffer
Beatrice A. Close	New York, N.Y.	Rose Liebman Hoffer
Patricia Collins	New York, N.Y.	Rose Liebman Hoffer
Paula Grace DeDominici	New York, N.Y.	Rose Liebman Hoffer
Victor Joseph DiGioia	New York, N.Y.	Rose Liebman Hoffer
Janet Lynn Gogel	Copiague, N.Y.	Rose Liebman Hoffer
Barbara Diane Gonzo	New York, N.Y.	Rose Liebman Hoffer
Wilma B. Grinker	New York, N.Y.	Rose Liebman Hoffer
Robin Barbara Gross	New York, N.Y.	Rose Liebman Hoffer
Beatrice Cogan Kornbluh	New York, N.Y.	Rose Liebman Hoffer
Eileen Maroshick	New York, N.Y.	Rose Liebman Hoffer
Monica Risi Merrill	New York, N.Y.	Rose Liebman Hoffer

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Peter Kenneth Overzat	New York, N.Y.	Rose Liebman Hoffer
Jacqueline Winter Silbermann	New York, N.Y.	Rose Liebman Hoffer
Florence Subin	Scarsdale, N.Y.	Rose Liebman Hoffer
Lottie Ella Wilkins	New York, N.Y.	Rose Liebman Hoffer
Burt I. Zweroff	New York, N.Y.	Rose Liebman Hoffer

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Adjourned until Wednesday, June 17, 1981 at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

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Present: Chief Justice Burger, Justice Brennan, Justice Stewart, Justice White, Justice Marshall, Justice Blackmun, Justice Powell, Justice Rehnquist, and Justice Stevens.

## OPINIONS

No. **80-901**. Raymond J. Donovan, Secretary of Labor, United States Department of Labor, appellant, *v.* Douglas Dewey, et al. Appeal from United States District Court for the Eastern District of Wisconsin. Judgment reversed and case remanded to the United States District Court for further proceedings in conformity with the opinion of this Court. Opinion by Justice Marshall. Concurring opinion by Justice Stevens. Opinion by Justice Rehnquist concurring in the judgment. Dissenting opinion by Justice Stewart.

No. **80-808**. United States, petitioner, *v.* Novia Turkette, Jr. On writ of certiorari to the United States Court of Appeals for the First Circuit. Judgment reversed and case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Justice White. Dissenting statement by Justice Stewart.

No. **80-298**. Roger D. Monroe, petitioner, *v.* The Standard Oil Company. On writ of certiorari to the United States Court of Appeals for the Sixth Circuit. Judgment affirmed. Opinion by Justice Stewart. Dissenting opinion by Chief Justice Burger with whom Justice Brennan, Justice Blackmun and Justice Powell join.

No. **79-1429**. American Textile Manufacturers Institute, Inc., et al., petitioners, *v.* Raymond J. Donovan, Secretary of Labor, United States Department of Labor, et al.; and

No. **79-1583**. National Cotton Council of America, petitioner, *v.* Raymond J. Donovan, Secretary of Labor, United States Department of Labor, et al. On writs of certiorari to the United States Court of Appeals for the District of Columbia Circuit. Post-argument motions of the several parties for leave to file supplemental memoranda granted. Judgment affirmed in part and vacated in part and cases remanded to the Court of Appeals with directions to remand to the Secretary of Labor for further proceedings in conformity with the opinion of this Court. Opinion by Justice Brennan. Dissenting opinion by Justice Stewart. Dissenting opinion by Justice Rehnquist with whom Chief Justice Burger joins. Justice Powell took no part in the decision of these cases.

No. 79-1997. Connecticut Board of Pardons, et al., petitioners, *v.* David Dumschat, et al. On writ of certiorari to the United States Court of Appeals for the Second Circuit. Judgment reversed and case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Chief Justice Burger. Concurring opinion by Justice Brennan. Concurring opinion by Justice White. Dissenting opinion by Justice Stevens with whom Justice Marshall joins.

No. 80-5392. Robert Howe, Sr., petitioner, *v.* William French Smith, Attorney General of the United States, et al. On writ of certiorari to the United States Court of Appeals for the Second Circuit. Judgment affirmed. Opinion by Chief Justice Burger. Opinion by Justice Stevens concurring in the judgment. Dissenting statement by Justice Stewart.

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SUPREME COURT OF THE UNITED STATES

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Present: Chief Justice Burger, Justice Brennan, Justice Stewart, Justice White, Justice Marshall, Justice Blackmun, Justice Powell, Justice Rehnquist, and Justice Stevens.

## ORDER IN PENDING CASE

No. 80-2078. Dames & Moore, petitioner, *v.* Donald T. Regan, Secretary of the Treasury, et al. The joint application for a waiver of the page limitation of the parties' briefs on the merits addressed to Chief Justice Burger and referred to the Court is granted. The motion of petitioner to dispense with printing the joint appendix is denied.

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## SUPREME COURT OF THE UNITED STATES

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Present: Chief Justice Burger, Justice Brennan, Justice Stewart, Justice White, Justice Marshall, Justice Blackmun, Justice Powell, Justice Rehnquist, and Justice Stevens.

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The Chief Justice said:

"Today's orders of the Court have been certified by the Chief Justice, filed with the clerk, and will not be announced orally."

## OPINION PER CURIAM

No. 80-813. New York State Liquor Authority, petitioner, *v.* Dennis Bellanca, etc., et al. On petition for writ of certiorari to the Court of Appeals of New York. Petition for certiorari granted. Judgment reversed and case remanded to the Court of Appeals of New York for further proceedings not inconsistent with the opinion of this Court. Justice Marshall concurs in the judgment. Justice Brennan dissents from the summary disposition and would set the case for oral argument. Dissenting opinion by Justice Stevens.

## APPEALS—SUMMARY DISPOSITION

No. 80-1805. Frank M. Bosworth, etc., appellant, *v.* William J. Cooney as Executor of the Estate of Donald S. Ford. Appeal from the Court of Appeals of Georgia. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. 80-1818. James E. McLendon, Jr., appellant, *v.* Alabama Department of Revenue. Appeal from the Court of Civil Appeals of Alabama. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. 80-6657. James E. Patterson, appellant, *v.* Otis Abernathy, et al. Appeal from the United States Court of Appeals for the Fifth Circuit. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. 80-1861. Detroit Automobile Inter-Insurance Exchange, et al., appellants, *v.* Robert Rodgers and Johnny Hampton; and

No. **80-1862**. Alice J. Williams, appellant, *v.* Esther V. Krueger. Appeals from the Supreme Court of Michigan. The appeals are dismissed for want of jurisdiction.

No. **80-6355**. Debra Jean Morris, appellant, *v.* California. Appeal from the Court of Appeal of California, First Appellate District. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied. Justice Brennan, Justice White and Justice Stevens would note probable jurisdiction and set the case for oral argument.

No. **80-6607**. Pamela Ray, appellant, *v.* Illinois. Appeal from the Appellate Court of Illinois, Fifth District. The appeal is dismissed for want of a substantial federal question.

No. **80-6618**. Stanley M. Bartus, appellant, *v.* Wisconsin. Appeal from the Supreme Court of Wisconsin. The appeal is dismissed for want of a substantial federal question.

#### CERTIORARI—SUMMARY DISPOSITION

No. **80-1013**. Ford Motor Credit Company, et al., petitioners, *v.* Thaddeus S. Murphy. On petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit. The motion of respondent for leave to proceed *in forma pauperis* is granted. The petition for 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 *Anderson Bros. Ford v. Valencia*, 452 U.S. — (1981).

No. **80-1393**. Missouri, petitioner, *v.* Timothy Crews; Missouri, petitioner *v.* Terry Gene Crews; Missouri, petitioner, *v.* Stanley G. Helton; and Missouri, petitioner, *v.* Willie Tunstall. On petitions for writs of certiorari to the Court of Appeals of Missouri, Eastern District. The motion of respondent Timothy Crews leave to proceed *in forma pauperis* is granted. The motion of respondent Willie Tunstall for leave to proceed *in forma pauperis* is granted. The motion of respondent Terry Gene Crews for leave to proceed *in forma pauperis* is granted. The petition for a writ of certiorari is granted. The judgments are vacated and the case is remanded to the Court of Appeals of Missouri, Eastern District, for further consideration in light of *Albernaz v. United States*, 450 U.S. — (1981).

#### ORDERS IN PENDING CASES

No. **D-111**. In The Matter of Disbarment of Gerald McNamara Chapman. It having been reported to the Court that Gerald McNamara Chapman has been reinstated on the roll of attorneys admitted to

practice in the State of Illinois, it is ordered that the order of this Court entered June 13, 1977, suspending Gerald McNamara Chapman from the further practice of law in this Court is vacated and that the rule to show cause issued June 13, 1977, is discharged.

No. **D-175**. In the Matter of Disbarment of Sidney Feldshuh. Disbarment entered.

No. **9 Original**. United States of America, plaintiff, *v.* State of Louisiana, et al. Decree entered.

No. **85 Original**. State of Texas, plaintiff, *v.* State of Oklahoma. The motion for entry of judgment by consent of plaintiff and defendant is referred to the Special Master.

No. **80-885**. National Labor Relations Board, petitioner, *v.* Hendricks County Rural Electric Membership Corporation; and National Labor Relations Board, petitioner, *v.* Malleable Iron Range Company; and

No. **80-1103**. Hendricks County Rural Electric Membership Corporation, petitioner, *v.* National Labor Relations Board. The motions of Hendricks County Rural Electric Membership Corporation and Malleable Iron Range Company for divided argument are granted. The requests for additional time for oral argument are denied.

No. **80-931**. Charles D. Bonanno Linen Service, Inc., petitioner, *v.* National Labor Relations Board, et al. The motion of Golden Bear Motors, Inc., et al. for leave to file a brief as *amici curiae* is granted.

No. **80-965**. Texaco, Inc., et al., appellants, *v.* Louise F. Short, et al.; and

No. **80-1018**. Eden H. Pond, Edna H. Bobe and Consolidation Coal Company, appellants, *v.* Ulysses G. Walden, Jr., et al. The motion of Save Our Cumberland Mountains, Inc., et al. for leave to file a brief as *amici curiae* is granted.

No. **80-1882**. Charles Chapman, et al., petitioners, *v.* Dow Chemical Company, et al. The Solicitor General is invited to file a brief in this case expressing the views of the United States.

No. **80-2078**. Dames & Moore, petitioner, *v.* Donald T. Regan, Secretary of the Treasury, et al. The motion of Daniel, Mann, Johnson & Mendenhall for leave to file a brief as *amicus curiae* is granted. The motion of Bank Melli Iran, et al. for leave to intervene is denied. The motions of intervenor/respondents Islamic Republic of Iran and Bank Markazi Iran for divided argument and for additional time for oral argument are granted and a total of two hours is allotted for oral argument to be divided as follows: one hour for the petitioner, 40

minutes for the Solicitor General, 10 minutes for the Islamic Republic of Iran and 10 minutes for Bank Markazi Iran. The motion of Reading & Bates Corporation, et al. for leave to participate in oral argument as *amici curiae* is denied. The motion of Electronic Data Systems Corporation Iran for leave to participate in oral argument as *amicus curiae* is denied.

No. **80-5727**. Monty Lee Eddings, petitioner, *v.* Oklahoma. The motion of National Council on Crime and Delinquency, et al. for leave to file a brief as *amici curiae* is granted.

No. **80-5889**. John Santosky II and Annie Santosky, petitioners, *v.* Bernhardt S. Kramer, Commissioner, Ulster County Department of Social Services, et al. The motion of H. Randall Bixler to permit Stephen Scavuzzo, Esquire, to present oral argument *pro hac vice* is granted.

#### CERTIORARI GRANTED

No. **79-1738**. Richard Nixon, petitioner, *v.* A. Ernest Fitzgerald; and

No. **80-945**. Bryce N. Harlow and Alexander P. Butterfield, petitioners, *v.* A. Ernest Fitzgerald. Petitions for writs of certiorari to the United States Court of Appeals for the District of Columbia Circuit granted. The cases are consolidated and a total of one hour is allotted for oral argument.

No. **80-1349**. Washington, petitioner, *v.* Neil Martin Chrisman. Petition for writ of certiorari to the Supreme Court of Washington granted.

No. **80-1804**. John Ledbetter, Sheriff of Jackson County, Mississippi, etc., et al., petitioners, *v.* Marvin Jones, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit granted.

No. **80-1925**. United Transportation Union, petitioner, *v.* Long Island Railroad Company, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit granted.

No. **80-1690**. American Medical Association, et al., petitioners, *v.* Federal Trade Commission. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit granted. Justice Blackmun took no part in the consideration or decision of this petition.

No. **80-1714**. Robert G. Britton, Commissioner, Alabama Department of Corrections and Joseph Oliver, Warden, petitioners, *v.* John Louis Evans, III. The motion of respondent for leave to proceed *in forma pauperis* is granted. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit granted.

No. **80-2049**. George A. Ralston, Warden, petitioner, *v.* John Carroll Robinson. The motion of the Solicitor General to expedite consideration of the petition for a writ of certiorari is granted. The motion of the respondent for leave to proceed *in forma pauperis* is granted. The petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit is granted.

No. **80-6045**. Rubin Kremer, petitioner, *v.* Chemical Construction Corporation. The motion of petitioner for leave to proceed *in forma pauperis* is granted. The petition for a writ of certiorari to the United States Court of Appeals for the Second Circuit is granted limited to Question 1 presented by the petition.

#### CERTIORARI DENIED

No. **80-1319**. Florida, petitioner, *v.* Burr William Stuart. Petition for writ of certiorari to the District Court of Appeal of Florida, Third District, denied.

No. **80-1338**. Richard Waterval, petitioner, *v.* District Court in and for El Paso County, Colorado, in the Fourth Judicial District, et al. Petition for writ of certiorari to the Supreme Court of Colorado denied.

No. **80-1491**. Teltronics Services, Inc., petitioner, *v.* L. M. Ericsson Telecommunications, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-1553**. Robert H. Fendler, petitioner, *v.* Arizona. Petition for writ of certiorari to the Court of Appeals of Arizona, Division One, denied.

No. **80-1588**. Ronald Jacobs, petitioner, *v.* United States; and

No. **80-1788**. Dennis Schoendorf, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-1625**. Granite Investment Company, et al., petitioners, *v.* Federal Savings and Loan Insurance Corporation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-1662**. Bartlett-Collins Company, petitioner, *v.* National Labor Relations Board, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-1679**. Anthony M. Scotto, petitioner, *v.* United States; and

No. **80-1746**. Anthony Anastasio, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-1680**. Chevron Chemical Company, petitioner, *v.* Anne M. Gorsuch, Administrator, United States Environmental Protection Agency. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-1693**. Church of Scientology of California, petitioner, *v.* Shirley Foley, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **80-1700**. Audrey M. Thompson, et al., petitioners, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-1702**. John B. Nicosia, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-1706**. Douglas LaChance, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-1707**. Leverage Funding Systems, Inc., et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-1725**. Bennett Goldstein and James Edward Kern, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1729**. Nicholas Mazur, petitioner, *v.* Pennsylvania, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-1733**. John P. Ohl, petitioner, *v.* Lillian M. Ohl. Petition for writ of certiorari to the District Court of Appeal of Florida, Fourth District, denied.

No. **80-1761**. Jerry Dupler, petitioner, *v.* Mansfield Journal Co. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **80-1772**. Alton & Southern Railway Company, petitioner, *v.* Ulecious Buchanan. Petition for writ of certiorari to the Appellate Court of Illinois, Fifth District, denied.

No. **80-1785**. A & B Freight Lines, et al, petitioners *v.* Federal Trade Commission, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **80-1787**. John L. Brewer, et ux., petitioners, *v.* Memphis Publishing Company, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1796**. Soterios Hantzis, et ux., petitioners, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **80-1801**. Overseas Raleigh Manufacturing, Ltd., petitioner, *v.* Pan American World Airways, Inc. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. **80-1803**. Barry G. Tedesco, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **80-1807**. Aida Sanchez, etc., petitioner, *v.* Loffland Brothers Company, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1819**. Swissvale Area School District, et al., petitioners, *v.* Dorothy Hoots, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-1821**. Olen Jerry Weaver, petitioner, *v.* Arkansas. Petition for writ of certiorari to the Court of Appeals of Arkansas denied.

No. **80-1826**. Diego Trinidad, petitioner, *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Third District, denied.

No. **80-1833**. Charles E. Faircloth, petitioner, *v.* Norfolk and Western Railway Company. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **80-1845**. Lennox Industries, Inc., petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1852**. John P. McGoff, et al., petitioners, *v.* Securities and Exchange Commission. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **80-1853**. McKinley Taylor, etc., petitioner, *v.* Roadway Express, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1857**. Citizens Concerned for Separation of Church and State, petitioner, *v.* City and County of Denver. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-1873**. Douglas E. Frank and Michael H. Folb, petitioners, *v.* United States Trust Company of New York, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-1875**. Jerry D. Luptak, petitioner, *v.* Central Cartage Co. and Centra, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-1892**. Aaron Clinton Atkins, petitioner, *v.* Michigan. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-1911**. Joseph M. Collins, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-1931**. Thomas Cook, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-1936**. Umberto Lombardo, petitioner, *v.* Sylvia Mayer and Edward Mayer. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. **80-1965**. H. Coleman Yeatts, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-1969**. Stella G. Maceyak, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-6317**. Gregory England, petitioner, *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. **80-6332**. Lee Jones, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, Fourth Division, denied.

No. **80-6398**. Beverly P., Natural Mother of Diana P., petitioner, *v.* Anne B. and Bruce B., Foster Parents of Diana P. Petition for writ of certiorari to the Supreme Court of New Hampshire denied.

No. **80-6419**. Jimmy Eugene Barker, petitioner, *v.* Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. **80-6494**. Thelma Clark Delling, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-6521**. N. Anthony Thompson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. **80-6523**. Norman Carl Brooks, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-6540**. Jessie Lundy, petitioner, *v.* E. J. Salcines, etc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6580**. Vincent F. Zarrilli, petitioner, *v.* Capitol Bank and Trust Co., et al. Petition for writ of certiorari to the Supreme Judicial Court of Massachusetts denied.

No. **80-6581**. Jessie D. McDonald, petitioner, *v.* John Draper, Judge, etc. Petition for writ of certiorari to the Supreme Court of Tennessee, Middle Division, denied.

No. **80-6583**. Darryl V. Conquest and Grailing Brown, petitioners, *v.* Gary J. Hilton, Superintendent, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-6589**. Felix Jimenez, petitioner, *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **80-6593**. Marvin Reiter, petitioner, *v.* City of Keene. Petition for writ of certiorari to the Court of Civil Appeals of Texas, Tenth Supreme Judicial District, denied.

No. **80-6594**. Jimmie Lee Allen, petitioner, *v.* Joseph Lee Curry, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **80-6595**. Robert Alvarez, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Third Appellate District, denied.

No. **80-6596**. Carol J. Schell, petitioner, *v.* Tommy Warren. Petition for writ of certiorari to the Court of Appeals of Georgia denied.

No. **80-6601**. Brice C. Steele, petitioner, *v.* Roy A. Corbitt, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **80-6602**. Ricky LaLande, petitioner, *v.* James C. Spalding, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-6605**. Edward E. Powell, petitioner, *v.* State Farm Mutual Automobile Insurance Company. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-6619**. Ardice Heflin, petitioner, *v.* Gayle Franzen, Director, Illinois Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-6621**. Sonne Dean Beard, petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6622**. James Michael White, petitioner, *v.* Kentucky. Petition for writ of certiorari to the Court of Appeals of Kentucky denied.

No. **80-6632**. Edgar Eugene Helmick, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-6638**. Jimmy L. Pitts, petitioner, *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **80-6667**. Paul Thomas Kennedy, petitioner, *v.* Jack R. Duckworth, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-6708**. James Douglas Yager, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-6717**. Albert H. Carter, petitioner, *v.* Lucius Theus, etc. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **80-6718**. Benjamin Rose, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-6735**. James Wood Castleberry, petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-6744**. Philip Annunziato, et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-6745**. Dennis Baisden, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-6748**. Richard Brim, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **80-6752**. Thomas Joel Bennett, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-6762**. Jose Aguirre-Carrera, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **80-781**. International Union of Electrical, Radio and Machine workers, AFL-CIO, CLC, et al., petitioners, *v.* Westinghouse Electric Corporation; and

No. **80-944**. Westinghouse Electric Corporation, petitioner, *v.* International Union of Electrical, Radio and Machine Workers, AFL-CIO-CLC, et al. Petitions for writs of certiorari to the United States Court of Appeals for the Third Circuit denied. Justice Stewart took no part in the consideration or decision of these petitions.

No. **80-955**. Westinghouse Electric Corporation, petitioner, *v.* Michael R. Wenger, Commissioner, West Virginia Department of Employment Security, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied. Justice Stewart took no part in the consideration or decision of this petition.

No. **80-1635**. Westinghouse Electric Corporation, petitioner, *v.* National Labor Relations Board, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied. Justice Stewart took no part in the consideration or decision of this petition.

No. **80-1813**. Orest T. Dubno, Commissioner of Revenue Services of Connecticut, et al., petitioners, *v.* Mobil Oil Corporation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Justice Stewart took no part in the consideration or decision of this petition.

No. **80-1864**. James H. Tully, Commissioner of Taxation and Finance of New York, et al., petitioners, *v.* New England Petroleum Corporation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Justice Stewart took no part in the consideration or decision of this petition.

No. **80-1928**. Guild Trust, et al., petitioners, *v.* Amoco Production Company, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied. Justice Stewart took no part in the consideration or decision of this petition.

No. **80-6531**. Emmett J. Stebbins, petitioner, *v.* Fireman's Fund Insurance Corporation, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied. Justice Stewart took no part in the consideration or decision of this petition.

No. **80-827**. Robert Scanlon, etc., petitioner, *v.* Patricia Sue Battle, et al. The motion of National School Boards Association for leave to file a brief as *amicus curiae* is granted. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied. Justice White would grant certiorari.

No. **80-1365**. Connecticut, petitioner, *v.* Mohegan Tribe. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Dissenting opinion by Justice Rehnquist.

No. **80-1529**. New York, petitioner, *v.* John MacKenzie. The motion of respondent for leave to proceed *in forma pauperis* is granted. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, Second Judicial Department, denied.

No. **80-1601**. Croatan Books, Inc., petitioner, *v.* Virginia. Petition for writ of certiorari to the Circuit Court of Fairfax County, Virginia, denied. Justice Brennan, Justice Stewart and Justice Marshall would grant the petition and reverse the judgment of conviction.

No. **80-1884**. Memorex Corporation, et al., petitioners, *v.* International Business Machines Corporation. The motion of Transamerica Computer Company, Inc. for leave to file a brief as *amicus curiae* is granted. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Justice Blackmun and Justice Stevens took no part in the consideration or decision of this motion and this petition.

No. **80-2111**. American Bell International, Inc., petitioner, *v.* Islamic Republic of Iran, et al. The motion of petitioner to expedite consideration of the petition for certiorari is granted. Petition for writ of certiorari before judgment to the United States Court of Appeals for the District of Columbia Circuit denied. Justice Stewart took no part in the consideration or decision of this motion and this petition.

No. **80-6437**. Charlie Frank McMorris, petitioner, *v.* Alabama. Petition for writ of certiorari to the Court of Criminal Appeals of Alabama denied. Justice Marshall would grant certiorari.

No. **80-6604**. Donald Wayne Thomas, petitioner, *v.* Georgia. Petition for writ of certiorari to the Supreme Court of Georgia denied. Dissenting statement by Justice Brennan and Justice Marshall.

No. **80-6623**. Carl Albert Collins, petitioner, *v.* Arkansas. Petition for writ of certiorari to the Supreme Court of Arkansas denied. Dissenting statement by Justice Brennan and Justice Marshall.

No. **80-6740**. Veronika Judith Britz, petitioner, *v.* Presbyterian University Hospital. The motion of respondent for damages is denied. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-6799**. Laurence John Layton, petitioner, *v.* United States. The motion of petitioner to expedite consideration of the petition for certiorari is granted. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

## REHEARINGS DENIED

- No. 79-5269. Robert Edwards, petitioner, *v.* Arizona;
- No. 80-1073. Joseph N. Marcal, III, appellant, *v.* Louisiana;
- No. 80-1310. Transwestern Pipeline Company, petitioner, *v.* Federal Energy Regulatory Commission;
- No. 80-1461. Clear Pine Mouldings, Inc., petitioner, *v.* National Labor Relations Board;
- No. 80-1546. Paul A. Acquisto, petitioner, *v.* Lee County Board of Public Instruction (School Board of Lee County), et al.;
- No. 80-6210. Isaac Blocker, petitioner, *v.* Charles E. Herman, et al.;
- No. 80-6231. Dennis Dick, petitioner, *v.* Georgia;
- No. 80-6275. Larry Dean Turner, petitioner *v.* United States;
- No. 80-6360. Charles Merrill Mount, petitioner, *v.* Chase Bank, et al.;
- No. 80-6410. Wynn E. Free, petitioner, *v.* Alabama;
- No. 80-6433. Joseph S. Chicco, petitioner, *v.* Robert E. Peck;
- No. 80-6507. Rickey Bell, petitioner, *v.* Illinois;
- No. 80-6528. Floyd Winchell, petitioner, *v.* Secretary of Health and Human Services;
- No. 80-6554. Frank C. Johnson, petitioner, *v.* Richard S. Schweiker, Secretary of Health and Human Services;
- No. 80-6566. James D. Burroughs, petitioner, *v.* Secretary of Health and Human Services;
- No. 80-6587. In Re Malik S. El-Amin, petitioner; and
- No. 80-6654. In Re Ronald Stephen Reynolds, petitioner. The petitions for rehearing are denied.
- No. 80-5746. Howard White, petitioner, *v.* United States; and
- No. 80-6239. Leopold J. Gunston, petitioner, *v.* United States, et al. The motions for leave to file petitions for rehearing are denied.

## RECESS ORDER

The Court will take a recess from today until Wednesday, June 24, 1981.

## ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Alton Philemon Arnold, Jr.	Pittsburgh, Pa.	William Arthur Webb
Robert Manuel Baptiste	Washington, D.C.	David Previant
Doris Besikof	Denver, Colo.	Lawrence Litvak
Michael Burrows	New York, N.Y.	Henry P. deVries
James David Caldwell	Baton Rouge, La.	Sam J. D'Amico
Linda Hart Chandler	Newport Beach, Calif.	Harry D. Fox
Robert Checkoway	Portland, Maine	Stephen P. Beale
Alan B. Clark	Los Angeles, Calif.	Max Lee Gillam, Jr.
Jesse Marvin Cleveland	Atlanta, Ga.	Benjamin Louis Weinberg, Jr.
Stewart Martin Cogan	Seattle, Wash.	Marvin Lee Gray, Jr.
Robert L. Coyne	Chicago, Ill.	Clifford M. Lind
Charles W. Cresswell	Las Cruces, N. Mex.	William Lan Lutz
Joel Abbott D'Alba	Chicago, Ill.	Lester Asher
Greg A. Danilow	New York, N.Y.	Michael S. Oberman
Jossi KvZ Davidson	Silverton, Oreg.	Thomas C. Enright
Brackett B. Denniston III	Boston, Mass.	Allan van Gestel
Barry Charles Dickerson	Mesa, Ariz.	Charles W. Wirken
James M. Dombroski	San Francisco, Calif.	John Haslet Boone
Thomas James Donlon	Stratford, Conn.	Mary Ann McCabe
John Stephen Dull	Crown Point, Ind.	J. Michael Katz
Steven G. Farber	Santa Fe, N. Mex.	Lynn Pickard
Lawrence Saul Farbman	Old Bethpage, N.Y.	Nathaniel M. Swergold
Stanley C. Fickle	Bloomington, Ind.	C. Stephen Howard
Thomas P. Fox	Tampa, Fla.	Emiliano J. Salcines, Jr.
Melvin Gaines	Chicago, Ill.	Arthur R. Waddy
Maurice James Gallipoli	Short Hills, N.J.	Edwin A. Hartung

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Stewart M. Green	Lansing, Mich.	Adrian Roger Vincent
John Joseph Griffin, Jr.	Oklahoma City, Okla.	John Joseph Griffin
Timothy L. Harker	Washington, D.C.	John Anderson Hodges
James J. Haugh	New York, N.Y.	James J. Hagan
Howard E. Heiss	New York, N.Y.	Robert Kasanof
Kenneth Alan Henry	Chicago, Ill.	Reginald J. Holzer
Robert James Henry	Los Angeles, Calif.	Allan B. McKit- trick
Richard Collins Hile	Jasper, Tex.	Joe J. Fisher
Jerry T. Hinson	Atlanta, Ga.	T. Cullen Gilli- land
Michael Alan Hirsch	Houston, Tex.	Leonard Matthew Roth
Samuel Hoar	Boston, Mass.	Carol Goodman
John Alexander Huddleston	Harlingen, Tex.	Jack Clemens Skaggs
Warren Prescott Humphreys	Middleborough, Mass.	Norman L. Corbin
Lawrence Iason	New York, N.Y.	Alfred C. Bennett
G. Michael Kealhofer	Perry, Iowa	Daniel Joseph Spellman
Andrew Philip Kerr	Portland, Oreg.	John Raymond Gilbertson
Raymond J. Kimball	Washington, D.C.	Thomas G. Shack, Jr.
Gerald B. Kinney	Joliet, Ill.	Kenneth F. Timm
Nathaniel E. Kossack	Washington, D.C.	Solicitor General Wade H. Mc- Cree, Jr.
Henry Landau	New York, N.Y.	Whitney North Seymour
Michael Levine	New York, N.Y.	Rose Liebman Hoffer
Larry Scott Loigman	Middletown, N.J.	Helene Karen Monat
Charlie Luckie, Jr.	Tampa, Fla.	George C. Dayton
Robert W. Mann	Martinsville, Va.	Jackson Lintecum Kiser
John Judson McKay, Jr.	Hilton Head Island, S.C.	Frederick A. Gertz
Chester L. Mirsky	New York, N.Y.	Martin Guggen- heim
Frederick C. Moore	Augusta, Maine	Charles Knapp Leadbetter

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Thomas F. Morgan	Clearfield, Pa.	Glenn E. Thomson
Martin William Murphy	Fort Lauderdale, Fla.	Robert W. Wenerholm
S. Mark Murray	San Antonio, Tex.	James Neal Martin
Robert Eamor Nord	Chicago, Ill.	Dennis J. Horan
Deirdre Parke	Brooklyn, N.Y.	Robert Bernard Salzman
Paul Louis Perito	Washington, D.C.	Solicitor General Wade H. McCree, Jr.
Jeffrey Steven Pomerantz	Brooklyn, N.Y.	Michael Sylvan Korson
Richard L. Reed	San Antonio, Tex.	Robert W. Wachsmuth
Robert James Rickett	Minneapolis, Minn.	C. Paul Jones
Jacob Addington Rose	West Palm Beach, Fla.	T. J. Cunningham
Eric Michael Roth	New York, N.Y.	Michael William Schwartz
Charles Frederick Ryland	Golden, Colo.	Solicitor General Wade H. McCree, Jr.
Larry Salustro	St. Paul, Minn.	Warren Spannaus
James Pulford Schoonmaker	El Monte, Calif.	Arnold Luther Wood, Jr.
Bart M. Schwartz	New York, N.Y.	Robert Kasanof
Warren N. Scoville	London, Ky.	Robert Lee Milby
Daniel P. Sheehan	Washington, D.C.	Mark H. Lynch
Jolene Lang Shellman	Milwaukee, Wis.	James N. Johnson
Bruce Jay Shnider	Minneapolis, Minn.	John W. Windhorst, Jr.
Daniel A. Sisk	Albuquerque, N. Mex.	James E. Sperling
Victoria Lea Smith	New York, N.Y.	Robert M. Pitler
Harvey Sohnen	Oakland, Calif.	Stefan Mark Rosenzweig
Kenneth D. Stern	Ft. Lauderdale, Fla.	Linda L. Carroll
Laura Stevens	San Francisco, Calif.	Russell Specter

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Clyde W. Stitt	San Francisco, Calif.	John Haslet Boone
Robert L. Stroup II	Fargo, N. Dak.	Frank J. Magill
Wesley R. Thompson	Sapulpa, Okla.	Glenn O. Young
Robert T. Tobin	New York, N.Y.	Hugh A. Chapin
Wm. Clifton Travis	Louisville, Ky.	Victor W. Ewen
Guillermo Vega, Jr.	Brownsville, Tex.	John Patrick Smith
Robert Buford Wallace	Charleston, S.C.	Morris D. Rosen
William W. Warren, Jr.	Scranton, Pa.	Morey M. Myers
Rand Nelson White	Palo Alto, Calif.	Charles A. Dyer, Jr.
Richard G. Williams	Fort Worth, Tex.	Ogden Kelly Shannon, Jr.
H. Dohn Williams, Jr.	Hollywood, Calif.	Joseph A. Varon
Leonard James Wojtecki	Aurora, Ill.	Max Gilmer Peterson, Jr.
Philip S. Wolin	Chicago, Ill.	George B. Collins
Eric Hyman Zagrans	Cleveland, Ohio	Roszel Cathcart Thomsen
Mark P. Zimmett	New York, N.Y.	John E. Hoffman, Jr.

## OPINIONS

No. 79-1794. Michigan, petitioner, *v.* George Summers. On writ of certiorari to the Supreme Court of Michigan. Judgment reversed and case remanded to the Supreme Court of Michigan for further proceedings not inconsistent with the opinion of this Court. Opinion by Justice Stevens. Dissenting opinion by Justice Stewart with whom Justice Brennan and Justice Marshall join.

No. 80-544. First National Maintenance Corporation, petitioner, *v.* National Labor Relations Board. On writ of certiorari to the United States Court of Appeals for the Second Circuit. Judgment reversed and case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Justice Blackmun. Dissenting opinion by Justice Brennan with whom Justice Marshall joins.

No. 80-795. Michael Heffron, etc., et al., petitioners, *v.* International Society for Krishna Consciousness, Inc., et al. On writ of certiorari to the Supreme Court of Minnesota. Judgment reversed and case remanded to the Supreme Court of Minnesota for further proceedings not inconsistent with the opinion of this Court. Opinion by

Justice White. Opinion by Justice Brennan concurring in part and dissenting in part with whom Justice Marshall and Justice Stevens join. Opinion by Justice Blackman concurring in part and dissenting in part.

No. 80-710. United Association of Journeymen and Apprentices of the Plumbing and Pipefitting Industry of the United States and Canada, petitioners, *v.* Local 334, United Association, etc., et al. On writ of certiorari to the United States Court of Appeals for the Third Circuit. Judgment reversed and case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Justice Brennan. Dissenting opinion by Chief Justice Burger. Dissenting opinion by Justice Stevens with whom Justice Rehnquist joins.

No. 79-880. Henry Kissinger, et al., petitioners, *v.* Morton Halperin, et al. On writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit. Judgment with respect to petitioners Kissinger, Nixon, and Mitchell is affirmed by an equally divided Court. With respect to petitioner Haldeman, the writ of certiorari is dismissed as improvidently granted. Opinion per curiam announced by Chief Justice Burger. Justice Rehnquist took no part in the consideration or decision of this case.

#### ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Emma Coleman Jordan	Washington, D.C.	Solicitor General Wade H. McCree, Jr.
Michael Alan Gordon	Washington, D.C.	Judge John P. Moore
Jane Brandfon	Woodbridge, Conn.	Linda K. Lager
Mary W. Galvin	New Haven, Conn.	Linda K. Lager
Roger Coleman Johnson	Washington, D.C.	Joseph H. Koonz, Jr.
William Parker Lightfoot, Jr.	Washington, D.C.	Joseph H. Koonz, Jr.
Peter Candito DePaolis	Springfield, Va.	Joseph H. Koonz, Jr.
James Patrick Cleary	Des Moines, Iowa	E. Fulton Brylawski

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
J. Michael Cleary	Washington, D.C.	E. Fulton Brylawski
Ronald Abramson	New York, N.Y.	Thomas G. Shack, Jr.
Richard Denis Gaines	New York, N.Y.	Thomas G. Shack, Jr.
John Pierce Donley II	Greeley, Colo.	Stuart Philip Ross
Paul L. Krentzman	Inglewood, Calif.	Lewis Harrison Markowitz
Joel William Anders	Washington, D.C.	Karl M. Dollak
Dennis J. Mulshine	San Francisco, Calif.	Michael Brent Wise
Judith Dobbs	Redwood City, Calif.	James Andrew Aiello
Brian Patrick Cosby	Buffalo, N.Y.	Donald Richard Crowell II
Ronald Lawrence Wilson	New Orleans, La.	Lee Jay Landesberg
James J. Brooks	Weston, Conn.	Tedson Jay Meyers
James A. Clayton, Jr.	Guilford, Conn.	Tedson Jay Meyers
Nicholas A. Camasto	River Forest, Ill.	Tedson Jay Meyers
David Arthur Fewkes, Sr.	Palos Park, Ill.	Tedson Jay Meyers
Forrest N. Fugate	Glen Ellyn, Ill.	Tedson Jay Meyers
Gary L. Gray	Chicago, Ill.	Tedson Jay Meyers
Gary L. Grolle	Chicago, Ill.	Tedson Jay Meyers
Dale A. Kubly	Naperville, Ill.	Tedson Jay Meyers
Robert A. M. Predan	LaGrange, Ill.	Tedson Jay Meyers
Judson Kerfoot Chapin III	Spartanburg, S.C.	Ernest F. Hollings
Lawrence Emile Flynn, Jr.	Spartanburg, S.C.	Ernest F. Hollings
John Bruce Foster	Spartanburg, S.C.	Ernest F. Hollings
James Francis Fraley, Jr.	Spartanburg, S.C.	Ernest F. Hollings

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Andrew N. Poliakoff	Spartanburg, S.C.	Ernest F. Hollings
Gary W. Poliakoff	Spartanburg, S.C.	Ernest F. Hollings
James Wilson Shaw	Spartanburg, S.C.	Ernest F. Hollings
John Leslie Smith	Spartanburg, S.C.	Ernest F. Hollings
Michael Eugene Spears	Columbia, S.C.	Ernest F. Hollings
Wesley Alexander Stoddard	Spartanburg, S.C.	Ernest F. Hollings
Marshall Thomas Walsh	Spartanburg, S.C.	Ernest F. Hollings
Gerald Glen Wilson	Spartanburg, S.C.	Ernest F. Hollings
Gary Michael Wood	Spartanburg, S.C.	Ernest F. Hollings

Adjourned until Wednesday, June 24, 1981, at 10 o'clock.

#### ORDER IN PENDING CASE

No. 80-2078. Dames & Moore, petitioner, *v.* Donald T. Regan, Secretary of the Treasury, et al. The motion of Chas. T. Main International, Inc. for leave to file a brief as *amicus curiae* is granted. The motion of American Bell International, Inc. for leave to file a brief as *amicus curiae* is granted. The motion of Jerry Plotkin for leave to file a brief as *amicus curiae* is granted. The motion of Sperry Corporation, et al. for leave to file a brief as *amici curiae* is granted. The motion of Reading & Bates Corporation, et al. for leave to file a brief as *amici curiae* is granted. The motion of Morgan Guaranty Trust Co. of New York, et al. for leave to file a brief as *amici curiae* is granted. The motion of Bank Melli Iran, et al. for leave to file a brief as *amici curiae* is granted. The motion of Sylvania Technical Systems, Inc. for leave to file a brief as *amicus curiae* is granted. The motion of The Marschalk Co., Inc. for leave to file a brief as *amicus curiae* is granted. The motion of Electronic Data Systems Corporation Iran for leave to file a brief as *amicus curiae* is granted. The motion of FLAG, Inc. for leave to file a brief as *amicus curiae* is granted. The motion of The Marschalk Co., Inc. for leave to participate in oral argument as *amicus curiae* and for additional time for argument is denied.









SUPREME COURT OF THE UNITED STATES

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Present: Chief Justice Burger, Justice Brennan, Justice Stewart, Justice White, Justice Marshall, Justice Blackman, Justice Powell, Justice Rehnquist, and Justice Stevens.

## ORAL ARGUMENT

No. **80-2078**. Dames & Moore, petitioner, *v.* Donald T. Regan, Secretary of the Treasury, et al. Two hours allowed for oral argument. Argued by Mr. C. Stephen Howard for Dames & Moore, by Mr. Rex E. Lee for the Secretary of the Treasury and the United States, by Mr. Thomas G. Shack, Jr. for the Islamic Republic of Iran and by Mr. Eric M. Lieberman for the Bank Markazi Iran.

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Adjourned until tomorrow at 10 o'clock.



SUPREME COURT OF THE UNITED STATES

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Present: Chief Justice Burger, Justice Brennan, Justice Stewart, Justice White, Justice Marshall, Justice Blackmun, Justice Powell, Justice Rehnquist, and Justice Stevens.

## OPINIONS

No. **80-251**. Bernard Rostker, Director of Selective Service, appellant, *v.* Robert L. Goldberg, et al. Appeal from United States District Court for the Eastern District of Pennsylvania. Judgment reversed and case remanded to the United States District Court for the Eastern District of Pennsylvania for further proceedings in conformity with the opinion of this Court. Opinion by Justice Rehnquist. Dissenting opinion by Justice White with whom Justice Brennan joins. Dissenting opinion by Justice Marshall with whom Justice Brennan joins.

No. **80-608**. United States Postal Service, appellant, *v.* Council of Greenburgh Civic Associations, et al. Appeal from United States District Court for the Southern District of New York. Judgment reversed and case remanded to the United States District Court for the Southern District of New York for further proceeding in conformity with the opinion of this Court. Opinion by Justice Rehnquist. Opinion by Justice Brennan concurring in the judgment. Opinion by Justice White concurring in the judgment. Dissenting opinion by Justice Marshall. Dissenting opinion by Justice Stevens.

No. **79-1711**. Middlesex County Sewerage Authority, et al., petitioners, *v.* National Sea Clammers Association, et al.;

No. **79-1754**. Joint Meeting of Essex and Union Counties, petitioner, *v.* National Sea Clammers Association, et al.;

No. **79-1760**. City of New York, et al., petitioners, *v.* National Sea Clammers Association, et al.; and

No. **80-12**. Environmental Protection Agency, et al., petitioners, *v.* National Sea Clammers Association, et al. On writs of certiorari to the United States Court of Appeals for the Third Circuit. Judgment vacated with respect to the federal common laws claims and claims under the Federal Water Pollution Control Act and the Marine Protection, Research, and Sanctuaries Act of 1972, and cases remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Justice Powell. Opinion by Justice Stevens concurring in the judgment in part and dissenting in part with whom Justice Blackmun joins.

No. 80-756. Richard Schweiker, Secretary of Health and Human Services, et al., petitioners, *v.* Gray Panthers. On writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit. Judgment reversed and case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Justice Powell. Dissenting opinion by Justice Stevens with whom Justice Brennan and Justice Marshall join.

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Adjourned until Friday, June 26, 1981 at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

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Present: Chief Justice Burger, Justice Brennan, Justice Stewart, Justice White, Justice Marshall, Justice Blackmun, Justice Powell, Justice Rehnquist, and Justice Stevens.

## OPINIONS

No. 80-5. Richard John McCarty, appellant, *v.* Patricia Ann McCarty. Appeal from the Court of Appeals of California, First Appellate District. Judgment reversed and case remanded to Court of Appeal for further proceedings not inconsistent with the opinion of this Court. Opinion by Justice Blackmun. Dissenting opinion by Justice Rehnquist with whom Justice Brennan and Justice Stewart join.

No. 80-396. City of Newport, et al., petitioners, *v.* Fact Concerts, Inc. and Marvin Lerman. On writ of certiorari to the United States Court of Appeals for the First Circuit. Judgment vacated and case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Justice Blackmun. Dissenting opinion by Justice Brennan with whom Justice Marshall and Justice Stevens join.

No. 79-1952. California Medical Association, et al., appellants, *v.* Federal Election Commission, et al. Appeal from United States Court of Appeals for the Ninth Circuit. Judgment affirmed. Justice Marshall announced the judgment of the Court and delivered the opinion of the Court with respect to Parts I, II, and IV, and delivered an opinion with respect to Part III in which Justice Brennan, Justice White and Justice Stevens join. Opinion by Justice Blackmun concurring in part and concurring in the judgment. Dissenting opinion by Justice Stewart with whom Chief Justice Burger, Justice Powell, and Justice Rehnquist join.

No. 80-242. John F. Lehman, Secretary of the Navy, petitioner, *v.* Alice Nakshian. On writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit. Judgment reversed and case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Justice Stewart. Dissenting opinion by Justice Brennan with whom Justice Marshall, Justice Blackmun and Justice Stevens join.

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Adjourned until Monday, June 29, 1981, at 10 o'clock.

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## SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Burger, Justice Brennan, Justice Stewart, Justice White, Justice Marshall, Justice Blackmun, Justice Powell, Justice Rehnquist, and Justice Stevens.

The Chief Justice said:

"Today's orders of the Court have been certified by the Chief Justice, filed with the Clerk, and will not be announced orally."

### OPINION PER CURIAM

No. **80-1846**. California, petitioner, *v.* Randall James Prysock. On petition for writ of certiorari to the Court of Appeal of California, Fifth Appellate District. Motion of respondent for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment reversed and case remanded to the Court of Appeal for further proceedings not inconsistent with the opinion of this Court. Opinion *per curiam*. Dissenting opinion by Justice Stevens with whom Justice Brennan and Justice Marshall join.

### APPEALS—SUMMARY DISPOSITION

No. **79-1567**. Virginia Citizens for Better Reclamation, Inc., et al., appellants *v.* Virginia Surface Mining and Reclamation Association, Inc., et al. Appeal from the United States District Court for the Western District of Virginia. The judgment is vacated and the case is remanded to the United States District Court for the Western District of Virginia for further consideration in light of *Hodel v. Virginia Surface Mining & Reclamation Association, Inc.*, 452 U.S. — (1981).

No. **80-49**. James G. Watt, Secretary of the Interior, et al., appellants, *v.* Star Coal Company. Appeal from the United States District Court for the Southern District of Iowa. The judgment is vacated and the case is remanded to the United States District Court for the Southern District of Iowa for further consideration in light of *Hodel v. Virginia Surface Mining & Reclamation Association, Inc.*, 452 U.S. — (1981) and *Hodel v. Indiana*, 452 U.S. — (1981).

No. **80-336**. Judy Elizabeth Brubeck and Virginia Christine Martin, appellants, *v.* Florida. Appeal from the District Court of Appeal of Florida, Second District. The appeal is dismissed for want of a substantial federal question. Justice Brennan, Justice Marshall and Justice Stevens would note probable jurisdiction and set the case for oral argument.

### CERTIORARI—SUMMARY DISPOSITION

No. **79-5002**. John Lewis Wilder, petitioner, *v.* Texas. On petition for writ of certiorari to the Court of Criminal Appeals of Texas. The

motion of petitioner for leave to proceed *in forma pauperis* and the petition for writ of certiorari are granted. The judgment is vacated and the case is remanded to the Court of Criminal Appeals of Texas for further consideration in light of *Estelle v. Smith*, 451 U.S. — (1981).

No. 79-5007. Artie Armour, petitioner, *v. Texas*. On petition for writ of certiorari to the Court of Criminal Appeals of Texas. The motion of petitioner for leave to proceed *in forma pauperis* and the petition for writ of certiorari are granted. The judgment is vacated and the case is remanded to the Court of Criminal Appeals of Texas for further consideration in light of *Estelle v. Smith*, 451 U.S. — (1981).

No. 79-5464. Moses Lopez Garcia, petitioner, *v. Texas*. On petition for writ of certiorari to the Court of Criminal Appeals of Texas. The motion of petitioner for leave to proceed *in forma pauperis* and the petition for writ of certiorari are granted. The judgment is vacated and the case is remanded to the Court of Criminal Appeals of Texas for further consideration in light of *Estelle v. Smith*, 451 U.S. — (1981).

No. 79-6603. James Charles Simmons, Jr., petitioner, *v. Texas*. On petition for writ of certiorari to the Court of Criminal Appeals of Texas. The motion of petitioner for leave to proceed *in forma pauperis* and the petition to writ of certiorari are granted. The judgment is vacated and the case is remanded to the Court of Criminal Appeals of Texas for further consideration in light of *Estelle v. Smith*, 451 U.S. — (1981).

No. 79-6749. James Ray Parker, petitioner, *v. Texas*. On petition for writ of certiorari to the Court of Criminal Appeals of Texas. The motion of petitioner for leave to proceed *in forma pauperis* and the petition for writ of certiorari are granted. The judgment is vacated and the case is remanded to the Court of Criminal Appeals of Texas for further consideration in light of *Estelle v. Smith*, 451 U.S. — (1981).

No. 80-5360. Thelette Brandon, petitioner, *v. Texas*. On petition for writ of certiorari to the Court of Criminal Appeals of Texas. The motion of petitioner for leave to proceed *in forma pauperis* and the petition for writ of certiorari are granted. The judgment is vacated and the case is remanded to the Court of Criminal Appeals of Texas for further consideration in light of *Estelle v. Smith*, 451 U.S. — (1981).

No. 80-640. Jody James, et ux., petitioners, *v. Ford Motor Credit Company, et al.*; and Lisa Hernandez, et al., petitioners, *v. O'Neal Motors, Inc., et al.* The petition for a writ of certiorari is granted

limited to the second question presented by the petition. The judgment of the United States Court of Appeals for the Tenth Circuit in *Hernandez v. O'Neal Motors, Inc.* is vacated insofar as it directed the United States District Court for the District of New Mexico to dismiss the actions of petitioners Jackson Brown and Delores Brown, Theresa M. Shields, Nona Jackson, Nellie Pino, David Juanico and Lucy Juanico, Rita Cata, and Marie Johnson and the case is remanded to the United States Court of Appeals for the Tenth Circuit. The petition for a writ of certiorari in all other respects is denied.

**No. 80-1315.** Hawaii, Vermont, Delaware and Alaska, petitioners, *v.* William K. Mederios, et al. On petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit. The petition for writ of certiorari is granted. The judgment is vacated and the case is remanded to the United States Court of Appeals for the Seventh Circuit for further consideration in light of *Howe v. Smith*, 452 U.S. — (1981).

**No. 80-1737.** United States Postal Service Board of Governors, petitioner, *v.* Louis H. Aikens. On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit. The petition for 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 *Texas Department of Community Affairs v. Burdine*, 450 U.S. — (1981). Dissenting opinion by Justice Marshall with whom Justice Brennan joins.

**No. 80-5074.** Magdaleno V. Rodriquez, petitioner, *v.* Texas. On petition for writ of certiorari to the Court of Criminal Appeals of Texas. The motion of petitioner for leave to proceed *in forma pauperis* and the petition for writ of certiorari are granted. The judgment is vacated and the case is remanded to the Court of Criminal Appeals of Texas for further consideration in light of *Estelle v. Smith*, 451 U.S. — (1981) and *Adams v. Texas*, 448 U.S. 38 (1980).

#### ORDERS IN PENDING CASES

**No. A-998.** Antoine Mowad, applicant, *v.* United States. The application for stay and/or bail addressed Justice Brennan and referred to the Court is denied.

**No. A-1016.** North Carolina, et al., applicants, *v.* United States. The application for stay presented to the Chief Justice and by him referred to the Court is denied.

**No. A-1030.** Edgewood School District, et al., applicants, *v.* Dorothy Hoots, et al. The application for stay presented to Justice Brennan and by him referred to the Court is denied.

No. A-1043. Jesus Rivera Rodriguez, et al., applicants, *v.* Popular Democratic Party, et al. The application to continue the stay entered by the Supreme Court of Puerto Rico presented to Justice Brennan and by him referred to the Court is denied.

No. D-222. In the Matter of Disbarment of Maurice R. Strickland. It is ordered that the order of this Court entered March 9, 1981, suspending Maurice R. Strickland from the further practice of law in this Court is vacated and that the Rule to Show Cause issued March 9, 1981, is discharged. Dissenting opinion by Chief Justice Burger with whom Justice Rehnquist joins.

No. D-241. In the Matter of Disbarment of Hemphill P. Pride, II. Disbarment entered.

No. D-243. In the Matter of Disbarment of Donald M. Witte. It is ordered that Donald M. Witte, of Clayton, Missouri, be suspended from the practice of law in this Court and that a rule issue, returnable within forty days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. 80-847. Common Cause, et al., appellants, *v.* Harrison Schmitt, et al.; and

No. 80-1067. Federal Election Commission, appellant, *v.* Americans for Change, et al. The motion of appellees Americans for Change, Americans for an Effective Presidency, Fund for a Conservative Majority, Harrison H. Schmitt and Carl T. Curtis for divided argument is denied.

No. 80-986. North Haven Board of Education, et al., petitioners, *v.* Terrel H. Bell, Secretary, Department of Education, et al. The motion of the parties to dispense with printing the joint appendix is granted.

No. 80-1431. In the Matter of R--M.J--. The motion of the parties to dispense with printing the joint appendix is granted.

No. 80-1430. Ted Engle, Superintendent, Chillicothe Correctional Institute, petitioner, *v.* Lincoln Isaac; E. P. Perini, Superintendent, Marion Correctional Institution, petitioner, *v.* Kenneth L. Bell; and Ted Engle, Superintendent, Chillicothe Correctional Institute, petitioner *v.* Howard Hughes. The motions of respondents for divided argument are granted. The motions of respondents for additional time for oral argument or designation of counsel to present oral argument are denied. The motion for appointment of counsel is granted and it is ordered that James R. Kingsley, Esquire, of Circleville, Ohio, is appointed to serve as counsel for the respondent Isaac in this case.

No. 80-1804. John Ledbetter, Sheriff of Jackson County, Mississippi, etc., et al., petitioners, *v.* Marvin Jones, et al. The order heretofore entered June 22, 1981 is amended to read as follows: The petition for a writ of certiorari is granted limited to question B presented by the petition.

No. 80-2140. William V. Gadek, petitioner, *v.* Township of Woodbridge. The application for stay addressed to Justice Blackmun and referred to the Court is denied.

No. 80-5727. Monty Lee Eddings, petitioner, *v.* Oklahoma. The motion of Kentucky Youth Advocates, et al. for leave to file a brief as *amici curiae* is granted.

#### CERTIORARI GRANTED

No. 80-1595. United States, petitioner, *v.* Joseph C. Frady. The motion of respondent for leave to proceed *in forma pauperis* is granted. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit granted. The Chief Justice and Justice Marshall took no part in the consideration or decision of this motion and this petition.

#### CERTIORARI DENIED

No. 80-1148. Jacquelyn M. Chagnon, et al., petitioners, *v.* Griffin Bell, individually and as Attorney General of the United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 80-1247. Con Errico, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 80-1703. Mississippi College, petitioner, *v.* Equal Employment Opportunity Commission. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 80-1748. Ronald Morelli, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 80-1970. Louis H. Aikens, petitioner, *v.* United States Postal Service Board of Governors. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 80-1982. William E. Murray, etc., et al., petitioners, *v.* Rosita L. Cua. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **80-6058**. Joseph Elkins and Dyeatra Carter, petitioners, *v.* United States;

No. **80-6137**. Otis Hensley, petitioner, *v.* United States;

No. **80-6141**. Carl Sutton, Jr., and Prince Albert Rankin, petitioners, *v.* United States;

No. **80-6147**. Samuel Lee Harris, petitioner, *v.* United States;

No. **80-6253**. Viola Holmes, petitioner, *v.* United States;

No. **80-6254**. Edwin Arthur Adams, petitioner, *v.* United States; and

No. **80-6272**. Charles Edward Cravens, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **80-6354**. Arthur J. Beshaw, petitioner, *v.* Charles Fenton, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **80-6552**. Askofu Lester M. Johnson, petitioner, *v.* William French Smith, Attorney General of the United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **79-721**. Billy Joe Woods, petitioner, *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied. Dissenting statement by Justice Brennan and Justice Marshall.

No. **79-5199**. Walter Bell, Jr., petitioner, *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied. Dissenting statement by Justice Brennan and Justice Marshall.

No. **79-5587**. Charlie Brooks, Jr., petitioner, *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied. Dissenting statement by Justice Brennan and Justice Marshall.

No. **79-6081**. Randy Glenn Green, petitioner, *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied. Dissenting statement by Justice Brennan and Justice Marshall.

No. **79-6608**. James Demouchette, petitioner, *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied. Dissenting statement by Justice Brennan and Justice Marshall.

No. **80-5320**. Thomas A. Barefoot, petitioner, *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied. Dissenting statement by Justice Brennan and Justice Marshall.

No. 79-881. John N. Mitchell, petitioner, *v.* Bertram Zweibon, et al.;

No. 79-882. Richard M. Nixon, et al., petitioners, *v.* Hendrick Smith, et al.; and

No. 79-883. Bertram Zweibon, et al., petitioners, *v.* John N. Mitchell. Petitions for writs of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied. Justice Rehnquist took no part in the consideration or decision of these petitions.

No. 79-1120. John N. Mitchell, et al., petitioners, *v.* Keith Forsyth, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied. Justice Rehnquist took no part in the consideration or decision of this petition.

No. 80-833. Local Union No. 35 of the International Brotherhood of Electrical Workers, petitioner, *v.* City of Hartford, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Justice Stewart would grant certiorari.

No. 80-1112. United States, petitioner, *v.* Hozie Chamberlin. The motion of respondent for leave to proceed *in forma pauperis* is granted. The petition for a writ of certiorari to the United States Court of Appeals for the Ninth Circuit is denied. Chief Justice Burger would grant certiorari and reverse the judgment. Justice Blackmun would grant certiorari and set the case for oral argument.

No. 80-1134. Lead Industries Association, Inc., et al., petitioners, *v.* Raymond J. Donovan, Secretary of Labor, et al.;

No. 80-1155. South Central Bell Telephone Company, et al., petitioners, *v.* Raymond J. Donovan, Secretary of Labor, et al.; and

No. 80-1170. National Association of Recycling Industries, Inc., et al., petitioners, *v.* Secretary of Labor, et al. Petitions for writs of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied. Justice Stewart and Justice Powell took no part in the consideration or decision of these petitions.

No. 80-6620. Bobbie Lee Jeffries, petitioner, *v.* Gene Barksdale, Sheriff. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied. Dissenting opinion by Justice Rehnquist with whom Chief Justice Burger and Justice Powell join.

#### RECESS ORDER

The Court will take a recess from today until Wednesday, July 1, 1981.

## ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Ellis P. Adams, Jr.	Baton Rouge, La.	John Mitchell Mamoulides.
Micael A. Barbara	Topeka, Kans.	E. Newton Vickers.
Ray Baxter	Benton, Ark.	George Dawlin Ellis.
Nathan J. Bayer	Washington, D.C.	John F. Evans, Jr.
Kristin Belko	Los Angeles, Calif.	Samuel Copeland Palmer III.
Mark J. Benedict	San Antonio, Tex.	Judge Carolyn H. Spears.
Robert Wm. Bosslet, Jr.	Granite City, Ill.	Morris B. Chapman.
Seavy Alexander Wesley Carroll	Fayetteville, N.C.	Herbert Holden Thorp.
Joseph L. Cotter	Boston, Mass.	Allan van Gestel.
Daniel M. Crane	Boston, Mass.	Robert D. Paul.
Stephen Zachery Cutler	Long Beach, Calif.	Leslie Klein.
Thomas M. Dankert	Ventura, Calif.	Peter Martin Kuetzing.
John Leo Devney	Saint Paul, Minn.	Leonard J. Keyes.
Harvey Dunn	Columbus, Ohio	Gary Douglas Greenwald.
Todd E. Farkas	Santa Fe, N. Mex.	Edwin L. Felter.
Kent Simpson Foster	Walland, Tenn.	Howard H. Baker, Jr.
Howard J. Gan	Washington, D.C.	Howard M. Lieberman.
Robert Fenton Gary	Philadelphia, Pa.	Gardiner Morton Haight.
Douglas James Glaid	Fort Lauderdale, Fla.	Edward Mark Kay.
Evan B. Glick	Houston, Tex.	Warren B. Leach, Jr.
Laura Goldin	Los Angeles, Calif.	Martha Goldin.
Jarry P. Gordon	Los Angeles, Calif.	Martha Goldin.
James Edward Haney	Fountain Valley, Calif.	Keith C. Monroe.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
George A. Harrison	Farmington, N. Mex.	Benjamin Stanley Eastburn.
Heinz Michael Hartmann	Chicago, Ill.	C. Frederick Leydig.
William Thomas Hawke	Harrisburg, Pa.	Joseph J. Malatesta, Jr.
John David Heffner	Washington, D.C.	John Eugene Fiorini III.
Thomas J. Henderson	Pittsburgh, Pa.	James Madison Nabrit III.
Berthold H. Hoeniger	New York, N.Y.	Mitchell M. Bailey.
Bruce C. Houdek	Kansas City, Mo.	Franklin Russell Millin.
Michael King Jackson	Richmond, Va.	William Gray Broaddus.
Allen C. Johnson	Cheyenne, Wyo.	Gerald A. Stack.
Ira Winfield Jones	Salem, Oreg.	Walter J. Apley.
Richard Francis Kennedy III	Washington, D.C.	Leonard Stephen Joyce.
Ronald L. Klingenberg	Washington, D.C.	Ronald E. Abramson.
Jeffrey Hale Klink	Jacksonville, Fla.	Guy O. Farmer II.
Paul Emil Knisely	Austin, Tex.	Broadus A. Spivey.
Michael J. Kress	Chicago, Ill.	Paul Philip Biebel, Jr.
Thomas A. Layon	Tulsa, Okla.	Jefferson G. Greer.
Edward Stuart Levinson	Oakland, Calif.	Joel Zebrack.
Hudson Owen Maddux	Chattanooga, Tenn.	Vick Speed.
Phillip H. Martin	Minneapolis, Minn.	Robert J. Johnson.
Maureen J. McGann-Ryan	Chicago, Ill.	John Patrick Healy.
James R. McIntosh	Hartford, Conn.	Allan B. Taylor.
Peter Alexander Meisels	White Plains, N.Y.	Robert W. Stieve.
Richard Melamed	Houston, Tex.	W. Carloss Morris, Jr.
Henry A. Mitchell, Jr.	Raleigh, N.C.	James K. Dorsett, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Charles Allen O'Hara	Wichita, Kans.	Leslie F. Hulnick.
Miguel Antonio Olivella, Jr.	Tallahassee, Fla.	George R. Georgieff.
Thomas Bannon Osborne	Oxnard, Calif.	Francis F. Quittner.
Lee L. Piovarcy	Memphis, Tenn.	Stonewall Shepherd Tate.
John F. Pritchard	New York, N.Y.	Merrell E. Clark, Jr.
Christopher Charles Raff	Searcy, Ark.	Arthur Eugene Raff, Jr.
J. M. Raffauf	Atlanta, Ga.	James K. Jenkins.
Richard E. Ransom	Albuquerque, N. Mex.	William Grant Gilstrap II.
E. James Raymond	Chicago, Ill.	John E. Waghorne.
Jóseph Wright Reeves	Myrtle Beach, S.C.	James Lamb Hills.
Rosalind Heideman Rochkind	Detroit, Mich.	Milton Lucow.
Stuart Alan Saunders	Hampton, Va.	Kenneth B. Chase.
Jeffrey Forbes Shaw	Saint Paul, Minn.	Leonard J. Keyes.
Joy B. Shearer	West Palm Beach, Fla.	Robert Lawrence Bogen.
James Robert Sheehy	Waco, Tex.	Philip E. McCleery.
Norman Randy Smith	Boise, Idaho	Lloyd E. Haight.
Howard D. Soben	South Orange, N. J.	Meritt Bruce Gavin.
Michael Thomas Spink	Boise, Idaho	James Leland Kennedy, Jr.
Martin L. Steinberg	Washington, D.C.	Irvin B. Nathan.
Jonathan N. Tanner	New York, N.Y.	Samuel J. Gilbert.
William Thiebaut, Jr.	Pueblo, Colo.	Donald James Banner.
Ben D. Tobor	Houston, Tex.	Thomas Oren Arnold.
Russell L. Van Patten	Willows, Calif.	Orin Douglas Memmott.
Robert M. Viefhaus	Fountain Valley, Calif.	Keith C. Monroe.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
J. Anthony Vittal	Los Angeles, Calif.	George P. Schiavelli.
Donald J. Walheim	San Antonio, Tex.	Phillip D. Hardberger.
Robert Homer Walker	Gulfport, Miss.	Joseph R. Meadows.
Stacy L. Wallach	Chappaqua, N.Y.	Bernard H. Goldstein.
Mark Christopher Walters	Washington, D.C.	Joshua Thomas Gillelan II.
John David Webb	Paulding, Ohio	Patrick H. Young.
Carl David Weinberg	Fort Lauderdale, Fla.	Ralph Jackson Ray, Jr.
Thomas J. Welk	Sioux Falls, S. Dak.	Mark Vernon Meierhenry.
Eric J. Zahler	Washington, D.C.	Robert Sargent Shriver, Jr.
Gordon Zane	San Francisco, Calif.	Clayton Paul Roche.

## OPINIONS

No. **80-692**. National Labor Relations Board, petitioner, *v.* Amax Coal Company, A Division of Amax, Inc., et al.; and

No. **80-289**. United Mine Workers of America, Local No. 1854, et al., petitioners, *v.* National Labor Relations Board, et al. On writs of certiorari to the United States Court of Appeals for the Third Circuit. Judgment reversed and cases remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Justice Stewart. Dissenting opinion by Justice Stevens.

No. **80-83**. Alexander M. Haig, Jr., Secretary of State of the United States petitioner, *v.* Philip Agee. On writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit. Judgment reversed and case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Chief Justice Burger. Concurring opinion by Justice Blackmun. Dissenting opinion by Justice Brennan with whom Justice Marshall joins.

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Adjourned until Wednesday, July 1, 1981 at 10 o'clock.



## SUPREME COURT OF THE UNITED STATES

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Present: Chief Justice Burger, Justice Brennan, Justice Stewart, Justice White, Justice Marshall, Justice Blackmun, Justice Powell, Justice Rehnquist, and Justice Stevens.

## OPINIONS

No. 80-590. Gulf Offshore Company, a Division of the Pool Company, petitioner, *v.* Mobil Oil Corporation. On writ of certiorari to the Court of Civil Appeals of Texas, Fourteenth Supreme Judicial District. Judgment affirmed in part, vacated in part and case remanded to the Court of Civil Appeals of Texas for further proceedings not inconsistent with the opinion of this Court. Opinion by Justice Powell. Opinion by Justice Blackmun concurring in part and concurring in the result with whom Justice Brennan and Justice Marshall join. Justice Stewart took no part in the consideration or decision of this case.

No. 80-148. Jeffrey Richard Robbins, petitioner, *v.* California. On writ of certiorari to the Court of Appeal of California, First Appellate District. Judgment reversed and case remanded to the Court of Appeals for further proceedings not inconsistent with the opinion of this Court. Opinion by Justice Stewart. Statement by Chief Justice Burger concurring in the judgment. Opinion by Justice Powell concurring in the judgment. Dissenting opinion by Justice Blackmun. Dissenting opinion by Justice Rehnquist. Dissenting opinion by Justice Stevens.

No. 80-328. New York, petitioner, *v.* Roger Belton. On writ of certiorari to the Court of Appeals of New York. Judgment reversed and case remanded to the Court of Appeals for further proceedings not inconsistent with the opinion of this Court. Opinion by Justice Stewart. Concurring opinion by Justice Rehnquist. Opinion by Justice Stevens concurring in the judgment. Dissenting opinion by Justice Brennan with whom Justice Marshall joins. Dissenting opinion by Justice White with whom Justice Marshall joins.

No. 80-207. CBS, Inc., petitioner, *v.* Federal Communications Commission, et al. ;

No. 80-213. American Broadcasting Companies, Inc., petitioner, *v.* Federal Communications Commission, et al. ; and

No. 80-214. National Broadcasting Company, Inc., petitioner, *v.* Federal Communications Commission, et al. On writs of certiorari to the United States Court of Appeals for the District of Columbia Circuit. Judgment affirmed. Opinion by Chief Justice Burger. Dissenting opinion by Justice White with whom Justice Rehnquist and Justice Stevens join. Dissenting opinion by Justice Stevens.

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Adjourned until Thursday, July 2, 1981 at 3 o'clock.

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## SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Burger, Justice Brennan, Justice Stewart, Justice White, Justice Marshall, Justice Blackmun, Justice Powell, Justice Rehnquist, and Justice Stevens.

The Chief Justice said:

"Before we turn to the regular business of the Court on today's calendar, we wish to take note of the retirement of Justice Stewart as a member of the Court. Our tribute to him as a colleague and friend is expressed in a letter to him signed by all other members of the Court. That letter and Justice Stewart's response will be made part of the journal of today's proceedings.

"Justice Stewart's 23 years on this Court embrace a stirring period of major political, economic and social changes in our country. As Lord Bryce and others observed many years ago, most of the problems of the changes in our society have a way of finding their way into this Court. This is not—as some observers erroneously suggest—that courts reach out for these problems. On the contrary, the problems are thrust upon the courts. This trend has shown a marked acceleration in recent years. As it increases, the mythology of the courts' seeking out controversies expands apace.

"In this period Justice Stewart has sought constantly to maintain a balanced view of the role of the judiciary as one limited by precedent and tradition as well as by the Constitution itself. He has sought to preserve appropriate boundaries consistent with the constitutional duties placed on the judiciary by article III. His opinions particularly reflect his strong views on guarantees of individual liberty and freedom of expression and those views make up a substantial body of our jurisprudence of the past two decades."

Our letter to Justice Stewart is as follows:

SUPREME COURT OF THE UNITED STATES,  
*Washington, D.C., July 2, 1981.*

CHAMBERS OF THE CHIEF JUSTICE

DEAR POTTER: Your decision to retire from the Court took most by surprise and even after several weeks we are not fully reconciled. We respect your view that "twenty-three years is enough" but you will be missed in the deliberations at the conference table where your close grasp of the cases decided during your long tenure—as well as those before—were a very valuable resource to the Court.

You have had a long tenure on the Court, but we know that longevity is but one measure of the contribution of a Justice. You have combined more than two decades here with more than a quarter of a century of judicial service in a period of significant changes in the law and your important contributions are a matter of record.

Apart from our work as colleagues, as friends we will miss these regular contacts with you on the bench and in conference. However, although it goes without saying, we firmly assert that we expect you to share our table as you have for 23 years at the Court. A long and close relationship such as we share here, is not to be changed on the personal level by the act of retirement.

All of us join in repeating to you and Andy our heartfelt wishes for continued good health and for many good years ahead.

Sincerely,

Warren E. Burger.  
William J. Brennan, Jr.  
Byron R. White.  
Thurgood Marshall.  
Harry A. Blackmun.  
Lewis F. Powell, Jr.  
William H. Rehnquist.  
John Paul Stevens.

Justice Stewart's response is as follows:

SUPREME COURT OF THE UNITED STATES,  
*Washington, D.C., July 2, 1981.*

CHAMBERS OF JUSTICE POTTER STEWART

MY DEAR COLLEAGUES, Your kind letter has greatly touched Andy and me. The decision to retire was not easy, but it would have been much harder without the knowledge that in my retirement our friendship will continue unaffected.

I shall greatly miss participating with you in the work of the Court. But, though no longer a professional colleague, I shall look forward with happiness to the personal companionship of each of you in the years ahead.

Best wishes to you all.

Sincerely yours,

POTTER STEWART.

#### OPINIONS

No. **80-2078**. Dames & Moore, petitioner, *v.* Donald T. Regan, Secretary of the Treasury, et al. On writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Judgment affirmed and mandate shall issue forthwith. Opinion by Justice Rehnquist. Concurring opinion by Justice Stevens. Opinion by Justice Powell concurring in part and dissenting in part.

No. **78-1789**. Arkansas Louisiana Gas Company, petitioner, *v.* Frank J. Hall, et al. On writ of certiorari to the Supreme Court of

Louisiana. Judgment affirmed in part and vacated in part and case remanded to the Supreme Court of Louisiana for further proceedings not inconsistent with the opinion of this Court. Opinion by Justice Marshall. Dissenting opinion by Justice Powell. Dissenting opinion by Justice Stevens with whom Justice Rehnquist joins. Justice Stewart took no part in the consideration or decision of this case.

No. **80-581**. Commonwealth Edison Company, et al., appellants, *v.* Montana, et al. Appeal from the Supreme Court of Montana. Judgment affirmed. Opinion by Justice Marshall. Concurring opinion by Justice White. Dissenting opinion by Justice Blackmun with whom Justice Powell and Justice Stevens join.

No. **80-195**. Metromedia, Inc., et al., appellants, *v.* City of San Diego, et al. Appeal from the Supreme Court of California. Judgment reversed and case remanded to the Supreme Court of California for further proceedings not inconsistent with the opinion of this Court. Opinion by Justice White. Opinion by Justice Brennan concurring in the judgment with whom Justice Blackmun joins. Dissenting opinion by Justice Stevens. Dissenting opinion by Chief Justice Burger.

The Chief Justice said:

"Today's orders of the Court have been certified by the Chief Justice, filed with the Clerk, and will not be announced orally."

#### APPEALS—SUMMARY DISPOSITION

No. **80-815**. Council of Greenburgh Civic Associations, et al., appellants, *v.* United States Postal Service. Appeal from the United States District Court for the Southern District of New York. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. **80-1740**. T. Bertram Lance, appellant, *v.* Federal Election Commission. Appeal from the United States Court of Appeals for the Fifth Circuit. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. **80-1597**. George N. Campbell, Jr., Commissioner of Transportation, State of Maine, appellant, *v.* John Donnelly & Sons, et al. Appeal from the United States Court of Appeals for the First Circuit. The judgment is affirmed. The Chief Justice, Justice Rehnquist and Justice Stevens would note probable jurisdiction and set the case for oral argument. Justice Stewart took no part in the consideration or decision of this case.

No. 80-1797. Ryan Outdoor Advertising, Inc., appellant, *v.* City of Salinas. Appeal from the Court of Appeal of California, First Appellate District. The judgment is vacated and the case is remanded to the Court of Appeal of California, First Appellate District, for further consideration in light of *Metromedia, Inc. v. City of San Diego*, 453 U.S. — (1981).

#### CERTIORARI—SUMMARY DISPOSITION

No. 79-1690. Wayne A. Stanton, individually and as Administrator of the Indiana Department of Public Welfare, petitioner, *v.* Elizabeth Brown, et al. On petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit. The petition for writ of certiorari is granted. The judgment is vacated and the case is remanded to the United States Court of Appeals for the Seventh Circuit for further consideration in light of *Schweiker v. Gray Panthers*, 453 U.S. — (1981).

No. 79-1896. Arkansas Louisiana Gas Company, petitioner, *v.* Frank J. Hall, et al. On petition for writ of certiorari to the Court of Appeal of Louisiana, Second Circuit. The petition for writ of certiorari is granted. The judgment is vacated and the case is remanded to the Court of Appeal of Louisiana, Second Circuit, for further consideration in light of *Arkansas Louisiana Gas Company v. Hall*, 453 U.S. — (1981). Justice Stewart took no part in the consideration or decision of this case.

No. 80-126. Outboard Marine Corporation, petitioner, *v.* Illinois, et al. On petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit. The petition for writ of certiorari is granted. The judgment is vacated and the case is remanded to the United States Court of Appeals for the Seventh Circuit for further consideration in light of *City of Milwaukee v. Illinois*, 451 U.S. — (1981).

No. 80-291. Ronald C. Miller, petitioner, *v.* Janet C. Miller. On petition for writ of certiorari to the Supreme Court of Montana. The petition for writ of certiorari is granted. The judgment is vacated and the case is remanded to the Supreme Court of Montana for further consideration in light of *McCarty v. McCarty*, 453 U.S. — (1981).

No. 80-578. Harry Lloyd Milhan, petitioner, *v.* Mary Lee Milhan. On petition for writ of certiorari to the Supreme Court of California. The petition for writ of certiorari is granted. The judgment is vacated and the case is remanded to the Supreme Court of California for further consideration in light of *McCarty v. McCarty*, 453 U.S. — (1981).

No. 80-817. Jane Nidia Jiminez, petitioner, *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit. The petition for writ of certiorari is granted. The judgment is vacated and the case is remanded to the United States Court of Appeals for the Seventh Circuit for further consideration in light of *Robbins v. California*, 453 U.S. — (1981).

No. 80-1037. California, petitioner, *v.* Albert Raymond Silvey, Jr. On petition for writ of certiorari to the Court of Appeal of California, First Appellate District. The motion of respondent for leave to proceed *in forma pauperis* is granted. The petition for writ of certiorari is granted. The judgment is vacated and the case is remanded to the Court of Appeal of California, First Appellate District, to consider whether its judgment is based upon federal or state constitutional grounds, or both. *California v. Krivda*, 409 U.S. 33 (1972).

No. 80-1080. Verna Bible, Robert Steven Meziere and Billy W. Moore, petitioners, *v.* Louisiana. On petition for writ of certiorari to the Supreme Court of Louisiana. The petition for writ of certiorari is granted. The judgment is vacated and the case is remanded to the Supreme Court of Louisiana for further consideration in light of *Robbins v. California*, 453 U.S. — (1981).

No. 80-1317. United States, petitioner, *v.* Jeffrey Joseph Benson. On petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit. The motion of respondent for leave to proceed *in forma pauperis* 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 Eighth Circuit for further consideration in light of *New York v. Belton*, 453 U.S. — (1981).

No. 80-1421. California, petitioner, *v.* Robert Lawrence Riegler. On petition for writ of certiorari to the Court of Appeal of California, Fifth Appellate District. The motion of respondent for leave to proceed *in forma pauperis* is granted. The petition for writ of certiorari is 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 *New York v. Belton*, 453 U.S. — (1981).

No. 80-1469. Joseph S. Cuttitta, petitioner, *v.* Romelina Gene Cuttitta. On petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District. The motion of respondent for leave to proceed *in forma pauperis* is granted. The petition for writ of certiorari is granted. The judgment is vacated and the case is remanded to the Court of Appeal of California, Fourth Appellate District, for further consideration in light of *McCarty v. McCarty*, 453 U.S. — (1981).

No. **80-5677**. David Wendell Ruggles, petitioner, *v.* California. On petition for writ of certiorari to the Court of Appeal of California, Second Appellate District. The motion of petitioner for leave to proceed *in forma pauperis* is granted. The petition for writ of certiorari is 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 *Robbins v. California*, 453 U.S. — (1981).

#### CERTIFICATE—SUMMARY DISPOSITION

No. **80-2127**. Iran National Airlines Corp., et al., appellants, *v.* The Marschalk Company, Inc., et al. Certified question from United States Court of Appeals for the Second Circuit. It is the opinion of this Court that the questions certified by the United States Court of Appeals for the Second Circuit must be answered as follows:

(1). Yes. See *Dames & Moore v. Regan*, 453 U.S. — (1981).

(2). Yes. See *Dames & Moore v. Regan*, 453 U.S. — (1981).

(3). The President's action in nullifying the attachments did not constitute a taking of property for which compensation must be paid. We dismiss question (3) so far as it concerns whether the action of the President in suspending the claims constituted a taking of property for which compensation must be paid. See *Dames & Moore v. Regan*, 453 U.S. — (1981). Justice Powell, with whom Justice Marshall and Justice Stevens join, dissenting: I would dismiss the certificate, citing *Dames & Moore v. Regan*, 453 U.S. — (1981), announced today. The Court's opinion in that case provides the only answers that this Court should give to the questions certified to us by the United States Court of Appeals for the Second Circuit. Having rendered an opinion on the subject of those questions, we should not answer them in monosyllables nor attempt a syllabus of a portion of the Court's opinion. We recently have dismissed certification of questions where the Court has addressed the subject of the questions in a full opinion. *Foley v. Carter*, 449 U.S. — (1981). See also *United States v. Will*, 449 U.S. — (1981).

#### ORDERS IN PENDING CASES

No. **A-1029**. J. Alex Cota, et al., applicants, *v.* Los Angeles Unified School District, et al. The application for an injunction addressed to Justice Marshall and referred to the Court is denied.

No. **A-1051**. Option Advisory Service, Inc., applicant, *v.* Board of Governors of the Federal Reserve System, et al. The application for stay addressed to Justice Stewart and referred to the Court is denied.

No. **A-1052**. In the Matter of D. Carroll McGean, Applicant. The application for stay addressed to Justice Brennan and referred to the Court is denied.

No. **D-227**. In the Matter of Disbarment of Robert M. Schmidt. Disbarment entered.

No. **D-231**. In the Matter of Disbarment of Joseph P. Kelley. Disbarment entered.

No. **80-11**. J. Gregory Merrion and Robert L. Bayless, etc., et al. petitioners, *v. Jicarilla Apache Tribe, et al.*; and

No. **80-15**. Amoco Production Company and Marathon Oil Company, petitioners, *v. Jicarilla Apache Tribe, et al.* These cases are restored to the calendar for reargument. Justice Stewart took no part in the consideration or decision of this order.

No. **80-317**. University of Texas, et al., petitioners, *v. Walter Camenisch*. The motion of respondent to retax costs is denied.

No. **80-1240**. Michael P. Lane, Director, Illinois Department of Corrections, petitioner, *v. Lawrence Williams and Oscar Southall*. The motion for appointment of counsel is granted and it is ordered that Martha A. Mills, Esquire, of Chicago, Illinois, is appointed to serve as counsel for the respondents in this case.

No. **80-1350**. Community Communications Company, Inc., petitioner, *v. City of Boulder, Colorado, et al.* The motion of The National Institute of Municipal Law Officers for leave to file a brief as *amicus curiae* is granted. The motion of Cable Television Information Center for leave to file a brief as *amicus curiae* is granted. The motion of National League of Cities for leave to file a brief as *amicus curiae* is granted. The motion of City of Los Angeles for leave to file a brief as *amicus curiae* is granted.

No. **80-1624**. Myrtle Larsen, et al., appellants, *v. H. John Van Slooten*. The motion of appellants to expedite consideration of the appeal is denied.

No. **80-2049**. George A. Ralston, Warden, petitioner, *v. John Carroll Robinson*. The motion for appointment of counsel is granted and it is ordered that Jerold S. Solovy, Esquire, of Chicago, Illinois, is appointed to serve as counsel for the respondent in this case.

No. **80-2157**. Anchorage Times Publishing Company, petitioner, *v. National Labor Relations Board*. The application for stay addressed to Justice Stevens and referred to the Court is denied.

## APPEAL—JURISDICTION POSTPONED

No. **80-1481**. Bread Political Action Committee, et al., appellants, *v.* Federal Election Commission, et al. Appeal from the United States Court of Appeals for the Seventh Circuit. Further consideration of the question of jurisdiction is postponed to the hearing of the case on the merits.

## CERTIORARI GRANTED

No. **80-60**. Elvina M. Herweg, by her husband and next friend, Darrell E. Herweg and Darrell E. Herweg, etc., petitioners, *v.* Robert A. Ray, Governor of Iowa, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit granted.

## CERTIORARI DENIED

No. **79-1469**. Joanne Erskine Cose, petitioner, *v.* Leroy Edward Cose. Petition for writ of certiorari to the Supreme Court of Alaska denied.

No. **79-1617**. Department of Transportation of the State of Oklahoma, petitioner, *v.* Mrs. C. V. Pile. Petition for writ of certiorari to the Supreme Court of Oklahoma denied.

No. **80-196**. City of San Diego, et al., petitioners, *v.* Metromedia, Inc., et al. Petition for writ of certiorari to the Supreme Court of California denied.

No. **80-1132**. Roberta Jean Galli Russell, petitioner, *v.* William Lee Russell. Petition for writ of certiorari to the Court of Appeals of Kentucky denied.

No. **80-1403**. Seafarers International Union, Pacific District-Pacific Maritime Association Pension Plan, petitioner, *v.* Noel Zeona Stone, et al.; and

No. **80-1454**. Carpenters Pension Trust for Southern California, petitioner *v.* Brenda Ann Kronschnabel; and Carpenters Pension Trust for Southern California, petitioner, *v.* Noel Zeona Stone, et al. Petitions for writs of certiorari to the United States Court of Appeals for Ninth Circuit denied.

No. **80-6302**. Everett Blaise Castillo, petitioner, *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. **80-6631**. In Re John C., petitioner. Petition for writ of certiorari to the Supreme Court of Rhode Island denied.

No. **80-498**. Richard Schweiker, Secretary of Health and Human Services, petitioner *v.* Nonnie Mae Norman, et al. The motion of respondents for leave to proceed *in forma pauperis* is granted. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **80-792**. Jerome Januszewski, petitioner, *v.* Connecticut. Petition for writ of certiorari to the Supreme Court of Connecticut denied. Justice Brennan and Justice Marshall would grant certiorari.

No. **80-1008**. Illinois, petitioner, *v.* Jeffrey Bayles. The motion of respondent for leave to proceed *in forma pauperis* is granted. Petition for writ of certiorari to the Supreme Court of Illinois denied. Justice Blackmun would grant certiorari.

#### REHEARINGS DENIED

No. **79-1977**. Frederico Rodriguez, petitioner, *v.* Compass Shipping Co. Ltd., et al.; Luis Perez, petitioner, *v.* Arya National Shipping Line, Ltd.; and Srecko Barulec, petitioner, *v.* Ove Skov, R.A.;

No. **80-5693**. Muriel Don Crawford, Jr., petitioner, *v.* Texas;

No. **80-6214**. William E. Duffield, petitioner, *v.* United States;

No. **80-6324**. Charles Milton, petitioner, *v.* Texas; and

No. **80-6542**. Etta Mae Collier, petitioner, *v.* Los Angeles Southwest College. Petitions for rehearing denied.

No. **80-1313**. Julia McCain Lampkin-Asam, appellant, *v.* FTP-NEA (Florida Teaching Profession-National Education Association) Union. The motion of appellant to defer consideration of petition for rehearing is denied. The petition for rehearing is denied.

No. **80-1534**. George Ochs, petitioner, *v.* United States. The motion of petitioner for leave to proceed further herein *in forma pauperis* is granted. The petition for rehearing is denied.

#### ORDER

Pursuant to the provisions of Title 28 U.S.C. Section 42, it is ordered that Justice White be, and he is hereby, assigned to the Sixth Circuit as Circuit Justice, effective July 4, 1981, pending further order of the Court.

#### RECESS ORDER

The Court will take a recess from today until the first Monday in October, 1981, at which time the October 1980 Term will adjourn.

The Chief Justice said:

"I am authorized to announce that all cases submitted to the Court for decision and all other matters before the Court which were ready for disposition, have been acted upon by the Court. Accordingly, it is ordered that those cases remaining on the docket, but not ready for consideration, are hereby continued to the session of the Court beginning October 5 next.

"The Court will be in recess from today until the first Monday in October, 1981, at which time the October 1980 Term of the Court will be adjourned.

"The October 1981 Term of the Court will begin as provided by statute on the first Monday in October."

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## SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Burger, Justice Brennan, Justice White, Justice Marshall, Justice Blackmun, Justice Powell, Justice Rehnquist, and Justice Stevens.

## ORDERS IN PENDING CASES

No. A-901 (OT 1980). Youless James Valentine, applicant, *v.* United States. The application for bail addressed to the Chief Justice and referred to the Court is denied.

No. A-1064 (OT 1980). Delbert Lee Tibbs, applicant, *v.* United States. The application for stay addressed to the Chief Justice and referred to the Court is denied.

No. A-13. Paul D. Elcan, applicant, *v.* United States. The application for stay addressed to Justice Blackmun and referred to the Court is denied.

No. A-32. William J. Gedeon, applicant, *v.* Carolyn L. Gedeon, Now Known as Carrie L. Rose. The application for stay addressed to Justice Brennan and referred to the Court is denied.

No. A-86, Capital Cities Communications, Inc. et al., applicants, *v.* William J. Flynn, Judge, Supreme Court of New York. The motion for leave to file the application for stay under seal, presented to Justice Marshall and by him referred to the Court, is denied. Justice Blackmun, Justice Powell and Justice Stevens would grant the motion. The application for stay, presented to Justice Marshall and by him referred to the Court, is denied. Justice Brennan would grant the application.

No. 80-203. Merrill Lynch, Pierce, Fenner & Smith, Inc., petitioner, *v.* J. J. Curren and Jacquelyn L. Curran. The motion of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument is granted.

No. 80-644. G. D. Searle & Company petitioner, *v.* Susan Cohn and Walter Cohn. The motion of Brinco Mining Limited for leave to file a brief as *amicus curiae* is granted.

No. 80-824. Polk County et al., petitioners, *v.* Russell Richard Dodson. The motion of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument is granted.

No. 80-848. Piper Aircraft Company, petitioner, *v.* Gaynell Reyno, Personal Representative of the Estate of William Fehilly, et al.; and

No. 80-883. Hartzell Propeller Inc., petitioner, *v.* Gaynell Reyno, Personal Representative of the Estate of William Fehilly, et al. The motion of Law Offices of Gerald C. Sterns for leave to file a brief as *amicus curiae* is granted.

No. 80-931. Charles D. Bonanno Linen Service Inc., petitioner, *v.* National Labor Relations Board et al. The motion of the Solicitor General for divided argument is granted.

No. 80-951. Independent Federation of Flight Attendants, petitioner, *v.* Trans World Airlines, Inc. et al. The motion of American Federation of Labor and Congress of Industrial Organizations for leave to file a brief as *amicus curiae* is granted. Justice Stevens took no part in the consideration or decision of this motion.

No. 80-986. North Haven Board of Education et al., petitioners, *v.* Terrel H. Bell, Secretary, Department of Education, et al. The motion of Hillsdale College for leave to file a brief as *amicus curiae* is granted.

No. 80-1208. New England Power Company, appellant, *v.* New Hampshire Public Utilities Commission et al.;

No. 80-1471. Massachusetts et al., appellants, *v.* New Hampshire Legislative Utility Consumers' Council et al.; and

No. 80-1610. Dennis J. Roberts II, Attorney General of the State of Rhode Island et al., appellants, *v.* New Hampshire Public Utilities Commission et al. The motion of New England Power Pool Executive Committee for leave to file a brief as *amicus curiae* is granted.

No. 80-1430. Ted Engle, Superintendent, Chillicothe Correctional Institute, petitioner, *v.* Lincoln Isaac; E. P. Perini, Superintendent, Marion Correctional Institution, petitioner *v.* Kenneth L. Bell; and Ted Engle, Superintendent, Chillicothe Correctional Institute, petitioner, *v.* Howard Hughes. The motion of Ohio Criminal Defense Lawyers Association for leave to participate in oral argument as *amicus curiae* is denied.

No. 80-1538. James Plyler, Superintendent of the Tyler Independent School District and its Board of Trustees, et al., appellants, *v.* J. and R. Doe, etc., et al.; and

No. 80-1934. Texas et al., appellants, *v.* Certain Named and Unnamed Undocumented Alien Children, et al. The motion of Mountain States Legal Foundation for leave to file a brief as *amicus curiae* is granted.

No. 80-1573. Daniel W. Gluesenkamp, petitioner, *v.* Florida. The application for bail addressed to Justice Brennan and referred to the Court is denied.

No. **80-1576**. Princeton University and New Jersey, appellants, *v.* Chris Schmid. The motion of Massachusetts Institute of Technology for leave to file a brief as *amicus curiae* is granted. Justice Brennan took no part in the consideration or decision of this motion.

No. **80-1681**. Village of Hoffman Estates et al., appellants, *v.* Flipside, Hoffman Estates, Inc. The motion of Community Action Against Drug Abuse for leave to file a brief as *amicus curiae* is granted. Justice Stevens took no part in the consideration or decision of this motion.

No. **80-1781**. William H. McNichols, Jr., etc., et al., petitioners, *v.* Malcolm Baldrige, Secretary of the United States Department of Commerce et al. The motion of National Lead Counsel and National Liaison Counsel for leave to participate in oral argument as *amici curiae* is denied. The suggestion of the Solicitor General that this case be consolidated with *Baldrige v. Shapiro*, No. 80-1436, is adopted. The cases are consolidated and a total of one and one-half hours is allotted for oral argument.

No. **81-171**. Oesterlen Services for Youth, Inc., petitioner, *v.* National Labor Relations Board. The application for stay addressed to Justice Rehnquist and referred to the Court is denied.

#### REHEARINGS DENIED

No. **79-5199**. Walter Bell, Jr., petitioner, *v.* Texas;

No. **79-6081**. Randy Glenn Green, petitioner, *v.* Texas;

No. **79-6423**. Abby Gail Lassiter, petitioner, *v.* Department of Social Services of Durham County, North Carolina;

No. **79-6749**. James Ray Parker, petitioner, *v.* Texas;

No. **80-581**. Commonwealth Edison Company et al., appellants, *v.* Montana et al.;

No. **80-1010**. P. W. Currey and Mrs. James D. Currey, etc., petitioners, *v.* Corporation Commission of Oklahoma et al.;

No. **80-1696**. Paul Byrne Haring, petitioner, *v.* Donald T. Regan, Secretary, Department of the Treasury;

No. **80-1805**. Frank M. Bosworth, etc., appellant, *v.* William J. Cooney, as Executor of the Estate of Donald S. Ford;

No. **80-1940**. Russell Floyd Long, appellant, *v.* District Director, Internal Revenue Service, Phoenix, Arizona;

No. **80-6322**. Doyle Edward Skillern, petitioner, *v.* Texas;

No. **80-6506**. Son H. Fleming, petitioner, *v.* Sam Austin, Warden;

No. **80-6510**. Bradley Eugene Smith, petitioner, *v.* Kentucky;

No. **80-6551**. E'Thelbert Rucker, petitioner, *v.* City of St. Louis et al.;

No. **80-6580**. Vincent F. Zarrilli, petitioner, *v.* Capitol Bank and Trust Co. et al.;

No. **80-6593**. Marvin Reiter, petitioner, *v.* City of Keene;

No. **80-6657**. James E. Patterson, appellant, *v.* Otis Abernathy et al.; and

No. **80-6672**. Guy D. Sonderup, petitioner, *v.* United States. Petitions for rehearing denied.

No. **79-880**. Henry Kissinger et al., petitioners, *v.* Morton Halperin et al.;

No. **79-881**. John N. Mitchell, petitioner, *v.* Bertram Zweibon et al.;

No. **79-882**. Richard M. Nixon et al., petitioners, *v.* Hedrick Smith et al.;

No. **79-883**. Bertram Zweibon et al., petitioners, *v.* John N. Mitchell; and

No. **79-1120**. John N. Mitchell et al., petitioners, *v.* Keith Forsyth et al. Petitions for rehearing denied. Justice Rehnquist took no part in the consideration or decision of these petitions.

No. **79-1314**. 1776 K Street Associates et al., petitioners, *v.* United States; and

No. **80-6426**. Ben Odes, petitioner, *v.* James D. Nowland, etc. The motions for leave to file petitions for rehearing denied.

#### ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

JULY 23, 1981

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Gary Andrew Ahrens	Lubbock, Tex.	Daniel Harper Benson.
David R. Akemann	Elgin, Ill.	Eugene Lee Armentrout.
James P. Allison	Austin, Tex.	Richard Edwin Gray III.
Edward Charles Anderson	Minneapolis, Minn.	Catherine Lynn Olson Anderson.
Sherman Louis Anderson	Fairfax, Va.	Jay B. White.
Albert S. Anderson III	Atlanta, Ga.	Sally Ann Blackmun.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Nancy Jo Arnold	Chicago, Ill.	Richard F. Walsh.
Robert Joseph Asti	Milwaukee, Wis.	Carl Neprud Otjen.
Felix Alfred Aycock, Jr.	Oakland, Calif.	Robert G. Heywood.
Paul J. Bakulski	Manchester, Conn.	Stephen McGovern.
Barry Ira Bank	Knoxville, Tenn.	Henry Halvor Jones, Sr.
John Drummond Barnett	Santa Ana, Calif.	Robert Philip App.
James Alexander Hamilton Bell	Gaithersburg, Md.	Robert Wayne Ritchie.
Thomas B. Benham	Atlanta, Ga.	Jeremiah Luxemburger.
Theodore Bennett	New York, N.Y.	Ira Michael Shepard.
Thomas Charles Bivona	Brooklyn, N.Y.	Charles C. Parlin, Jr.
Mark S. Bledsoe	Anchorage, Alaska	Gordon F. Schadt.
Pamela D. Bochinski	Weston, Conn.	Stephen Tate.
J. David Bogenschutz	Hollywood, Fla.	Joseph A. Varon.
Walter S. Booth	Silver Spring, Md.	Harry N. Rosenfield.
Dwight Dean Brannon	Dayton, Ohio	John Hayes Rion.
James S. Braude	New York, N.Y.	Louise Gruner Gans.
Lynn Bregman	Washington, D.C.	John H. Pickering.
Robert Allen Bresin	Hackensack, N.J.	Robert J. Kleeblatt.
Michael Broad	Boston, Mass.	Francis X. Bellotti.
Leo Broden	Devils Lake, N. Dak.	Quentin N. Burdick.
George M. Brookover	Lansing, Mich.	Webb A. Smith.
Donald Richard Brophy, Jr.	Oakland, Calif.	Albert Harold Sennett.
Martin L. Brothers	New York, N.Y.	Arnold E. Wallach.
Larry Glenn Bryson	London, Ky.	Robert E. Cato.
Robert W. Buechner	Cincinnati, Ohio	Alan R. Vogeler.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Gary Girwin Bullis	Reno, Nev.	Loyal Robert Hibbs.
David D. Butler	Des Moines, Iowa	Nicholas V. Critelli, Jr.
Eugene Callahan	Hackensack, N.J.	Joseph Lewis Nackson.
Edward Dickson Campbell	Seattle, Wash.	Andrew William Maron.
Francisco M. Fernandez Carbia	San Juan, P.R.	Luis E. Dubon, Jr.
Christopher Tapley Carlson	Boston, Mass.	James D. St. Clair.
Ronald Ray Carpenter	Colfax, Wash.	Lawrence Earl Hickman.
James Van Carson	Cleveland, Ohio	Charles Fenton Clarke.
Neil Carver	Miami, Fla.	Alan S. Ross.
Frank J. Ceresi	Arlington, Va.	Thomas J. Morris.
Steven C. Charen	New York, N.Y.	Harold R. Tyler, Jr.
Marc L. Charney	Oxnard, Calif.	Larry L. Hines.
James K. Child, Jr.	Jackson, Miss.	Sherwood Willing Wise.
Mark Allan Chinn	Jackson, Miss.	Karen Annette Gilfoy.
Leslie Peter Chontos	Peekskill, N.Y.	Abraham G. Gerges.
Simeon Bush Christy IV	Roswell, N. Mex.	John H. Pickering.
Michael Francis Close	New York, N.Y.	Frederick Joseph Close, Jr.
Joe B. Cogdell, Jr.	Oklahoma City, Okla.	Richard Frank McDivitt.
William Glenn Cohen	New Castle, Pa.	Jonathan Solomon.
Dean Churchill Colson	Miami, Fla.	William H. Rehnquist.
Robert Lawson Compton	Camarillo, Calif.	Larry L. Hines.
Gordon Reginald Cooper II	Houston, Tex.	Clark Gable Ward.
David M. Correll	Robinson, Ill.	John Doar.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Martin John Costello	Minneapolis, Minn.	Bruce Paul Candlin.
John P. Courtney	Boston, Mass.	William J. Leahy.
Thomas Edward Crowder	Jacksonville, Fla.	William Lee Allen.
James George Crummy	Northbrook, Ill.	John Maurice Palizza.
Michael David Cucullu	Houston, Tex.	George R. Pain.
Neil S. Cumsky	Phoenix, Ariz.	Giora Ben-Horin.
George W. Dahnke	Oklahoma City, Okla.	Burck Bailey.
Michael Patrick Davis	El Paso, Tex.	James Kirby Read, Jr.
Stuart E. Davis	Massapequa, N.Y.	Jack D. Glazer.
John Whittaker Davis III	Houston, Tex.	Martha Algenita Scott Davis.
Michael Talbot De Courcy	Saint Paul, Minn.	Michael F. Fetsch.
Paul Henry Dietrich II	Cleveland, Tenn.	Robert L. McMurray.
Stephen F. Donahue	Bridgeport, Conn.	Howard T. Owens, Jr.
Francis Joseph Dooley	Orange, N.J.	Malcolm H. Greenberg.
Daniel J. Downes	Chicago, Ill.	John J. Naughton.
Marti Ann Fleming Draper	Los Angeles, Calif.	Richard J. Stall, Jr.
Earle Joseph Dumont, Jr.	Laguna Hills, Calif.	Charles Edward Parker.
Calvin R. X. Dunlap	Reno, Nev.	Larry R. Hicks.
Hiram Chester Eastland, Jr.	Indianola, Miss.	Mitchell Rogovin.
Aldert Root Edmonson	Raleigh, N.C.	Wade M. Smith.
Jerry Ellner	Los Angeles, Calif.	Richard L. Brand.
Girard N. Evashavik	Pittsburgh, Pa.	J. Robert Maxwell.
Thomas R. Fahl	Wauwatosa, Wis.	William R. Steinmetz.
Joseph P. Famighetti	New Hyde Park, N.Y.	Richard Hartman.
David Robert Farbstein	Fort Lauderdale, Fla.	Jeffrey Alan Glass.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Walter S. Feldman	Olympia Fields, Ill.	Joseph Koprowski.
Jeffrey David Fischer	Tulsa, Okla.	James O. Goodwin.
Barry Lane Fitzpatrick	Danielsville, Ga.	John Forrest Lydon.
Maureen Flaherty	Wheaton, Ill.	Ralph A. Gabric.
John Edward Flaherty, Jr.	Philadelphia, Pa.	Alan J. Davis.
William Benjamin Fortner	Prescott, Ariz.	Robert Thomas Wilson.
Frances Enseki Francis	Washington, D.C.	Robert C. McDiarmid.
Patrick R. Frega	San Diego, Calif.	Joseph C. Gaidula.
Richard D. Friedman	New York, N.Y.	Edward N. Costikyan.
Fred D. Furman	Philadelphia, Pa.	Donald F. Sileo.
John F. Fuzak	Lansing, Mich.	Fred C. Newman.
Paul Joseph Gatto	Saint Paul, Minn.	Mark A. Fonken.
Darrell Lori Gavrin	New York, N.Y.	George Michael Heyman.
John Clinton Geil	Portland, Oreg.	Forrest Neill Rieke.
Robert C. Gerhard, Jr.	Glenside, Pa.	William Thomas Nicholas.
Frank Daniel Gilloon III	Dubuque, Iowa	James H. Reynolds.
Phillip W. Glenn	Casa Grande, Ariz.	W. Allen Stooks.
Jose E. Gonzalez Borgos	San Juan, P.R.	Jay A. Garcia- Gregory.
Stephen Lindsey Gorman	Tallahassee, Fla.	Sidney Lewis Matthew.
Jeffrey L. Grausam	Los Angeles, Calif.	Raymond C. Fisher.
Robert Boyce Green	Weehawken, N.J.	Henry Putzle III.
Martin E. Greenstein	Chicago, Ill.	Francis D. Morrisey.
James George Gross	Detroit, Mich.	Carl L. Gromek.
Arthur D. Grossman	Newark, N.J.	Lawrence B. Mink.
Douglas Eric Haas	Cleveland, Ohio	Kenneth Allan Bravo.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
William Harley Hair	Oxnard, Calif.	Larry L. Hines.
Paul Foster Hamilton	Reno, Nev.	Larry R. Hicks.
A. Edward Hardin	Baton Rouge, La.	Ellis C. Magee.
Robert Lee Hart	Cleveland, Ohio	Edward David Friedman.
Darrell L. Heckman	Urbana, Ohio	Harold Dewolf Paddock III.
George Ward Hendon	Asheville, N.C.	Venable Vermont.
James F. Hendricks Jr.	Arlington Heights, Ill.	Richard F. Walsh.
Daniel M. Hernandez	Tampa, Fla.	Emiliano J. Salcines.
George A. Hinshaw	Aurora, Colo.	Donald Chad Goldy.
H. Lowell Hopkins	Atlanta, Ga.	H. P. Arnall.
Stephen Charles Howard	Orange, Calif.	Cecil Jay Francisco III.
Lawrence John Hracho	Reading, Pa.	James Martin Potter.
Jere L. Humphrey	Plymouth, Ind.	James Edward Easterday.
Dow T. Huskey	Dothan, Ala.	J. R. Herring.
Colin Edwin Ingham	Oneonta, N. Y.	Allen Kirkpatrick III.
John W. English	California, Mo.	Walter W. Nowotny, Jr.
Karen Ruble Johnson	Austin, Tex.	Forrest C. Roan, Jr.
Harvey George Johnson, Jr.	Beverly Hills, Calif.	William Herbert Anderson.
Joseph Jones, Jr.	Atlanta, Ga.	Bobby L. Hill.
David Allen Kapelman	New York, N. Y.	George N. Statfeld.
Thomas A. Karp	Norwood, Mass.	Thomas M. Gilligan.
Eric Christopher Kastner	San Francisco, Calif.	Donald D. Connors, Jr.
John Howard King	Orlando, Fla.	Michael Floyd Cycmanick.
C. Ralph Kinsey, Jr.	Charlotte, N.C.	Lloyd C. Caudle.
Stuart Michael Kirshenbaum	Brooklyn, N. Y.	Sanford E. Pollack.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Ernst W. Kobrow	Chicago, Ill.	Robert Arthur Romanoff.
Elizabeth L. Koob	New York, N.Y.	Louise Gruner Gans.
Stanley W. Kopacz, Jr.	Minneapolis, Minn.	Robert E. Lang.
G. Alan Kramer	Houston, Tex.	Robert M. Bass, Jr.
Joseph R. Laird, Jr.	Los Angeles, Calif.	Alan Lawrence Freedman.
Robert H. Landt	Denver, Colo.	John H. Pickering.
Mark W. Laney	Plainview, Tex.	Kent Hance.
Mark Philip Lang	Orlando, Fla.	Jerome J. Bornstein.
Robert J. Lanzone	San Carlos, Calif.	Michael Aaronson.
Jose J. Larraz	Miami, Fla.	Ricardo Martinez Cid.
Lee E. Larson	Cleveland, Ohio	Charles Fenton Clarke.
Norman H. Lehrer	Wheaton, Ill.	Ralph A. Gabric.
Joseph Hayworth Leonard	Lexington, N.C.	Thomas H. Suddarth, Jr.
Jay Lawrence Lichtman	Los Angeles, Calif.	Saul J. Bernard.
Charles P. Lickson	Stamford, Conn.	Igor I. Sikorsky, Jr.
Wallace B. Liverance, Jr.	Ridgewood, N.J.	Coleman Burke.
Kenneth R. Loebel	Milwaukee, Wis.	James C. Mallatt.
Platon N. Mandros	Alexandria, Va.	Benton Samuel Duffett, Jr.
Wade S. Manning	Atlanta, Ga.	William Thomas Camp.
Dorsey C. Martin III	Baton Rouge, La.	Elliott W. Atkinson, Jr.
James D. Martin, Jr.	New Brunswick, N.J.	James E. Stahl.
Eugene Mattioni	Camden, N.J.	John Mattioni.
Marc M. Maurer	Baltimore, Md.	Charles McCurdy Mathias, Jr.
H. Richard Mayberry, Jr.	Washington, D.C.	Edward David Friedman.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Timothy Joseph McGonegle	Chicago, Ill.	Barry T. McNamara.
Joseph T. McGuire	Chicago, Ill.	Philip H. Corboy.
Herbert William McIntosh	Kansas City, Mo.	Gerald Matthew Handley.
Alan York Medvin	Newark, N.J.	Irwin A. Horowitz.
Cecil D. Meek, Jr.	Knoxville, Tenn.	Harold B. Stone.
Harry Daniel Miller	Oakland, Calif.	Eugene H. Miller.
Richard Earl Miller	Longview, Tex.	Jerry Strickland Harris.
Alfred K. Morlan	Tulsa, Okla.	Deryl Lee Gotcher.
Raymond J. Morley, Jr.	Woodbridge, Va.	Norbone Patrick Beville, Jr.
Clinton DeLaine Mountain	Tuscaloosa, Ala.	Walter Parker Crownover.
Jaime R. Nadal-Arcelay	San Juan, P.R.	Edmundo Vazquez-Otero.
John Walker Nall	Tallahassee, Fla.	Edgar Charles Booth.
N. Dean Nasser, Jr.	Sioux Falls, S. Dak.	David V. Vrooman.
Andrew Needle	Miami, Fla.	J. B. Spence.
Danforth Newcomb	New York, N.Y.	Henry Harfield.
Geoffrey J. O'Connor	New York, N.Y.	Coleman Burke.
Jacob Oliner	New York, N.Y.	Lloyd I. Roos.
Melvin I. Orenstein	Minneapolis, Minn.	Edward Michael Glennon.
Kenneth James Orłowski	Findlay, Ohio	John Edward Compson.
Richard D. Parsons	New York, N.Y.	Harold R. Tyler, Jr.
Terry Gene Pasqualone	Chardon, Ohio	Paul G. Klein.
Frederick S. Patti	Philadelphia, Pa.	Gerald J. Paolin.
Robert Steven Peters	Santa Ana, Calif.	John Robert Cogorno.
Gary Peterson	Oklahoma City, Okla.	Jerry J. Dunlap.
G. Richard Pfitzner	Woodbridge, Va.	Norborne Patrick Beville, Jr.
Ruth A. Phelps	Los Angeles, Calif.	Anthony Carl Manzella, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Daniel James Piliero II	Washington, D.C.	George Drury Webster.
James L. Pomeranz	Hartford, Conn.	Robert K. Killian.
Robert J. Pristave	Chicago, Ill.	Richard J. Rappaport.
Robert D. Pritt	Akron, Ohio	Edward Joseph Riegler.
Arthuh Stevens Quigley, Jr.	Seattle, Wash.	Slade Gorton.
Leslie Steven Raatz	Houston, Tex.	Wayne Cooper Fox.
Daniel Joseph Radocha	Chicago, Ill.	Charles Ronald Olbrysh.
Michael Jay Rand	Los Angeles, Calif.	Philip L. Johnson.
Francis W. Read	Oakland, Calif.	Frederick A. Morgan, Jr.
Robert Boyle Remar	Atlanta, Ga.	John L. Cromartie, Jr.
Victor Martin Riehl	Glendale, Calif.	Richard Springer Hawley.
Saundra J. Robinson	Akron, Ohio	Edward Joseph Riegler.
Paul J. Rodgers	Salt Lake City, Utah	Orrin G. Hatch.
Frederick F. Rogers, Jr.	Corpus Christi, Tex.	Terrell W. Dahlman.
Christopher Davies Rolle	Tallahassee, Fla.	Walter Winfield Wood.
Philip Louis Ruppert	Jonesboro, Ga.	William T. Ison.
Terrence M. Ryan	Spokane, Wash.	Donald C. Brockett.
J. Drew Ryberg	Eau Claire, Wis.	Eric J. Wahl.
Dennis Keith Sage	Milwaukee, Wis.	Carl Neprud Otjen.
Marc Richard Scheer	Concord, N.H.	David William Jordan.
S. Robert Schragar	New York, N.Y.	Thomas Barry Kingham.
Robert Stanley Schriebman	Palos Verdes, Calif.	John Patrick Shook.
George M. Schwab	San Francisco, Calif.	Charles E. Townsend, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Austin Francis Shute	Kansas City, Mo.	Anthony P. Nugent, Jr.
C. Eston Singletary	Arlington, Va.	Robert J. Millstone
Barney Oveyette Smith, Jr.	Greenville, S.C.	G. Ross Anderson, Jr.
Bill Talcott Smith, Jr.	Boca Raton, Fla.	John W. Fleming.
Damian Barry Smyth	San Francisco, Calif.	Philip Adams.
Domnick J. Sorise	Detroit, Mich.	Arthur J. Tarnow.
Margaret Blair Soyster	New York, N.Y.	Stanley Godofsky.
E. V. Spadafora	Oklahoma City, Okla.	Harry L. James II.
Robert A. Sparks	Cleburne, Tex.	Charles Christopher Cooke III.
Leonard A. Spivak	New York, N.Y.	Donald S. Parker.
Marjorie Friedl Stampolis	Chicago, Ill.	Rosemary E. Duschene.
Donald J. Steighner	Columbus, Miss.	Billy Jenkins Jordan.
Marshall D. Stein	Boston, Mass.	Edward J. Lee.
James K. Steitz	St. Louis, Mo.	Robert W. Saitz.
Kenneth Kelly Stephens	Dallas, Tex.	Jeffrey Scott Lynch.
Donald K. Stern	Boston, Mass.	Francis X. Bellotti.
J. Thomas Sullivan	Dallas, Tex.	Henry John Ackels.
Edward L. Summers	Knoxville, Tenn.	Harold B. Stone.
John F. Taylor	San Francisco, Calif.	John Walton Dinkelspiel.
William Phelps Templeman	Santa Fe, N. Mex.	Charles D. Olmsted.
Martha V. Terry	Austin, Tex.	Mark Wells White, Jr.
John A. Thompson	San Francisco, Calif.	Frank J. Filippi.
Lee Andrew Thompson	San Francisco, Calif.	John R. Reese.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Drew V. Tidwell III	Springfield, Va.	Peter D. Schellie.
Joseph M. Tipton	Knoxville, Tenn.	Robert Wayne Ritchie.
Richard Lambeth	Austin, Tex.	Mark Wells
Townsend		White, Jr.
Jerry G. Traynham	Tallahassee, Fla.	Benjamin R. Patterson III.
Claude M. Tusk	New York, N.Y.	Lawrence B. Pedowitz.
Jack L. Uretsky	Chicago, Ill.	Francis A. Even.
Dean R. Vanatta	Denver, Colo.	Richard J. Spelts.
Edward Albert VanGunten	Toledo, Ohio	Mark Curran Schaffer.
Joseph G. VanWinkle	Des Moines, Iowa	Charles William Dorman.
Dietrich von Boetticher	Munich, W. Germany	Paul Noelke.
Earl James Waits	Albuquerque, N. Mex.	Robert J. Nordhaus.
J. Bruce Walter	Harrisburg, Pa.	Frank A. Sinon.
Henry William Walther	Pacific Palisades, Calif.	Russell Iungerich.
Guy E. Ward	Los Angeles, Calif.	Henry T. Moore, Jr.
Charles Reid Watson, Jr.	Amarillo, Tex.	Maston C. Courtney.
Robert H. Weber	Newton, Mass.	Russell K. Dunning.
Frederick A. Wein	Chicago, Ill.	Pompie Leonard Orlando.
Jo Ann Weinstein	Denver, Colo.	George B. Rice.
Henry Sabath Weisburg	New York, N.Y.	Henry Harfield.
John Robbins Wester	Charlotte, N.C.	James O. Cobb, Jr.
John Derek Williams	Springfield, Ill.	Warren Christian Ingersoll.
Karen Hastie Williams	Washington, D.C.	Wesley Samuel Williams, Jr.
Thomas J. Williams	Fort Worth, Tex.	Philip Randle Bishop.
Sally Hart Wilson	Los Angeles, Calif.	Gill Wylie Deford.
Lawrence Anthony Wojcik	Chicago, Ill.	Victor G. Savikas.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
William H. Wright	Washington, D.C.	Michael Owen Sturm.
Ernest J. Yates	Tifton, Ga.	William J. Forehand.
Harry L. Zerbe	Lawrenceburg, Ind.	R. Davy Eaglesfield III.
Paul Anton Zevnik	Washington, D.C.	Howard C. Westwood.
George Mark Zuganelis	Chicago, Ill.	Julius Lucius Echeles.

## AUGUST 13, 1981

Michael Louis Aaronson	El Paso, Tex.	Charles Michael Mallin.
Luis A. Arroyo-Santiago	San Juan, P.R.	Salvador E. Casellas.
Theodore L. Banks	Glenview, Ill.	Robert G. Johnson.
Charles H. Barr	Richland, Wash.	Curtis Ludwig.
Ernest M. Beal, Jr.	Fort Wayne, Ind.	Robert James Parrish.
Charles Randolph Biddle	Dallas, Tex.	Thomas Louis Case.
John Blackwell	New Iberia, La.	James E. Diaz.
John S. Bloom	Columbia City, Ind.	William McNagny.
Jay Scott Bowen	Nashville, Tenn.	Charles Kadel Wray.
E. Michael Bradley	New York, N.Y.	James Brendan May.
Katherine Smith Brewin	Chicago, Ill.	Burton A. Brown.
Gerard Shannon Brown	El Monte, Calif.	Albin H. Gess.
Thomas W. Bucci	Bridgeport, Conn.	Sidney Leonard Dworkin.
Steve A. J. Bukaty	Kansas City, Kans.	John J. Blake.
Robert Maynard Burke	Chicago, Ill.	Paul H. Heineke.
Jerome Joseph Burke, Jr.	Garden City Park, N.Y.	James N. Gallagher.
John A. Buttrick	Phoenix, Ariz.	Michael Paul Berman.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Michael Camilleri	Staten Island, N.Y.	Robert Paul Selya.
Barry F. Cannaday	Amarillo, Tex.	Neil O'Kane Bowman.
James J. Carroll III	Los Angeles, Calif.	Gordon F. Hampton.
Patricia Rhodes Cepican	Davenport, Iowa	Michael William Liebbe.
John Wah Kai Chang	Honolulu, Hawaii	Donna May Woo.
Charles Alan Chapman	Greenville, S.C.	Henry L. Parr, Jr.
Larry Brittain Childs	Birmingham, Ala.	Lucien D. Gardner, Jr.
J. W. Clontz	High Point, N.C.	John Richardson Haworth.
Rush Edwards Cone	Dallas, Tex.	James H. Baumgartner, Jr.
Dwight R. Cook	Tyler, Tex.	Gary Rowe Thomas.
Clyde James Cooper, Jr.	Denver, Colo.	Philip Burton Green.
Hugh Laurence Cooper, Jr.	West Palm Beach, Fla.	Phillip D. O'Connell.
Mark S. Coven	Boston, Mass.	Jeffrey W. Kobrick.
Steven M. Cron	Santa Monica, Calif.	David S. Wesley.
John Langdon Culhane, Jr.	Arlington, Va.	Michael Langdon Culhane.
Eileen M. Dacey	New York, N.Y.	James Joseph Finnerty Jr.
Donald L. Darling	Charleston, W. Va.	Chauncey H. Browning, Jr.
Paul Davis	San Jose, Calif.	Shyamala Rajender.
Donald Eulette DeKieffer	Washington, D.C.	Attorney General William French Smith.
Charles Peter Diamond	Los Angeles, Calif.	Richard E. Sherwood.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Albert S. Dittmann, Jr.	New Orleans, La.	Pascal F. Calogero, Jr.
Michael Ryan Dyson	Amarillo, Tex.	Raymond W. Richards.
William E. Easton	Rochester, N.Y.	Susan Salitan Robfogel.
Ralph Bernard Everett	Orangeburg, S.C.	Ernest F. Hollings.
Joe Farnan	Purcell, Okla.	C. Rabon Martin.
John Francis Xavier Fenerty	Philadelphia, Pa.	Abraham J. Brem Levy.
Byron C. Finley	Los Angeles, Calif.	Bruce Morrison Gleason.
Martin Lee Firestein	Los Angeles, Calif.	Laurence Richard Clarke.
Denise D. Fort	Santa Fe, N. Mex.	Richard J. Rubin Rubin.
David Michael Francis	Houston, Tex.	Allen L. Cleveland, Jr.
Robert H. Frick	Chicago, Ill.	Joe Phil Hammond.
Fred Fuchs	Austin, Tex.	James Walter Piper.
Ross Irving Gallen	Santa Ana, Calif.	Charles Douglas McFarland.
Joseph P. Garay	Philadelphia, Pa.	Robert H. Malis.
Robert J. Genatt	Trenton, N.J.	R. Benjamin Cohen.
William J. Glasgow	Portland, Oreg.	Ernest Bonyhadi.
Steven Samuel Glickman	East Windsor, N.J.	Gerald Lawrence Dorf.
Stephen V. Goddard	Boise, Idaho	John Charles Vehlow.
Lee Jerrold Goldstein	Los Angeles, Calif.	James F. Callopy, Jr.
Kenneth A. Graham	Stratford, Conn.	Robert Mark Langer.
Eugene L. Griffin	Chicago, Ill.	Michael Francis Baccash.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Bernard Allen Harrell	Raleigh, N.C.	William W. Taylor, Jr.
Steven Andrew Harris	Miami, Fla.	Michael T. D'Ambrosio.
John Carleton Healy	Chicago, Ill.	Paul H. Heineke.
F. Thomas Hecht	Chicago, Ill.	James David Weill.
George E. Heidlebaugh	Kennewick, Wash.	Clarence James Rabideau.
Richard A. Helm	Anchorage, Alaska	Theodore M. Pease.
Robert Conner Hight	Alturas, Calif.	Norman Gregory Taylor.
Marc H. Hoffman	Fort Lauderdale, Fla.	Jeffrey E. Streitfeld.
Allan Riley Holmes	Charleston, S.C.	Huger Sinkler.
Randall A. Hopkins	Houston, Tex.	Joseph Dawson Cheavens.
William Harrison Furlong Howard	San Francisco, Calif.	Gary Clemens Roth.
Robert L. Huskey	Manchester, Tenn.	Grady Nelson Forrester.
Perry S. Itkin	Fort Lauderdale, Fla.	Richard R. Kirsch.
James Woodrow Johnson, Jr.	Washington, D.C.	Louis Clark Stephens.
Alma Salter Jones	Haughton, La.	Walter James Woodman.
Robert P. Joy	Boston, Mass.	Harold N. Mack.
Ira Jay Kaltman	New York, N.Y.	Donald A. Robinson.
William Everett Kane	Carmel, Calif.	Jeffrey L. Linden.
Michael Errol Katch	Denver, Colo.	Michael Lewis Gilbert.
Phillip Evan Katzen	Seattle, Wash.	Jeffrey Dale Spence.
David O. Kehe	Mill Valley, Calif.	Richard H. Breiner.
Edith Kay Kirkpatrick	Baton Rouge, La.	John Warren Sinquefield.
Wilford W. Kirton, Jr.	Salt Lake City, Utah	Arthur H. Nielsen.
Alex S. Kosa	Hudson, Wis.	Cecil L. Gaylord.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Kenneth Jeffrey Kroopf	Encino, Calif.	Stanley Alan Langfus.
Benedict P. Kuehne	Miami, Fla.	Donald I. Bierman.
Kenneth Kay Kyre, Jr.	Greensboro, N.C.	William Daniel Caffery.
John Christopher Larsen	San Francisco, Calif.	Timothy John Morgan.
Wendy Urschel Larsen	Chicago, Ill.	Richard F. Babcock.
John Bernard LaRocco	Chicago, Ill.	David Patton List.
Barabara Hope Lebow	Scottsdale, Ariz.	Mark Stephen Feldheim.
Carmen D. Legato	Washington, D.C.	Mr. Justice William J. Brennan, Jr.
Gano D. Lemoine, Jr.	Cottonport, La.	James Joseph Brady.
Honey A. Lewis	Los Angeles, Calif.	Thomas Carl Hokinson.
Cenobio Lozano, Jr.	Harrisonville, Mo.	Willard B. Bunch.
Christine M. Luzzie	Iowa City, Iowa	Barbara A. Schwartz.
Daniel Michael Mahoney	Mercer Island, Wash.	Harold H. Greene.
Charles B. Manuel, Jr.	New York, N.Y.	Henry Harfield.
Barry Marcus	Boise, Idaho	Paul L. Westberg.
Dale Howard Markowitz	Chardon, Ohio	Lawrence J. Dolan.
Wilfried E. Marrin	New York, N.Y.	Frederick John Magovern.
Steven C. Marshall	Seattle, Wash.	John David Dillow.
John H. Maynard	Helena, Mont.	Michael T. Greely.
Richard L. Mays	Little, Rock, Ark.	Zimmery Crutcher, Jr.
Thomas S. Mazanec	Solon, Ohio	Jeffrey A. Kolt.
Daniel Thomas McCarthy	Phoenix, Ariz.	Mark Stephen Feldheim.
David James McCarthy	Los Angeles, Calif.	George R. Richter, Jr.
Oscar W. McConkie, Jr.	Salt Lake City, Utah	Arthur H. Nielsen.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Robert B. McConnell, Sr. Mark T. McDonald	Cambria, Wis. Houston, Tex.	James D. Jeffries. Andrew L. Jefferson, Jr.
Crawford S. McGivaren, Jr.	Birmingham, Ala.	Lucien D. Gardner, Jr.
Daniel McIntyre Michael P. McKone	Pittsburgh, Pa. Junction City, Kans.	Carl B. Frankel. Richard F. Waters.
John Ballif Midgley Carl E. Miller	Seattle, Wash. Findlay, Ohio	Timothy K. Ford. Richard Lee Marlar.
Warren Lloyd Miller	Washington, D.C.	Judge John J. Sirica.
Samuel Martin Millette	Charlotte, N.C.	Robert Gregg Sanders.
Jerry Mond Felix J. Montanez-Miranda	Great Neck, N.Y. San Juan, P.R.	Robert Horowitz. Roberto Armstrong, Jr.
Forest D. Montgomery	Potomac, Md.	Roy Theodore Englert.
Thomas J. Morgan	Bedford Village, N.Y.	Benton Samuel Duffett, Jr.
Frank P. Murphy	Norristown, Pa.	Michael J. Morris, Jr.
Terence M. Murphy	Los Angeles, Calif.	Gordon F. Hampton.
George Scott Murray III	Kansas City, Mo.	Charles C. Shafer, Jr.
Louis R. Myers	Ravenna, Ohio	Donald P. Mitchell, Jr.
Sheldon H. Nahmod Robert Dexter Newman, Jr.	Chicago, Ill. Los Angeles, Calif.	Shelvin Singer. Mary S. Burdick.
Steven A. Nissen	Los Angeles, Calif.	Alan I. Rothenberg.
David Marshall Olive	Birmingham, Ala.	George D. H. McMillan, Jr.
John J. Plough	Ravenna, Ohio	Nenneth Neil Bailey.
Gerald Reading Powell	Dallas, Tex.	Paul D. Schoonover.
Nicholas N. Price	Philadelphia, Pa.	Bernard G. Segal.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
William P. Richmond	Chicago, Ill.	H. Blair White.
Stephen W. Riddell	Washington, D.C.	Heidi Packer Sanchez.
Michael Wayne Ross	Bradenton, Fla.	Isaac E. Whisnant.
Jack Edward Rump	Sacramento, Calif.	Norman Gregory Taylor.
Alan Barry Samlan	Chicago, Ill.	Robert E. Knechtel.
Joan Julia Sayers	Chicago, Ill.	Danolda Jean Brennan.
Larry James Saylor	Detroit, Mich.	Robert P. Griffin.
Tom Scheuneman	Chicago, Ill.	Barry T. McNamara.
John Peter Schnitker	Toledo, Ohio	Leslie Hugh Wiesenfelder.
William J. Scott, Jr.	West Chester, Pa.	Richard H. Lawson.
Richard K. Shimabukuro	Oak Ridge, Tenn.	John T. Murphy.
Christopher Bremer Siegrist	Houma, La.	Philip E. Henderson.
Charles Lawrence Siemon	Chicago, Ill.	Richard F. Babcock.
John M. Silvestri	Pittsburgh, Pa.	Judge Silvestri Silvestri.
Ronald John Skocypec	Los Angeles, Calif.	Richard Albert Neumeyer.
James C. Slaughter	Houston, Tex.	Leon Jaworski
Steven Charles Smith	Northridge, Calif.	Michael Raley Mitchell.
Mark A. Sonkin	Forest Hills, N.Y.	Robert Klonsky.
George A. Spadoro	Edison, N.J.	Jeffrey H. Schneider.
William Walton Stewart	Santa Ana, Calif.	Mark Edwin Edwards.
Arch Stokes	Atlanta, Ga.	C. David Johnston.
John Davis Stonebraker	Davenport, Iowa	Michael William Liebbe.
Robert L. Storrs	Phoenix, Ariz.	John William Rood.
Daniel Francis Sullivan	Phoenix, Ariz.	Mark Stephen Feldheim.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
William Paul Sutter	Chicago, Ill.	Richard Bromley.
John Eric Sutton	Boise, Idaho	Lynn Evan Thomas.
Robert W. Swanson	Austin, Tex.	Wm. B. Carssow.
Thomas M. Tepe	Cincinnati, Ohio	Ambrose H. Lindhorst.
Charles A. Tingle, Jr.	Lilburn, Ga.	Howard Ervin Cook.
Richard Corley Titus	Raleigh, N.C.	William W. Taylor, Jr.
Charles D. Todd, III	Detroit, Mich.	J. David Rock.
Leon W. Tucker	Philadelphia, Pa.	Obra Kernodle.
N. James Turner	Miami, Fla.	Miller Walton.
James R. Uhlir	Seattle, Wash.	John O. Graybeal.
Carlton A. Varner	Los Angeles, Calif.	Gordon F. Hampton,
J. Michael Vaughan	Kansas City, Mo.	Robert Benjamin Thomson.
Andrew Bennett Weissman	Washington, D.C.	John H. Pickering.
S. M. Whitehall, Jr.	Houston, Tex.	Robert D. McGee.
James Sampson Wilder III	Somerville, Tenn.	Paul Reeves Summers.
Gary L. Wilkins	Punta Gorda, Fla.	Leo Wotitzky.
Betsy Pendleton Wong	Urbana, Ill.	Joseph William Phebus.
Robert Louis Wunker	Pompano Beach, Fla.	William H. Grimditch, Jr.
Arnold Leon Yochelson	Fort Washington, Md.	Robert Jay Lavine.
William Michael Young	Cullman, Ala.	Alvin T. Prestwood.

August 28, 1981

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
George William Abbott	Minden, Nev.	Paul D. Laxalt.
David Wills Alden	San Francisco, Calif.	W. Reece Bader.
Richard Byron Attridge	Atlanta, Ga.	Griffin B. Bell.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
George G. Bailey	Wheeling, W. Va.	Gilbert S. Bachmann.
John Preston Bailey	Wheeling, W. Va.	Gilbert S. Bachmann.
Edward A. Berman	Morristown, N.J.	Michael Muscio.
Herbert M. Berman	Chicago, Ill.	Sidney Ezra.
J. Patrick Berry	Washington, D.C.	John Keith McDonald.
Billy Ray Bludworth	Houston, Tex.	Kenneth Bruce Stickler.
Irwin Bluestein	New York, N.Y.	Sylvan H. Elias.
Maurice Bresenhan, Jr.	Houston, Tex.	Kenneth Charles Kaye.
Richard C. Briney	Tucson, Ariz.	S. Thomas Chandler.
Willis Everette Brown	Chicago, Ill.	R. Eugene Pincham.
Scott MacKenzie Brownell	Bradenton, Fla.	Robert A. Farrance.
Richard M. Bryan	San Francisco, Calif.	Jerome I. Braun.
Daniel Marvin Buescher	Washington, Mo.	Eric Alton Cunningham, Jr.
Robert A. Cantore	New York, N.Y.	Judith P. Vladeck.
Rose A. Caputo	New York, N.Y.	Joseph Noel Giamboi.
David W. Carpenter	Chicago, Ill.	Howard J. Trienens.
William J. Cassettari	Grass Valley, Calif.	Patricia Ellen Kepler.
James Phillip Chandler	Washington, D.C.	Wade H. McCee, Jr.
Daniel L. Chunko	Washington, Pa.	Judge Thomas J. Terputac.
Michael A. Cibik	Philadelphia, Pa.	Barry S. Lyons.
Eugene D. Cohen	Phoenix, Ariz.	Jack E. Brown.
Stephen Ira Cohen	Orange, Calif.	Elgin C. Edwards.
Raymond A. Connell	New York, N.Y.	Sirius C. Cook.
Anne Callaghan Conway	Orlando, Fla.	W. B. Hallowes, Jr.
James W. Conway	Kenosha, Wis.	Michael S. Fisher.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Roger L. Cook	San Francisco, Calif.	Charles E. Townsend, Jr.
Patrick Ray Cowlshaw.	Dallas, Tex.	Irving L. Goldberg.
Thomas J. Cox, Jr. Marrs A. Craddick	Kansas City, Mo. Walnut Creek, Calif.	James W. Shaffer. Charles F. Bond II.
William Conner Crosswell	Lancaster, Pa.	John Milton Ranck.
Roger B. Cubbage	Arlington, Va.	John Thomas Bannon, Jr.
Joseph A. Darrell	San Francisco, Calif.	Paul R. Haerle.
Foy R. Devine Ernest S. Delaney III	Atlanta, Ga. Charlotte, N.C.	Kirk M. McAlpin. Ernest S. Delaney, Jr.
John P. Dohanich Kerry M. Donnell	Ambridge, Pa. San Diego, Calif.	J. Quint Salmon. Robert W. Bell, Jr.
Michael J. Duff	Chicago, Ill.	Harvey M. Sheldon.
John Wood Dunn Edward Marshall Edson	Leadville, Colo. Dallas, Tex.	Peter Cosgriff. Robert Lynn Trimble.
Vance E. Ellefson	New Orleans, La.	Charles E. Lugenbuhl.
Jon David Epstein	Houston, Tex.	Kenneth Bruce Stickler.
Thomas Fisher III	Philadelphia, Pa.	James Frank Young.
Jenkins Garrett	Fort Worth, Tex.	Frank D. McCown.
Gerald Gillerman Bruce L. Goldsmith	Boston, Mass. Chicago, Ill.	Jerome Gotkin. James David Weill.
Martin Joseph Golub	Washington, D.C.	James Martin McHale.
Dennis M. Gonski	Carle Place, N.Y.	Alan K. Hirschhorn.
Mark W. Grobmyer	Little Rock, Ark.	Benjamin Felker Arnold.
Jerry M. Gross	Chicago, Ill.	Joe Phil Hammond.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Robert Hager	Washington, D.C.	Daniel P. Sheehan.
Karen Emily Hakel	Washington, D.C.	Neal Douglas Peterson.
William Paxton Hall	Houston, Tex.	Stanley W. Crawford.
David G. Hanes	Washington, D.C.	Richard M. Merriman.
Frank O. Hanson, Jr.	Birmingham, Ala.	Frank W. Donaldson.
Reginald M. Hayden, Jr.	Miami, Fla.	George P. Telepas.
Susan D. Hayes	Providence, P.R.	Dennis Joseph McCarten.
Thomas L. Heeney	Rockville, Md.	Philip Helm Armstrong.
Robert Frederick Heimer	Davenport, Iowa	Michael William Liebbe.
David L. Holbrook	Orlando, Fla.	Donald L. Gattis, Jr.
David E. Holmes	Irvine, Calif.	John P. Moravek.
John Joseph Horvei	St. Paul, Minn.	Gerard John Ochs.
Robert Theodore Hume	Washington, D.C.	Samuel Efron.
James Timothy Hungelmann	Boise, Idaho	Norman Randy Smith.
Dennis Lee James	Little Rock, Ark.	Judge John I. Purtle.
David L. Kaser	Southfield, Mich.	James Kenneth Robinson.
Arnold H. Kawano	New York, N.Y.	Ira M. Millstein.
Jeffrey Allen King	Washington, D.C.	Robert Livingston.
Larry Parks King	Quitman, Tex.	Marcus DeWitt Carlock, Jr.
Steve Mason King	Fort Worth, Tex.	Frank D. McCown.
Robert W. Kopp	Syracuse, N.Y.	Tracy Heiman Ferguson.
Franklin K. Lane III	Los Angeles, Calif.	Richard Michael Coleman.
Robert Nelson Bridgman Leitch	Decatur, Ga.	John Joseph Tarleton.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Thomas Adger Lemly	Seattle, Wash.	Richard A. Derham.
John R. Lester	Columbia, S.C.	Ben T. DeBerry.
David E. Leta	Salt Lake City, Utah	Bryce E. Roe.
Charles Melvin Levy	Beverly Hills, Calif.	Richard C. Leonard.
Susan Grob Lichtenfeld	Chicago, Ill.	William Murray Freivogel.
Barrett S. Litt	Los Angeles, Calif.	Stanley Harold Stone.
Frank Love, Jr.	Atlanta, Ga.	Edward Eugene Dorsey.
Kathleen Marie Lynch	Philadelphia, Pa.	Henry W. Sawyer III.
Ronald L. Maksym	Phoenix, Ariz.	Dennis DeConcini.
Thomas B. Manning	San Diego, Calif.	Robert W. Bell, Jr.
Cecil Vernon Mason	New York, N.Y.	William M. Kunstler.
Frank Adams May	Hartford, Conn.	Richard Allan Bieder.
David Matthew McKim	Palo Alto, Calif.	Charles A. Dyer, Jr.
Ken Jerome McLean	Houston, Tex.	Terrence Gaiser.
John J. McNamara	Bridgeport, Tenn.	Harold Sobel.
Jerry A. Meadows	Dayton, Ohio	Thomas A. Schaffer.
Patrick Dickerson Millar	Waco, Tex.	William Robert Poage.
Charles Maurice Miller	Los Angeles, Calif.	Michael David Ullman.
William Smithy Moore, Jr.	Portsmouth, Va.	Lester Eugene Schlitz.
William Martin Mount	Dallas, Tex.	Thomas Louis Case.
Frank A. Murray	Santa Fe, N. Mex.	Thomas Lea Dunigan.
Arthur E. Newbold IV	Philadelphia, Pa.	William H. Lowery.
Kim Newbrough	San Diego, Calif.	Kenneth Alexander Barwick.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Walton Marcus Newton	Greenville, S.C.	C. Carlyle Steele.
Thomas Michael Norminton	Beverly Hills, Calif.	Richard C. Leonard.
Neil Hall O'Donnell	San Francisco, Calif.	Martin Quinn.
John C. Orestis	Lewiston, Maine	Peter M. Garcia.
Patrick Owen	Denver, Colo.	James H. Mosley.
David Matthew Pellow	Syracuse, N.Y.	Tracy Heiman Ferguson.
Edward W. Pepyne	Ashfield, Mass.	Stephen Joel Trachtenberg.
Geneva Faye Perry	Louisville, Ky.	Robert Frederick Smith.
John Michael Phufas	New York, N.Y.	Sirius C. Cook.
Roger Warren Powell	Washington, D.C.	Richard R. Hartley.
Anthony Ernest Pucillo	West Palm Beach, Fla.	Arthur Ward Wagner.
M. E. Rake, Jr.	Phoenix, Ariz.	Larry L. Smith.
Marcos A. Ramirez Irizarry	San Juan, P.R.	Victor M. Pons, Jr.
Juan Ramirez, Jr.	Coral Gables, Fla.	Jeffrey Stuart Weiner.
Marcos Ramirez Lavendero	San Juan, P.R.	Victor M. Pons, Jr.
Mel Scott Randall	Los Angeles, Calif.	Fred Okrand.
James Billie Ray, Jr.	Atlanta, Ga.	William Joseph Bruckner.
Jimmy Morris Richards	Houston, Tex.	Stanley W. Crawford.
Robert L. Richardson	Los Angeles, Calif.	Louis Frederick Fetterly.
Allen B. Roberts	New York, N.Y.	Joel L. Finger.
Jose Angel Rodriguez	Los Angeles, Calif.	Raymundo Campos Quiroz.
John F. Rotole	Denver, Colo.	James H. Mosley.
Allen H. Sanders	Seattle, Wash.	Jeffrey Dale Spence.
Mitchell H. Saranow	Chicago, Ill.	William A. Gordon.
Bernd W. Schmidt	San Jose, Calif.	George Alvin Strong.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Robert P. Schmidt	St. Louis, Mo.	Eric Alton Cunningham, Jr.
John Hamilton Scott	Los Angeles, Calif.	Dennis Allan Fischer.
Larry Kenneth Scroggs	Memphis, Tenn.	John Charles Vergos.
David Allen Sed	Ravenna, Ohio	Kenneth Neil Bailey.
Scott E. Segall	El Paso, Tex.	Robin Norris.
Leo Francis Sharpe, Jr.	Portsmouth, Va.	Lester Eugene Schlitz.
Jeffrey Glen Shrader	Amarillo, Tex.	Neil O'Kane Bowman.
Harvey Thomas Siegel	Atlanta, Ga.	John Winton Jonap.
Robert C. Sigler	Omaha, Nebr.	John T. Grant.
Robert C. Single	West Sayville, N.Y.	Lawrence Solotoff.
Richard H. Sjarda	Houston, Tex.	William G. Lowerre.
Paul L. Sloan III	Nashville, Tenn.	William Edwin Martin.
Tiare Bowe Smiley	Raleigh, N.C.	Rufus L. Edmisten.
Robert Stahala	Fort Worth, Tex.	Frank D. McCowan.
Leland Alan Stark	Los Angeles, Calif.	Thelma S. Herzig.
Thomas Franklin Staub	Columbus, Ohio	William J. Brown.
William Edward Steffes	Baton Rouge, La.	Lawrence R. Anderson, Jr.
G. Douglas Stephens	Peoria, Ill.	Morton Sanford Goldfine.
Timothy John Stock	Chicago, Ill.	Thomas Vincent Chema.
Collis Suzanne Stocking	Arlington, Va.	Joseph E. Mayer.
Adam D. Stolpen	Westport, Conn.	Abe Fortas.
Robert John Stumpf, Jr.	San Francisco, Calif.	Charles Alexander Legge.
David Arnold Swankin	Washington, D.C.	Charles Edward Hill.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Raul Robert Tapia	Chino, Calif.	William James VanNess.
Macrino R. Trelles, Jr.	Baton Rouge, La.	Carl Anthony Guidry.
G. Allan VanFleet	Houston, Tex.	Harry M. Reasoner.
Robert John Varley	Montgomery, Ala.	John L. Carroll.
Eric Velazquez Flores	San German, P.R.	Celedonio Medin Lozada-Gentile.
Robert James Wade	Encino, Calif.	Edwin S. Saul.
Robert Emmet Walsh	Hartford, Conn.	Bernard Francis McGovern, Jr.
Richard Frederick Webb	Windsor, Conn.	Robert Alan Whitehead, Jr.
Thomas W. Wehrle	Eureka, Mo.	George Francis Gunn, Jr.
Roger Allan Wirth	Las Vegas, Nev.	Jon R. Collins.
Jerome T. Wolf	Kansas City, Mo.	Harry L. Browne.
Terence J. Woolfe	Houston, Tex.	Justin Smith Morrill.
Jay Christopher Zainey	New Orleans, La.	James A. McPherson.
Ralph J. Zatzkis	New Orleans, La.	Lawrence K. Benson.
Raymond X. Zweig	Detroit, Mich.	Wallace D. Riley.







SUPREME COURT OF THE UNITED STATES

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Present: Chief Justice Burger, Justice Brennan, Justice White, Justice Marshall, Justice Blackmun, Justice Powell, Justice Rehnquist, and Justice Stevens.

## ORDER IN PENDING CASE

No. A-72. Charles A. Graddick Attorney General of Alabama, applicant, *v.* N. H. Newman et al. The application for stay presented to the Chief Justice and by him referred to the Court is denied. Opinion by Justice Powell. Opinion by Justice Rehnquist.



## SUPREME COURT OF THE UNITED STATES

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Present: Justice Brennan, Justice White, Justice Marshall, Justice Blackmun, Justice Powell, Justice Rehnquist, and Justice Stevens.

## ORDER IN PENDING CASE

No. A-218. Edward I. Koch, Mayor of the City of New York, et al., applicants *v.* Melville Herron, et al. Application to stay enforcement of the order filed with the clerk of the United States District Court for the Southern District of New York on September 8, 1981, presented to Justice Marshall and by him referred to the Court, is denied. The Chief Justice took no part in the consideration or decision of this application.



## SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Burger, Justice Brennan, Justice White, Justice Marshall, Justice Blackmun, Justice Powell, Justice Rehnquist, and Justice Stevens.

## ORDERS IN PENDING CASES

No. **A-142**. Steven Donald Alander, applicant, *v.* Florida. The application for stay addressed to Justice Brennan and referred to the Court is denied.

No. **A-144**. Metropolitan County Board of Education et al., applicants, *v.* Robert Kelley et al. The application to vacate the stay entered by the United States Court of Appeals for the Sixth Circuit presented to Justice Rehnquist and by him referred to the Court is denied.

No. **A-152**. Martins Ferry Hospital Association, applicant, *v.* National Labor Relations Board. The application for stay addressed to Justice Rehnquist and referred to the Court is denied.

No. **80-415**. Railway Labor Executives' Association, appellant, *v.* William M. Gibbons, Trustee et al.; and

No. **80-1239**. Railway Labor Executives' Association, appellant, *v.* William M. Gibbons, Trustee, etc., et al. The motion of Solicitor General for divided argument and for additional time for oral argument is granted, and 10 additional minutes are allotted for that purpose. The non-federal appellees are also allotted an additional 10 minutes for oral argument.

No. **80-990**. Clarence E. Cabel, etc., et al., appellants, *v.* Jose Chavez-Salido et al. The motion of Service Employees International Union, Local 535 for leave to file a brief as *amicus curiae* is granted.

No. **80-1082**. Harold J. Smith, Superintendent, Attica Correctional Facility, petitioner, *v.* William R. Phillips. The motion of American Civil Liberties Union, et al. for leave to file a brief as *amici curiae* is granted.

No. **80-1208**. New England Power Company, appellant, *v.* New Hampshire Public Utilities Commission et al.;

No. **80-1471**. Massachusetts et al., appellants, *v.* New Hampshire Legislative Utility Consumers' Council et al.; and

No. **80-1610**. Dennis J. Roberts II, Attorney General of the State of Rhode Island et al., appellants, *v.* New Hampshire Public Utilities Commission et al. The motion of appellants for divided argument is granted.

No. **80-1348**. Florida Department of State, petitioner, *v.* Treasure Salvors, Inc., etc. The motion of petitioner for divided argument and for additional time for oral argument is denied.

No. **80-1429**. Duane Youngberg, etc., et al., petitioners, *v.* Nicholas Romeo, an Incompetent by his Mother and Next Friend, Paula Romeo. The motion of American Psychiatric Association for leave to participate in oral argument as *amicus curiae* and for additional time for argument is denied. The motion of respondent for divided argument to permit *amicus curiae* American Psychological Association to present oral argument is denied.

No. **80-1430**. Ted Engle, Superintendent, Chillicothe Correctional Institute, petitioner, *v.* Lincoln Isaac; E. P. Perini, Superintendent, Marion Correctional Institution, petitioner, *v.* Kenneth L. Bell; and Ted Engle, Superintendent, Chillicothe Correctional Institute, petitioner, *v.* Howard Hughes. The motion of Institutional Legal Services Project for leave to file a brief as *amicus curiae* is granted.

No. **80-1538**. James Plyler, Superintendent of the Tyler Independent School District and its Board of Trustees, et al., appellants, *v.* J. and R. Doe, etc., et al.; and

No. **80-1934**. Texas et al., appellants, *v.* Certain Named and Unnamed Undocumented Alien Children, et al. The motion of National School Boards Association for leave to file a brief as *amicus curiae* in No. 80-1934 is granted.

No. **80-1640**. United States Nuclear Regulatory Commission et al., petitioners, *v.* Steven Sholly, et al.; and

No. **80-1656**. Metropolitan Edison Company et al., petitioners, *v.* People Against Nuclear Energy et al. The motion of Edison Electric Institute for leave to file a brief as *amicus curiae* is granted. The motion of petitioners for divided argument is granted.

No. **80-1765**. American Society of Mechanical Engineers, Inc., petitioner, *v.* Hydrolevel Corporation. The motion of Legal Foundation of America for leave to file a brief as *amicus curiae* is granted.

No. **80-5727**. Monty Lee Eddings, petitioner, *v.* Oklahoma. The motion of Washington Legal Foundation for leave to file a brief as *amicus curiae* is granted.

No. **81-247**. Alabama, petitioner, *v.* Wayne Eugene Ritter. The application for stay addressed to The Chief Justice and referred to the Court is denied. Justice Rehnquist dissents from the denial of the application for stay. He believes that upon consideration of Alabama's petition for certiorari, a majority of this Court will conclude that the

case should be remanded to the Supreme Court of Alabama for such proceedings as may be appropriate under *California v. Krivda*, 409 U.S. 33, 35 (1972), and that therefore the traditional stay equities favor the applicant.

No. **81-453**. Paul LaBriola, petitioner, *v. United States*. The application for stay and/or recall of mandate addressed to Justice Rehnquist and referred to the Court is denied.

No. **81-463**. John Brown, Warden, petitioner, *v. Raul Vargas*. The application for stay addressed to Justice Rehnquist and referred to the Court is denied.

#### REHEARINGS DENIED

No. **79-5587**. Charlie Brooks, Jr., petitioner, *v. Texas*;

No. **80-148**. Jeffrey Richard Robbins, petitioner, *v. California*;

No. **80-289**. United Mine Workers of America, Local No. 1854 et al., petitioners, *v. National Labor Relations Board et al.*; and

No. **80-692**. National Labor Relations Board, petitioner, *v. Amax Coal Company, A Division of Amax, Inc. et al.*;

No. **80-328**. New York, petitioner, *v. Roger Belton*; and

No. **80-6604**. Donald Wayne Thomas, petitioner, *v. Georgia*. The petitions for rehearing are denied.

No. **80-5284**. Michael J. Sarto, petitioner, *v. New Jersey*; and

No. **80-6501**. Frank Allen Manley, petitioner, *v. United States*. The motions for leave to file petitions for rehearing are denied.

#### ADMISSIONS TO THE BAR ON WRITTEN MOTIONS, SEPTEMBER 18, 1981

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Thomas Earl Acey, Jr.	Washington, D.C.	Thomas J. Keller.
Robert Dana Adelman	Seattle, Wash.	John B. Midgley.
Ronald Steven Adelman	Honolulu, Hawaii	Bert Martin Luna.
Vance Robert Andrus	Lafayette, La.	John K. Hill, Jr.
Brent Robert Appel	Dubuque, Iowa	Thomas J. Miller.
Kathleen S. Aynes	Twinsburg, Ohio	Jack Grant Day.
Kenneth L. Bachman, Jr.	Washington, D.C.	Daniel B. Silver.
Laurent A. Baillargeon	San Antonio, Tex.	Paul Heermans Smith.
Samuel Eason Balch, Jr.	Birmingham, Ala.	John Bingham.
Richard W. Baldwin	New York, N.Y.	Renato Gial- lorenzi.
Reginald Moore Barley	Richmond, Va.	Jim Lai Chin.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Steven Jay Bassin	New York, N.Y.	Michael E. Gorelick.
Thomas J. Beale	Southfield, Mich.	Hanley M. Gurwin.
Frank Llewellyn Beane	Massillon, Ohio	Donald Norton Krosin.
James R. Bell	St. Paul, Minn.	Gene P. Bradt.
Richard Clifton Bell	Mount Pleasant, S.C.	Lawrence Edward Richter, Jr.
Randy I. Bellows	Washington, D.C.	Robert Paul Mosteller
Robert A. Bergquist	New York, N.Y.	William B. Pennell.
Donald L. Berlin	Morristown, N.J.	Jerome S. Lieb.
Harold Lee Berman	Los Angeles, Calif.	Eugene D. Silverman.
Stephen Bernard	Los Angeles, Calif.	F. Filmore Jaffe.
Sheldon Bernstein	Kansas City, Mo.	Thomas M. Larson.
Roy Barrow Blackwell	Norfolk, Va.	William M. Harris.
Steven Franklin Blalock	Albemarle, N.C.	Richard Lane Brown III.
John Michael Borowski	Union, N.J.	Donald F. Guida.
Harry F. Bosen, Jr.	Salem, Va.	David S. DeJong.
Thomas Andrew Bothwell	Clarkston, Wash.	Patrick Henry McIntyre.
Roy Curtis Breedlove	Tulsa, Okla.	Deryl Lee Gotcher.
Bettina A. Briggs	Taunton, Mass.	Francis M. O'Boy.
Alice Clay Broadwater	Columbia, S.C.	Stanley Horton Kohn.
Alan Gerard Brower	New York, N.Y.	Mahlon Mundell Frankhauser.
Jim Richard Bruce II	Jackson, Miss.	William A. Allain.
Samuel Bufford	Beverly Hills, Calif.	Thomas H. Coleman.
Philip L. Burnett	Fort Myers, Fla.	Diane L. Jensen.
Alphus E. Burt	Houston, Tex.	Howard N. Lucas.
Robert D. Cabe	Little Rock, Ark.	H. William Allen.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Denise Caffrey	Atlanta, Ga.	Paul A. Howell.
Robert Roe Campbell	Knoxville, Tenn.	John Watson Wheeler.
Fred Caploe	El Cerrito, Calif.	Charles J. Williams.
William Frank Carroll	Dallas, Tex.	William B. West.
Craig Roger Carver	Denver, Colo.	John E. Moye.
William M. Chamberlain	Sacramento, Calif.	John Roger Beers.
Daniel D. Chazin	New York, N.Y.	Nathan Lewin.
Alan Lee Chvotkin	Gaithersburg, Md.	Sanford Z. Berman.
James A. Clark	Chicago, Ill.	Roger Pascal.
William Foster Cockrell, Jr.	Washington, D.C.	Edward Lee Weidenfeld.
Gary S. Cohen	Denver, Colo.	Leonard M. Campbell.
Neil H. Cohen	Chicago, Ill.	Joan Susan Cherry.
Robert Morris Cohen	Wyncote, Pa.	Edward G. Mekel.
Thomas M. Collins, Jr.	Cedar Rapids, Iowa	Robert O. Daniel.
Jon Bernard Comstock	Tulsa, Okla.	C. Rabon Martin.
John M. Cooper	Oakland, Calif.	Frank Seales, Jr.
Marc Cooper	Miami, Fla.	Sharon L. Wolfe.
Robert V. Corbett	New York, N.Y.	Sirius C. Cook.
Christophil B. Costas	New York, N.Y.	Richard J. Madison.
Norma Cotti-Cruz	Ponce, P.R.	Hector Mendez- Loucil.
Bobby Joe Cox	Dayton, Ohio	Dwight D. Brannon.
Robert DeWeese Critton, Jr.	West Palm Beach, Fla.	Miller Walton.
Scott Douglas Cunningham	Houston, Tex.	Ralph Denneth McBride.
Gordon Elliott Davenport, Jr.	Alvin, Tex.	Alton C. Todd.
Donnell Preston Davis	Norfolk, Va.	William M. Harris.
James Herman Davis	Los Angeles, Calif.	Matthew Horway Whitteman.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Samuel Joseph Davis	Uniontown, Pa.	Carl R. Schiffman.
William Clifton DeGarmo	Moraga, Calif.	Donald L. Reidhaar.
Marcia Brandon DeLarue	Chicago, Ill.	Judge Simon S. Porter.
Preston Gaylord DeShazo	Dallas, Tex.	John Joseph Ezell.
David Herschel Dickey	Savannah, Ga.	Joseph McDonald Oliver.
Gregory G. Diebold	Cedar Grove, N.J.	Timothy K. Madden.
Gregory J. Donat	Lafayette, Ind.	J. Frederick Hoffman.
Charles Edward Dropkin	New York, N.Y.	William Eldred Jackson.
Richard Albert Dudden	Ogallala, Nebr.	David Theodore Schroeder.
Robert H. Duesenberg	St. Louis, Mo.	Fred D. Turnage.
Patrick L. Dulaney	Aurora, Colo.	George A. Hinshaw.
Warren Eugene Dupwe	Jonesboro, Ark.	Bill W. Bristow.
Ralph Samuel Dweck	Washington, D.C.	Edward S. Horowitz.
Edward C. Eberspacher III	Shelbyville, Ill.	Harlan Heller.
Steven Werner Effman	Lauderhill, Fla.	Theodore P. Mavrick.
F. Earl Ellis, Jr.	Columbia, S.C.	Ernest Joseph Nauful, Jr.
David G. Ellsworth	Los Angeles, Calif.	Richard F. Davis.
Roger H. Elton	Reno, Nev.	Frank Cassas.
Robert Q. Etzel, Jr.	Del Rio, Tex.	Frederick G. Dutton.
Mark I. Feiner	West New York, N.J.	Robert Steven Persky.
Floyd R. Finch, Jr.	Kansas City, Mo.	Judge John W. Oliver.
Stephen Andrew Firestone	Springfield, Va.	David Gordon Racer.
Donald Herbert Flanary, Jr.	Sherman, Tex.	Joseph A. Keith.
Thomas H. Fowler, Jr.	Monroe, La.	Brian Evan Crawford.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Cliff Fridkis	Beverly Hills, Calif.	Andrew S. Garb.
Benjamin A. Friedman	Taunton, Mass.	Francis M. O'Boy
Paul E. Garrison	Tulsa, Okla.	Jefferson G. Greer
Eugene O. Gehl	Madison, Wis.	James C. Herrick
John Carter Gemmill	Phoenix, Ariz.	David L. Haga, Jr.
Martha Elizabeth Geores	Leeds, Maine	Hugh Calkins
Kenneth W. Gideon	Houston, Tex.	Leon Jaworski
Eric R. Gilbertson	Columbus, Ohio	Robert John Walter
Dean Richard Gits	Los Angeles, Calif.	Dennis Allan Fischer
Fausto David Godreau	Ponce, P.R.	Hector Mendez- Loucil
John Bruce Golper	Los Angeles, Calif.	William H. Emer
David Frederick Gomez	Phoenix, Ariz.	Bernard Van O'Steen, Jr.
Robert A. Goodman	Cleveland, Ohio	Kenneth Allan Bravo
Eugene M. Goott	Washington, D.C.	Daniel B. Silver
Thomas Orlo Gorman	Washington, D.C.	Kensel Ross Minshall
John Robert Goshgarian	Waukegan, Ill.	Jack Hoogasian
James F. Gossett	Chicago, Ill.	Arthur R. Rosen
William Marvin Grant, Jr.	Greenville, S.C.	Orville Gibert Calhoun, Jr.
Don E. Green	Sacramento, Calif.	W. Morgan Johnson
Robert Greenberg	Berkeley Heights, N.J.	Paul H. Karwell
Floyd G. Grossman	Carle Place, N.Y.	Herman L. Pedowitz
Jack Haygood Gulley	Del Rio, Tex.	Frederick G. Dutton
David Q. Haag	Houston, Tex.	Jack Eaton Withem
Theodore S. Halaby	Denver, Colo.	David W. Furgason
David B. Hamilton	Charlotte, N.C.	Fenton Tilson Erwin, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Mark Edgar Hammons	El Reno, Okla.	John Campbell Howard
Steven P. Handler	Chicago, Ill.	Michael T. Hannafan
Ann Marie Haralambie	Tucson, Ariz.	Morris King Udall
Jonathan Curry Harris	Baton Rouge, La.	Richard Charles Cadwallader
Peyton S. Hawes, Jr.	Atlanta, Ga.	John K. Train III
Calvin Earl Hayden	Jacksonville, Fla.	John J. Schickel.
Paul J. Hayes	Boston, Mass.	Joseph Weingarten.
S. Russell Headrick	Memphis, Tenn.	Thomas F. Johnston.
Richard H. Hecht	Milwaukee, Wis.	Kenneth J. Phillips.
James A. Hensley	Dayton, Ohio	Dwight D. Brannon.
James Rollen Hermsen	Seattle, Wash.	Howard A. Feldman.
Glen Riley Hetherington III	Houston, Tex.	Robert Alton Shults.
Carol Guenther Hewett	Eureka Springs, Ark.	Harry F. Swanger.
Thomas V. Hayman	New York, N.Y.	Judson A. Parsons, Jr.
Gregory A. Holmes	Concord, N.H.	Dort S. Bigg.
Sanford Ridley Horton, Jr.	Jackson, Miss.	P. Roger Googe, Jr.
Deane Brooks Houston	San Diego, Calif.	Jack D. Farris.
Timothy H. Howlett	Detroit, Mich.	John E. S. Scott.
Michael Lawrence Hughes	St. Francisville, La.	Richard Hilcombe Kilbourne.
Steven Jay Hughes	Jacksonville, Ark.	Michael Kennth Wilson.
Andrew John Hughes, Jr.	Fort Myers, Fla.	George Theophilus Swartz.
Jeffrey Scott Hutzell	Houston, Tex.	Hugh Edward Hackney.
Susan Kay Hvalsoe	Olympia, Wash.	Carl V. Ullman.
Stanley Leonard Iezman	Los Angeles, Calif.	Lazare F. Bernhard.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
John Michael Infrerra	Boston, Mass.	Mark Alan Hart.
Robert Terrence Jackson	Colorado Springs, Colo.	John Lloyd Bushnell.
Joseph Jacobson	Dallas, Tex.	Arthur Harold Geffen.
Robert S. Jones	Atlanta, Ga.	James H. Rollins.
Gerald Kaplan	Morristown, N.J.	Marc L. Dembling.
M. Patrick Keehan	York, Pa.	George Louis Huber, Jr.
Roy Keezel	Houston, Tex.	George Wells Long.
Robert Peter Keno	Northfield, Ill.	Richard J. Hollander.
Thomas E. Kingcade	Palm Beach, Fla.	Marc Richard Goldstein.
Michael K. Kurtis	Washington, D.C.	Richard Sanford Becker.
Rhonda Pines Kurtis	Vienna, Va.	William J. Franklin.
James L. Kurtz	Washington, D.C.	Jeffrey M. Petrash.
R. Dennis Lambrecht	Colorado Springs, Colo.	John L. Bushnell.
Thomas M. Landye	Portland, Oreg.	James Steven Crane.
George Joseph Larke, Jr.	Houma, La.	Douglas J. Authement.
Richard A. Larsen	Dallas, Tex.	Ronald E. Myrick.
Robert W. Larsen	Madison, Wis.	Gerald S. Wilcox.
Robert James Lawing	Winston-Salem, N.C.	James Howard Kelly, Jr.
Russell W. LaPeer	Jacksonville, Fla.	Harold B. Wahl.
Paul James LaPuzza	Omaha, Nebr.	Peter E. Marchetti.
Stanley Lebofsky	Philadelphia, Pa.	Robert W. Costigan.
Gary Edwin Lee	Houston, Tex.	Robert Dodd Bates.
Charles Dixon Lee III	Sumter, S.C.	Jan Lynn Warner.
Wililam G. Lehnig	Louisville, Ky.	Jack E. Ruck.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
John Leubsdorf	Boston, Mass.	J. Harold Flannery, Jr.
James Charles Lipson	Ann Arbor, Mich.	Timothy K. Madden.
James David Little	Fayetteville, N.C.	Ocie F. Murray, Jr.
Robert C. Lowe	New Orleans, La.	Max Nathan, Jr.
Robert E. Mack	Tacoma, Wash.	Slade Gorton.
Paula Mackin	Boston, Mass.	John A. Dziamba.
Andrew P. Mantovani	New York, N.Y.	Marvin Stillman.
Dennis Manzanares	Santa Fe, N. Mex.	William D. Teel.
Victor L. Marcello	Donaldsonville, La.	A. Edward Hardin.
Thomas Wayne Marshall	Atlanta, Ga.	W. Preston White, Jr.
Edward M. McCord	Washington, D.C.	Douglas George Robinson.
J. Michael McDonald	Baton Rouge, La.	John Warren Sinquefield.
J. Richard McEachern	St. Louis, Mo.	Thomas J. Guilfoil.
Prudence M. McGregor	Taunton, Mass.	Francis M. O'Boy.
Thomas Patrick McMahon	Denver, Colo.	Richard Francis Hennessey.
Paul T. Meiklejohn	New York, N.Y.	John M. Calimafde.
James Russell Merola	Palm Beach, Fla.	Marc Richard Goldstein.
Dennis G. Merrill	Richmond, Va.	John A. Rupp.
Ira Mickenberg	New York, N.Y.	William Lane Bruce.
Joyce D. Miller	Bridgeton, N.J.	Sandra Lea Lynch.
David R. Minikel	Olympia, Wash.	Walter E. White.
John Foster Mitchell	Winston-Salem, N.C.	John Robert Elster.
Michael Roger Mitwol	Wilmington, N.C.	David Rock Whitten.
Charles E. Moore	Owensboro, Ky.	Morton Holbrook.
Scott Rikio Nakagawa	Honolulu, Hawaii	John F. Schweigert.
Harlan Batson Naylor III	Houston, Tex.	Ramon E. Williams.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Steven L. Nelson	Des Moines, Iowa	Donald A. Wine.
James David Nichols	Los Angeles, Calif.	Joyce Luther Kennard.
Clark Richards Nielsen	Salt Lake City, Utah	Arthur H. Nielsen.
Charles R. Nixon	Princeton, Ind.	Verner P. Partenheimer, Jr.
James L. Norris	Vermillion, S. Dak.	F. Joseph DuBray.
Curt Lee Owen	Los Angeles, Calif.	Ephraim Margolin.
John S. Pacocha	Chicago, Ill.	Richard E. Alexander.
Norman Anthony Palmiere	Rochester, N.Y.	Louis Cristo.
Darrell Panethiere	Chicago, Ill.	Henry A. Panethiere.
James Loughridge Pannell	Savannah, Ga.	Joseph McDonald Oliver.
Laljeebhai R. Patel	West Hartford, Conn.	Irving S. Ribicoff.
Linley E. Pearson	Frankfort, Ind.	Robert Steven Spear.
Ann S. Pepperman	Williamsport, Pa.	Charles J. McKelvey.
Alfonso J. Perez	Miami, Fla.	John L. Britton.
Grover A. Perrigue III	Pasadena, Calif.	Michael Douglas Dempsey.
Robert L. Pettit	Washington, D.C.	Robert L. Heald.
Richard J. Phelan	Chicago, Ill.	Kevin Michael Forde.
Richard Taylor Phillips	Batesville, Miss.	Pascal J. Townsend, Jr.
Richard W. Pierotti	Memphis, Tenn.	Parham H. Williams, Jr.
Michael A. Pope	Chicago, Ill.	Byron L. Gregory.
Tulio R. Prieto	New York, N.Y.	Jack A. Greenbaum.
Jerry Damon Pruitt	Forth Smith, Ark.	Dale Bumpers.
Thomas J. Purdom	Lubbock, Tex.	George H. Mahon.
Arthur Richard Redgrave	Boca Raton, Fla.	Roy C. Osborne.
Richard Reich	Seattle, Wash.	Allen H. Sanders.
Richard Edward Reiter, Jr.	Jonesboro, Ga.	Jay William Bouldin

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
C. Harker Rhodes, Jr.	Chicago, Ill.	Lawrence Robert Samuels
Dee Hughes Richardson	Midland, Tex.	John H. Pickering.
Fred M. Ridolphi, Jr.	Memphis, Tenn.	Walter P. Armstrong, Jr.
Ivan Rivera	Dallas, Tex.	Fred Leonard Lander III.
Roger R. Roe, Jr.	Minneapolis, Minn.	Richard J. Nygaard.
Fred Rosenberg	Teaneck, N.J.	Michael J. Pichel
Philard Leanon Rounds, Jr.	Tulsa, Okla.	Thomas R. Brett.
Gordon H. Rowe, Jr.	Dallas, Tex.	Harold Hoffman.
David Beryl Rubin	New Brunswick, N.J.	Jack Borrus.
William Phineas Russell, Jr.	St. Louis, Mo.	Curtis C. Crawford.
Mark Wayne Sabel	Atlanta, Ga.	Albert M. Horn.
Gerald A. Sadler	Houston, Tex.	Charles F. Johnson.
Geraldine Graham Sandor	Newport Beach, Calif.	David Lawrence Sandor.
Robert B. Schambach	Metairie, La.	Roy S. Lilley.
Sara D. Schotland	Washington, D.C.	Daniel B. Silver.
Ira I. Schreiber	New York, N.Y.	Barry Martin Schreiber.
Edward Lloyd Schuller	Chicago, Ill.	Daniel J. Azulay.
Stanley M. Schurgin	Boston, Mass.	Joseph Weingarten.
Robert Lee Shapiro	Palm Beach, Fla.	Marc Richard Goldstein.
Ernest Mark Sharpe	Grand Rapids, Mich.	Paul K. Gaston.
Michael Rudden Sheehan	San Francisco, Calif.	Ignazio John Ruvolo
Joseph D. Shein	Philadelphia, Pa.	Harry W. Kurtzman.
William Z. Shulman	West New York, N.J.	Robert Steven Persky.
Ronald E. Smith	Clearwater, Fla.	Brian E. Johnson.
Mark Steven Snyder	Philadelphia, Pa.	Frederick S. Patti.
Donald J. Snyder, Jr.	Greensburg, Pa.	B. Patrick Costello.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Janet Marloff Sonnenfeld	Philadelphia, Pa.	Gregory M. Harvey.
Thomas Wayne Sorrels	Dothan, Ala.	William L. Dickinson.
Julian Henry Spirer	New York, N.Y.	Clifford James Brenner.
Jay Francis Stein	Santa Fe, N. Mex.	Richard A. Simms.
Rick M. Stein	Beverly Hills, Calif.	Robert Schlifkin.
C. V. Stelzenmuller	Birmingham, Ala.	Samuel H. Burr.
Mark Allen Stengel	Syosset, N.Y.	Gary B. Pillersdorf.
Walter W. Stern III	Kenosha, Wis.	Terry W. Rose.
Richard Lee Stradley	Missoula, Mont.	Constance Iona Slaughter.
David Marshall Sudbury	Dallas, Tex.	James Laurence AuBuchon.
Kenneth Hosrof Tatarian	Boston, Mass.	Morris M. Goldings.
Thomas R. Tedcastle	Tallahassee, Fla.	Michael Dean Franks.
Anne McGrath Thomas	Cambridge, Mass.	Joseph B. McGrath.
Gregory A. Thomas	San Francisco, Calif.	Thomas B. Stoel, Jr.
Richard Gary Thomas	Dallas, Tex.	James S. Maxwell.
Robert W. Tinnell	El Paso, Tex.	Edward Walter Dunbar.
John G. Torian II	Lafayette, La.	Joseph Onebane.
Rodney Shelton Toth	Charlotte, N.C.	David Moffatt McConnell.
William Byrd Traxler, Jr.	Greenville, S.C.	William Walter Wilkins, Jr.
Anthony Samuel Troia	Omaha, Nebr.	Theodore L. Richling.
Samuel J. Trueblood	Philadelphia, Pa.	Martin M. Krinsky.
James Lenox Truitt	Dallas, Tex.	John Bernard Nelson.
John L. Tully	Tucson, Ariz.	Stanley G. Feldman.
Lewis Nathaniel Unger	Los Angeles, Calif.	Neil C. Baker.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
John Clark Unkovic	Pittsburgh, Pa.	Leonard L. Scheinholtz
David B. VanSickel	Des Moines, Iowa	Stephen Wandless Roberts.
Nicolai Von Kreisler	Austin, Tex.	Wm. B. Carssow.
Bill T. Walker	St. Louis, Mo.	Sterry R. Waterman.
Carolyn Nalbach Waller	Bethesda, Md.	Maurice A. Roberts.
James Wawro	Los Angeles, Calif.	Jack L. Lewis.
Janice A. Wezelman	Tucson, Ariz.	Stanley G. Feldman.
William Gold Whatley	Baton Rouge, La.	Theodore L. Jones.
Franklin Carl Whigham	Sanford, Fla.	Oren Douglas Stenstrom.
Alan Bruce White	Chicago, Ill.	Joseph V. Karaganis.
Robert Edward White	San Francisco, Calif.	Richard Lester Jaeger.
Brent A. Wilbur	Pierre, S. Dak.	Charles M. Thompson.
Thomas Keith Williams	Juneau, Alaska	Wilson L. Condon.
Robert LeRoy Wilson	Los Angeles, Calif.	Stanley Elliot Tobin.
Robert C. Wilson, Jr.	Greenville, S.C.	Orville Gilbert Calhoun, Jr.
Lawrence A. Winkle	Dallas, Tex.	Ernest Leroy Hallman, Jr.
Robert A. Wooten, Jr.	Los Angeles, Calif.	Matthew Horway Witteman.
Kenneth Michael Wright	Lake Charles, La.	Allen L. Smith, Jr.
Mark D. Young	Washington, D.C.	William E. Gressman.
Thomas James Young	Omaha, Nebr.	Peter E. Marchetti.
Alan Ralph Yuspeh	Bethesda, Md.	J. Bennett Johnston, Jr.
Howard David Zuckerman	Morristown, N.J.	Anthony L. Russo.
John Edward Zydron	Chesapeake, Va.	Charles Edward Vogan, Jr.





## SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Burger, Justice Brennan, Justice White, Justice Marshall, Justice Blackmun, Justice Powell, Justice Rehnquist, Justice Stevens, and Justice O'Connor.

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The judicial oath was administered by the Chief Justice in the Conference Room:

Judge O'Connor took the following oath:

"I, Sandra Day O'Connor, do solemnly swear that I will administer justice without respect to persons, and do equal right to the poor and to the rich, and that I will faithfully and impartially discharge and perform all the duties incumbent upon me as Associate Justice of the Supreme Court of the United States, according to the best of my abilities and understanding, agreeably to the Constitution and laws of the United States.

"So Help me God."

"SANDRA DAY O'CONNOR.

"Subscribed and sworn to before me this twenty-fifth day of September 1981.

"WARREN E. BURGER,  
"Chief Justice."

The Chief Justice said:

"This special sitting of the Court is held to receive the Commission of our newly-appointed Associate Justice, Judge Sandra Day O'Connor. On behalf of the Court, Mr. President, I extend to you and Mrs. Reagan a warm welcome.

"The Court now recognizes the Attorney General of the United States, William French Smith."

Mr. Attorney General Smith said:

"Mr. Chief Justice and may it please the Court:

"I have the Commission which has been issued to Judge Sandra Day O'Connor as an Associate Justice of this Court. It has been duly signed by the President of the United States and attested by me as Attorney General of the United States.

"I move that the Clerk read the Commission and that it be made a permanent record of this Court. Thank you."

The Chief Justice said:

"Your motion is granted, Mr. Attorney General, Mr. Clerk, will you please read the Commission?"

The Clerk then read the Commission as follows :

“RONALD REAGAN,  
*“President of the United States of America.”*

“To all who shall see these Presents, Greeting :

“Know Ye ; That reposing special trust and confidence in the Wisdom, Uprightness, and Learning of Sandra Day O’Connor, of Arizona, I have nominated, and, by and with the advice and consent of the Senate, do appoint her an Associate Justice of the Supreme Court of the United States and do authorize and empower her to execute and fulfill the duties of that Office according to the Constitution and Laws of the said United States, and to Have and to Hold the said Office, with all the powers, privileges and emoluments to the same of right appertaining, unto Her, the said Sandra Day O’Connor, during her good behavior.

“In testimony whereof, I have caused these Letters to be made patent and the seal of the Department of Justice to be hereunto affixed.

“Done at the City of Washington this twenty-second day of September, in the year of our Lord one thousand nine hundred and eighty-one, and of the Independence of the United States of America the two hundred and sixth.”

[SEAL]

“RONALD REAGAN.

“By the President :

“WILLIAM FRENCH SMITH,  
*“Attorney General.”*

The Chief Justice said :

“In the meantime, Judge O’Connor has been waiting, occupying the chair once occupied by John Marshall when he was Chief Justice of the United States and I now ask the Clerk to escort Judge O’Connor to the bench.”

Judge O’Connor was escorted by the Clerk to the Bench and the oath of office was then administered by the Chief Justice.

“Judge O’Connor, are you prepared to take the oath?”

On Judge O’Connor’s acquiescence Judge O’Connor took the following oath :

“I, Sandra Day O’Connor, do solemnly swear that I will support and defend the Constitution of the United States against all enemies, foreign and domestic ; that I will bear true faith and allegiance to the same ; that I take this obligation freely, without any mental reservation or purpose of evasion ; and that I will well and faithfully discharge the duties of the office on which I am about to enter.

“So Help me God.”

The Chief Deputy Marshal assisted Justice O'Connor in robing and escorted her to her place on the Bench.

The Chief Justice said :

“Justice O'Connor, on behalf of all the members of the Court, and retired Justice Potter Stewart, it is a pleasure to extend to you a very warm welcome as an Associate Justice of this Court and to wish you a very long life and a long and happy career in our common calling.”

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Adjourned until, Monday, October 5, 1981.

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