

OCTOBER TERM 2004

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STATISTICS AS OF JUNE 28, 2005

	Original	Paid Cases	In Forma Pauperis Cases	Total
Number of cases on docket.....	4	2041	6543	8588
Cases disposed of.....	0	1687	5814	7501
Remaining on docket	4	354	729	1087
Cases docketed during term:				
Paid cases.....				1741
<i>In forma pauperis</i> cases.....				5755
Original cases				0
Total				<u>7496</u>
Cases remaining from last term				1092
Total cases on the docket.....				8588
Cases disposed of.....				7501
Number remaining on docket.....				1087
Petitions for certiorari granted:				
In paid cases				69
In <i>in forma pauperis</i> cases.....				11
Appeals granted:				
In paid cases				0
Total cases granted plenary review				80
Cases argued during term.....				87
Number disposed of by full opinions				85
Number disposed of by <i>per curiam</i> opinions				2
Number set for reargument next term.....				0
Cases available for argument at beginning of term.....				46
Disposed of summarily after review was granted.....				0
Original cases set for argument				2
Cases reviewed and decided without oral argument				826
Total cases available for argument at start of next term.....				41
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Number of written opinions of the Court.....				74
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Number of lawyers admitted to practice as of June 28, 2005:				
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Total				<u>4026</u>

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SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

The Chief Justice said: "I have the honor to announce, on behalf of the Court, that the October 2003 Term of the Supreme Court of the United States is now closed, and the October 2004 Term is now convened.

"Today's orders of the Court have been duly entered and certified, and filed with the Clerk, and they will not be otherwise announced."

"The Court now recognizes the Attorney General of the United States, John D. Ashcroft." The Attorney General said:

"Mr. Chief Justice, and may it please the Court. I have the honor to present to the Court the Acting Solicitor General, Paul D. Clement of Virginia."

The Chief Justice said: "Mr. Solicitor General, the Court welcomes you to the performance of the important office that you have assumed, to represent the government of the United States before this Court. We wish you well in your office." The Acting Solicitor General said:

"Thank you, Mr. Chief Justice."

CERTIORARI—SUMMARY DISPOSITIONS

No. **03–1540**. Sonia LaFontaine, aka Sonia Fromme, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Second Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Second Circuit for further consideration in light of *Crawford v. Washington*, 541 U. S. — (2004).

No. **03–9851**. Ernest Varacalli, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Second Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Second Circuit for further consideration in light of *Crawford v. Washington*, 541 U. S. — (2004).

No. **03–10242**. Charles Wedgeworth, Petitioner *v.* Kansas. On petition for writ of certiorari to the Court of Appeals of Kansas. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ

of certiorari granted. Judgment vacated, and case remanded to the Court of Appeals of Kansas for further consideration in light of *Crawford v. Washington*, 541 U. S. — (2004).

No. **03-10328**. Bobby Lee Hines, Petitioner *v.* Gary L. Johnson, Executive Director, Texas Department of Criminal Justice, et al. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *Nelson v. Campbell*, 541 U. S. — (2004).

No. **03-10835**. Michael W. Sarr, Petitioner *v.* Wyoming. On petition for writ of certiorari to the Supreme Court of Wyoming. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the Supreme Court of Wyoming for further consideration in light of *Crawford v. Washington*, 541 U. S. — (2004).

No. **04-5098**. Shirley Calcano, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Second Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Second Circuit for further consideration in light of *Crawford v. Washington*, 541 U. S. — (2004).

ORDERS IN PENDING CASES

No. **04A135**. Lori M. Metzsch, Applicant *v.* Avaya, Inc. Application to recall and stay the mandate addressed to Justice Scalia and referred to the Court denied. Justice O'Connor took no part in the consideration or decision of this application.

No. **03M84**. Frederick Clark, Petitioner *v.* James Conway, Superintendent, Attica Correctional Facility. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **03M85**. John Martini, Sr., Petitioner *v.* Roy L. Hendricks, Administrator, New Jersey State Prison, et al. Motion for leave to file a petition for writ of certiorari under seal with redacted copies for the public record granted.

No. **03M86**. Rudolfo B. Martinez, Petitioner *v.* Ms. Breaux, et al. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **03M87**. Jose Luis Chavez, Petitioner *v.* United States. Motion for leave to file a petition for writ of certiorari under seal with redacted copies for the public record granted.

No. **03M88**. Joseph Vlasek, Petitioner *v.* Phillip D. Levey. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **03M89**. Daniel Segun Oyeniran, Petitioner *v.* United States. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **03M90**. Charles E. Wood, Petitioner *v.* Crown Redi-Mix, Inc., dba Crown Building Materials, Inc. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **04M1**. Thomas A. Gooden, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **04M2**. In Re Saddam Hussein, Petitioner. Motion for leave to proceed *in forma pauperis* without an affidavit of indigency executed by petitioner denied.

No. **04M3**. Richard E. Heim, Petitioner *v.* University of Miami, et al. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **04M4**. John Doe, Petitioner *v.* United States. Motion for leave to file a petition for writ of certiorari under seal with redacted copies for the public record granted.

No. **04M5**. Danny Courter, Sr., Petitioner *v.* Kansas, et al. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **04M6**. Robert Contreras, Petitioner *v.* Texas. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **04M7**. Seymour Chorches, Petitioner *v.* Chrysler Financial Company LLC, et al. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time under Rule 14.5 denied.

No. **04M8**. Nora Reyes Calero, Petitioner *v.* Carmen Celia Pagan Pagan, et al. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **04M9**. Richard Greenlee, Petitioner *v.* United States Postal Service, et al. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time under Rule 14.5 denied.

No. **04M10**. Robert Lee Lewis, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **04M11**. Dorothy Mitchell, Petitioner *v.* Per-Se Technologies, Inc. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **65, Original**. State of Texas, Plaintiff *v.* State of New Mexico. Motions of the River Master for fees and reimbursement of expenses granted, and the River Master is awarded a total of \$2,516.00 for the period January 1, 2004, through March 31, 2004, and a total of \$2,452.38 for the period April 1, 2004, through June 30, 2004.

No. **02–626**. South Florida Water Management District, Petitioner *v.* Miccosukee Tribe of Indians, et al. Motion of respondent Friends of the Everglades, Inc., for attorneys' fees denied without prejudice to filing in the United States Court of Appeals for the Eleventh Circuit.

No. **03–898**. Miguel G. Ortiz Velez, Mayor of Sabana Grande, Puerto Rico, et al., Petitioners *v.* Santos Rivera-Torres, et al. Motion of respondents for attorneys' fees denied without prejudice to filing in the United States Court of Appeals for the First Circuit.

No. **03–1237**. Merck KGaA, Petitioner *v.* Integra Lifesciences I, Ltd., et al. The Acting Solicitor General is invited to file a brief in this case expressing the views of the United States. Justice O'Connor and Justice Breyer took no part in the consideration or decision of this petition.

No. **03–1293**. David Whitfield, Petitioner *v.* United States. Motion of petitioner for leave to proceed further herein *in forma pauperis* granted.

No. **03–1294**. Haywood Eudon Hall, aka Don Hall, Petitioner *v.* United States. Motion of petitioner for leave to proceed further herein *in forma pauperis* granted.

No. **03–1445**. Jerry Regier, Secretary, Florida Department of Children & Families, et al., Petitioners *v.* Does 1-13, et al. Motion of respondents for attorneys' fees denied without prejudice to filing in the United States Court of Appeals for the Eleventh Circuit.

No. **03–9005**. Matthew D. Cuyler, Petitioner *v.* Wal-Mart Stores. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* denied. Justice Breyer took no part in the consideration or decision of this motion.

No. **03–9046**. Charles Russell Rhines, Petitioner *v.* Douglas Weber, Warden. Motion of petitioner for appointment of counsel granted. Ro-

berto A. Lange, Esquire, of Sioux Falls, South Dakota, is appointed to serve as counsel for the petitioner in this case.

No. **03-9168**. Reginald Shepard, Petitioner *v.* United States. Motion of petitioner for appointment of counsel granted. Linda J. Thompson, Esq., of Springfield, Massachusetts, is appointed to serve as counsel for the petitioner in this case.

No. **03-10284**. In Re James L. Brooks, Jr., Petitioner. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* denied.

No. **03-10574**. In Re Michael R. Shemonsky, Petitioner. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner allowed until October 25, 2004, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

No. **03-10769**. In Re Michael R. Shemonsky, Petitioner. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner allowed until October 25, 2004, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

No. **03-10777**. Althea M. Keup, Petitioner *v.* Wisconsin Department of Health and Family Services, et al. The Acting Solicitor General is invited to file a brief in this case expressing the views of the United States.

No. **03-10857**. In Re Michael R. Shemonsky, Petitioner. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner allowed until October 25, 2004, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

No. **03-10891**. Gordon K. Allen, Jr., Petitioner *v.* United States. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner allowed until October 25, 2004, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

No. **03-10900**. Bruce C. Noble, Petitioner *v.* Iowa Department of Corrections. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner allowed until October 25, 2004, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

No. **03-10979**. Brent E. Merritt, Petitioner *v.* United States. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner

allowed until October 25, 2004, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

No. **04-5173**. Lawrence W. Wright, Petitioner *v.* United States. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner allowed until October 25, 2004, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

No. **04-5188**. Ademola Shobande, Petitioner *v.* John D. Ashcroft, Attorney General, et al. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner allowed until October 25, 2004, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

CERTIORARI DENIED

No. **03-1240**. Flexible Products Company, Randy Peterson, and Doug Cruickshank, Petitioners *v.* Roger Ervast. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-1269**. Alfred Castellano, Petitioner *v.* Chris Fragozo, et al.; and

No. **03-1417**. Chris Fragozo and Maria Sanchez, Petitioners *v.* Alfred Castellano. Petitions for writs of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-1280**. George E. Warren Corporation, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **03-1300**. Arthur L. Zulick, Petitioner *v.* Jennifer Ann Wise, et al. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Middle District, denied.

No. **03-1304**. Doris Stieglitz Ward, Individually and on Behalf of All Others Similarly Situated, Petitioners *v.* South Carolina. Petition for writ of certiorari to the Supreme Court of South Carolina denied.

No. **03-1375**. Thomas Rybicki, Fredric Grae, and Grae, Rybicki & Partners, P.C., Petitioners *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **03-1389**. Judicial Watch, Inc., Petitioner *v.* Internal Revenue Service. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **03-1414**. Ronald A. Hamilton, Petitioner *v.* J. D. Collett, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-1418**. Robert Harris, et al., Petitioners *v.* Federal Aviation Administration, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **03-1420**. Michael Griffin and Lake County, Indiana, Petitioners *v.* Indiana Department of Local Government Finance. Petition for writ of certiorari to the Indiana Tax Court denied.

No. **03-1424**. Ali Saleh Kahlah al-Marri, Petitioner *v.* Donald H. Rumsfeld, Secretary of Defense, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **03-1425**. Marvin L. Barmes, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **03-1428**. City of Austin, Texas, et al., Petitioners *v.* Les Brownlee, Acting Secretary of the Army, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-1433**. Robert W. Rann, Petitioner *v.* Elaine L. Chao, Secretary of Labor. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **03-1439**. Allison Sousa, as Executor of the Will of Christopher Sousa, Deceased, et al., Petitioners *v.* Unilab Corporation Class II (Non-Exempt) Members Group Benefit Plan, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-1440**. Kalama Services, Inc., et al., Petitioners *v.* Director, Office of Workers' Compensation Programs, Department of Labor, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-1448**. Garrick Turner, Petitioner *v.* Connecticut. Petition for writ of certiorari to the Supreme Court of Connecticut denied.

No. **03-1449**. Aeroquip-Vickers, Inc. and Subsidiaries, fka Trinova Corporation and Subsidiaries, Petitioners *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-1450**. Mohammad Khan, et ux., Petitioners *v.* John D. Ashcroft, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **03-1480**. Domer L. Ishler and 20th Century Marketing, Inc., Petitioners *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-1485**. Robert B. McCloy, Jr., Petitioner *v.* Department of Agriculture. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **03-1487**. Lisa Fisher, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-1495**. Susan Moran, et al., Petitioners *v.* J. Elliott Hibbs, Director, Arizona Department of Revenue, et al. Petition for writ of certiorari to the Supreme Court of Arizona denied.

No. **03-1499**. Halia S. Marsh, Executrix of the Estate of Robert Sidney Marsh, Theodore C. McLeod, Executor of the Estate of Beulah McLeod, and Thomas R. Speer, Petitioners *v.* W. R. Grace & Company, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **03-1504**. Charles K. Monin, Jr., Petitioner *v.* Monin, Inc., et al. Petition for writ of certiorari to the Court of Appeals of Kentucky denied.

No. **03-1506**. Tonya Williams, Petitioner *v.* Columbus Metropolitan Housing Authority. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-1507**. Leon Harrell, Petitioner *v.* CNA Insurance Companies, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **03-1511**. Robert E. Wright, Sr., Petitioner *v.* Montgomery County, Pennsylvania, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **03-1512**. Ronald Richard Johnson, et ux., Petitioners *v.* City of Shorewood, Minnesota, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **03-1515**. City of McAlester, Oklahoma, et al., Petitioners *v.* Pittsburgh County Rural Water District No. 7, et al.; and

No. **03-1643**. Pittsburgh County Rural Water District No. 7, Petitioner *v.* City of McAlester, Oklahoma, et al. Petitions for writs of cer-

tiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **03-1517**. Tim Scarrot and Andrew Koponen, Petitioners *v.* Kely Wilkins, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-1518**. Steven Chortek, et al., Petitioners *v.* City of Milwaukee, Wisconsin, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **03-1519**. Marlon Bramwell, Petitioner *v.* Federal Bureau of Prisons. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-1521**. Visa U. S. A., Inc., Petitioner *v.* United States; and

No. **03-1532**. MasterCard International Incorporated, Petitioner *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **03-1523**. Ceola James, Petitioner *v.* Amy Tuck, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-1524**. Clarence Brent Haeberle, Petitioner *v.* University of Louisville, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-1527**. Jerry Paul Henderson, Petitioner *v.* Donal Campbell, Commissioner, Alabama Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-1529**. Cheri Smith, Petitioner *v.* New Mexico. Petition for writ of certiorari to the Court of Appeals of New Mexico denied.

No. **03-1533**. Dario Krstic, Petitioner *v.* John D. Ashcroft, Attorney General, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-1534**. Phoebe Ruiz-Valera, Petitioner *v.* Association of the Bar of the City of New York. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **03-1535**. Victor DeSordi, Jr., Petitioner *v.* John Burge, Superintendent, Auburn Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **03-1536**. Darnell Byron Watson, Petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **03-1537**. Richard Miller Walker, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Appeals of Texas, Fourteenth District, denied.

No. **03-1545**. Stephen Wolk, et ux., Petitioners *v.* Orange County, Florida, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-1546**. Ulysses I & Company, Inc., Petitioner *v.* Gary Feldstein, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **03-1548**. Edward G. Novotny, in His Individual Capacity as Trustee of Midwest Limited and Sunrise Investments, Petitioner *v.* United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **03-1549**. GM Enterprises, Inc., Petitioner *v.* Town of St. Joseph, Wisconsin. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **03-1550**. Montana Right to Life Association, et al., Petitioners *v.* Robert Eddleman, in His Official Capacity as County Attorney for Stillwater County, Montana, and as a Representative of the Class of County Attorneys in the State of Montana, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-1552**. Mainstream Marketing Services, Inc., et al., Petitioners *v.* Federal Trade Commission, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **03-1554**. Kenneth Pledger, Individually and on Behalf of His Minor Children, Darnell Pledger, Rachel Robinson, Keira Johnson, Ivan Pledger, Storn Pledger, and Jilasea Henry, et al., Petitioners *v.* Phil Guilbeau Offshore, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-1555**. Donna Jeanne Moss, Petitioner *v.* The Enlarged City School District of the City of Amsterdam, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **03-1557**. Karim Salehpoor, Petitioner *v.* Moshen Shahinpoor, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **03-1560**. Joseph Ureneck, Petitioner *v.* Ping Cui. Petition for writ of certiorari to the Appeals Court of Massachusetts denied.

No. **03-1561**. Jesus Garcia-Zavala, Petitioner *v.* John D. Ashcroft, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-1562**. HCA Inc. & Subsidiaries, Successor to Hospital Corporation of America & Subsidiaries, Petitioners *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-1563**. Robert Horton, Nationalist Television, and Barry Hackney, Petitioners *v.* City of Houston, Texas, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-1564**. Granite State Outdoor Advertising, Inc., Petitioner *v.* City of Clearwater, Florida, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-1565**. Alwyn Farey-Jones, Petitioner *v.* George Theofel, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-1567**. Peter T. Myers, Petitioner *v.* American Society of Composers, Actors, and Publishers. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **03-1568**. Victorio J. Martinez, Ofir Martinez, Joseph S. Griffin, Colleen Griffin, Verner R. Glenn, Janie E. Glenn, John S. Wade, Jr., and Iris Riley, Petitioners *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **03-1569**. Donald Martin, Petitioner *v.* DeComa Love-Lane; and

No. **03-1680**. DeComa Love-Lane, Petitioner *v.* Donald Martin. Petitions for writs of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **03-1572**. Terry Jorgenson, Petitioner *v.* John Cason, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-1574**. Bobby Joe Wince, et al., Petitioners *v.* Susan Stemler, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-1575**. Washington-Dulles Transportation, Ltd., Petitioner *v.* Metropolitan Washington Airports Authority. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **03-1576**. John Corbett McCombs, Petitioner *v.* V. Frank Desguin, In His Official Capacity as Property Appraiser, Charlotte County,

Florida, et al. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **03-1577**. Josette Dumont DeCarlo, Executrix of the Estate of Daniel S. DeCarlo, Petitioner *v.* Archie Comic Publications, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **03-1578**. Momolu V. S. Sirleaf, et ux., Petitioners *v.* F. Vernon Boozer, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **03-1582**. Associated Builders and Contractors of Southern California, Inc., Petitioner *v.* Lucille Acosta, in Her Official Capacity as Acting Chief, Division of Apprenticeship Standards, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-1584**. Sally Hines and Erin Hines, Petitioners *v.* City of Chicago, Illinois, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **03-1587**. Nicolas Estiverne, Petitioner *v.* Hibernia Corporation, et al. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. **03-1588**. Minka Lighting, Inc., Petitioner *v.* Craftmade International, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **03-1590**. Medinol Ltd., Petitioner *v.* Johnson & Johnson, et al. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **03-1592**. Prewitt Enterprises, Inc., et al., Petitioners *v.* Organization of the Petroleum Exporting Countries. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-1593**. Robert R. Monaco, Petitioner *v.* American General Assurance Company, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **03-1594**. Richard J. Angelico, Petitioner *v.* Lehigh Valley Hospital, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **03-1595**. Employers Insurance of Wausau, Petitioner *v.* El Banco de Seguros del Estado. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **03-1599**. City of Mesa, Arizona, Petitioner *v.* Craig W. Petersen. Petition for writ of certiorari to the Supreme Court of Arizona denied.

No. **03-1600**. Dominique K. Gantt, Petitioner *v.* Security, USA, Incorporated. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **03-1602**. Artichoke Joe's, et al., Petitioners *v.* Gale A. Norton, Secretary of the Interior, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-1603**. Blue Circle, Inc., Petitioner *v.* Georgia Department of Revenue, et al. Petition for writ of certiorari to the Court of Appeals of Georgia denied.

No. **03-1604**. Cathey Baskin, Petitioner *v.* Rutherford County, Tennessee, et al. Petition for writ of certiorari to the Supreme Court of Tennessee, Middle Division, denied.

No. **03-1605**. Dick W. Arrington, Petitioner *v.* Southwestern Bell Telephone Company. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-1607**. Anthony Johnson, Petitioner *v.* John McCullah, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **03-1608**. Kenneth L. Nord, Petitioner *v.* The Black & Decker Disability Plan. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-1609**. Providence Health System-Washington, dba Providence Yakima Medical Center, dba Providence Yakima Medical Center Skilled Nursing Facility, Petitioner *v.* Tommy G. Thompson, Secretary of Health and Human Services. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-1611**. Commonwealth Construction Management, Inc., et al., Petitioners *v.* Board of Zoning Appeals of Fairfax County, et al. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **03-1612**. Remigio I. Agustin, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **03-1613**. Eileen Lasher, Petitioner *v.* Daniel Lasher. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, denied.

No. **03-1614**. Min Jin, Petitioner *v.* Metropolitan Life Insurance Company. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **03-1615**. Philip R. McNeil, Petitioner *v.* Verisign, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-1616**. Harpreet Kaur, Petitioner *v.* John D. Ashcroft, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-1617**. John Doe, Petitioner *v.* David Thompson, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-1618**. Catholic Charities of Sacramento, Inc., Petitioner *v.* California, et al. Petition for writ of certiorari to the Supreme Court of California denied.

No. **03-1620**. Waymon Hobdy, Petitioner *v.* California, et al. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **03-1621**. Daryl Keith Holton, Petitioner *v.* Tennessee. Petition for writ of certiorari to the Supreme Court of Tennessee, Middle Division, denied.

No. **03-1623**. James L. Haugen, Petitioner *v.* Henry County, Georgia, et al. Petition for writ of certiorari to the Supreme Court of Georgia denied.

No. **03-1624**. Linda-Ann Heldt, Petitioner *v.* Michigan. Petition for writ of certiorari to the Court of Appeals of Michigan denied.

No. **03-1625**. James Gardner, Jr., Petitioner *v.* Heartland Express, Inc. Petition for writ of certiorari to the Supreme Court of Iowa denied.

No. **03-1626**. Peter D. Barna, Petitioner *v.* Angela C. Barna. Petition for writ of certiorari to the District Court of Appeal of Florida, Fourth District, denied.

No. **03-1627**. Michael T. Howell, et ux., Petitioners *v.* Hugh Ricci, et al. Petition for writ of certiorari to the Supreme Court of Nevada denied.

No. **03-1630**. Iwan Mandycz, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-1631**. Sherry Burns Beavers, Petitioner *v.* Jay Brown, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-1632**. Apparajan Ganesan, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-1634**. Substance, Inc. and George N. Schmidt, Petitioners *v.* Chicago Board of Education. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **03-1636**. In Re Willard D. Gross and Eugene Gross, Petitioners. Petition for writ of certiorari to the Court of Appeals of Kentucky denied.

No. **03-1637**. Daniel James Barnett, Petitioner *v.* Colorado. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **03-1638**. Edison Pilgrim Crawford, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **03-1639**. Biodiversity Associates, et al., Petitioners *v.* Rick D. Cables, Regional Forester, United States Forest Service, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **03-1640**. Nebraska, et al., Petitioners *v.* Environmental Protection Agency. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **03-1641**. George D. King, Petitioner *v.* Indiana. Petition for writ of certiorari to the Court of Appeals of Indiana, Fourth District, denied.

No. **03-1642**. Ellis E. Neder, Jr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-1646**. Jesus Cantu, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-1647**. District of Columbia Board of Elections and Ethics, Petitioner *v.* Wayne Turner, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **03-1649**. Mark Martin, Petitioner *v.* City of Oceanside, California, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-1650**. Steven Biener, et al., Petitioners *v.* Frank Calio, Election Commissioner of Delaware, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **03-1651**. Robert Boyadjian, Petitioner *v.* Trans Union Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **03-1652**. John Doe I, Jane Doe, and John Doe II, Petitioners *v.* Bill Tandeske, Commissioner, Alaska Department of Public Safety, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-1653**. Joanne Hedrick, Petitioner *v.* Western Reserve Care System, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-1654**. Johnny White, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-1656**. Speros Drelles, et al., Petitioners *v.* Metropolitan Life Insurance Company, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **03-1657**. Andrew Bestor, Petitioner *v.* Joseph Lieberman, United States Senator, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **03-1658**. Shawnn Cunningham, Petitioner *v.* Laura Hamilton, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **03-1659**. James Gilbert Berry, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **03-1660**. Kenneth J. Schmier, Petitioner *v.* Supreme Court of California, et al. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied.

No. **03-1662**. Beckwith Place Limited Partnership, et al., Petitioners *v.* General Electric Company, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-1663**. Guadalupe Guajardo, Jr., Individually and on Behalf of All Others Similarly Situated, Petitioner *v.* Texas Department of Criminal Justice. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-1664**. Barry J. Stern, Petitioner *v.* Arnold H. Orlick. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **03-1665**. James Bankhead, et al., Petitioners *v.* Kurt Knickrehm, Director, Arkansas Department of Human Services, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **03-1666**. Christopher Slavin, Petitioner *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. **03-1667**. Bonavitacola Electric Contractor, Inc., et al., Petitioners *v.* Boro Developers, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **03-1671**. Laura Jean McFall, Petitioner *v.* Christopher Wade Ward. Petition for writ of certiorari to the Supreme Court of Georgia denied.

No. **03-1673**. Edward Joseph Cycenas, Petitioner *v.* Keith E. Stoner, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **03-1674**. Nancy Fendell Lurie, Petitioner *v.* Robert J. Blackwell, Liquidating Trustee of the Popkin & Stern Liquidating Trust. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **03-1675**. Joyce Marie Griggs, Petitioner *v.* State Bar of Georgia. Petition for writ of certiorari to the Supreme Court of Georgia denied.

No. **03-1676**. James J. Hayes, Petitioner *v.* Nice Systems Ltd., et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **03-1677**. Thomas E. Tilley, et ux., Petitioners *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **03-1678**. Ronald Zimmerman, et ux., Petitioners *v.* City of Oakland, California, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-1679**. Victor H. Moreno, III, et al., Petitioners *v.* Summit Mortgage Corporation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-1682**. Melvin Gilmore, Petitioner *v.* Department of Labor, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-1683**. Wayne S. Stillman, Petitioner *v.* Colorado, et al. Petition for writ of certiorari to the Court of Appeals of Colorado denied.

No. **03-1684**. Crain Brothers Inc., et al., Petitioners *v.* Thomas Lovejoy. Petition for writ of certiorari to the Court of Appeal of Louisiana, Third Circuit, denied.

No. **03-1685**. Geerd Guenther, Petitioner *v.* Tidewater Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-1686**. Donald J. Willy, et ux., Petitioners *v.* Virginia State Corporation Commission. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **03-1687**. Reginald Wiley, Petitioner *v.* City of Chicago, Illinois, et al.; and

No. **03-1717**. Broderick Jones, Petitioner *v.* Reginald Wiley. Petitions for writs of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **03-1689**. Elliot C. Rothenberg, Petitioner *v.* Minnesota Board of Continuing Legal Education. Petition for writ of certiorari to the Supreme Court of Minnesota denied.

No. **03-1690**. United States, ex rel. John C. Karvelas, Petitioner *v.* Melrose-Wakefield Hospital, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **03-1692**. John Charles Barr, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Appeals of Texas, Eleventh District, denied.

No. **03-1695**. Daniel Richard Vaughen, Petitioner *v.* Florida Bar. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **03-1697**. Jarrod S. Douds, et al., Petitioners *v.* Jeannette Thompson, et al. Petition for writ of certiorari to the District Court of Appeal of Florida, Second District, denied.

No. **03-1700**. Robert E. Hinton, Petitioner *v.* United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-1701**. Rodney Leroy Craig, Petitioner *v.* Tamika Holsey. Petition for writ of certiorari to the Court of Appeals of Georgia denied.

No. **03-1702**. Oliver Manuel, Petitioner *v.* Sanderson Farms, Inc., Processing Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-1703**. Tod N. Rockefeller, Petitioner *v.* Westinghouse Electric Company, Waste Isolation Division, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **03-1704**. John R. Roach, Petitioner *v.* Victor Hugo Saldano, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-1705**. Loretta Taylor, Petitioner *v.* Prudential Insurance Company of America. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **03-1706**. Avi Bart Markowitz, Petitioner *v.* Bridget Mary Markowitz. Petition for writ of certiorari to the Court of Appeals of Texas, Fourteenth District, denied.

No. **03-1707**. Russell Allen Nordyke, et al., Petitioners *v.* Mary V. King, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-1708**. Marcus D. McAnally, Jr., Petitioner *v.* Clark County, Nevada, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-1709**. Union Electric Company, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **03-1710**. Roy E. Esty, 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.

No. **03-1711**. Matthew James Sisler, Petitioner *v.* Supreme Court of Montana. Petition for writ of certiorari to the Supreme Court of Montana denied.

No. **03-1712**. Ilir Demirzhiu and Luljeta Halili, Petitioners *v.* John D. Ashcroft, Attorney General, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-1713**. Nu-Look Design, Inc., Petitioner *v.* Commissioner of Internal Revenue; Superior Proside, Inc., Petitioner *v.* Commissioner of Internal Revenue; and Joseph M. Grey Public Accountant, P.C., et al., Petitioners *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **03-1714**. Michael Minnis & Associates, P.C., Petitioner *v.* Kaw Nation. Petition for writ of certiorari to the Court of Civil Appeals of Oklahoma, Third Division, denied.

No. **03-1715**. Philip Morris USA Inc., Petitioner *v.* James A. Lewis, dba B&H Vendors, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-1716**. The Lurie Company, Petitioner *v.* Cook County Board of Review. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **03-1718**. Thomas E. Knuth, Petitioner *v.* Sandra M. Knuth. Petition for writ of certiorari to the Court of Appeals of Michigan denied.

No. **03-1719**. Multi-Tech Systems, Inc., Petitioner *v.* Microsoft Corporation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **03-1720**. Eddie D. Underwood, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-1721**. Lucretia G. Vintilla, Petitioner *v.* City of Rocky River, Ohio, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-8407**. Irving Cross, Petitioner *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **03-8535**. Robert Freeman, Petitioner *v.* Pennsylvania. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Eastern District, denied.

No. **03-8805**. Billy D. Cooper, aka Sealed Defendant 1, aka Rabbit, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-9116**. David Mitchell Basker, Petitioner *v.* Barry Boyce, et al. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **03-9208**. Albert J. DeSantis, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-9243**. Juan Castillo, Petitioner *v.* Michael Corsini, Superintendent, Bay State Correctional Center. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **03-9284**. Steven McCrae, Petitioner *v.* Pennsylvania. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Eastern District, denied.

No. **03-9334**. Zhuo Jian Ping, Petitioner *v.* Subdivision Office of Immigration and Naturalization Services INS Officials. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-9465**. Chance Rearden, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-9664**. James Alexander Benson, aka Jamie Benson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **03-9672**. James Edward Martinez, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **03-9675**. Edward Strange, Jr., Petitioner *v.* Norfolk Southern Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-9719**. Clinton Matthew Corbeil, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-9746**. Clyde Smith, Jr., Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-9755**. Lorenzo Morris, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-9777**. Lummie A. Mitchell, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-9790**. Jacklean Davis, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-9803**. Robert T. Whited, Jr., Petitioner *v.* Steve Dotson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **03-9809**. Igor Brunshtein, aka Mark, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **03-9823**. Dominique Jerome Green, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-9845**. George Gutierrez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **03-9866**. Athanasios Theodoropoulos, Petitioner *v.* Immigration and Naturalization Service. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **03-9876**. Jack Neil Colonna, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **03-9891**. Marcial L. Chairez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **03-9931**. Jacqueline Panseta Brown, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10010**. Joseph O'Kane, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **03-10035**. Evelean Sobhi Malack Nassralah, Petitioner *v.* John D. Ashcroft, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **03-10038**. William Earl Rayford, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **03-10041**. Tennie Terrell Trotter, Petitioner *v.* Ralph Hooks, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10044**. Leon Cummings, Petitioner *v.* Georgia. Petition for writ of certiorari to the Court of Appeals of Georgia denied.

No. **03-10051**. Allen Chrismon, Petitioner *v.* Oklahoma. Petition for writ of certiorari to the Court of Criminal Appeals of Oklahoma denied.

No. **03-10055**. Robert Randall Ziegler, Petitioner *v.* Renee Watkins, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **03-10058**. Carey J. Core, Petitioner *v.* Charlie Crist, Attorney General of Florida. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10060**. Eugene L. Cherry, Petitioner *v.* Gerald A. Berge, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **03-10066**. Eugene Hamilton, Petitioner *v.* George Giurbino, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10079**. Kris Edward Helton, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10080**. Benjamin Hernandez, Petitioner *v.* D. L. Runnels, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10088**. Larry A. Rudoll, Petitioner *v.* Raymond J. Colleran, Superintendent, State Correctional Institution at Waymart, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **03-10089**. Wayne Contreras, Petitioner *v.* Rosie B. Garcia, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10091**. Robert Hirahara, Petitioner *v.* Matthew Kramer, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10095**. James Height, Petitioners *v.* Terrance Moore, Administrator, East Jersey State Prison, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **03-10096**. Telly J. Guillory, Petitioner *v.* Burl Cain, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10097**. Enrique Iruegas, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10098**. Percy Hawthorne, Petitioner *v.* Burl Cain, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10099**. Onofre Tommy Serrano, Petitioner *v.* James W. Hamlet, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10102**. Damone Anderson, Petitioner *v.* Anthony A. Lamarque, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10103**. Dwight D. Cormier, Petitioner *v.* Texas. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10106**. Gabriel G. Atamian, Petitioner *v.* Mark D. Hawk, et al. Petition for writ of certiorari to the Supreme Court of Delaware denied.

No. **03-10108**. Nasrulla Khan, Petitioner *v.* Glenn J. Mecham, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **03-10112**. Delfino Ortega, Petitioner *v.* Colorado. Petition for writ of certiorari to the Court of Appeals of Colorado denied.

No. **03-10114**. Cipriano Morales-Palacios, aka Gildardo Morales-Palacios, aka Gerardo Morales-Palacios, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10115**. Sherman Richard Hildebrant, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10127**. Jaime Leo Methany, Petitioner *v.* Mike Knowles, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10128**. Joe Hector Gutierrez, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10129**. David C. Forney, Petitioner *v.* Freeport Township, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **03-10131**. Claude Theodore Hoffman, Petitioner *v.* Kurt Jones, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-10132**. Wayne A. Garrett, Petitioner *v.* Rufus Fleming, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **03-10134**. John A. Ware, Petitioner *v.* Alison W. Ware. Petition for writ of certiorari to the District Court of Appeal of Florida, Fifth District, denied.

No. **03-10135**. Thomas Michael Holsapple, Petitioner *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **03-10138**. Glenn D. Shackelford, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10139**. Wilbert Rideau, Petitioner *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. **03-10146**. Marjorie J. Johnson, Petitioner *v.* Paul Viner, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **03-10147**. Daniel Johnson and Jose Rios, Petitioners *v.* A. M. Stringfellow, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10148**. Hulen Martin, Petitioner *v.* Burl Cain, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10150**. Lester Harris Ward, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10151**. Dyandria M., Petitioner *v.* Administration for Children's Services. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. **03-10152**. Michelle Byrom, Petitioner *v.* Mississippi. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. **03-10156**. Roger Brent Davis, Petitioner *v.* Michael Budge, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10161**. Victor Morales, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Divi-

sion. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10164**. Alfredo Rivera, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10165**. Quincy Brown, Petitioner *v.* Louisiana. Petition for writ of certiorari to the Court of Appeal of Louisiana, Fourth Circuit, denied.

No. **03-10169**. Andy Torres, Petitioner *v.* Frank D. Gillis, Superintendent, State Correctional Institution at Coal Township, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **03-10172**. Ralph Terry Coleman, Petitioner *v.* Cheryl Plier, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10174**. Detrick Antone Young, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10178**. Kenneth Alan Frazier, Petitioner *v.* Captain Mitchell, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-10179**. Lanadieal N. Ashe, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10180**. Melinda Rose Rocha, Petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District denied.

No. **03-10183**. James Robinson, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10184**. Bruce R. Senator, Petitioner *v.* Julio Valadez, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10189**. Earl Gardner, Petitioner *v.* Robert J. Hernandez, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10192**. Larry Donnell Green, Petitioner *v.* Gene M. Johnson, Director, Virginia Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **03-10197**. Luigi Inguaggiato, Petitioner *v.* Joseph Smith, Superintendent, Shawangunk Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **03-10200**. Amanda Linn Cashion, as Executrix of the Estate of Dot C. Smith, Deceased, Petitioner *v.* Mary Dixon Torbert, et al. Petition for writ of certiorari to the Supreme Court of Alabama denied.

No. **03-10201**. Dennis Lee Helwig, Petitioner *v.* Robert Kapture. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-10202**. Kenneth Wayne Glover, Petitioner *v.* Texas Board of Pardons and Paroles, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10204**. Lonnie Gaither, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10207**. Terry Wayne Goodman, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10208**. Miles Hartsell, Petitioner *v.* Gallagher Bassett Services, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10209**. Walter Hogan, Petitioner *v.* Mississippi. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10211**. Julius-Vincent Reyes, Petitioner *v.* Verizon Data Services, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10213**. Dushon Hampton, Petitioner *v.* Jonathan Epstein, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-10214**. Ronald Grier, Petitioner *v.* Terrance Moore, Administrator, East Jersey State Prison, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **03-10215**. Robert Green, Petitioner *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **03-10217**. James Harris, Petitioner *v.* United States 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. **03-10222**. Darves J. Thornton, Petitioner *v.* Ralph Hooks, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10224**. Terrence Lamont Roland, Petitioner *v.* Jim Hamlet, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10228**. Harold Crawford, Petitioner *v.* Oklahoma. Petition for writ of certiorari to the Court of Criminal Appeals of Oklahoma denied.

No. **03-10234**. James A. Wilson, Petitioner *v.* Delaware. Petition for writ of certiorari to the Supreme Court of Delaware denied.

No. **03-10235**. Ronald Joseph, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **03-10238**. Armando Abreu Aceves, Petitioner *v.* Mike Knowles, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10240**. Terry L. Priester, Jr., Petitioner *v.* Lowndes County, Mississippi School District, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10243**. Willie Marcel Shannon, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **03-10245**. Heidi K. Erickson, Petitioner *v.* Watertown Health Department, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **03-10246**. Joseph Lance Risner, Petitioner *v.* Tennessee. Petition for writ of certiorari to the Court of Criminal Appeals of Tennessee, Eastern Division, denied.

No. **03-10249**. Frank Herbert Wonschik, Jr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **03-10255**. Alberto Arellano-Ramirez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10257**. Mark G. Saban, Petitioner *v.* Washington Group International, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10260**. Calvin Lewis, Petitioner *v.* Gail Lewis, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10263**. Angela Johnson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **03-10268**. Charles Lamont Turner, Petitioner *v.* Anthony A. Lamarque, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10270**. Jose Luis Valdez, Petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Third Appellate District, denied.

No. **03-10279**. Jeffrey Sanders, Petitioner *v.* Wayne County, Michigan, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-10281**. Mohan Ahuja, Petitioner *v.* Superior Court of California, Los Angeles County; and Mohan Ahuja, Petitioner *v.* Superior Court of California, Los Angeles County. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **03-10283**. Kelvin Carver Johnson, Petitioner *v.* Tom Carey, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10285**. Jeffery Arnaz Reed, Petitioner *v.* Jeanne S. Woodford, Director, California Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10286**. Oscar Morales, Petitioner *v.* California. Petition for writ of certiorari to the Supreme Court of California denied.

No. **03-10288**. William Sherratt, Petitioner *v.* Clint Friel, Warden. Petition for writ of certiorari to the Court of Appeals of Utah denied.

No. **03-10289**. Donald O'Brien, Petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **03-10296**. Tony Protopappas, Petitioner *v.* Gail Lewis, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10298**. James M. Landsberger, Petitioner *v.* Anthony A. Lamarque, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10301**. Harold L. Johnson, Petitioner *v.* Ron J. Ward, Director, Oklahoma Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **03-10302**. Robert Jackson, III, Petitioner *v.* Louisiana. Petition for writ of certiorari to the Court of Appeal of Louisiana, Second Circuit, denied.

No. **03-10304**. Aaron Lord, Petitioner *v.* Richard Morgan, Superintendent, Washington State Penitentiary. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10305**. Lonnie Carney, aka Lonnie Smith, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **03-10308**. Ed Davis, Petitioner *v.* Julius C. Wilson, Warden, et al. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **03-10310**. Curtis Dean Blandon, Petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **03-10316**. Larry Darnell Jones, Petitioner *v.* Michigan Department of Corrections. Petition for writ of certiorari to the Court of Appeals of Michigan denied.

No. **03-10317**. Jimmie San Juan Nance, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10321**. Lawrence Mosley, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10323**. Reginald Roberson, Petitioner *v.* Dallas County, Texas, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10332**. Joseph Lenard Williams, Petitioner *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Fifth District, denied.

No. **03-10333**. David Jackson, Petitioner *v.* Dolan Waller, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10334**. Keith Richards, Petitioner *v.* Alabama. Petition for writ of certiorari to the Court of Criminal Appeals of Alabama denied.

No. **03-10335**. George Anthony Brown, Petitioner *v.* Georgia. Petition for writ of certiorari to the Court of Appeals of Georgia denied.

No. **03-10336**. Roger G. Babcock, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10339**. David Lee Bender, Petitioner *v.* David L. Runnels, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10342**. Charles Davis, III, Petitioner *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **03-10343**. Delfino Cuellar, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10345**. John D. Moro, Petitioner *v.* George Ryan, et al. Petition for writ of certiorari to the Appellate Court of Illinois, Fourth District, denied.

No. **03-10349**. Peter Monsanto, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **03-10353**. Michael T. Mizuo, Petitioner *v.* Robert Ayers, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10355**. Mario Rene Ruby, Petitioner *v.* Michael Yarborough, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10357**. Mendes Stanley Brown, Petitioner *v.* Silvia Garcia, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10360**. Tyres Frai' Aunt Autrey, Petitioner *v.* Rudolph Lowell Parson. Petition for writ of certiorari to the Court of Appeals of Mississippi denied.

No. **03-10363**. Fredrick L. Waterfield, Jr., Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10364**. Bobby Ray Scheaffer, Jr., Petitioner *v.* Carpenters Local 377. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **03-10371**. Erdinc Yucel, Petitioner *v.* Mary Berghuis, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-10375**. Bernardo Figueroa, Petitioner *v.* Ashbel T. Wall, II, Director, Rhode Island Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **03-10376**. Cesar Alejandro Isaac, Petitioner *v.* Michael Yarborough, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10378**. Michael Lane Gaither, Petitioner *v.* L. R. Blanks, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10379**. Aldridge Level Hayes, Petitioner *v.* Bruce Chatman, Warden. Petition for writ of certiorari to the Superior Court of Georgia, Hancock County, denied.

No. **03-10381**. John Robert Gray, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10382**. Donald Hooker, Petitioner *v.* Roy A. Castro, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10383**. Clarence Alonzo Hinton, Petitioner *v.* Douglas Green, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-10384**. Willie B. Hadley, Jr., Petitioner *v.* Diane Jockisch. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **03-10385**. Byron Halsey, Petitioner *v.* Roy L. Hendricks, Administrator, New Jersey State Prison, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **03-10387**. Frederick Henderson, Petitioner *v.* William S. Overton, Director, Michigan Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-10389**. Phillip Herndon, Petitioner *v.* Tim Luoma, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-10391**. Curtis Lee Henderson, Sr., Petitioner *v.* Joseph McGrath, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10393**. Michael Chegwiddden, Petitioner *v.* Robert Kapture, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-10394**. Gerry C. DuBose, Petitioner *v.* Gerald Ladwig, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **03-10402**. Lorenzo Lewis, Petitioner *v.* Gary L. Johnson, Executive Director, Texas Department of Criminal Justice, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10404**. Leonardo Devince Tavares, Jr., Petitioner *v.* Derral G. Adams, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10405**. David Whitefoot, Petitioner *v.* BancorpSouth Bank, fka Bank of Mississippi. Petition for writ of certiorari to the Court of Appeals of Mississippi denied.

No. **03-10406**. Richard Manuel Tellis, Petitioner *v.* Joan Palmateer, Superintendent, Coffee Creek Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10409**. Ann McCauley, Petitioner *v.* Cook's Pest Control, Inc., et al. Petition for writ of certiorari to the Court of Appeals of Georgia denied.

No. **03-10410**. Darryl Patton, Petitioner *v.* California, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10411**. Cary Alexander McCord, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10412**. Darrell Lavallo Davis, Petitioner *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, First District, denied.

No. **03-10418**. Guadalupe Padilla, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Appeals of Texas, Third District, denied.

No. **03-10422**. Victoria Di Nardo, Petitioner *v.* Lee's Moving and Storage, Inc. Petition for writ of certiorari to the District Court of Appeal of Florida, Fourth District, denied.

No. **03-10423**. Gregory Brian Porter, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10426**. Richard D. Campbell, Jr., Petitioner *v.* Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. **03-10431**. Roy Sudduth, aka Raheem Muhammad, Petitioner *v.* Ohio State University, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **03-10433**. William Jay Owen, Petitioner *v.* Michigan. Petition for writ of certiorari to the Court of Appeals of Michigan denied.

No. **03-10435**. James Taylor Murray, Petitioner *v.* J. Valadez, Acting Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10436**. Derek McDaniel, Petitioner *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **03-10437**. Thomas William Browning, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **03-10439**. Daniel Rodriguez, Petitioner *v.* Jeanne S. Woodford, Director, California Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10440**. Scott Brian Steffler, Petitioner *v.* Cow Creek Band of Umpqua Tribe of Indians, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10441**. George Steven Rivera, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10443**. Edward Lee Clemmons, Petitioner *v.* Kansas. Petition for writ of certiorari to the Court of Appeals of Kansas denied.

No. **03-10445**. J. Todd Chapman, Petitioner *v.* Pennsylvania, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **03-10447**. Martin Joseph Sonnier, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10448**. Sidney Dean Maxwell, Petitioner *v.* Ronald Fountain, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10450**. Marcus W. Mathews, Petitioner *v.* James Spalding, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10452**. George Dennis Rounds, Jr., Petitioner *v.* Jeanne S. Woodford, Director, California Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10454**. Charles Edward Davis, Petitioner *v.* James L. Morgan, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-10456**. Ronald Perry Baker, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10457**. Robert T. Carter, Petitioner *v.* Stephen Collins, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **03-10458**. David Gavaldon, Petitioner *v.* Steven J. Cambra, Jr., Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10459**. Ronald Hanible, Petitioner *v.* Pennsylvania. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Eastern District, denied.

No. **03-10461**. Anthony Guy Fuentes, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10464**. Raul Camargo Flores, aka Woody, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10465**. John Dewey Fella, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10466**. Kenneth Grays, Petitioner *v.* Ana M. Ramirez, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10468**. Joshua Williams, Petitioner *v.* Burl Cain, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10470**. Phillip Marion Moore, Petitioner *v.* Steve Hargett, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **03-10471**. Keith Antonio Edmonds, Petitioner *v.* G. K. Washington, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **03-10472**. Troy Kunkle, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10474**. Tholonious Murray, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10476**. Thornton Withers, Petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **03-10479**. Rafael Cordero, Petitioner *v.* George Giurbino, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10480**. James Wesley Coley, Petitioner *v.* Richard Clark, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10484**. James Rizzo, Petitioner *v.* New York. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, First Judicial Department, denied.

No. **03-10485**. Charles Ray Mosley, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10486**. John Anthony Balazinski, Jr., Petitioner *v.* Municipality of Bridgewater Township, New Jersey, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **03-10488**. Taft J. Perry, Jr., Petitioner *v.* United Parcel Service. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-10497**. Dennis Johnson, Petitioner *v.* Arizona. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10503**. Shozdijiji Shisinday, Petitioner *v.* Texas Department of Criminal Justice, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10504**. Andre Sylvester Watts, Petitioner *v.* John D. Ashcroft, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **03-10505**. A. Q. Wilson, Petitioner *v.* Mississippi. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. **03-10511**. Charles Dean Hood, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10512**. Frederick Furquharsen, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10513**. Mohammed Hamid Dehghani, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10515**. John T. Espinoza, Petitioner *v.* City of Fort Worth, Texas. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10517**. Jerome Fleming, Petitioner *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **03-10519**. Kurt Goodson, Petitioner *v.* Fred Brown, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10521**. John W. McNeal, Petitioner *v.* Don Roper, Superintendent, Potosi Correctional Center, et al. Petition for writ of certiorari to the Supreme Court of Missouri denied.

No. **03-10523**. Roger D. Naragon, Petitioner *v.* Jack Lee, Jr., Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **03-10528**. Steven Rex Rogers, Petitioner *v.* Derral G. Adams, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10533**. Walter William Boyd, Sr., Petitioner *v.* William Hall, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **03-10534**. Andre Johnson, Petitioner *v.* A. K. Scribner, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10536**. Trenell Whitworth, Petitioner *v.* Janette Price, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-10538**. Nyles Lawayne Watson, Petitioner *v.* Cheryl K. Pliler, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10540**. Louis David Johnson, Jr., Petitioner *v.* Unknown Delatifa, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-10542**. Santos Perez-Reyes, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10543**. Rodney Lynn Pruitt, Petitioner *v.* Ralph Hooks, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10547**. Debra Davenport, Petitioner *v.* Reno Air, Inc., et al. Petition for writ of certiorari to the Supreme Court of Nevada denied.

No. **03-10548**. Annie Coleman, Petitioner *v.* Director, Office of Workers' Compensation Programs, Department of Labor. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10549**. Bonnie Jo Segraves, Petitioner *v.* Jennifer L. Miller, Superintendent, Chillicothe Correctional Center. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **03-10551**. Sammy Keith Shipman, Petitioner *v.* John Doe, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10552**. Willie Simmons, Petitioner *v.* Missouri. Petition for writ of certiorari to the Supreme Court of Missouri denied.

No. **03-10553**. John C. Spurlock, Petitioner *v.* Gary L. Johnson, Executive Director, Texas Department of Criminal Justice, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10554**. Oliver Macklin, Petitioner *v.* Kenneth D. Kyler, Superintendent, State Correctional Institution at Huntingdon, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **03-10555**. Anthony Jimenez, Petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **03-10556**. Carlos Jennis, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10557**. Vincent P. Murray, Petitioner *v.* Patrick C. Lynch, Attorney General of Rhode Island, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **03-10558**. Lawrence Michael McNay, Petitioner *v.* James Yates, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10559**. Raymond Kalun Pin, Petitioner *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **03-10560**. Shawn E. Childs, Petitioner *v.* Colorado. Petition for writ of certiorari to the Court of Appeals of Colorado denied.

No. **03-10561**. Daniel J. King, Petitioner *v.* Wendy Thompson, Warden. Petition for writ of certiorari to the Superior Court of Georgia, Mitchell County, denied.

No. **03-10562**. Jonathan Morgan, Petitioner *v.* Superior Court of California, Los Angeles County; and Jonathan Morgan, Petitioner *v.*

Northridge Hospital Medical Center, et al. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **03-10564**. Richard Lane Ruse, Petitioner *v.* Jeanne S. Woodford, Director, California Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10565**. Randy Antonio Reeves, Petitioner *v.* Clarence E. Haynes, Clerk, Circuit Court, 29th Judicial District, Talladega County, Alabama. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10566**. Nathaniel Keith Singleton, Petitioner *v.* Lieutenant Sanders. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10567**. Phillip B. Keller, Petitioner *v.* Glen H. Hanson, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **03-10568**. Eugene Epperson, Petitioner *v.* David DiGuglielmo, Superintendent, State Correctional Institution at Graterford, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **03-10569**. Larry E. Jackson, Petitioner *v.* Robert Simmons, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10570**. Cordell Lanier, Petitioner *v.* Gary Filion, Superintendent, Cocksackie Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **03-10571**. Estaban S. Maciel, Petitioner *v.* V. Felkins. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10572**. Robert E. Baker, Petitioner *v.* Jeanne S. Woodford, Director, California Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10575**. John Roscoe Garland, Petitioner *v.* Kentucky. Petition for writ of certiorari to the Supreme Court of Kentucky denied.

No. **03-10579**. Roy Wayne Avery, Petitioner *v.* Donal Campbell, Commissioner, Alabama Department of Corrections, et al. Petition for

writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10580**. Manuel M. Soares, Petitioner *v.* Jeanne S. Woodford, Director, California Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10582**. Charles Conway, Petitioner *v.* Burl Cain, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10583**. Vincent J. Caravella, Petitioner *v.* City of New York, Department of Investigation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **03-10584**. Phillip Orlando Wheatley, Petitioner *v.* George M. Hinkle, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **03-10585**. Stanley W. Bowen, Petitioner *v.* Maryland. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. **03-10588**. Daniel Oliveira, Petitioner *v.* New York. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, First Judicial Department, denied.

No. **03-10590**. Ricky D. Johnson, Petitioner *v.* Jeri Ann Sherry, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-10592**. Scott Allen Britton, Petitioner *v.* Joseph D. Lehman, Secretary, Washington Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10596**. Fred Bernard McNeil, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10598**. Duane Cotton, Petitioner *v.* Roy A. Castro, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10600**. Troy Williams, Petitioner *v.* Pennsylvania. Petition for writ of certiorari to the Superior Court of Pennsylvania, Philadelphia Office, denied.

No. **03-10607**. Mark Roy Collins, Petitioner *v.* Oklahoma, et al. Petition for writ of certiorari to the Supreme Court of Oklahoma denied.

No. **03-10611**. Ricardo D. Jones, Petitioner *v.* Alton Baskerville, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **03-10612**. James Earle Barber, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10614**. Clarence Demetrius Tate, Petitioner *v.* James E. Hall, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10615**. Paul A. DeCologero, Petitioner *v.* United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **03-10616**. Jimmy Walker, Petitioner *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Fourth District, denied.

No. **03-10617**. Harry Christian, Petitioner *v.* New York. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, Fourth Judicial Department, denied.

No. **03-10621**. William Henry Smith, Petitioner *v.* Betty Mitchell, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-10622**. Oscar Bustamante, Petitioner *v.* John Evans, Warden. Petition for writ of certiorari to the Appellate Court of Illinois, Fifth District, denied.

No. **03-10624**. Andre Douglas, Petitioner *v.* Gilbert A. Walters, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **03-10626**. Leslie Ray, Petitioner *v.* Burl Cain, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10627**. Lenard Berrian, Petitioner *v.* Donald Selsky, Director, Special Housing and Inmate Disciplinary Programs, et al. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. **03-10628**. Peter Saunders, Petitioner *v.* John Tourville, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **03-10630**. Harold Staffney, Petitioner *v.* Mary Berghuis, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-10632**. Robert Bailey, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10633**. Deborah A. Redman, Petitioner *v.* Raymond J. Pitts, Jr. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **03-10634**. Tosin Adegboju, Petitioner *v.* Department of Homeland Security. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **03-10635**. Michael Adams, Petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Sixth Appellate District, denied.

No. **03-10637**. Marlin Gray, Petitioner *v.* Don Roper, Superintendent, Potosi Correctional Center. Petition for writ of certiorari to the Supreme Court of Missouri denied.

No. **03-10638**. Dawn Ann Curry, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10639**. James Peralta, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10640**. Juan Duina, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **03-10641**. William Thomas Zeigler, Jr., Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10642**. Lorraine Duboys, Petitioner *v.* Margaret Ann Bomba, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **03-10643**. Kevin Lively, Petitioner *v.* Kenneth D. Kyler, Superintendent, State Correctional Institution at Huntingdon, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **03-10644**. Isaias Mendoza, aka Rodolfo Vizcarra-Zamora, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10645**. Kent Jermaine Jackson, Petitioner *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **03-10646**. Gregg Charles Laxey, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10647**. Thomas Clyde Bowling, Jr., Petitioner *v.* Glenn E. Haeberlin, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-10649**. Alan Dale Walker, Petitioner *v.* Mississippi. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. **03-10650**. Donald Beardslee, Petitioner *v.* Jill L. Brown, Acting Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10651**. Dora J. Ward, Petitioner *v.* Office of Personnel Management. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **03-10652**. Larry Lee Windham, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10653**. Alva Upchurch, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10654**. Sharyll Primus, Petitioner *v.* Ohio Department of Job and Family Services. Petition for writ of certiorari to the Court of Appeals of Ohio, Portage County, denied.

No. **03-10655**. Charles Newman, Petitioner *v.* Court of Appeal of California, Second Appellate District. Petition for writ of certiorari to the Supreme Court of California denied.

No. **03-10658**. Charlotte Ann May, Petitioner *v.* California Department of Child Support Services, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10659**. Lawrence Martin, Petitioner *v.* Larry Norris, Director, Arkansas Department of Correction. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **03-10661**. Joseph Jude Oliver, Petitioner *v.* Ms. Coiner, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **03-10662**. James Lewis Dixie, Petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, denied.

No. **03-10663**. David Archer, Petitioner *v.* David Dormire, Superintendent, Missouri State Penitentiary. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **03-10664**. Martin Barajas-Chavez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **03-10665**. RasDullah Afric Tafari, aka Abdullah Whittington, Petitioner *v.* Christopher B. Epps, Commissioner, Mississippi Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10666**. Fidel Moreno Torres, Petitioner *v.* James E. Hall, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10667**. Michael D. Veilleux, Petitioner *v.* Bruce W. Cattell, Warden. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **03-10668**. Joe Michael Perez, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Appeals of Texas, Fourth District, denied.

No. **03-10670**. Lonnie K. Buell, Petitioner *v.* Craig A. Hanks, Superintendent, Wabash Valley Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **03-10671**. Mark Jack Maxwell, Petitioner *v.* Charlie Crist, Attorney General of Florida, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10672**. Kai Uwe Thier, Petitioner *v.* Florida. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **03-10673**. Michael E. Thompson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **03-10674**. Harvey Elton Bear, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions

Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10675**. Alonzo Allen, Petitioner *v.* Craig A. Hanks, Superintendent, Wabash Valley Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **03-10676**. Eugene H. Leathers, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **03-10677**. Kevin Christopher Kincy, Petitioner *v.* Douglas Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10678**. Jesus Beaton-Paez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10679**. Kevin P. Miller, Petitioner *v.* Supreme Court of Missouri. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **03-10680**. Johnny Leo Allen, Petitioner *v.* Debbie Lee Allen. Petition for writ of certiorari to the Family Court of West Virginia, Cabell County, denied.

No. **03-10681**. LeRoy Collins, Petitioner *v.* Michael Budge, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10682**. Charles Walker, Petitioner *v.* Marvin Polk, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **03-10683**. In Soo Chun, Petitioner *v.* George W. Bush, President of the United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10684**. Rigoberto Canela-Naranjo, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10685**. Benjamin Mata-Espinoza, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10686**. Douglas S. Gilding, Petitioner *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Fifth District, denied.

No. **03-10687**. Roy Bales, Sr., Petitioner *v.* John F. Ault, II, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **03-10688**. Isaiah Warren, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **03-10689**. Anthony Clifton Bynum, Petitioner *v.* Leonard P. Benning, Superintendent, State Correctional Institution at Greensburg, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **03-10690**. Antonio Tisdale, Petitioner *v.* South Carolina. Petition for writ of certiorari to the Supreme Court of South Carolina denied.

No. **03-10691**. Eusebio Rodriguez, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10692**. Alton Miller, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10693**. Franklin Sanchez Aragon, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10694**. Wesley Joseph Slanina, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10696**. Larry Edwards, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10698**. Darrell Chambers, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-10699**. James J. Butler, Petitioner *v.* Florida. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **03-10701**. Allen Prentice Blye, Petitioner *v.* Tennessee. Petition for writ of certiorari to the Supreme Court of Tennessee, Eastern Division, denied.

No. **03-10702**. Chen Hale, Petitioner *v.* Department of Defense, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10703**. Guadalupe Gaeta-Duarte, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10704**. Ventura Garcia, aka Chili, and Robert Lionel Sisk, Petitioners *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **03-10706**. Rojelio Gutierrez-Barajas, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10707**. Thomas Hager, Petitioner *v.* United States. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **03-10709**. James M. Goodman, Petitioner *v.* Albany Area Community Service Board, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10710**. Joseph Rinaldi, Petitioner *v.* Victor D. Trancoso, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **03-10711**. Marcus Sebastian Payne, Petitioner *v.* Vanguard Cellular Systems, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10712**. Luciano Efrain Puga, Petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, denied.

No. **03-10713**. Moses Reeves, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10714**. Steven M. Sutton, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10715**. Guadalupe Rodriguez, Petitioner *v.* R. Peter Grometer, Justice, Appellate Court of Illinois, Second District, et al. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. **03-10716**. Scott M. Smith, Petitioner *v.* Keith E. Olson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **03-10717**. Joseph F. Sykosky, Petitioner *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, First District, denied.

No. **03-10718**. Charles Kenneth Ross, Petitioner *v.* Texas. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10719**. Jerardo Martinez-Cortez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **03-10720**. Alva Eugene Lytle, Jr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10722**. Barbara J. Lewis, Petitioner *v.* District of Columbia Lottery and Charitable Games Board. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **03-10723**. Hong Mai, Petitioner *v.* New York State Department of Welfare, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **03-10724**. Gregory Scott McBee, Petitioner *v.* J. L. Davenport, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10725**. Larry F. Murphy, Petitioner *v.* Department of the Navy. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **03-10728**. Gary A. Tupper, Petitioner *v.* Lauri A. Tupper. Petition for writ of certiorari to the Court of Appeals of Arizona, Division One, denied.

No. **03-10729**. John W. Thomas, Petitioner *v.* James G. Roche, Secretary of the Air Force. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10731**. Marcus Boyce Pelham, Petitioner *v.* Jeanne S. Woodford, Director, California Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10732**. Dan Thomas, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Divi-

sion. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10733**. Terence Boddie, Petitioner *v.* Glenn S. Goord, Commissioner, New York Department of Correctional Services, et al. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, Third Judicial Department, denied.

No. **03-10734**. Francisco Marquez-Munoz, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10735**. Wesley Dennis Coldren, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **03-10736**. Enrique Cazares, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10737**. Bernard Titti Samba, Petitioner *v.* John D. Ashcroft, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **03-10738**. Orlando Santo, Petitioner *v.* Anthony A. Lamarque, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10739**. Edgar S. Vitek, Petitioner *v.* Sandra J. Spiezio. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-10740**. Cazembe Sokoni Baskin, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-10741**. Edward Dominguez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-10743**. Maurice W. Riley, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **03-10744**. Felix Roman, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **03-10746**. Mario Perez, Petitioner *v.* Gail Lewis, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10747**. Orlando Pastrana Lopez, aka Orlando Lopez Pastrana, Petitioner *v.* Nevada. Petition for writ of certiorari to the Supreme Court of Nevada denied.

No. **03-10748**. Oscar Luis Mata-Ramos, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10749**. Charles Edward Jones, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10750**. James Harry Klein, Petitioner *v.* Harold White, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-10751**. Eric Joseph, Petitioner *v.* Jeffrey A. Beard, Secretary, Pennsylvania Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **03-10753**. Douglas Scott Arey, Petitioner *v.* Maryland. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. **03-10754**. Manuel Carrizoza, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **03-10756**. Derrick McKinney, Petitioner *v.* Pennsylvania. Petition for writ of certiorari to the Superior Court of Pennsylvania, Harrisburg Office, denied.

No. **03-10758**. Angel M. Pinet, Petitioner *v.* Pennsylvania. Petition for writ of certiorari to the Superior Court of Pennsylvania, Philadelphia Office, denied.

No. **03-10759**. Sherman Siemon Tweh, Petitioner *v.* John D. Ashcroft, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10761**. Paul Aanestad, Petitioner *v.* San Francisco County, California, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10763**. Randy Reginald Briscoe, aka Randy, aka John Doe, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **03-10764**. Isidro Araujo, aka Wilfredo Hernandez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10765**. Douglas Hayth Brewbaker, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **03-10766**. Jamie Elizalde, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10768**. Nathaniel Keith Singleton, Petitioner *v.* J. O. Gunn. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10770**. Earl Ringo, Petitioner *v.* Don Roper, Superintendent, Potosi Correctional Center. Petition for writ of certiorari to the Supreme Court of Missouri denied.

No. **03-10771**. Luis Ramirez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **03-10772**. Ronald Reynolds, Petitioner *v.* Burl Cain, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10773**. Charles Wesley Baker, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **03-10774**. Rhamed Armstrong, Petitioner *v.* Gary Greene, Superintendent, Great Meadow Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **03-10775**. Douglas Pearson, Petitioner *v.* Indiana. Petition for writ of certiorari to the Court of Appeals of Indiana, Second District, denied.

No. **03-10778**. Alfonso G. Mata, Jr., Petitioner *v.* Robert Ayers, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10779**. Xiangwen Wu, Petitioner *v.* Salt Lake County Commission, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **03-10780**. Paris Lionel James, Petitioner *v.* Joseph W. Chesney, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **03-10781**. Bobby Bostic, Petitioner *v.* Chuck Dwyer, Superintendent, Southeast Correctional Center. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **03-10782**. Hilton Lawrence Brown, Petitioner *v.* Internal Revenue Service, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10783**. Kristofer Michael Seneca, aka Bradley Wayne Strickland, Petitioner *v.* John Hallahan, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10784**. Anthony Anderson, Petitioner *v.* Michael Yarborough, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10785**. Ira L. Jackson, Petitioner *v.* United States District Court for the Northern District of New York. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **03-10786**. John Martini, Sr., Petitioner *v.* New Jersey. Petition for writ of certiorari to the Supreme Court of New Jersey denied.

No. **03-10787**. James Lee Clark, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **03-10788**. Benjamin F. Whiteman, Petitioner *v.* Delaware. Petition for writ of certiorari to the Supreme Court of Delaware denied.

No. **03-10789**. Bennie Wyatt Brooks, Petitioner *v.* Charles Weston, District Attorney for Bibb County, Georgia, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10790**. Kay Parra, Petitioner *v.* CIGNA Group Insurance, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10791**. Colin Oliver Aransevia, Petitioner *v.* Donald A. McKelvy, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10792**. Cedric Jefferson, aka Selvin Mathew, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections.

Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10793**. Victor T. Steele, Petitioner *v.* Jack L. Cottey, Sheriff, Marion County, Indiana, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **03-10794**. Roger Stephenson, Petitioner *v.* Paul Renico, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-10795**. Richard J. Spillane, Petitioner *v.* Roy L. Hendricks, Administrator, New Jersey State Prison. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **03-10797**. David Carnivale, Petitioner *v.* New York State Department of Education. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **03-10798**. Lonnie D. Carpenter, Petitioner *v.* United States; and

No. **03-10848**. Sheila J. Carpenter, Petitioner *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-10799**. Curtis Lee Drayton, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10800**. Lady Cage-Barile, Petitioner *v.* Eugenio Barile. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **03-10801**. Michael Crowley, Petitioner *v.* Paul H. Renico, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-10803**. Warren Durham, Jr., Petitioner *v.* James D. Washburn, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **03-10804**. Gregory A. Demeter, Petitioner *v.* Pennsylvania Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **03-10805**. Reginald Edwards, Petitioner *v.* Michael Yarborough, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10806**. Paul Charles Currie, Petitioner *v.* L. Blanks, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10809**. Jeffrey A. Cookson, Petitioner *v.* Maine. Petition for writ of certiorari to the Supreme Judicial Court of Maine denied.

No. **03-10811**. Terrence Tolbert, Petitioner *v.* Maryland. Petition for writ of certiorari to the Court of Appeals of Maryland denied.

No. **03-10812**. Lamar Antwaun Williams, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **03-10814**. Bennit Hayes, aka N B, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10815**. Landis L. Hampton, Petitioner *v.* Ana Ramirez-Palmer, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10816**. Darryl Dickens, Petitioner *v.* Gary H. Filion, Superintendent, Coxsackie Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **03-10818**. Mauricio Joe Hernandez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10820**. Basil I. Hudair, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **03-10821**. Anthony D. Amaker, Petitioner *v.* Philip Coombe, Jr., et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **03-10822**. Augustus Morris Johnley, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10823**. Herman Patayan Soriano, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10825**. Femi T. Amure, Jr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-10826**. Robert Mayers, Petitioner *v.* Quenton I. White, Commissioner, Tennessee Department of Correction, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-10827**. Lester Johnson, Petitioner *v.* Silvia Garcia, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10828**. Thomas L. Bates, Petitioner *v.* J. Michael Quinlan, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **03-10829**. Stephen Jerome Williams, Petitioner *v.* Anthony A. Lamarque, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10830**. Fernando Ortiz-Duartes, aka Eduardo Ramos-Lira, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10831**. Dwayne Reginald Patterson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10832**. Carl Henry Blue, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **03-10833**. Willie Charles Burns, Jr., Petitioner *v.* Dora B. Schriro, Director, Arizona Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10834**. Brian Edward Ratigan, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10837**. Charles Lavel Stringer, Petitioner *v.* Eric Alben, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10838**. Matthew J. Roach, Petitioner *v.* New York. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, Fourth Judicial Department, denied.

No. **03-10839**. Juan Manuel Munoz-Gonzalez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10840**. James A. Powell, Petitioner *v.* Larry Rowley, Superintendent, Missouri Eastern Correctional Center. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **03-10841**. Tien Minh Nguyen, Petitioner *v.* George J. Giurbino, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10842**. Paul Yerkes Bechtel, Petitioner *v.* Jane Hull, Governor of Arizona, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10843**. John Flemming Martin, Petitioner *v.* Anthony J. Principi, Secretary of Veterans Affairs, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10845**. Khaled Mahmoud, Petitioner *v.* John D. Ashcroft, Attorney General, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10846**. Jose Guadalupe Cebreros, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10847**. Jose Raul Cordero-Lucio, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10849**. Brenda Lee Estes, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10850**. Timothy Cunningham, Petitioner *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, Third District, denied.

No. **03-10852**. Porter J. Mitchell, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-10853**. David Brown, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **03-10854**. Ralph Bonner, Petitioner *v.* St. Martin Parish School Board. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10855**. Elmer Leonard Burrell, aka Jamal, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10856**. Aaron P. McIver, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **03-10859**. Glenn Ray Alcorn, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-10860**. Jackie Ray Roller, Petitioner *v.* Thalone Williams, Warden. Petition for writ of certiorari to the Supreme Court of Georgia denied.

No. **03-10861**. James Harrison Singletary, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **03-10862**. Kenneth Lewis York, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **03-10863**. Lennard Toccaline, Petitioner *v.* Theresa C. Lantz, Commissioner, Connecticut Department of Correction. Petition for writ of certiorari to the Appellate Court of Connecticut denied.

No. **03-10865**. Angel Nieves Diaz, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **03-10866**. Bobby Joe Williams, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10867**. Gregory M. Verdell, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-10868**. Andrew Smitherman, Petitioner *v.* Gwendolyn C. Mosley, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10869**. Luis Renteria, Petitioner *v.* Silvia Garcia, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10870**. James Gregory Lynn, Petitioner *v.* Tracey P. Allen, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10871**. Gary Paul Anderson, Petitioner *v.* Christine Ann Demis. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-10872**. Stephen Jones, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **03-10873**. Gustavo Julian Garcia, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **03-10874**. Helen C. Hopkinson, Petitioner *v.* Steven J. Labovitz, et al. Petition for writ of certiorari to the Supreme Court of Georgia denied.

No. **03-10875**. Rosario Mendoza, Petitioner *v.* Jo Anne B. Barnhart, Commissioner of Social Security. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **03-10876**. Donald Minefield, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10878**. Jose Rodrigo Lopez-Payan, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10880**. Randy Pringle, Petitioner *v.* Mark A. Bezy, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-10881**. Gary Eugene Sims, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10882**. Guy Ralph Perea, Petitioner *v.* George W. Bush, President of the United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10883**. Jose Ernesto Noriega-Zamora, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10885**. Donald McDonald, Petitioner *v.* Garland Armstrong, Superintendent, Wildwood Correctional Complex. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10886**. Michael Dean Lang, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10887**. Kevin Maurice Linder, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **03-10889**. Jamal Biggs, Petitioner *v.* Carol Howes, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-10890**. Fazal Ur Raheman-Fazal, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **03-10892**. Clayborn Lee Smith, Jr., Petitioner *v.* Eugene McA-dory, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **03-10893**. Michael Jones, Petitioner *v.* William Phillips, Superintendent, Green Haven Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **03-10894**. Dexter Davis, Petitioner *v.* Kenny Robinson, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-10895**. Jennifer Fitzpatrick, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **03-10896**. Gregory Darnell Gillis, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-10898**. Jamel S. Freeman, Petitioner *v.* Department of Health and Human Services. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **03-10899**. Craig Forest, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-10901**. James Thivel, Petitioner *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **03-10902**. Larry Bryan Watson, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10903**. Emmanuel Eke Ufomaduh, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **03-10904**. Sabra Jabbar Robinson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **03-10906**. Paul Christopher Davis, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10907**. Robert E. Carpenter, Petitioner *v.* David Smith, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-10909**. Alvin Harvey, Petitioner *v.* Richard L. Stalder, Secretary, Louisiana Department of Public Safety and Corrections, et al. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. **03-10910**. Stan Hunt, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10912**. Felton Lee Guillory, Petitioner *v.* Michael Yarborough, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10913**. Harold R. Freeman, Petitioner *v.* Oklahoma. Petition for writ of certiorari to the Court of Criminal Appeals of Oklahoma denied.

No. **03-10914**. Willie Hines, Jr., Petitioner *v.* Phillip McLeod, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **03-10915**. Luis Lugo Velez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **03-10916**. Terry Herrington, Petitioner *v.* Carl Humphrey, Warden. Petition for writ of certiorari to the Supreme Court of Georgia denied.

No. **03-10917**. Abdul Hamilton, Petitioner *v.* New York. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, First Judicial Department, denied.

No. **03-10918**. Alec Lee Givens, Petitioner *v.* Claude E. Finn, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10919**. Adekunle Ola Fasola, Petitioner *v.* Immigration and Naturalization Service, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10920**. Onesimo Haro, Petitioner *v.* Ana Ramirez-Palmer, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10921**. Dino Iacullo, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10922**. Cameron Lee Fitts, Petitioner *v.* Thomas Birkett, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-10923**. James H. Gresham, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10924**. Deon Lamare Holt, Petitioner *v.* Jo Ann Gordon, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10925**. Armando Lopez Hernandez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10926**. Jeffery Alan Matz, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10927**. Benny Joe Stevens, Petitioner *v.* Mississippi. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. **03-10928**. Pedro Laureano, Petitioner *v.* George Pataki, Governor of New York, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **03-10930**. Donnie J. Austin, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **03-10931**. John Henry Allen, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10932**. Pedro Garcia-Tirado, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10933**. Eugene Robert Snyder, Petitioner *v.* Mike Addison, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **03-10934**. James A. Hernandez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **03-10935**. Rufus A. Thompson, III, aka T Bone, aka Bone, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-10936**. Arthur Tyler, Petitioner *v.* Betty J. Mitchell, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-10937**. Willis Curry, Petitioner *v.* United States. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **03-10939**. Andrew Heinrick Romer, et al., Petitioners *v.* California, et al.; and Andrew Heinrick Romer, 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. **03-10940**. Colombino A. Headley, Petitioner *v.* Immigration and Naturalization Service. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **03-10941**. Ngoc-Hahn Thi Dang-Nguyen, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10943**. Frank Anthony Mendoza, Petitioner *v.* Minnesota. Petition for writ of certiorari to the Court of Appeals of Minnesota denied.

No. **03-10944**. Indulfo Pandales-Angulo, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10946**. Francisco Campos-Fuerte, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10947**. Esequiel Salazar-Samaniega, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **03-10948**. Mario Alberto Pena, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10949**. Fernando Sanchez, Jr., Petitioner *v.* George W. Bush, President of the United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10950**. Ronald Ratliff, Petitioner *v.* Burl Cain, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10951**. Patrick Allen Martin, Petitioner *v.* Michigan. Petition for writ of certiorari to the Court of Appeals of Michigan denied.

No. **03-10952**. Kevin L. Patrick, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **03-10953**. Andre Lenoir, Petitioner *v.* Mississippi. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. **03-10954**. Robert Earl Kroncke, Petitioner *v.* Ernest Truillo, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10955**. Guillermo Presinal, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **03-10956**. Albert Curtis Eckardt, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10957**. Richard Garrett Turay, Petitioner *v.* Mark Seling. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10959**. Paul K. Howe, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10960**. Kevin Charles Gwinn, Petitioner *v.* Jerry Awmiller, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **03-10962**. R. Wayne Johnson, Petitioner *v.* Texas. Petition for writ of certiorari to the Supreme Court of Texas denied.

No. **03-10963**. Jonathan Burdett High, Petitioner *v.* Joseph McGrath, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10965**. Joseph Marion Head, Jr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **03-10966**. Salvador Bejarano Guillen, aka Salvator Bejarao Guillen, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10967**. Jason Tylon Scott Hooker, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10968**. Thomas Highers, Petitioner *v.* Robert Kapture, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-10969**. Harold J. Farris, Petitioner *v.* S. Andrew Shuping, et al. Petition for writ of certiorari to the Court of Appeals of Georgia denied.

No. **03-10970**. Anthony Grandison, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **03-10971**. Brian A. Hough, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Appeals of Texas, Third District, denied.

No. **03-10972**. Oliver L. Gibson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10973**. Reginald W. Flowers, Petitioner *v.* Gene M. Johnson, Director, Virginia Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **03-10974**. Donald Georgeoff, Petitioner *v.* Samuel Tambi, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-10975**. Anthony Grandison, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **03-10976**. Raymond J. Hall, Petitioner *v.* H. N. "Sonny" Scott, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **03-10977**. Jose Luis Gutierrez, Petitioner *v.* L. Blanks, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10978**. Dijon Grissette, Petitioner *v.* Kenneth Ramsey, Sheriff, Kane County, Illinois, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **03-10980**. Gary R. Muehlberg, Petitioner *v.* Don Roper, Superintendent, Potosi Correctional Center, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **03-10981**. Charles L. Jones, Petitioner *v.* Department of Veterans Affairs. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **03-10982**. Gregory Lammers, Petitioner *v.* Nebraska. Petition for writ of certiorari to the Supreme Court of Nebraska denied.

No. **03-10984**. Charles Junior Matthews, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **03-10985**. Michael B. Lejeune, Petitioner *v.* Georgia. Petition for writ of certiorari to the Supreme Court of Georgia denied.

No. **03-10986**. Bobby Dewayne Jones, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10987**. Luis Enrique Ovalle-Marquez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **03-10988**. Francisco Demapan Dela Cruz, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10989**. Samuel Stephen Ealy, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **03-10990**. Thomas E. Finucan, Jr., Petitioner *v.* Maryland Board of Physician Quality Assurance. Petition for writ of certiorari to the Court of Appeals of Maryland denied.

No. **03-10991**. Gilberto Garcia-Galaviz, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10994**. Clyde Franklin Holland, Petitioner *v.* Georgia. Petition for writ of certiorari to the Supreme Court of Georgia denied.

No. **03-10995**. Robert N. Howell, Jr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **03-10996**. David Harrell, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10997**. Ronald Francis Henry, Petitioner *v.* Bruce Chatman, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10998**. Eric Covington, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-10999**. Winston Edwards, Petitioner *v.* Neponsit Health Care Center, et al. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, Third Judicial Department, denied.

No. **03-11000**. Norman Caison, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-11001**. Derrick Caldwell, Petitioner *v.* David Miller, Superintendent, Eastern New York Correctional Facility and Annex. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **03-11002**. James Chaplin, aka James Chaplain, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-11003**. Cleveland Nelson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **03-11004**. Bryan McClurkin, Petitioner *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **03-11005**. Alan Kassebaum, Petitioner *v.* James Walsh, Superintendent, Sullivan Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **03-11006**. Dan Romaine Kirkham, aka Rex Ro, Petitioner *v.* United States; and

No. **03-11048**. John David Anderson, aka John D. Nelson, aka Mitchell West, aka David Janes, Dorothy Lenore Flowers, Richard George Flowers, aka Tommy F. Bent, aka Tom Bent, and Jeffrey Allen Weakley, Petitioners *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-11007**. Vasu D. Arora, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **03-11008**. Richard Daniel Burch, Petitioner *v.* E. K. McDaniel, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-11009**. Stephen Ched Sanders, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **03-11010**. Laurent Segura, Petitioner *v.* Jo Anne B. Barnhart, Commissioner of Social Security. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-11011**. Robert A. Strickland, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-11012**. Mike Redford, Petitioner *v.* Theresa C. Redford. Petition for writ of certiorari to the Superior Court of Georgia, Gwinnett County, denied.

No. **03-11013**. John Henry Romer, Petitioner *v.* Yuba County, California, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-11014**. William John Ziegler, aka Greg John Lilly, Petitioner *v.* Alabama. Petition for writ of certiorari to the Court of Criminal Appeals of Alabama denied.

No. **03-11015**. Christine Bursey, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-11016**. Michael Wayne Wright, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **03-11017**. Charles Elvin Whitaker, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **03-11018**. Elton Williams, Petitioner *v.* Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. **03-11019**. Barry Creath Whitley, Petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied.

No. **03-11020**. Jose German Zetino, Petitioner *v.* Robert J. Hernandez, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-11021**. Lynn Warner, Petitioner *v.* Burl Cain, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-11022**. Albert Williams, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-11023**. Lucretia Maria Ra, Petitioner *v.* Bashar Sabbagh. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. **03-11024**. Louis “Big Lou” Morales, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-11025**. Joseph J. Tracey, Petitioner *v.* Brian Belleque, Superintendent, Oregon State Penitentiary. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-11026**. Samir Hedi Ben Abdenbi, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **03-11028**. Christopher Raphael Woodberry, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **03-11029**. Jimmy Roy Davidson, Petitioner *v.* Texas Department of Criminal Justice, Correctional Institutions Division, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-11030**. Jose Rafael Silverio, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **03-11031**. Bonita Worley, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **03-11032**. Willie Triplett, Petitioner *v.* Burl Cain, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-11034**. Pelayo Jose Cuervo, aka Jose Cuervo, aka Pelayo Joe Cuervo, aka Anthony Badessa, aka Tattoo Joe, aka Tattoo Badessa, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **03-11035**. Martin Freeman, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **03-11036**. McArthur Breedlove, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **03-11037**. Charmel Allen, Petitioner *v.* Joan N. Yukins, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-11039**. Donald McVean, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-11041**. Pamela Bond, Petitioner *v.* Michael Bond. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **03-11043**. Kevin E. Taylor, Petitioner *v.* C. J. DeRosa, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **03-11044**. Basil W. Akbar, Petitioner *v.* 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. **03-11047**. Cedric Christopher Edison, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-11050**. Victoria Lunn Jones, Petitioner *v.* Florence County Tax Assessor Office. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **03-11051**. David Marshall Woodward, Petitioner *v.* Jose Romero, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **03-11052**. John Ferrell McClellan, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-11053**. Kenneth R. Isom, Petitioner *v.* Arkansas. Petition for writ of certiorari to the Supreme Court of Arkansas denied.

No. **03-11054**. James Lee Brown, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **03-11055**. Robert J. Page, Jr., Petitioner *v.* Brian Belleque, Superintendent, Oregon State Penitentiary. Petition for writ of certiorari to the Supreme Court of Oregon denied.

No. **03-11056**. Charles Ray Crawford, Petitioner *v.* Mississippi. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. **03-11057**. Kevin S. Mines, Petitioner *v.* David DiGuglielmo, Superintendent, State Correctional Institution at Graterford, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **03-11058**. Larry Maloney, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **03-11059**. Carmona Perfecto Escobar, Petitioner *v.* George J. Giurbino, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-11060**. Michael Eugene Ashby, Petitioner *v.* Washington. Petition for writ of certiorari to the Court of Appeals of Washington, Division 2, denied.

No. **03-11061**. Michael Kailing, Petitioner *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Fifth District, denied.

No. **03-11062**. Herbert William Hudler, III, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-11064**. Felizardo Escarcega-Duran, Petitioner *v.* United States; and George Antonio Salabart-Gutierrez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-11065**. Jose Reyes, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-11066**. John Calvin Rainey, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-11068**. Antoine Mateur Jean, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-11069**. Harold Ven-Noy Davis, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Appeals of Texas, Thirteenth District, denied.

No. **03-11070**. Karl T. Waldon, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-11071**. Letecia Meeks King, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **03-11072**. John H. Mahorney, Petitioner *v.* Lenora Jordan, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **03-11073**. Anthony Tyrone Perkins, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-11074**. Kevin Bishop, Petitioner *v.* City of Henderson, Nevada, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-11075**. Marcelo Sandoval, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **03-11076**. Anthony K. Rouse, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **03-11077**. Rafael Rodriguez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-11078**. Sergio Rivera, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Divi-

sion. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-11079**. William T. Adkins, Petitioner *v.* Michael H. Holland, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **03-11080**. Gene Adrian Montanio, Petitioner *v.* Craig Farwell, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-11081**. Charles T. Ostrander, Petitioner *v.* Massachusetts. Petition for writ of certiorari to the Supreme Judicial Court of Massachusetts denied.

No. **03-11082**. Eusebio Rafael Aviles, Petitioner *v.* H. Huang, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-11083**. Alfonso G. Angel, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-11084**. Robert “White Eagle” Otto, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-11085**. Juan Carlos Trinidad-Renovato, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-11086**. Melvin K. Toomer, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-11087**. Carlos Andres-Rodriguez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-11088**. Douglas Ulisses Portillo-Candido, Petitioner *v.* United States; Jose Alfredo Munoz-Patlan, Petitioner *v.* United States; Jose Alexander Romero Rodriguez, aka Carlos Garcia, Petitioner *v.* United States; Alfredo Villafuerte-Rodrigue, Petitioner *v.* United States; Fernando Cesar Monteiro-De Oliveira, Petitioner *v.* United States; Carlos Alberto Vasquez-Hernandez, Petitioner *v.* United States; Tirso Perez-Ocanas, Petitioner *v.* United States; Rene Ruiz-Ruiz, Petitioner *v.* United States; Jesus Villalobos-Cardenas, Petitioner *v.* United States; Marco Antonio Solis-Ramirez, Petitioner *v.* United States; Pedro

Balderas-Roman, Petitioner *v.* United States; Nabor Orozco-Vences, aka Nabor Orozco-Bences, Petitioner *v.* United States; Gerardo Mendoza-Aguilar, aka Gerardo Aguilar-Guzman, Petitioner *v.* United States; Ricardo Varela, aka John Michael Reyers, Petitioner *v.* United States; Manuel Ordonez-Vasquez, aka Michael Lorenzo Alvarez, Petitioner *v.* United States; Jose Ramirez-Hareo, aka Jose Ilario Ramirez, Petitioner *v.* United States; Melvin Orlando Reyes, Petitioner *v.* United States; Juan Ramon Martinez-Alvarado, aka Juan Ramon Martinez-Martinez, Petitioner *v.* United States; and Jesus Enrique Navarro-Lopez, aka Valente Lopez-Cortez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-11089**. Gary M. Brugman, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-11090**. Rudy D. Mitchell, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-11091**. Khidr Abdul-Khabir, Petitioner *v.* Charles E. Davis, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-2**. Steven B. Aisenberg, et ux., Petitioners *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-3**. Michael Borowiec, et al., Petitioners *v.* Gateway 2000, Inc. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. **04-4**. CIT Leasing Corporation, Petitioner *v.* Denton Central Appraisal District, et al. Petition for writ of certiorari to the Court of Appeals of Texas, Second District, denied.

No. **04-5**. Doe Run Resources Corporation, et al., Petitioners *v.* Margaret M. Neill, Judge, Twenty-Second Judicial Circuit, St. Louis, Missouri. Petition for writ of certiorari to the Supreme Court of Missouri denied.

No. **04-7**. Anthony J. Militello, Petitioner *v.* Central States, Southeast and Southwest Areas Pension Fund, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-8**. Neville Chemical Company, Petitioner *v.* California, on Behalf of the California Department of Toxic Substances Control. Peti-

tion for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9**. Lavelle Moore, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-10**. Robert Lance Wilson, Petitioner *v.* Illinois Department of Professional Regulation, et al. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **04-11**. Pacific Properties and Development Corporation, Petitioner *v.* Disabled Rights Action Committee. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-13**. Kathryn C. Hagen, Petitioner *v.* Jim Clark Motors, Inc. Petition for writ of certiorari to the Court of Appeals of Kansas denied.

No. **04-16**. Daniel S. Adams, Petitioner *v.* Tennessee, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-17**. Ty, Inc., et al., Petitioners *v.* Peaceable Planet, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-19**. Brandywine, Inc., dba Expressway Video, and Gary Sewell, Petitioners *v.* City of Richmond, Kentucky. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-20**. John Abela, et ux., Petitioners *v.* General Motors Corporation. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. **04-21**. Ivan Patry, Petitioner *v.* Town of Grand Isle, Vermont. Petition for writ of certiorari to the Supreme Court of Vermont denied.

No. **04-22**. Plant Fab Inc. and Gary Ventrella, Petitioners *v.* Crompton Manufacturing Company, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-25**. Durand Dickerson, Petitioner *v.* Kansas, et al. Petition for writ of certiorari to the Court of Appeals of Kansas denied.

No. **04-26**. H. Beatty Chadwick, Petitioner *v.* John Douglas Caulfield, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-27**. American National Insurance Company, et al., Petitioners *v.* Mattie Bratcher, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-29**. Perry H. Kay, Sr., Petitioner *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-30**. Ronald Jarmuth and Angela Frinzi, Petitioners *v.* Brian Krolczyk, et al. Petition for writ of certiorari to the Circuit Court of West Virginia, Monongalia County, denied.

No. **04-34**. Darla Elwood, Petitioner *v.* Joseph Morin, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-35**. Shannon Casey, Petitioner *v.* Albertson's, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-36**. COB Clearinghouse Corporation, aka Digital Healthcare, Inc., Petitioner *v.* Aetna U. S. Healthcare, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-41**. Tod N. Rockefeller, Petitioner *v.* William H. Rehnquist, Chief Justice 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. **04-42**. Frederick Hayes, Jr., Petitioner *v.* Larry Small, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-45**. Navajo Nation, Petitioner *v.* Krystal Energy Company, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-48**. Alan D. Baribeau, et al., Petitioners *v.* Lynn Gustafson. Petition for writ of certiorari to the Court of Appeals of Texas, Fourth District, denied.

No. **04-49**. TIG Insurance Company, Petitioner *v.* Security Insurance Company of Hartford, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-50**. Ethan E. Allen, Petitioner *v.* Office of Personnel Management. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-53**. Harry Butry, Jr., Petitioner *v.* Frank D. Gillis, Superintendent, State Correctional Institution at Coal Township, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-54**. William A. Appling, et al., Petitioners *v.* State Farm Mutual Automobile Insurance Company, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-55**. Michigan, et al., Petitioners *v.* Yellow Transportation, Inc. Petition for writ of certiorari to the Court of Appeals of Michigan denied.

No. **04-56**. Robert Bisaccia, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-57**. Michigan, et al., Petitioners *v.* Schneider National Carriers, Inc., et al. Petition for writ of certiorari to the Court of Appeals of Michigan denied.

No. **04-58**. Jose F. Olivares, et ux., Petitioners *v.* Birdie L. Nix Trust. Petition for writ of certiorari to the Court of Appeals of Texas, Fourth District, denied.

No. **04-61**. A. Lipko, Jr., Petitioner *v.* Margaret Christie. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-62**. Orazio Stantini, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-63**. David B. Corneal, et ux., Petitioners *v.* Jackson Township, Huntingdon County, Pennsylvania, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-64**. Gregory J. Covucci, Petitioner *v.* Service Merchandise Company, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-67**. Kathy Zellars Bridwell, et al., Petitioners *v.* Texas Workers' Compensation Insurance Fund. Petition for writ of certiorari to the Court of Appeals of Texas, Fourteenth District, denied.

No. **04-68**. Joseph Francolino, Petitioner *v.* James Walsh, Superintendent, Sullivan Correctional Facility, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-71**. Community Mental Health Center of Alexandria, et al., Petitioners *v.* Social Security Administration. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-72**. Darla Elwood, Petitioner *v.* Superior Court of California, Los Angeles County, et al. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **04-73**. Jorge J. Maymo-Melendez, Petitioner *v.* Julio Alvarez-Ramirez, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-76**. Gilbert M. Graham, Petitioner *v.* John D. Ashcroft, Attorney General, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **04-77**. J. B. Smith, Sheriff, Smith County, Texas, et al., Petitioners *v.* Dean Kinney, et al.; and

No. **04-86**. Bob Green, Sheriff, Harrison County, Texas and Bobby Weaver, Sheriff, Gregg County, Texas, Petitioners *v.* Dean Kinney, et al. Petitions for writs of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-78**. Made in the USA Foundation, Petitioner *v.* Phillip Foods, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-80**. ADCO Oil Company, Petitioner *v.* Michael J. Rovell. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-82**. Desmond Ward, aka David A. King, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-84**. Michael Sarga, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-85**. Joseph Groody, et al., Petitioners *v.* John Doe, Parent and Natural Guardian of Mary Doe, a Minor, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-88**. Christine M. Varad, Petitioner *v.* Edward J. Barshak, Chairman, Massachusetts Board of Bar Examiners; and Christine M. Varad, Petitioner *v.* Roderick R. Paige, Secretary of Education, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-89**. Gregory Wittman, Petitioner *v.* Robert Wilson, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-90**. David Arnold, Petitioner *v.* Arlene Arnold. Petition for writ of certiorari to the Court of Appeals of Wisconsin, District II, denied.

No. **04-91**. W.R. Huff Asset Management Co., L.L.C., Petitioner *v.* BT Securities Corporation, et al. Petition for writ of certiorari to the Supreme Court of Alabama denied.

No. **04-94**. Allen Ray McFarland, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-96**. John Edward Corbett, Petitioner *v.* Donald H. Rumsfeld, Secretary of Defense. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-100**. Marsha Seiber, et vir, Petitioners *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-102**. Charles A. Rifenburg, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-106**. George Dunbar Prewitt, Jr., Petitioner *v.* United States District Court for the Northern District of Mississippi. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-109**. B. Bruce Kittrell, Petitioner *v.* State Bar of California. Petition for writ of certiorari to the Supreme Court of California denied.

No. **04-110**. LaMar Lister, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-111**. Jeanell W. Thornton, Petitioner *v.* Tommy G. Thompson, Secretary of Health and Human Services. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-114**. J. A. Jones Management Services, Inc., ta Jones Management Services, Inc., et al., Petitioners *v.* Mark Roma, et ux. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-115**. Carson Harbor Village, Ltd., Petitioner *v.* City of Carson, California, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-116**. State Farm Mutual Automobile Insurance Company, Petitioner *v.* Inez Campbell, et al. Petition for writ of certiorari to the Supreme Court of Utah denied.

No. **04-117**. Gregory Adams, et al., Petitioners *v.* Apogee Coal Company, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-119**. Dale Parker, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-122**. Hoang Van Tu, et al., Petitioners *v.* Michael Terry, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-123**. Jacob Blaz, Petitioner *v.* Robert A. Belfer, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-125**. George E. Kersey, Petitioner *v.* Supreme Court of New Hampshire Professional Conduct Committee. Petition for writ of certiorari to the Supreme Court of New Hampshire denied.

No. **04-127**. Jonathan Gold, Petitioner *v.* Deutsche Aktiengesellschaft, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-128**. Mary Hallman, Executrix of the Estate of Charles Clifton Walters, Deceased, Petitioner *v.* Lee County, Mississippi. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-129**. Apparajan Ganesan, Petitioner *v.* United States Attorney, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-130**. Mina Sami Gergos, Petitioner *v.* John D. Ashcroft, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-133**. Rickey Medlock, Petitioner *v.* Donald H. Rumsfeld, Secretary of Defense. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-134**. Calvin Grigsby, Petitioner *v.* Miami-Dade County, Florida, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-135**. George Fotiades, Petitioner *v.* Pennsylvania. Petition for writ of certiorari to the Superior Court of Pennsylvania, Philadelphia Office, denied.

No. **04-136**. Tennessee Laborers Health & Welfare Fund, Petitioner *v.* Elias Rodriguez. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-138**. Life Investors Insurance Company of America, Petitioner *v.* LaJuan C. Johnson and Steven Johnson. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-139**. Lake Park Post, Inc., et al., Petitioners *v.* Kevin Farmer. Petition for writ of certiorari to the Court of Appeals of Georgia denied.

No. **04-140**. Carl L. Jimena, Petitioner *v.* 111 Zuma Corporation. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **04-141**. Zennie King, Petitioner *v.* Entergy Operations, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-142**. Evandro S. Santini and Santini Homes, Inc., Petitioners *v.* Connecticut Hazardous Waste Management Service. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-143**. Robert W. Berry, et al., Petitioners *v.* Merrill Lynch, Pierce, Fenner and Smith, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-153**. Roy S. Moore, Petitioner *v.* Judicial Inquiry Commission of the State of Alabama. Petition for writ of certiorari to the Supreme Court of Alabama denied.

No. **04-156**. John T. Namey, Jr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-158**. H. Beatty Chadwick, Petitioner *v.* John Douglas Caulfield, Warden, et al. Petition for writ of certiorari to the Superior Court of Pennsylvania, Philadelphia Office, denied.

No. **04-159**. John Manning Regan, Petitioner *v.* Metropolitan Life Insurance Company, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-160**. Eric A. Page, Petitioner *v.* Dominic Mantello. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-164**. Edward E. Lombard, et al., Petitioners *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-171**. Miguel Gadda, Petitioner *v.* United States Court of Appeals for the Ninth Circuit, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-176**. James D. Minch, et al., Petitioners *v.* City of Chicago, Illinois. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-178**. Jose Deynes-Torres, Petitioner *v.* United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-179**. Elmer Thompson, et ux., Petitioners *v.* Harco National Insurance Company. Petition for writ of certiorari to the Court of Appeals of Texas, Fifth District, denied.

No. **04-182**. Walter David Tallmadge, Petitioner *v.* Mike Knowles, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-187**. Craig Avery Casler, Petitioner *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Fifth District, denied.

No. **04-189**. Mary Rizzo, Petitioner *v.* Michigan. Petition for writ of certiorari to the 46th District Court of Michigan, Oakland County, denied.

No. **04-191**. Cole Smith, Petitioner *v.* Rush Retail Centers, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-199**. Billie Bryan Mackey, Petitioner *v.* Tommy G. Thompson, 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. **04-201**. Gary N. Frankel, Petitioner *v.* New Jersey. Petition for writ of certiorari to the Supreme Court of New Jersey denied.

No. **04-203**. Roberto Cota-Meza, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-212**. Donald Rapier, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-213**. Glenda Gail Parker, Petitioner *v.* Department of Defense. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-235**. Nik L. Johnston and John P. Bardeen, Petitioners *v.* Jon Dudas, Acting Director, Patent and Trademark Office. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-253**. Carson L. Allen, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Armed Forces denied.

No. **04-258**. Brian Hilvety, Petitioner *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. **04-5001**. Douglas Gene Mayberry, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5002**. Melvin Lewis, Petitioner *v.* David Smith, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-5003**. Dwayne Kulenovic, Petitioner *v.* David J. Good, Acting Superintendent, State Correctional Institution at Pittsburgh, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-5004**. Gerson Nunez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5005**. Jonathan Pinkerton, Petitioner *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Second District, denied.

No. **04-5006**. William H. Rice, Petitioner *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Second District, denied.

No. **04-5007**. Demetric Gray Pearson, Petitioner *v.* Mary Ann Saar, Secretary, Maryland Department of Public Safety and Correctional Services, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5008**. Charles Wayne Bates, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5009**. Billy Paul Birdwell, II, Petitioner *v.* Michael Yarborough, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5011**. J. D. M., Petitioner *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, Fifth District, denied.

No. **04-5012**. Alan Arthur Littlefield, Petitioner *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **04-5013**. Isaul Beltran-Rodriguez, Petitioner *v.* United States; Francisco Mendez-Martinez, Petitioner *v.* United States; Leonel Vasquez-Cid, Petitioner *v.* United States; and Mario Villasenor-Perez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5014**. Wayne Eugene Brooks, Petitioner *v.* Kenneth D. Kyler, Superintendent, State Correctional Institution at Huntingdon, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-5015**. Carl Dennis Barnett, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5016**. Sandako Meshawn Brandon, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5017**. Alfred V. Bottone, Jr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-5018**. Bryan A. Mears, Petitioner *v.* Florida. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **04-5019**. Elmer DeJesus Mora-Zapata, aka Carlos, aka Pedro Cotto, aka Helmer Jesus Mora, aka Elmer Mora, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-5020**. Brian Patrick Malverty, Petitioner *v.* Georgia Board of Pardons and Paroles, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5021**. Anna Marie Allen, Petitioner *v.* Gwendolyn Mitchell, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5022**. Saeed Sheikh, Petitioner *v.* Gene M. Johnson, Director, Virginia Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5023**. Robert C. Richey, Petitioner *v.* John F. Ault, II, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-5024**. Albert Russo, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-5026**. Thomas Edwin Blanton, Jr., Petitioner *v.* Alabama. Petition for writ of certiorari to the Court of Criminal Appeals of Alabama denied.

No. **04-5027**. Juan F. Vega, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5028**. Victor Zarvela, Petitioner *v.* William Phillips, Superintendent, Green Haven Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-5030**. Danny White, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-5032**. William P. Castillo, Petitioner *v.* Nevada. Petition for writ of certiorari to the Supreme Court of Nevada denied.

No. **04-5033**. Robert Rex Chappell, Petitioner *v.* Craig Farwell, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5034**. Hitham Abuhouran, aka Steve Houran, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-5035**. Christopher W. Bergen, Petitioner *v.* United States; and Barry L. Brown, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5036**. Herbert Louis Burdeau, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5037**. Michael Chen, Petitioner *v.* Applied Materials, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5038**. Pablo Emilio Rodriguez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5039**. Teodulfo Cardena-Garcia, Petitioner *v.* United States; and

No. **04-5045**. Cristobal Garcia-Suarez, Petitioner *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-5042**. Joseph Eugene Jackson, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5043**. Maleek Lashawn Hughes, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-5044**. Michael Fykes, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5048**. Corlisia Sims, Petitioner *v.* Charles Tanner. Petition for writ of certiorari to the Superior Court of Georgia, Fulton County, denied.

No. **04-5050**. Rebecca Louise Shortridge, Petitioner *v.* Virginia Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5051**. Christopher Holly, Petitioner *v.* Michael Anton. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-5053**. Felix D. Feliciano, Jr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-5055**. James Hayes, Jr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5056**. Willis Alonzo George, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5057**. Bennie Ray Hale, Jr., Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5058**. Vincent X. Lee, Petitioner *v.* Ronnie L. White, Chief Justice, Supreme Court of Missouri. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-5059**. Tanh Huu Lam, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5060**. Ernest Briggins, Petitioner *v.* Unicor Federal Prison, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5061**. Paul Douglas Celestine, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5062**. David Hudson, Petitioner *v.* Kurt Jones, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-5063**. George Charles Musante, Petitioner *v.* Dora B. Schriro, Director, Arizona Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5065**. Donald Ray Clark, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5066**. Jose Angel Chairez, Petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Sixth Appellate District, denied.

No. **04-5067**. John Michael Palumbo, Petitioner *v.* George Ortiz, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5068**. Armando Abreu Aceves, Petitioner *v.* Mike Knowles, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5069**. Rocco Passarelli, Jr., Petitioner *v.* George J. Giurbino, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5071**. Gregory Thomas, Petitioner *v.* Richard Morgan, Superintendent, Washington State Penitentiary. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5073**. Richard Tassler, Petitioner *v.* Jeffrey Bloomberg, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-5074**. Kenneth Bradley, Petitioner *v.* Al Luebbbers, Superintendent, Farmington Correctional Center. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-5075**. Oreste Bruzon, Sr., Petitioner *v.* Jim Stearns, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5076**. Raymond Ray Bennett, Petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Sixth Appellate District, denied.

No. **04-5078**. Ronald Miles, Petitioner *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **04-5079**. Arick Justin Rinaldo, Petitioner *v.* Dale Ross. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5080**. Corey Mitchell, aka Cory Mitchell, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5081**. Jamey J. C. Cheek, Petitioner *v.* North Carolina. Petition for writ of certiorari to the Superior Court of North Carolina, New Hanover County, denied.

No. **04-5082**. Timothy Lee Coles, Petitioner *v.* Gene M. Johnson, Director, Virginia Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5087**. Marcos Naranjo, Jr., Petitioner *v.* Massachusetts. Petition for writ of certiorari to the Appeals Court of Massachusetts denied.

No. **04-5089**. Kelvin Deshone Thornton, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5090**. Ronald Ray Zurmiller, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5092**. Oscar Ray Bolin, Jr., Petitioner *v.* Florida. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **04-5094**. Johnnie Lee Rhodes, Petitioner *v.* Minnesota. Petition for writ of certiorari to the Supreme Court of Minnesota denied.

No. **04-5095**. Otto Melvin Ramirez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5096**. William Calvin Pettis, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5100**. Joseph DeCicco, Petitioner *v.* Luis Spencer, Superintendent, Massachusetts Correctional Institution at Norfolk. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-5101**. William L. Stewart, Jr., Petitioner *v.* Steven Kirshner, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5102**. Davey James Reedy, Petitioner *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **04-5103**. David T. Sholes, Petitioner *v.* Indiana. Petition for writ of certiorari to the Court of Appeals of Indiana, Second District, denied.

No. **04-5105**. Al Smith, Petitioner *v.* David DiGuglielmo, Superintendent, State Correctional Institution at Graterford, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-5107**. Willie L. Robey, Petitioner *v.* Michael Yarborough, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5108**. Robert Sisk, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5110**. Fred Demond Lyons, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5111**. Wilfredo Portalatin, Petitioner *v.* George M. Patrick, Superintendent, State Correctional Institution at Houtzdale, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-5112**. William Lopez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-5114**. Frank Martinez, Petitioner *v.* Dave Paskett. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5115**. Dario DeJesus Perez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5116**. Curtis Harvey Merchant, Petitioner *v.* Anthony A. Lamarque, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5118**. Phoune Xayasenesouk, Petitioner *v.* Alice Payne, Superintendent, McNeil Island Corrections Center. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5119**. Robert L. Polk, Petitioner *v.* Kentucky. Petition for writ of certiorari to the Supreme Court of Kentucky denied.

No. **04-5120**. Previn Wayne Orange, aka "Duck", Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5122**. Orlando Oscar Nava, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5123**. Adrian Renard Rice, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5124**. Kenneth Bryant, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5125**. Charles Edward Davis, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-5126**. Roberto Ferrario-Pozzi, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-5127**. Reginald Todd Hyman, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5128**. Delano Antwayne Hayes, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-5131**. Arthur J. Goins, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5133**. Robert Allen Graham, aka Robert Alan Graham, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5134**. Cheryl Holland, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5135**. Earl Fields, Petitioner *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **04-5136**. Stefan Papeskov, Petitioner *v.* Ruza Dimitrova, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-5140**. Kevin Hultz, Petitioner *v.* Mike Kemna, Superintendent, Crossroads Correctional Center. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-5141**. Louis George, Jr., Petitioner *v.* Anthony A. Lamarque, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5142**. Mark A. Grethen, Petitioner *v.* Gene M. Johnson, Director, Virginia Department of Corrections. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **04-5143**. Jacqueline Dennis, Petitioner *v.* Department of Justice, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5144**. Dalon Tariq Andrades and Patrick Fisher, Petitioners *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Sixth Appellate District, denied.

No. **04-5145**. Mary L. Cluck, Petitioner *v.* Washington. Petition for writ of certiorari to the Court of Appeals of Washington, Division 3, denied.

No. **04-5146**. Craig Lamario Mosley, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5147**. Phillip E. Boose, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-5148**. Raymond Earl Warren, Petitioner *v.* William Phillips, Superintendent, Green Haven Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-5149**. Walter Walker, Petitioner *v.* Tom E. Vaughn, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5150**. Lenard Taylor, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5151**. Jason Rashard Allen, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5153**. Sealed Petitioner, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **04-5157**. Donald A. Fenner, Petitioner *v.* Maryland. Petition for writ of certiorari to the Court of Appeals of Maryland denied.

No. **04-5158**. Mark Ferns, Petitioner *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **04-5159**. Emile M. Saint Patrick Higgins, Petitioner *v.* Bureau of Customs, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5162**. Kennedy Roussaw, Petitioner *v.* Hilton Hall, Warden. Petition for writ of certiorari to the Supreme Court of Georgia denied.

No. **04-5163**. Charles G. Medicine Blanket, Petitioner *v.* Rosebud Sioux Tribal Police Department, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-5164**. Lewis Bernard Turner, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5165**. Conray Bean, Petitioner *v.* United States. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **04-5166**. Lane Leroy Clelland, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5167**. Anthony W. Hopkins, Petitioner *v.* David Jamrog, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-5168**. Michael A. Davis, Sr., Petitioner *v.* John F. Ault, II, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-5170**. Michele Earley, Petitioner *v.* Martin Keenan. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-5172**. Wangué Billy, aka Billy Wangué, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-5175**. M. L. Moore, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-5176**. Bruce R. Senator, Petitioner *v.* California. Petition for writ of certiorari to the Supreme Court of California denied.

No. **04-5177**. Darryl Barton, Petitioner *v.* Michala Ruechel. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5178**. Anthony Jesus Sanders, Petitioner *v.* Jack Lee, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5179**. Ronald Gregory, et ux., Petitioners *v.* Braly Family, LLC, et al. Petition for writ of certiorari to the Court of Appeals of Colorado denied.

No. **04-5180**. James Heuss, Petitioner *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Fourth District, denied.

No. **04-5181**. James Myron, Petitioner *v.* James Kralik. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, Second Judicial Department, denied.

No. **04-5182**. Jeffrey Todd Blackwell, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-5183**. Tyrone Maurice Gore, Petitioner *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **04-5184**. James Leonard Laino, Petitioner *v.* California. Petition for writ of certiorari to the Supreme Court of California denied.

No. **04-5185**. William Allen Black, Petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Third Appellate District, denied.

No. **04-5186**. James Jeremiah-Njirimani, Petitioner *v.* Harborview Medical Center, et al. Petition for writ of certiorari to the Court of Appeals of Washington, Division 1, denied.

No. **04-5192**. James Chandler Ryder, Petitioner *v.* Oklahoma. Petition for writ of certiorari to the Court of Criminal Appeals of Oklahoma denied.

No. **04-5195**. Agustin Mendez, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5196**. Jesus Coronado-Pineda, Petitioner *v.* United States; Omar Rojas-Hernandez, Petitioner *v.* United States; Roberto Iracheta-Reyna, Petitioner *v.* United States; Ruben Loera-Garcia, Petitioner *v.* United States; Guillermo Guerrero-Morales, Petitioner *v.* United States; Bernabe Colindres, Petitioner *v.* United States; Felipe Cervantes-Espino, Petitioner *v.* United States; Marcos Berrellesa-Ortega, aka Marcos Urrea-Gutierrez, Petitioner *v.* United States; Francisco Javier Aciain-Porras, Petitioner *v.* United States; Jose Francisco Gonzalez-Arzola, aka Jose Francisco Gonzalez, Jose Angel Gonzalez, Petitioner *v.* United States; Israel Caseres-Rodriguez, Petitioner *v.* United States; Rene Cortez-Cavazos, Petitioner *v.* United States; Valentin Maldonado-Alameda, Petitioner *v.* United States; Rutilio Acosta-Mendoza, Petitioner *v.* United States; Ismael Aguilar, Petitioner *v.* United States; Francisco Daniel Lopez-Pena, Petitioner *v.*

United States; Severiano Almanza-Tapia, Petitioner *v.* United States; and Federico Gonzalez-Melendez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5198**. Brian Antwanine Johnson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5199**. James Bryant, Petitioner *v.* Carol Howes. Petition for writ of certiorari to the Circuit Court of Michigan, Wayne County, Criminal Division, denied.

No. **04-5201**. Ronald Alan Hansen, Petitioner *v.* Washington. Petition for writ of certiorari to the Court of Appeals of Washington, Division 2, denied.

No. **04-5202**. Joey A. Morgan, Petitioner *v.* Arthur Calderon, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5203**. Samanelpoto Milo, Petitioner *v.* Silvia Garcia, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5204**. Khalif Lateef, Petitioner *v.* California Board of Prison Terms. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5205**. Corey Jess Adkins, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-5206**. Lee David Landau, Petitioner *v.* Suzzane Vastine-Smith, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-5207**. Jerry Bernard Jackson, Petitioner *v.* Kelly Miller, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5208**. Richard L. Valenzuela, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5209**. David Ray Wallace, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5211**. Keyston Jamory West, aka D, aka D-Man, aka Alonzo Green, Petitioner *v.* United States; and

No. **04-5218**. Andrew Charles Jackson, Petitioner *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5212**. Terence L. Thompson, Petitioner *v.* New Jersey. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. **04-5213**. Wayne Mark Brown, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5216**. Frederick L. Waterfield, Jr., Petitioner *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Second District, denied.

No. **04-5217**. Kenneth E. Hammon, Jr., Petitioner *v.* Charles A. Daniels, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5219**. Stephen Burke, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5221**. Shirley Dietelbach, Petitioner *v.* Ohio Edison Company. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-5223**. Tony R. Gross, Petitioner *v.* Ohio. Petition for writ of certiorari to the Court of Appeals of Ohio, Muskingum County, denied.

No. **04-5224**. Bruce Grasty, Petitioner *v.* William J. Wolfe, Superintendent, State Correctional Institution at Albion, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-5225**. Warren Skillern, Petitioner *v.* Georgia. Petition for writ of certiorari to the Court of Appeals of Georgia denied.

No. **04-5227**. Robert H. Rush, Jr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5228**. Roy Sudduth, aka Raheem Muhammad, Petitioner *v.* Mel R. Martinez, Secretary of Housing and Urban Development, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-5229**. John J. Riebsame, Petitioner *v.* Art Dion Prince, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5230**. Ada Rodriguez, Petitioner *v.* Trustees of Columbia University in the City of New York, et al. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. **04-5231**. Michael Anthony Farrow, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5232**. Benjamin Wilburn, Petitioner *v.* Eastman Kodak, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-5234**. Ronald E. Vasconcellos, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5235**. Max Galindo, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-5236**. Charles D. Wilkins, Petitioner *v.* Sam Calbone, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-5237**. Okwuldili Ugochukwu, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5238**. David Q. Webb, Petitioner *v.* Pennington County Board of Commissioners, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-5240**. Vaughn Henry Whitmore, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5241**. Antonio Barber, Petitioner *v.* Office of Information and Privacy, Department of Justice, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **04-5242**. Kirk Ervin Rudan, Petitioner *v.* Michael Yarborough, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5243**. Carlos Santos-Alicea, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-5244**. James Wagstaff, Petitioner *v.* John Palakovich, Superintendent, State Correctional Institution at Smithfield, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-5245**. Brennan James Callan, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-5246**. Michael Evan Keeling, Petitioner *v.* Robert Shannon, Superintendent, State Correctional Institution at Frackville, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-5248**. Daniel Anthony Buchanan, Petitioner *v.* Anthony A. Lamarque, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5252**. Alton B. Craver, Jr., Petitioner *v.* Campbell & Taylor. Petition for writ of certiorari to the Court of Appeals of North Carolina denied.

No. **04-5253**. Euel Donahou, Petitioner *v.* Joan Donahou. Petition for writ of certiorari to the Court of Civil Appeals of Oklahoma, First Division, denied.

No. **04-5254**. Kevin C. Davis, Petitioner *v.* Thalone Williams, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5255**. Efrem Diaz, Petitioner *v.* George J. Giurbino, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5256**. Eric Bruce Dinkins, Petitioner *v.* Kurt Jones, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-5257**. Mateo Cuello, aka Matthew Cuello, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-5258**. Armando Diaz-Rivera, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5259**. Kevin Lee Davis, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5260**. Jerome Capelton, aka Anthony Coleman, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-5261**. Christora R. Clark, Petitioner *v.* Kathleen Bassett, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5264**. Lino Morales-Palacios, aka Candido Resendiz, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5265**. Shawn M. Rice, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-5266**. Joe Daniel Robinson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-5267**. Raymond Romero, Petitioner *v.* Michael Yarborough, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5268**. Pedro Trevino, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5269**. Homer Price, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-5270**. Bobby W. Willard, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5271**. Ronald Owen Bilbrey, Jr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5273**. Jeffrey Noem Veta, Petitioner *v.* Arizona. Petition for writ of certiorari to the Court of Appeals of Arizona, Division Two, denied.

No. **04-5274**. Michael Wayne Harris, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institu-

tions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5275**. David Lerone King, Petitioner *v.* Charles R. Ellingburg, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5276**. Richard Joseph Lynn, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5277**. Florencio Lazo-Raya, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5278**. Melvin Kenneth Ligon, Petitioner *v.* Stephen E. Boswell. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5279**. Jerry Terrell Jackson, Petitioner *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **04-5281**. Anthony Maurice Watson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5282**. Guadalupe Marco Antonio Villarreal-Fuentes, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5283**. Lester Erwin Carroll, IV, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5284**. Donald Arneson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5285**. Jorge Alberto Cantu-Sanchez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5287**. Andrew Grant DeYoung, Petitioner *v.* Derrick Schofield, Warden. Petition for writ of certiorari to the Superior Court of Georgia, Butts County, denied.

No. **04-5290**. Anthony Walter Puig, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5291**. Silas T. McAdoo, Petitioner *v.* Frank Elo, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-5292**. Steven Daniels, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5294**. Lazaro Mendoza-Caballero, Ines Xotla-Mendoza, and Jonathan Mendoza-Xotla, Petitioners *v.* John D. Ashcroft, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5299**. McLloyd Onuohah, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5300**. Terrill McGee, Petitioner *v.* McDonald's Restaurants of California, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5301**. Dyron Laquee Rush, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5303**. Jimmie Lee Riley, Petitioner *v.* David T. Kurtz. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-5304**. John Gary Arredondo, Petitioner *v.* George Ortiz, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5307**. Gabriel Nieto-Cruz, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5309**. Larry Eugene Mann, Petitioner *v.* Florida. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **04-5310**. Charles Dylan Kay, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5311**. Robert L. Belcher, Petitioner *v.* Mike Kemna, Superintendent, Crossroads Correctional Center. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-5312**. Paul Warner Powell, Petitioner *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **04-5313**. Jamal Demon Means, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5314**. Roland Joseph L'Heureux, Petitioner *v.* Arizona, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5315**. Julius James Larry, III, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5316**. Warren Lavell Jackson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5317**. Alberto Pimentel, Petitioner *v.* James Walsh, Superintendent, Sullivan Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-5319**. David Terry Christopher, Petitioner *v.* Transit Insurance Group. Petition for writ of certiorari to the Circuit Court of Maryland, Baltimore City, denied.

No. **04-5320**. Michael Casey Carnohan, Petitioner *v.* Dina Newcomb. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, Division One, denied.

No. **04-5321**. Javier Ochoa Canales, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5322**. Thomas F. Steele, Petitioner *v.* Robert Murphy, Superintendent, Massachusetts Treatment Center. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-5324**. Jeffery Dana Sparks, Petitioner *v.* Oregon. Petition for writ of certiorari to the Supreme Court of Oregon denied.

No. **04-5325**. Lonnie McCreary, Petitioner *v.* Jefferson Smurfit Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5326**. Frank Williams, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5328**. Bryain C. Wilson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5329**. Shirley J. Bridgman, Petitioner *v.* Jo Anne B. Barnhart, Commissioner of Social Security. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-5334**. Eric Karl Reinholt, Petitioner *v.* Jodi Ann Reinholt. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **04-5335**. Lewis James Satterfield, Petitioner *v.* J. W. Huskey, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5336**. Gerald McKenzie, Petitioner *v.* Joseph McGrath, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5338**. Wilbur Wade Atcherley, Petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Sixth Appellate District, denied.

No. **04-5339**. Felipe Rodriguez, Petitioner *v.* Brian Fischer, Superintendent, Sing Sing Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-5341**. Luis Morales, Petitioner *v.* Immigration and Naturalization Service. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-5342**. Donald Dwight Davis, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5343**. Darwin Cain, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5344**. Rudolpho Coyazo, Jr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-5345**. Geoffrey Adams, Petitioner *v.* Fredric A. Rosemeyer, Superintendent, State Correctional Institution at Laurel Highlands. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-5346**. Andre Eugene Evans, Petitioner *v.* S. K. Young, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5347**. Jason Ortega, Petitioner *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **04-5348**. Ronnie Peppers, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-5350**. Antonio Barber, Petitioner *v.* 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. **04-5351**. Douglas A. Spitznas, Petitioner *v.* Bobby Boone, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-5353**. Ronald Bernard Mills, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5354**. Kirk Wayne McBride, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5355**. Edward L. Morgan, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5356**. Nathaniel Ortiz, Petitioner *v.* Pennsylvania. Petition for writ of certiorari to the Superior Court of Pennsylvania, Philadelphia Office, denied.

No. **04-5357**. Robin Austin, Petitioner *v.* United States. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **04-5359**. Ramiro Mateo-Rojas, Petitioner *v.* United States; and Juan Melo Osorio, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5360**. Kennard Lazenby, Petitioner *v.* Lexus of Clear Lake. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5361**. Raymond Outler, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5362**. Thomas R. Estep, Petitioner *v.* Luis Spencer, Superintendent, Massachusetts Correctional Institution at Norfolk. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-5364**. Donte Chavful, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5366**. Ruben Cossyleon-Becerra, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5367**. Elmer Dennis, Petitioner *v.* Billy Mitchem, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5368**. Blane Neely, Petitioner *v.* David DiGuglielmo, Superintendent, State Correctional Institution at Graterford, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-5369**. Vernon H. Davis, Petitioner *v.* Oklahoma. Petition for writ of certiorari to the Court of Criminal Appeals of Oklahoma denied.

No. **04-5370**. Emmett Cox, Petitioner *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Third District, denied.

No. **04-5371**. David A. Combs, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-5373**. Howard Alan Zochlinski, Petitioner *v.* Calvin Handy, et al. Petition for writ of certiorari to the Court of Appeal of California, Third Appellate District, denied.

No. **04-5375**. Arthur Lee Williams, Petitioner *v.* Colie L. Rushton, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5376**. Andre D. Tucker, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-5377**. Jerry Dennis Villegas, Petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Third Appellate District, denied.

No. **04-5378**. Kevin Wells, Petitioner *v.* Pamela Johnson, Judge, Juvenile Court of Louisiana, East Baton Rouge Parish. Petition for writ of certiorari to the Court of Appeal of Louisiana, First Circuit, denied.

No. **04-5379**. Peter Wasko, Petitioner *v.* Johnny Gonzales. Petition for writ of certiorari to the Court of Appeals of New Mexico denied.

No. **04-5380**. Orville Wynter, Petitioner *v.* John Burge, Superintendent, Auburn Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-5381**. Thomas A. Watson, Petitioner *v.* Burl Cain, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5382**. Alonzo A. Voelker, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-5383**. Abdul Jaleel Wahab, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5384**. Selina Roberts, Petitioner *v.* University of Pennsylvania, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-5385**. Kevin Wright, aka Herb, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-5387**. Gloria Owens, Petitioner *v.* Missouri Department of Social Services, Division of Children's Services, et al. Petition for writ of certiorari to the Supreme Court of Missouri denied.

No. **04-5389**. Ruben Exau Munguia-Sanchez, aka Ruben Exau Manguia-Sanchez, aka Ruben Sanchez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-5390**. John David Stevenson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5391**. Jason Eugene Rubalcaba, Petitioner *v.* Arizona. Petition for writ of certiorari to the Court of Appeals of Arizona, Division One, denied.

No. **04-5393**. Anthony Jerome Stokes, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5394**. Roland E. Scott, Petitioner *v.* Otis Kent Andrews, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5395**. Jahdel Morales, Petitioner *v.* Ronald M. Tadlock, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5396**. Demetric Gray Pearson, Petitioner *v.* James Peguese, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5397**. Donnie L. Sloan, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5398**. Dan Boddie, Petitioner *v.* Walter Ray, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5399**. Noel Davila, Petitioner *v.* Connecticut. Petition for writ of certiorari to the Appellate Court of Connecticut denied.

No. **04-5400**. Bernard Joseph Dolenz, Petitioner *v.* United States, ex rel. John Ernest Boundy. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5401**. Ricardo Evans, Petitioner *v.* Gene M. Johnson, Director, Virginia Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5402**. Paul Charles Currie, Petitioner *v.* L. Blanks, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5403**. Floyd Clements, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5405**. Paul Crisamore, Petitioner *v.* Jeffrey A. Beard, Secretary, Pennsylvania Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-5406**. Jose Esteban Guerrero, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-5407**. Eddie Joe Hewitt, Petitioner *v.* Richard E. Early, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5408**. James Harold Brown, Petitioner *v.* Juanita Hicks, Clerk, Superior Court of Georgia, Atlanta Judicial Circuit, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5409**. James C. Carter, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-5410**. James Calhoun-El, Petitioner *v.* James V. Peguese, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5412**. Luis DeValle, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5413**. Joseph Michael Davis, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5414**. James L. Reynolds, Petitioner *v.* Lisa Barnes, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-5415**. Salvador Baca Sanchez, Petitioner *v.* Scott P. Rawers, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5416**. Willie Tyrone Shipley, Petitioner *v.* George J. Giurbino, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5417**. John H. Burrell, Petitioner *v.* Howard Carlton, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-5418**. Jael K. Speights, Petitioner *v.* Matthew J. Frank, Secretary, Wisconsin Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-5419**. Daniel Randolph, Jr., Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5420**. Dontez Lamont Simuel, Petitioner *v.* Roy Cooper, Attorney General of North Carolina. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5421**. Charles Stidham, Petitioner *v.* Florida. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **04-5422**. Dorne Smith, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-5423**. Howard C. Marquez, Petitioner *v.* Randall Workman, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-5424**. Ray Lindsey, Petitioner *v.* FBI Offices, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-5425**. Gala Simone Lui, Petitioner *v.* Gloria Henry, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5427**. Robert James Dean, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5428**. Isael Benitez-Benitez, Petitioner *v.* United States; and Roberto Ramirez-Ibarra, aka Benigno Rosario, aka Roberto Ramirez, aka Benigno Cruz Rosario, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5430**. Nathaniel Keith Singleton, Petitioner *v.* Sergeant Jones. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5433**. Alberto Pineda-Cisneros, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5434**. Francisco Mercado-Lujan, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5437**. Jerome Norman, Petitioner *v.* Burl Cain, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5438**. Melvin Kenneth Ligon, Petitioner *v.* Stephen E. Boswell. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5439**. Ricardo Martinez-Canizales, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5443**. Fernando Uribe-Jimenez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5445**. Dequincy Gerald Townsend, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5446**. Edgar Ivan Acosta-Flores, Petitioner *v.* United States; Jairo Amador-Lujan, Petitioner *v.* United States; Luis Bojorquez-Lucero, Petitioner *v.* United States; Alfredo Chavez-Renteria, Petitioner *v.* United States; Antonio DeLeon-Arteaga, Petitioner *v.* United States; Gregorio Delgado-Najera, Petitioner *v.* United States; Miguel Ferral-Tamez, Petitioner *v.* United States; Jesus Gallegos-Renteria, Petitioner *v.* United States; Guillermo Garcia-Ramirez, Petitioner *v.* United States; Cayetano Garcia-Rubio, Petitioner *v.* United States; Porfirio Guerra-Garcia, Petitioner *v.* United States; Jorge Gutierrez-Enriquez, Petitioner *v.* United States; Ricardo Hernandez-Munoz, Petitioner *v.* United States; Carlos Lagunas-Sanchez, Petitioner *v.* United States; Jose Luis Lemus-Alvarez, Petitioner *v.* United States; Jorge Armando Lopez-Reyes, Petitioner *v.* United States; Gerardo Madrigal-Ochoa, Petitioner *v.* United States; Julio Martinez-Mendoza, Petitioner *v.* United States; Jose Alfonso Mendez-Aguilar, Petitioner *v.* United States; Jose Moreno-Contreras, Petitioner *v.* United States; Jose Angel Nunez-Cerda, Petitioner *v.* United States; Jose Alfredo Palacios-Rivera, Petitioner *v.* United States; Jose Luis Rivera-Carrillo, Petitioner *v.* United States; Alvaro Elroy Ruiz-Perez, Petitioner *v.* United States; Pablo Sepulvera-Diaz, Petitioner *v.* United States; Bernardo Vences-Gonzalez, Petitioner *v.* United States; and Juan Vidales-Lopez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5447**. Jesus Lopez-Garcia, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5449**. Grant Veney Lee, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5452**. Francisco Javier Rodriguez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5454**. Martin Antunez-Pineda, Petitioner *v.* United States; Jose Guadalupe Renteria-Barrientos, Petitioner *v.* United States; Jose Guadalupe Mena-Montoya, Petitioner *v.* United States; Isidoro Martinez-Vences, Petitioner *v.* United States; Sergio Salgado-Diaz, Petitioner *v.* United States; and Alberto Aaron Velasquez-Meza, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5455**. William G. Moore, Petitioner *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. **04-5457**. Salvador Lopez-Labastida, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5458**. Martin Macias-Cruz, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5459**. Javier Munoz-Peralta, aka Armando Estrada Gonzalez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5460**. Douglas Jerrod Bemis, Jr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5461**. Amador Irizarry Sanabria, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5464**. Allen Archie Hurley, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5467**. Shelton Ernie McCutting, Petitioner *v.* Jeanne S. Woodford, Director, California Department of Corrections. Petition for

writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5468**. Quanneil A. Gibson, Petitioner *v.* United States. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **04-5472**. Robert Fay Garcia, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5473**. Tommy Lee Fannin, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5475**. Mario Russell Pierce, Petitioner *v.* E. E. Wright, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5477**. Troy Richardson, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5478**. Paul Michael Brown, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5479**. Anibal Santiago, Petitioner *v.* Charles L. Hinsley, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-5480**. Marilyn S. Ruben, Petitioner *v.* Phoenix Police Department, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5482**. Reynaldo R. Griego, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-5483**. Jorge Luis Geronimo, Petitioners *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-5484**. Andres Gonzalez-Clemente, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5486**. Waymond D. Hall, Petitioner *v.* Gail Lewis, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5487**. Dion Hopson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-5489**. Pedro Juan Fermin, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-5490**. Jerry Hudgens, Petitioner *v.* Jo Anne B. Barnhart, Commissioner of Social Security. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5491**. Margie Bloome, Petitioner *v.* Department of the Treasury, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-5492**. Reynaldo Acosta-Martinez, Petitioner *v.* United States; Ricardo Gonzalez-Flota, Petitioner *v.* United States; Guillermo Guzman-Sanchez, Petitioner *v.* United States; Guillermo Hernandez-Alvarez, Petitioner *v.* United States; Roberto Noriega-Cisneros, aka Roberto C. Noriega, etc., Petitioner *v.* United States; Cruz G. Ortiz-Galindo, aka Gerardo Ortiz-Galindo, Petitioner *v.* United States; Ramon Pasillas-Martinez, Petitioner *v.* United States; and Angel Solorzano-Palmas, aka Angel Solorzano, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5494**. Alan Quinn Lucas, Petitioner *v.* Thomas A. Davis, Jr., Director, Texas Department of Public Safety, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5495**. Andre Johnson, Petitioner *v.* Steven J. Cambra, Jr., Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5496**. Tyrell Davron Anderson, Petitioner *v.* Roderick Sowders, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5498**. Floyd LaFountain, Petitioner *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Second District, denied.

No. **04-5499**. Kenneth C. Lampkin, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-5500**. Richard Mason King, Jr., Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **04-5503**. Carl Anthony Knight, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-5505**. Jerome T. Dunbar, Petitioner *v.* Connecticut Commissioner of Motor Vehicles. Petition for writ of certiorari to the Appellate Court of Connecticut denied.

No. **04-5506**. Ismael Delgado, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-5507**. Thomas Scott Crossland, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-5508**. Carlos DeGlace, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5509**. Jose Amilpas-Wences, aka Oliver Amilpas-Benitez, aka Elidoro Amilpas-Benitez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5510**. Jimmie Mecceya Williams, Petitioner *v.* West Virginia. Petition for writ of certiorari to the Supreme Court of Appeals of West Virginia denied.

No. **04-5511**. Donald J. Truax, Petitioner *v.* George J. Giurbino, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5512**. Gerald Curtis Wade, Petitioner *v.* Tom L. Carey, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5513**. Frank Watts, II, Petitioner *v.* Larry Norris, Director, Arkansas Department of Correction. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-5514**. Willie Tamakloe, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-5515**. Paul Oscar Washington, Petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **04-5518**. Teresa Wilson Bean Lewis, Petitioner *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **04-5519**. Roy James Perry, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5521**. Basil Akbar, Petitioner *v.* South Carolina Department of Probation, Parole and Pardon Services, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5522**. Joseph Michael Davis, Petitioner *v.* Coker Court Reporting, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5524**. John D. Ring, Petitioner *v.* Thomas Appleton, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-5526**. Rodman C. Thompson, Jr., Petitioner *v.* Phillip M. Tischler, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-5527**. Rodman C. Thompson, Jr., Petitioner *v.* William W. Caldwell, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-5529**. Sherman Leon Jones, Petitioner *v.* Gene M. Johnson, Director, Virginia Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5530**. K. E., Petitioner *v.* Florida Board of Bar Examiners. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **04-5531**. Michael Bright, Petitioner *v.* Robert Shannon, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-5532**. Betty Dennis, Petitioner *v.* Joan Yukins, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-5533**. Nealon Liverpool, Petitioner *v.* United States. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **04-5534**. Juan De La Cruz-Ochoa, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5535**. Larry Joseph Coleman, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5536**. Sharon Collier, Petitioner *v.* Home Depot. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5537**. Tony Smith, Petitioner *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **04-5538**. Louis Edward Spearman, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **04-5539**. Richard Bond, Petitioner *v.* James Walsh, Superintendent, Sullivan Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-5542**. James Watters, Petitioner *v.* Wyoming. Petition for writ of certiorari to the Supreme Court of Wyoming denied.

No. **04-5544**. Thomas St. Yves, Petitioner *v.* Jeffrey Merrill, Warden. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-5547**. David Wayne Smith, Petitioner *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **04-5548**. DeAngelo Stewart, Petitioner *v.* Michigan. Petition for writ of certiorari to the Circuit Court of Michigan, Wayne County, Criminal Division, denied.

No. **04-5549**. Jerry P. Jennings, Petitioner *v.* George J. Giurbino, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5550**. Gerald Hinrick Miller, Petitioner *v.* William Terry, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5551**. James B. Miller-Bey, Petitioner *v.* Phil Parker, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-5552**. Wayne Leman, Petitioner *v.* Robert L. Ayers, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5553**. Steven Simons, Petitioner *v.* University of Tulsa College of Law, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5554**. Fran L. Thompson, aka Frances L. Thompson, Petitioner *v.* Nebraska Department of Correctional Services, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-5556**. Felton Tabor, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5557**. Kevin Williams, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5559**. Christopher Wooten, Petitioner *v.* Julia R. Bates. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-5561**. Raymond L. Walker, Petitioner *v.* United States. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **04-5563**. Dennis Guy Clark, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5565**. Willie J. Cannon, Jr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5566**. Gerald L. Cashwell, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5567**. Dana Causer, Petitioner *v.* North Dakota. Petition for writ of certiorari to the Supreme Court of North Dakota denied.

No. **04-5569**. Timothy Lanier Allen, Petitioner *v.* Marvin Polk, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5572**. Christopher Meza, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5573**. Robert A. Meyer, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-5576**. Inocencio Lara Trujillo, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5580**. Flem Calhoun, II, aka John Fleming Martin, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-5581**. Jose Chavarriya-Mejia, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5583**. Larry Patterson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-5585**. Carlos Antonio Portillo-Amaya, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5591**. Michael V. Jones, Petitioner *v.* Kansas. Petition for writ of certiorari to the Supreme Court of Kansas denied.

No. **04-5597**. Luis Adan Berber-Chavez, Petitioner *v.* United States; Nestor Miguel Herrera-Suarez, aka Ernesto Santana, Petitioner *v.* United States; Belisario Ponce-Hernandez, Petitioner *v.* United States; Amador Rodriguez-Hernandez, Petitioner *v.* United States; and Pedro Sanchez-Martinez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5598**. Robert Barry Young, Petitioner *v.* Michael Yarborough, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5600**. Mindy Ann Walker, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5602**. Demetrius Jones, aka Derrick Johnson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5603**. Mohammed Abdul Majid, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-5604**. Steven J. Kaniadakis, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5605**. Antonneo R. Boyce, Petitioner *v.* Dora B. Schriro, Director, Arizona Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5609**. Aca Murphy, Jr., Petitioner *v.* Larry Norris, Director, Arkansas Department of Correction. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-5611**. Will Moses Palmer, Petitioner *v.* Anthony A. Lamarque, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5613**. Jose Alejandro, aka Green Eyes, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-5615**. Romie L. Turner, Petitioner *v.* Georgetown University Law Center. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **04-5619**. Bruce Gorden Thomas, Petitioner *v.* Thomas McBride, Warden. Petition for writ of certiorari to the Circuit Court of West Virginia, Monongalia County, denied.

No. **04-5622**. Steven D. Donovan, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-5625**. Leonard J. Conforti, Petitioner *v.* David Miller, Superintendent, Eastern Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-5626**. Clinton Matthew Corbeil, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5627**. Russell Ellis, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-5629**. Linwood Wilkerson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-5638**. Laurie A. Weinlein, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-5640**. Cleon Lovette Smith, Petitioner *v.* *NSYNC, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5643**. Eddie Voliton, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5644**. Michael A. Brennan, Petitioner *v.* Ashbel T. Wall, II, Director, Rhode Island Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-5648**. Guadalupe Diane Fregoso, aka Diane Fregoso Guadalupe, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5649**. Roy Highsmith, Petitioner *v.* Glenn S. Goord, Commissioner, New York Department of Correctional Services. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-5650**. Albert Saint Izuel, Petitioner *v.* Jeanne S. Woodford, Director, California Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5651**. Abbas Goljah-Mofrad, Petitioner *v.* John D. Ashcroft, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5654**. Francis Norman Ettienne, Petitioner *v.* John D. Ashcroft, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5658**. James Soto, Jr., Petitioner *v.* Circuit Court of Illinois, Cook County. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. **04-5663**. John Falcone, Petitioner *v.* Rhode Island, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-5665**. David Lynn Hatfield, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5669**. Wade Hemphill, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-5670**. Frederick Browne, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-5672**. R. J. S., Jr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-5682**. Randy Scott Jensen, Petitioner *v.* Timothy Schuetzle, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-5685**. Jaime Gonzalez Quintana, Petitioner *v.* John D. Ashcroft, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5688**. Marvin Leon Grimm, Jr., Petitioner *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **04-5690**. Otto Melvin Ramirez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5691**. Charles L. Stevens, Jr., Petitioner *v.* Joan B. Meacham, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5693**. Jesse Manuel Dumbrique, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5696**. Quintin Xavier Drakeford, Petitioner *v.* New York Department of Correctional Services. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. **04-5697**. Lemond Carmickel, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-5698**. Charles Simon, Petitioner *v.* Federal Prison Industries, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-5704**. Douglas A. Turns, Petitioner *v.* United States;

No. **04-5739**. Johnny P. Crockett, Petitioner *v.* United States; and

No. **04-5890**. Noah Beverly, Petitioner *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-5711**. Danny Lumpkin, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al. Petition for writ

of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5718**. John J. Maloney, 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. **04-5725**. Julian Edward Rochester, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5727**. Gilberto David Balderas, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5731**. Clifton Lamount Williams, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5733**. Edward Tenney, Petitioner *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, Second District, denied.

No. **04-5737**. Guiseppe Gorgone, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5746**. John Joseph James Burns, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5754**. Elpidio Delgado, Jr., aka Elipidio Delgado, Petitioner *v.* Department of Justice, Bureau of Prisons. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5761**. Delfino Lomeli Gonzalez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5766**. Tyrrall Farrow Cannon, Petitioner *v.* Department of Justice, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5767**. Grady Lynn Cox, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5773**. Bryan Edwin Ransom, Petitioner *v.* F. K. Corona. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5780**. Gary Eugene Graham, Petitioner *v.* Mark Webber, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-5782**. Gonnie Griner, Petitioner *v.* Florida. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **04-5783**. Mitchell Hebert, Petitioner *v.* Burl Cain, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5787**. Guillermo A. Foster, Petitioner *v.* James V. Crosby, Jr., Director, Florida Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5789**. Donald Fonville, Petitioner *v.* Gary Fleming, Superintendent, Monroe Correctional Complex. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5790**. Otis Grant, Petitioner *v.* David Miller, Superintendent, Eastern New York Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-5792**. Tony Givens, Petitioner *v.* West Virginia, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5797**. Ruben Luna, Petitioner *v.* James D. Roche, Secretary of the Air Force. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5798**. Thomas K. Schoppert, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-5800**. Raymond Jackson, Petitioner *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5803**. Jaime Hugo Aguirre-Espinoza, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5812**. Mario Denane Fultz, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5817**. Robert N. Howell, Jr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-5821**. Steve P. Gibson, Petitioner *v.* Idaho State Tax Commission. Petition for writ of certiorari to the Court of Appeals of Idaho denied.

No. **04-5824**. Shaye Hinton, aka Ihsaan Abdus-Salaam, Petitioner *v.* Terrance Moore, Administrator, East Jersey State Prison, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-5825**. Donikki Hardy, Petitioner *v.* United States; and Donikki Hardy, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5827**. Gerardo Cruz-Martinez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5828**. Benito Chapa-Ibarra, aka Benito Ibarra Chapa, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5832**. Marcus Mendez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5840**. Pierre Fouche, Petitioner *v.* James E. Slade, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5843**. Abdul-Jabbar Muhammad, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-5844**. Maquel Sarbia, aka Jesus Vizcarra, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5861**. Fletcher Louis Ogletree, Jr., aka Fletcher Louis Ogletree, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5862**. Mimi Villegas Galdi, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5869**. Enrique Acosta, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5873**. Marvin Woodard, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5874**. Charles A. Thomas, Petitioner *v.* United States. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **04-5875**. Derrick Wearry, Petitioner *v.* Conner Blaine, Jr., et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-5877**. Mark Gary Hough, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-5880**. Charles D. Longley, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-5882**. Ronald Rich, Petitioner *v.* Charles Hatin, Superintendent, Northwest State Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-5888**. James Crager, Petitioner *v.* Robert W. Meyers, Superintendent, State Correctional Institution at Rockview, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-5896**. Darius Heard, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5900**. Bobby Lee Hairston, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5904**. Frank Ray Chandler, Petitioner *v.* Marvin K. Polk, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5906**. Lewis Clay, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5909**. Timothy Bernard Riggans, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-5911**. Jose Luis Arevalo, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5913**. Victor Alvarez, aka Victor Alvarez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5914**. Johnnie E. Green, Petitioner *v.* Les Brownlee, Acting Secretary of the Army. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-5919**. Carl Cooper, Petitioner *v.* David DiGuglielmo, Superintendent, State Correctional Institution at Graterford, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-5920**. Michael Sean Edmond, Petitioner *v.* Nighthawk Systems, Inc., et al. Petition for writ of certiorari to the Court of Appeals of Colorado denied.

No. **04-5923**. Donald Albin Blom, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-5925**. Leonard Campbell, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5927**. Eusebio Escobar de Jesus, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-5932**. Andrew Phenix Brown, aka Bubba Brown, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5935**. Alvin Eugene Goney, aka Shoddy Harris, aka David Harris, aka Albert Thomas, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-5936**. Emory Alvin Michau, Jr., Petitioner *v.* Edsel T. Taylor, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5940**. Benjamin G. Slicer, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-5941**. Jesse Roy Redmond, Petitioner *v.* United States. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **04-5949**. Antonio Barber, Petitioner *v.* Department of Justice, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **04-5952**. Magdaleno Alcantar-Chaidez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5954**. Ruby D. Henry Bell, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5962**. Daniel A. Boggs, Jr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-5964**. Philander Butler, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-5966**. Joseph Nicholas Beck, Jr., Petitioner *v.* Michael Bowersox, Superintendent, South Central Correctional Center. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-5967**. David Brian Pugh, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5968**. Bradley Edward McKenzie, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5971**. Mark Bew, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-5973**. Brian Francis Joyce, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5988**. Prince S. J. Webber, Petitioner *v.* Department of Justice, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5991**. Steve Elias Tucker, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-5992**. Prosper Emeka Udogwu, et ux., Petitioners *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-5994**. David Hall Crum, 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. **04-5997**. Timothy Dale Crockett, aka Timothy Howard Crockett, aka Timothy Dale Neill, aka Timothy Dwayne Pope, Jr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6000**. Lawrence Famakinde Adedoyin, aka Lawrence Famakinde Omoadedoyin, aka Lawrence Famakinde, aka Sir Lawrence Adedoyin, aka Lawrence Omoadedoyin, aka Famakinde Lawrence Adedoyin, aka Adedoyin Famakinde, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6003**. Christopher Lonnell Brown, Petitioner *v.* United States District Court for the Southern District of Mississippi. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6010**. Anthony J. Gray-Bey, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-6011**. Efreem Zemblish Harris, aka Base, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-6018**. Rigoberto Garcia-Gonzales, Jose Quinones-Grueso, and Ezequiel Valencia-Criollo, Petitioners *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6024**. William Steve Greenup, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6025**. Alfred N. Moss, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6028**. Gordon Elliot Thomas, III, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6031**. Jeremiah Locust, Sr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6034**. Douglas A. Jarvis, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6040**. Henry Prieto, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-6048**. Ray C. Payne, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-6053**. Brian K. Barner, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6056**. Trevar Donnell Liles, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6058**. Frank Sowers, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6075**. Shawnon Bolden, Petitioner *v.* Brian Fischer, Superintendent, Sing Sing Correctional Facility, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-6090**. Guadalupe Arevalo, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-1410**. Bank United, Bank United Corp., and Hyperion Partners L.P., Petitioners *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied. Justice O'Connor took no part in the consideration or decision of this petition.

No. **03-1431**. Hospitality Management Associates, Inc., et al., Petitioners *v.* Shell Oil Company, dba Shell Chemical Company, et al. Petition for writ of certiorari to the Supreme Court of South Carolina

denied. Justice O'Connor took no part in the consideration or decision of this petition.

No. **03-1482**. Marie-Therese Halim Assa'ad-Faltas, Petitioner *v.* John D. Ashcroft, Attorney General, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied. Justice Souter took no part in the consideration or decision of this petition.

No. **03-1496**. Meredith T. Raney, Jr., Petitioner *v.* Allstate Insurance Company, et al. Petition for writ of certiorari before judgment to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-1498**. Alice Payne, Petitioner *v.* Johnny Lee Riley, 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 Ninth Circuit denied.

No. **03-1505**. Mark Miller, et ux. et al., Petitioners *v.* Pfizer, Inc. (Roerig Division). Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied. Justice O'Connor took no part in the consideration or decision of this petition.

No. **03-1522**. Albert Durruthy, Petitioner *v.* Jennifer Pastor. Motion of National Press Photographers Association, 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 Eleventh Circuit denied.

No. **03-1543**. Richard R. Richard, Jr., Petitioner *v.* Hoechst Celanese Chemical Group, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Justice O'Connor took no part in the consideration or decision of this petition.

No. **03-1586**. Andrew Bourne, a Minor, By and Through His Parents, Next Friends and Natural Guardians, Chris Bourne and Maggie Bourne, Petitioner *v.* E. I. du Pont de Nemours and Company. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied. Justice O'Connor took no part in the consideration or decision of this petition.

No. **03-1644**. Yolanda Candelario-Ramos, et al., Petitioners *v.* Baxter Healthcare Corporation of Puerto Rico, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied. Justice O'Connor took no part in the consideration or decision of this petition.

No. **03-1648**. Albert A. Hanna, Petitioner *v.* Infotech Contract Services, Inc., et al. Petition for writ of certiorari to the United States

Court of Appeals for the Second Circuit denied. Justice O'Connor took no part in the consideration or decision of this petition.

No. **03-1688**. PT Pertamina (Persero), fka Perusahaan Pertambangan Minyak Dan Gas Bumi Negara, Petitioner *v.* Karaha Bodas Company, L.L.C. Motion of Republic of Indonesia 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. **03-10177**. Beverly Ann Hollis-Arrington, Petitioner *v.* Cendant Mortgage Corporation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Justice O'Connor and Justice Breyer took no part in the consideration or decision of this petition.

No. **03-10280**. Kim Smith, Petitioner *v.* Frank D. Gillis, Superintendent, State Correctional Institution at Coal Township, et al. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of certiorari to the United States Court of Appeals for the Third Circuit dismissed. See Rule 39.8.

No. **03-10325**. Angel Ortiz Diamond, Petitioner *v.* Bank of America, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Justice Breyer took no part in the consideration or decision of this petition.

No. **03-10438**. Jack Alexander Bokin, Petitioner *v.* Arnold Schwarzenegger, Governor of California, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Justice Breyer took no part in the consideration or decision of this petition.

No. **03-10506**. James L. Brooks, Jr., Petitioner *v.* Georgia Board of Pardons and Parole, et al. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit dismissed. See Rule 39.8.

No. **03-10527**. Susan V. Klat, Petitioner *v.* California Board of Registered Nursing. Petition for writ of certiorari to the Court of Appeal of California, Third Appellate District, denied. The Chief Justice took no part in the consideration or decision of this petition.

No. **03-10550**. K. Kay Shearin, Petitioner *v.* E. F. Hutton Group, Inc., et al. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of certiorari to the Supreme Court of Delaware dismissed. See Rule 39.8. As petitioner has repeatedly abused this Court's process, the Clerk is directed not to accept any

further petitions in noncriminal matters from petitioner unless the docketing fee required by Rule 38(a) is paid and petition submitted in compliance with Rule 33.1. See *Martin v. District of Columbia Court of Appeals*, 506 U. S. 1 (1992) (*per curiam*). Justice Stevens dissents. See *id.*, at 4, and cases cited therein.

No. **03-10573**. Jim Henry Ball, Jr., Petitioner *v.* Bob Riley, Governor of Alabama, et al. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit dismissed. See Rule 39.8.

No. **03-10599**. David Ywain Young, Petitioner *v.* Nathaniel Quarterman, Director, Texas Jail Division. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit dismissed. See Rule 39.8.

No. **03-10721**. Susan V. Klat, Petitioner *v.* Regents of the University of California, San Diego. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, denied. The Chief Justice took no part in the consideration or decision of this petition.

No. **03-10958**. Raphael Mendez, Petitioner *v.* United States District Court for the District of the Virgin Islands. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of certiorari to the United States Court of Appeals for the Third Circuit dismissed. See Rule 39.8.

No. **03-10993**. Lamarr Rowell, Petitioner *v.* Clark County Public Defender's Office, et al. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of certiorari to the Supreme Court of Nevada dismissed. See Rule 39.8. As petitioner has repeatedly abused this Court's process, the Clerk is directed not to accept any further petitions in noncriminal matters from petitioner unless the docketing fee required by Rule 38(a) is paid and petition submitted in compliance with Rule 33.1. See *Martin v. District of Columbia Court of Appeals*, 506 U. S. 1 (1992) (*per curiam*). Justice Stevens dissents. See *id.*, at 4, and cases cited therein.

No. **03-11033**. Martha Collier, Petitioner *v.* James Zagel, Judge, United States District Court for the Northern District of Illinois. Petition for writ of certiorari before judgment to the United States Court of Appeals for the Seventh Circuit denied.

No. **03-11045**. Chukwuma E. Azubuko, Petitioner *v.* Berkshire Mutual Insurance Company, et al. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of certiorari to the

United States Court of Appeals for the Eleventh Circuit dismissed. See Rule 39.8.

No. **04-14**. Air Liquide America L.P., fka Air Liquide America Corporation, et al., Petitioners *v.* United States Army Corps of Engineers, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Justice Breyer took no part in the consideration or decision of this petition.

No. **04-43**. Hing Quan Lum, et al., Petitioners *v.* Bank of America, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied. Justice Breyer took no part in the consideration or decision of this petition.

No. **04-44**. Burlington Northern and Santa Fe Railway Company, Petitioner *v.* Thomas Ramsey. Motion of Association of American Railroads for leave to file a brief as *amicus curiae* granted. Petition for writ of certiorari to the Court of Appeals of Missouri, Eastern District, denied.

No. **04-124**. Chander Kant, et ux., Petitioners *v.* Bregman, Berbert & Schwartz, L.L.C. Motion of Property Rights Foundation of America 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. **04-147**. Marvin Polk, Warden, Petitioner *v.* Timothy Lanier Allen. 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. **04-192**. Ramon De Armas, Emilio Valenzuela, and Joseph Balikes, Petitioners *v.* Misty Kingsland. Motion of petitioners to defer consideration of the petition for writ of certiorari denied. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-266**. Morris Communications Company, LLC, Petitioner *v.* PGA Tour, Inc. Motion of American Society of Newspaper Editors, 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 Eleventh Circuit denied.

No. **04-5093**. Jesha Donaldson Miller, Petitioner *v.* John VanNatta, Superintendent, Miami Correctional Facility. Petition for writ of certiorari before judgment to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-5104**. George Roger Siegel, Petitioner *v.* Crescent Resources, LLC, et al. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of certiorari to the United States Court of Appeals for the Second Circuit dismissed. See Rule 39.8. As petitioner has repeatedly abused this Court's process, the Clerk is directed not to accept any further petitions in noncriminal matters from petitioner unless the docketing fee required by Rule 38(a) is paid and petition submitted in compliance with Rule 33.1. See *Martin v. District of Columbia Court of Appeals*, 506 U. S. 1 (1992) (*per curiam*). Justice Stevens dissents. See *id.*, at 4, and cases cited therein.

No. **04-5121**. Vincent R. Terio, Petitioner *v.* United States. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit dismissed. See Rule 39.8. As petitioner has repeatedly abused this Court's process, the Clerk is directed not to accept any further petitions in noncriminal matters from petitioner unless the docketing fee required by Rule 38(a) is paid and petition submitted in compliance with Rule 33.1. See *Martin v. District of Columbia Court of Appeals*, 506 U. S. 1 (1992) (*per curiam*). Justice Stevens dissents. See *id.*, at 4, and cases cited therein.

No. **04-5138**. David Anthony Green, Petitioner *v.* Scott P. Rawers, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Justice Breyer took no part in the consideration or decision of this petition.

No. **04-5139**. Samuel Jones, Petitioner *v.* Boston Housing Authority, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied. Justice Breyer took no part in the consideration or decision of this petition.

No. **04-5154**. Robert S. Ortloff, Petitioner *v.* United States. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit dismissed. See Rule 39.8. As petitioner has repeatedly abused this Court's process, the Clerk is directed not to accept any further petitions in noncriminal matters from petitioner unless the docketing fee required by Rule 38(a) is paid and petition submitted in compliance with Rule 33.1. See *Martin v. District of Columbia Court of Appeals*, 506 U. S. 1 (1992) (*per curiam*). Justice Stevens dissents. See *id.*, at 4, and cases cited therein.

No. **04-5197**. Lori M. Metzsch, Petitioner *v.* Avaya, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Eighth

Circuit denied. Justice O'Connor took no part in the consideration or decision of this petition.

No. **04-5297**. Luis Huicochea Mejia, Petitioner *v.* United States. Motion of petitioner to consolidate this case with No. 04-104, *United States v. Booker*, and No. 04-105, *United States v. Fanfan* denied. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5308**. Timothy Paul Keenan, Petitioner *v.* Robert LeCureux, Warden. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit dismissed. See Rule 39.8.

No. **04-5318**. David L. Carter, Petitioner *v.* United States. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit dismissed. See Rule 39.8.

No. **04-5426**. Raymond Donald Clark, Jr., Petitioner *v.* United State District Courts for the Central and Northern Districts of California. Motion of petitioner for leave to proceed *in forma pauperis* denied, and the petition for writ of certiorari dismissed. See Rule 39.8.

No. **04-5759**. Theodore T. Miller, Petitioner *v.* George W. Bush, President of the United States, et al. Petition for writ of certiorari before judgment to the United States Court of Appeals for the District of Columbia Circuit denied.

COMMON LAW CERTIORARI DENIED

No. **03-10259**. In Re David Paul Russell, Petitioner. Petition for writ of common law certiorari denied.

HABEAS CORPUS DENIED

No. **03-10762**. In Re Nanya Amir-El, Petitioner;

No. **03-10796**. In Re Oludare Ogunde, Mike Phoung, Geir Thorisson, Adebayo Collier, Levin Cruz, Orell Sharrieff, Gilberto Benavides, Davilo Stoute, and X. Gao, Petitioners;

No. **03-10844**. In Re Stanley E. Kornafel, Petitioner;

No. **03-10929**. In Re Paul Elwin Acklin, Petitioner;

No. **04-297**. In Re Eurica Californiaa, Petitioner;

No. **04-5233**. In Re Anthony Fredrick Thrash, Petitioner;

No. **04-5306**. In Re Sylvester Pulliam, Petitioner;

No. **04-5340**. In Re William John Montez, Petitioner;

No. **04-5404**. In Re Robert J. Ellis, Petitioner;

No. **04-5501**. In Re David Marsh, Petitioner;
No. **04-5633**. In Re Manuel Zarate, Petitioner;
No. **04-5701**. In Re Mary L. Cluck, Petitioner;
No. **04-5745**. In Re Joseph M. Scheidly, Petitioner;
No. **04-5769**. In Re Curtis A. Croft, Petitioner;
No. **04-5811**. In Re Lucio Cruz-Rivera, Petitioner;
No. **04-5834**. In Re Nathiaon Eldon Dumas, Petitioner;
No. **04-5841**. In Re Pierre Fouche, Petitioner;
No. **04-5857**. In Re Jimmy Beaumont, Petitioner;
No. **04-5902**. In Re Duane R. Olson, Petitioner;
No. **04-5918**. In Re Preston G. Demouchet, Jr., Petitioner;
No. **04-5933**. In Re Warren Leverett, Petitioner;
No. **04-5946**. In Re Julio Herrera, Petitioner;
No. **04-6002**. In Re Hugo P. Absalon, Petitioner;
No. **04-6093**. In Re Mark Alan Burgess, Petitioner;
No. **04-6096**. In Re Todd J. Verdone, Petitioner;
No. **04-6130**. In Re Russell Hill, Petitioner;
No. **04-6141**. In Re Richard J. Harley, Petitioner; and
No. **04-6145**. In Re Bobby L. Hubbard, Petitioner. Petitions for writs of habeas corpus denied.

MANDAMUS DENIED

No. **03-1645**. In Re Ronald L. Green, Petitioner;
No. **03-10052**. In Re Barry E. Johnson, Petitioner;
No. **03-10356**. In Re Jonathan Morgan, Petitioner;
No. **03-10373**. In Re Aaron Frank Cole, Petitioner;
No. **03-10509**. In Re Rudi Rivas, Petitioner;
No. **03-10578**. In Re Melvin Thomas, Petitioner;
No. **03-10708**. In Re Carmen Gricco, Petitioner;
No. **03-10864**. In Re Alonzo L. Taylor, Petitioner;
No. **03-10942**. In Re Allen Crosby, Petitioner;
No. **03-10992**. In Re Charles W. Smith, Petitioner;
No. **03-11027**. In Re Charles E. Valley, Petitioner;
No. **04-5083**. In Re Todd Elliott Koger, Petitioner;
No. **04-5358**. In Re Frank C. Johnson, Jr., Petitioner;
No. **04-5363**. In Re Alonzo Collins, Petitioner;
No. **04-5372**. In Re Menachem Pri-Har, Petitioner; and
No. **04-5411**. In Re Danual Ray Hodges, Petitioner. Petitions for writs of mandamus denied.

No. **03-1596**. In Re Winfred Paul Adams, Petitioner. Petition for writ of mandamus and/or prohibition denied.

No. **03-1633**. In Re Allegra D. Hemphill, Petitioner. Petition for writ of mandamus denied. Justice Breyer took no part in the consideration or decision of this petition.

No. **03-10493**. In Re Christopher G. Brooks, Petitioner;

No. **03-10905**. In Re Lee Curtis, Petitioner;

No. **04-5349**. In Re Martin A. Armstrong, Petitioner; and

No. **04-5822**. In Re Terry Young, Petitioner. Petitions for writs of mandamus and/or prohibition denied.

REHEARINGS DENIED

No. **03-9760**. Jack Orlando Johnson, Petitioner *v.* Edward S. Alameida, Jr., Director, California Department of Corrections;

No. **03-9984**. David Anthony Johnson, Petitioner *v.* Illinois;

No. **03-10168**. Alvin Phelps, et ux., Petitioners *v.* Nationwide Insurance Company; and

No. **03-10267**. Manuel Rojas Afanador, Petitioner *v.* United States. Petitions for rehearing denied.

ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
William George Abbatt	Dearborn, MI	Kevin John Heintz
Matthew Childs Ackley	Richmond, VA	Robert Cooper Whitstone
Duncan Hamilton Adams	Atlanta, GA	Charles A. Shanor
Steven Scott Afton	Detroit, MI	Susan E. Gillooly
Richard K. Aldrich	Billings, MT	Pamela S. Williams
Mark C. Alexander	Montclair, NJ	Clifford L. Alexander, Jr.
Elisa M. Angeli	Detroit, MI	Larry James Saylor
Eric J. Artrip	Huntsville, AL	Herman Watson, Jr.
William H. Bailey	Dallas, TX	John Gamino
Kevin M. Ball	Troy, MI	Susan E. Gillooly
Raul E. Bandas del Pilar	San Juan, PR	Gustavo Antonio Gelpi-Abarca
Salvatore A. Barbatano	Detroit, MI	David Barry Goroff
C. David Bargamian	Grosse Ile, MI	Sharon M. Collins Woods

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Blake Charles Barnes	Columbia, MD	Paul A. Marone
Dennis M. Barnes	Detroit, MI	Sharon M. Collins Woods
Michael R. Bascobert	Buffalo, NY	Cynthia Felicia Reaves
David A. Battaglia	Los Angeles, CA	Theodore B. Olson
James R. Bennett, II	Medina, OH	Dean Holman
Joyce Wilson Bergman	Fairburn, GA	Ray C. Norvell
James A. Boevers	Salt Lake City, UT	John P. Ashton
Gregory C. Bomberger	Armonk, NY	Donald J. Rosenberg
Brian R. Bostick	Birmingham, AL	John Richard Carrigan
Bruce Winthrop Bowers	Laveen, AZ	Paul Joseph McMurdie
Brendan Bradley	Englewood, FL	Thomas Rapp
Rhonda Rochelle Abernathy Brazile	Detroit, MI	Miriam L. Siefer
Kevin Hamilton Breck	Ferndale, MI	Jack O. Kalmink
Dennis P. Brescoll	Birmingham, MI	James A. Brescoll
Laura A. Brodeur	Detroit, MI	Cynthia Felicia Reaves
S. Benjamin Bryant	Charleston, WV	W. Warren Upton
Barbara Eckert Buchanan	Detroit, MI	I. William Cohen
H. Bradford Calvit	Alexandria, LA	David R. Sobel
Mark A. Cantor	Southfield, MI	Frank A. Angileri
Caridad Pastor Cardinale	Detroit, MI	Susan E. Gillooly
Mary Helen Carlson	Washington, DC	William H. Taft, IV
Thomas F. Cavalier	Detroit, MI	Sharon M. Collins Woods
Lindsay Childress-Beatty	Washington, DC	Nathalie Preston Gilfoyle
Jeremy Chin Chou	Boise, ID	Michael Stephen Gilmore
William J. Clough	San Francisco, CA	Ralph D. Hughes
LeRoy Alan Cobb	Anniston, AL	Thomas McAllister Semmes

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Avern L. Cohn	Detroit, MI	Susan E. Gillooly
Michael J. Connolly	Boston, MA	Debra Dyleski-Najjar
Justin A. Connor	Washington, DC	James Russell Bird
Alfred E. Corey, III	Tampa, FL	Cass Michael Castillo
Margaret A. Costello	Detroit, MI	Kathleen McCree Lewis
John George Cox	Eugene, OR	Rohn M. Roberts
John R. Crenshaw	Atlanta, GA	Robert D. Feagin, III
Gary H. Cunningham	Bloomfield Hills, MI	Barbara Lynn McQuade
Anthony Da Silva	San Diego, CA	Gary W. Schons
David Leigh DaCosta	Philadelphia, PA	Richard A. Sprague
Eric M. Daigle	New Orleans, LA	A. Remy Fransen, Jr.
Daniel Francis Daly	Tampa, FL	Terry Clifton Christian
Sally Mozley Dalzell	Washington, DC	Gary Alan Jonesi
Ronald L. Daugherty	Philadelphia, PA	Lisa Anne Sabatino
Adrienne S. Denault	San Diego, CA	Holly D. Wilkens
Phillip J. DeRosier	Detroit, MI	Richard Wright Paul
Randall G. Dick	San Francisco, CA	Steven S. Brown
Thomas M. Dixon	Detroit, MI	Daniel J. Scully, Jr.
Lois Fitzgerald Downey	Moorestown, NJ	Scott Barry Gorman
Steven A. Drizin	Chicago, IL	Thomas F. Geraghty
James E. Dunn	Oklahoma City, OK	Timothy Merryl Melton
Howard A. Ehring	Stamford, CT	John F. Kavanewsky, Jr.
CaraLee Brott Epp	Grosse Pointe, MI	Robert A. Lusk
Barbara H. Erard	Detroit, MI	William Edward Elwood

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Sharon M. Erwin	Philadelphia, PA	Joseph H. Foster
Elias J. Escobedo, Jr.	West Bloomfield, MI	Amy Marie Hopp
Mark Allan Fahleson	Lincoln, NE	Daniel E. Klaus
Christina Louise Farinola	Detroit, MI	Paul Joseph Komives
Robert Farrar	Bloomfield Hills, MI	Joseph L. Falvey, Jr.
Stephen W. Feingold	New York, NY	Robert W. Ray
Joseph L. Felber	Washington, DC	Thomas J. Macpeak
Neal Fellenbaum	New York, NY	Gerald Kadish
Terence R. Flanagan	Hartland, MI	Ronald J. Bretz
Meredith Lisa Flax	Washington, DC	Thomas Richichi
Jayne E. Fleming	Oakland, CA	James C. Martin
James S. Fontichiaro	Detroit, MI	Sharon M. Collins Woods
William Boyd Foster, III	Lynnwood, WA	Todd Charles Nichols
Kevin Lee Francart	Flint, MI	Thomas L. Casey
Jeffrey Alan Franklin	Wyomissing, PA	W. Edwin Ogden
Stephen Daniel Fuller	Concord, NH	Ann M. Rice
Grant P. Gilezan	Detroit, MI	Katherine M. White
Jeffrey Alan Glick	Oakland, CA	Edward Dallas Sacher
Christopher D. Glos	Irvine, CA	L. Douglas Brown
Cullen M. Godfrey	Austin, TX	Michael Harding Corley
Charles Gerard Goedert	Ferndale, MI	Hanley M. Gurwin
Joseph Aaron Golden	Southfield, MI	Leon Martin Schurgin
Robert A. Goldman	Pittsburgh, PA	Templeton Smith, Jr.
Ian Jeremy Goldstein	West Palm Beach, FL	Jack Schramm Cox
George Robert Goltzer	New York, NY	Joel B. Rudin
William M. Gonzalez	Latham, NY	Leonard A. Mancini

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Sharon A. Gould	Pittsburgh, PA	Mark Thomas Coulter
Thomas C. Gricks, III John P. Guenther	Canonsburg, PA White Lake, MI	Neil G. Epstein Cynthia Felicia Reaves
Rick A. Haberman Dennis Michael Haffey	Detroit, MI Bloomfield Hills, MI	James B. Perry Kathleen McCree Lewis
Hilda Morales Hahn Hazen H. Hammel Charles Daniel Hancock Amy L. Hanson	Washington, DC Albuquerque, NM Little Rock, AR Bridgewater, MA	Paul D. Rich Brad D. Hall Clint Miller Keith Hardy McCown
Donald J. Harrington Stephen Dillon Hartman	Southfield, MI Toledo, OH	Ernie L. Brooks Richard M. Kerger
Christopher Joseph Hastings Jennifer Hastings	Royal Oak, MI Detroit, MI	Edward Harvey Pappas Richard Wright Paul
William V. Hearnburg, Jr.	Atlanta, GA	James H. Bratton, Jr.
Thomas Charles Hill Pamela Ann Holden	Washington, DC Arlington, VA	David J. Cynamon Robert Alexander Sanders
David John Houston	Lansing, MI	Richard Wright Paul
Steven G. Howell Thomas C. Hsieh Stephen F. Humphreys	Detroit, MI Los Angeles, CA Athens, GA	James B. Perry Jaime L. Fuster Dan Thomas Coenen
Thomas Owen Humphries, Jr. Marshal E. Hyman	Conyers, GA West Bloomfield, MI	John B. Degonia David Allison Hardesty
Eilam Isaak Dalal M. Jarad David Berstrand Jinkins Lara Michelle Johnson	Tampa, FL Chicago, IL St. Louis, MO San Antonio, TX	Barry A. Cohen Philip W. Sandler Edwin G. Harvey William Wendell Hall

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Amy Michele Johnston	Detroit, MI	Donald Crane Morgan
Richard Herbert Johnston	Atlanta, GA	Robert D. Feagin, III
Richard L. Jones	Jackson, MS	R. David Kaufman
Timothy James Jordan	Detroit, MI	John Joseph Gillooly
Kelley A. Jordan-Price	Boston, MA	Debra Dyleski-Najjar
Jacinto Pablo Juarez, Jr.	Washington, DC	Sandra Alvarez Jennings
Kevin Kalczynski	Detroit, MI	Sharon M. Collins Woods
Martin Lee Kent	Richmond, VA	Jerry W. Kilgore
Cedina M. Kim	Los Angeles, CA	John Eric Nordin, II
Terrence W. Kirk	Austin, TX	Keith S. Hampton
Wray Hikaru Kondo	Honolulu, HI	Cynthia Winegar
Susan D. Koval	Detroit, MI	Brian A. Kreucher
Anthony R. Kovalcik	Orlando, FL	James E. Moyer
Kimberly Barbara Kozar	Eden Prairie, MN	George C. Hoff
Brian Steven Kruse	Lincoln, NE	Daniel E. Klaus
Bruce R. Kulpan	Washington, DC	David Charles Downton
Daniel J. LaCombe	Detroit, MI	Sharon M. Collins Woods
Patrick J. Ledwidge	Detroit, MI	Richard Wright Paul
Kari Ingrid Lester	Seattle, WA	Paul Alexander Lindenmuth
Suzanne M. Lewis	Plymouth, MI	Barbara Lynn McQuade
Jim Li	New York, NY	Margaret A. Chan
Mary L. Lohrke	Tulsa, OK	Reuben K. Davis
Adam M. London	Los Angeles, CA	Gary C. Nawa
Andrew John Lusk	Bloomfield Hills, MI	Craig L. John
Lili S. Lutgens	Louisville, KY	David Alan Friedman

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Leonard Hawkes MacPhee	Denver, CO	Richard S. Vermeire
Lisa Madigan	Chicago, IL	Gary Scott Feinerman
Allen D. Madison	San Francisco, CA	William Augustus Fenwick
Barbara Lynn Mandell	Bingham Farms, MI	Cynthia Felicia Reaves
Michele Marie Mansfield	Washington, DC	Sue Ann Slates
Terri Ellen Marsh	Washington, DC	Sherman Louis Cohn
Robert Alan Marshall	Duluth, GA	Michael C. Murphy
Alfred Joseph Martin, Jr.	Sante Fe, NM	Gene E. Franchini
Gregory S. Martin	Maitland, FL	James E. Moye
Horacio Mario Marull	Dallas, TX	Gandia Juan Luis Burgos
Mark Oliver Masterson	Maitland, FL	James E. Moye
Joseph J. McAlee	Philadelphia, PA	Richard A. Sprague
Jacqueline Jenni McCann	Detroit, MI	Norris J. Thomas, Jr.
John M. McCarter	Atlanta, GA	Robert D. Feagin, III
Andrew James McGuinness	Ann Arbor, MI	Kathleen McCree Lewis
Thomas G. McNeill	Detroit, MI	James B. Perry
Michael B. McPartland	Palm Desert, CA	James T. Latting
Todd R. Mendel	Detroit, MI	Eugene Driker
Michael W. Miller	Shelby, NC	Peter Canning Zolper
David Benjamin Mitchell	Coral Gables, FL	Mauricio Lopez-Aldazabal
Christopher A. Mixon	Birmingham, AL	John Richard Carrigan
Christopher P. Moore	New York, NY	Lawrence B. Friedman
Erin Elizabeth Murphy	Washington, DC	James William Klein
Kristin L. Murphy	Bloomfield Hills, MI	Michael Bishop Stewart

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Randall R. Murphy	Los Angeles, CA	Richard Thomas Waldow
Frank L. Murray	Phoenix, AZ	Randall H. Warner
Michael Dominick Murray	Detroit, MI	Jack O. Kalmink
Monica P. Navarro	Troy, MI	David Lawrence Haron
Margaret A. Nelson	Lansing, MI	Thomas L. Casey
Eric Michael Nemeth	Southfield, MI	Robert H. Schwartz
Kathleen Moro Nesi	Grosse Pointe Farms, MI	Susan E. Gillooly
Robert C. Newman	Chicago, IL	Edward F. Ryan
Christopher Ray Nolen	Richmond, VA	Jerry W. Kilgore
Steven Elwyn Nurenberg	Detroit, MI	John Joseph Gillooly
Catherine M. O'Connell	Lansing, MI	Daniel J. Scully, Jr.
Brandon Lee Ogburn	Jackson, MS	James D. Shannon
Glenn Paul Orgeron	New Orleans, LA	James H. Daigle
Simeon R. Orlowski	Troy, MI	James L. Boring
Claudia D. Orr	Detroit, MI	Robert A. Marsac
Francis R. Ortiz	Detroit, MI	William Edward Elwood
Gregg Anthony Padovano	Maywood, NJ	Ralph James Padovano
Lorenzo J. Palomares	Miami, FL	Harvey D. Rogers
Francis Pan	Austin, TX	Broadus A. Spivey
Dennis Paul Partridge	Detroit, MI	John Joseph Gillooly
Kurt G. Paxson	El Paso, TX	John A. Grambling
Arthur W. Pepin	Sante Fe, NM	M. Katherine Brito Zinn
Brian Dale Peters	Los Angeles, CA	Patricia Grace Griffith
Randall E. Phillips	Bingham Farms, MI	Andrew Kenneth Epting, Jr.
John Mark Pierce	Pittsburgh, PA	Richard R. Nelson, II
Alan J. Placa	New York, NY	Rudolph William Giuliani

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
James E. Polk	Dallas, TX	Douglas John Lapidus
Joseph Alexander Pollard	Washington, DC	Moisette Intonya Green
Daniel Dietrich Quick	Detroit, MI	Edward Harvey Pappas
Manuel Bagadiong Quintal	New York City, NY	Thomas Anthony Panebianco
Jonathon A. Rabin	Detroit, MI	Brian A. Kreucher
John C. Ramsey	Houston, TX	Ronald Jerome Simon
Richard J. Reade, Jr.	Irvine, CA	David Richard Glickman
Laura M. Reckart	Laveen, AZ	Paul Joseph McMurdie
B. Eric Restuccia	Brighton, MI	William Eric Molner
Stephen C. Reyes	Sacramento, CA	Rolando Rafael Sanchez
Mark M. Rhodes	Albuquerque, NM	Brad D. Hall
Daniel V. Rice	Houston, TX	Ronald Jerome Simon
Robert Wayne Rideout, Jr.	Tarboro, NC	Sharon Hill Sprinkle
Ryan Christopher Rodems	Tampa, FL	Peter J. Grilli
David Michael Roer	Chandler, AZ	William E. Platt, Jr.
James F. Rogers, II	Lakeville, MA	Keith Hardy McCown
Jennifer A. Rosa	East Lansing, MI	Barbara Lynn McQuade
James Reed Rosen	Beverly Hills, CA	David Christopher Cook
James Seth Rosenfeld	Detroit, MI	Evan Mead Stone
Maureen Elizabeth Rudolph	Rapid City, SD	Sylvia Quast
Visuvanathan Rudrakumaran	New York, NY	Lawrence W. Schilling
Jeffrey A. Sadowski	Birmingham, MI	Philip Thomas Carter

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
William C. Salmon	Albuquerque, NM	Brad D. Hall
Jocelyn F. Samuels	Washington, DC	Dina R. Lassow
Patrick J. Schiltz	Minneapolis, MN	Thomas Charles Berg
George Theodore Schooff, II	Detroit, MI	Garrett Christopher Donley
Robert G. Schuler	Columbus, OH	Roger Philip Sugarman
Michael M. Scott	Brownsville, TX	Lawrence A. Walsh
Keith Franklin Sellers	Tulsa, OK	Frederic Dorwart
Theresa Moussiaux Serra	Clinton Township, MI	Susan E. Gillooly
Rebecca Simkins Seslar	Northville, MI	Sharon M. Collins Woods
Jonathan Carlos Shaw	Paintsville, KY	Michael J. Schmitt
David T. Sherry	Ft. Lauderdale, FL	Barry R. Ostrager
Karen Waters Shipman	New Orleans, LA	James H. Daigle
Abraham Singer	Detroit, MI	Barbara Rom
David A. Skidmore, Jr.	Cincinnati, OH	Geroge Edward Yund
Gary D. Smart	Arlington, TX	Gregory Burke Westfall
Kenneth A. Snarey	Pittsburgh, PA	Douglas Sughrue
Samuel Scott Spagnola	Greensboro, NC	Randle Leon Jones
Heather M. Spring	Washington, DC	John Winston Butler
Amy A. Stawski	Bloomfield Hills, MI	Hanley M. Gurwin
Michael John Stephenson	Fort Lauderdale, FL	Bruce W. Jolly
David Suna	Washington, DC	Gregory Darrell Mack
Steven S. Suttle	Sante Fe, NM	M. Katherine Brito Zinn
Stephen M. Taratuta	Detroit, MI	Timothy A. Baughman

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Christy A. Todd	Tumwater, WA	Stephen J. Henderson
Sherry Abbott Todd	Norman, OK	William A. Edmondson
John C. Tollefson	Dallas, TX	Franklin Lewis Broyles
Billy Earl Tomlinson	Richmond Hill, GA	Ray Chandlar Smith
James Owen Towey	Richmond, VA	Jerry W. Kilgore
Ann Marie Uetz	Detroit, MI	Jenice C. Mitchell
David Paul Onofrio Utykanski	Troy, MI	Bernard J. Cantor
Sharon L. Van Dyck	Minneapolis, MN	Paul Edmund Godlewski
Andrew Lee Wambsganss	Southlake, TX	C. Harold Brown
Francis Charles Wasserman	Denver, CO	Steven Leon Bernard
Peter Hey Webster	Bloomfield Hills, MI	Richard Wright Paul
James Greer Welsh, Jr.	Winston-Salem, NC	James Greer Welsh
Christina Brooks Whitman	Ann Arbor, MI	Richard D. Friedman
Michael G. Wimer	Asheville, NC	Amiel J. Rossabi
Leslie Matuja Wizner	Grosse Pointe, MI	Barbara Lynn McQuade
Zachary Jay Wolfe	Washington, DC	Mara Elizabeth Verheyden- Hilliard
Richard Harold Zelichov	Los Angeles, CA	Kenneth R. Heitz

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
George Thomas Battle	Charleston, WV	Charles L. Woody
H. Dill Battle, III	Charleston, WV	Charles L. Woody
Jill Cranston Bentz	Charleston, WV	Charles L. Woody
Carl H. Cather, III	Morgantown, WV	Charles L. Woody
David Glenn Hammond	Charleston, WV	Charles L. Woody
Eric W. Iskra	Charleston, WV	Judge Wayne Reinhard Iskra

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Clifford F. Kinney, Jr.	Charleston, WV	Charles L. Woody
Bruce Myron Merrill	Portland, ME	Rosemary Curran Scapicchio
Robert J. O'Neil	Charleston, WV	Charles L. Woody
Don C. A. Parker	Charleston, WV	Charles L. Woody
Niall A. Paul	Charleston, WV	Charles L. Woody
Adam Wesley Watters	Tucson, AZ	Cynthia June Rapp
Andrea Elisabeth Watters	Tucson, AZ	Cynthia June Rapp

ORAL ARGUMENTS

No. **105, Original**. State of Kansas, Plaintiff *v.* State of Colorado. Argued by Mr. John B. Draper for the plaintiff, by Mr. David W. Robbins for the defendant, and by Mr. James A. Feldman for the United States.

No. **03-407**. John F. Kowalski, Judge, 26th Judicial Circuit Court of Michigan, et al., Petitioners *v.* John C. Tesmer, et al. Argued by Mr. Thomas L. Casey for the petitioners and by Mr. David A. Moran for the respondents.

No. **04-104**. United States, Petitioner *v.* Freddie J. Booker; and

No. **04-105**. United States, Petitioner *v.* Ducan Fanfan. Argued by Mr. Paul D. Clement for the petitioner, by Mr. T. Christopher Kelly for the respondent in No. 04-104, and by Ms. Rosemary Scapicchio for the respondent in No. 04-105.

Adjourned until Tuesday, October 5, 2004, at 10 o'clock.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

Applicant	City and State	Movant
Ruth Bauer Bohms	Fairbanks, AK	Hugo M. Pfaltz, Jr.
Dean D. DeChaine	Portland, OR	Hugo M. Pfaltz, Jr.
Stanley Garrett	New York, NY	Hugo M. Pfaltz, Jr.
Christopher E. George	Washington, DC	Edward Wesley Gray, Jr.
Alan Stuart Goldberg	Washington, DC	Hugo M. Pfaltz, Jr.
Melanye Kai Johnson	Wilmington, DE	William Carroll Johnson, Jr.
Timothy C. Lambert	Washington, DC	Drew Saunders Days, III
Aimee K. Meacham	Washington, DC	Douglas L. Lindholm
Dangkhoa T. Nguyen	Honolulu, HI	Andrew James Doyle
Jarret C. Oeltjen	Tallahassee, FL	Hugo M. Pfaltz, Jr.
Lonnie Roscellus Robbins	Ellicott City, MD	F. Todd Taylor, Jr.
Ammie I. Roseman-Orr	Honolulu, HI	Michele L. Walter
E. Leonard Rubin	Chicago, IL	Hugo M. Pfaltz, Jr.
Joseph L. Russell	Sacramento, CA	Hugo M. Pfaltz, Jr.
George Warren Shanks	Luray, VA	Hugo M. Pfaltz, Jr.
Andrew Neal Spivak	Washington, DC	Edward Wesley Gray, Jr.

ORAL ARGUMENTS

No. **03-409**. KP Permanent Make-Up, Inc., Petitioner *v.* Lasting Impression I, Inc., et al. Argued by Mr. Michael Machat for the petitioner, by Ms. Patricia A. Millett for the United States, as *amicus curiae*, by special leave of the Court supporting the petitioner, and Ms. Beth S. Brinkmann for the respondents.

No. **03-377**. Koons Buick Pontiac GMC, Inc., Petitioner *v.* Bradley Nigh. Argued by Mr. Donald B. Ayer for the petitioner and by Mr. A. Hugo Blankingship, III, for the respondent.

Adjourned until Wednesday, October 06, 2004, at 10 o'clock.

ORDER IN PENDING CASE

No. **04A265**. Edward Green, III, Applicant *v.* Texas. Application for stay of execution of sentence of death presented to Justice Scalia and by him referred to the Court denied.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

Applicant	City and State	Movant
Cynthia M. Barlow	Manchester, CT	Michael A. Fitzpatrick
Sara L. Bernstein	Hartford, CT	Michael A. Fitzpatrick
John Cizik, Jr.	Thomaston, CT	Michael A. Fitzpatrick
Patrick Dominic DeRouen	New Orleans, LA	Cynthia June Rapp
Brian Michael Fish	Washington, DC	William Scott McGeary
Edward John Gavin	Bridgeport, CT	Michael A. Fitzpatrick
Joseph W. Martini	Fairfield, CT	Michael A. Fitzpatrick
Dennis P. McDonough	Bethel, CT	Michael A. Fitzpatrick
Megan Anne McLoughlin	Bridgeport, CT	Michael A. Fitzpatrick
David A. Moraghan	Torrington, CT	Michael A. Fitzpatrick
James Joseph Ruane	Bridgeport, CT	Michael A. Fitzpatrick
James O'Neill Ruane	Bridgeport, CT	Michael A. Fitzpatrick
Frank J. Szilagyi	Hartford, CT	Michael A. Fitzpatrick
Jill A. Weissman	Washington, DC	Stephen Robert Rubenstein
Brian J. Woolf	East Hartford, CT	Michael A. Fitzpatrick
Thomas Joseph Wynne	Stamford, CT	Michael A. Fitzpatrick

ORAL ARGUMENTS

No. **02-1028**. Norfolk Southern Railway Company, Petitioner *v.* James N. Kirby, Pty Ltd., dba Kirby Engineering, and Allianz Australia Insurance Limited. Argued by Mr. Carter G. Phillips for the petitioner, by Mr. Thomas G. Hungar for the United States as *amicus curiae*, by special leave of the Court, supporting the petitioner, and by Mr. David C. Frederick for the respondents.

No. **02-1192**. Cooper Industries, Inc., Petitioner *v.* Aviall Services, Inc. Argued by Mr. William B. Reynolds for the petitioner, by Mr. Jeffrey P. Minear for the United States as *amicus curiae*, by special leave of the Court, supporting the petitioner, and by Mr. Richard O. Faulk for the respondent.

Adjourned until Tuesday, October 12, 2004, at 10 o'clock.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

ORDER IN PENDING CASE

No. **04A269**. Theodis Beck, Secretary, North Carolina Department of Corrections, et al., Applicants *v.* Sammy Crystal Perkins. Application to vacate the preliminary injunction entered by the United States District Court for the Eastern District of North Carolina on October 1, 2004, presented to The Chief Justice and by him referred to the Court granted. Justice Stevens, Justice Souter, Justice Ginsburg, and Justice Breyer would deny the application to vacate the preliminary injunction.

CERTIORARI DENIED

No. **04-6693**. Sammy Crystal Perkins, Petitioner *v.* North Carolina. Application for stay of execution of sentence of death presented to The Chief Justice and by him referred to the Court denied. Petition for writ of certiorari to the Superior Court of North Carolina, Pitt County, denied.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

The Chief Justice said:

“Today’s orders of the Court have been duly entered and certified, and filed with the Clerk, and they will not be otherwise announced.”

ORDERS IN PENDING CASES

No. **04M12**. Shawn Scott, Petitioner *v.* Washington Department of Labor and Industries. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **04M13**. Robert Wayne Boggs, Petitioner *v.* United States. Motion for leave to file a petition for writ of certiorari under seal with redacted copies for the public record granted.

No. **03–1559**. Bank of China, New York Branch, Petitioner *v.* NBM L.L.C., et al. The Acting Solicitor General is invited to file a brief in this case expressing the views of the United States.

No. **04–31**. Homan McFarling, Petitioner *v.* Monsanto Company. The Acting Solicitor General is invited to file a brief in this case expressing the views of the United States.

No. **04–165**. Comstock Resources, Inc., et al., Petitioners *v.* Don C. Kennard, et al. The Acting Solicitor General is invited to file a brief in this case expressing the views of the United States.

No. **04–5703**. LaDonna Paris, Petitioner *v.* Southwestern Bell Telephone Company. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner allowed until November 2, 2004, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

No. **04–5794**. Jennifer Goldstein, Petitioner *v.* Harvard University. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner allowed until November 2, 2004, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

CERTIORARI GRANTED

No. **03–1500**. Thomas Van Orden, Petitioner *v.* Rick Perry, in his Official Capacity as Governor of Texas and Chairman, State Preserva-

tion Board, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit granted.

No. **03-1566**. Francis A. Orff, et al., Petitioners *v.* United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit granted.

No. **03-1693**. McCreary County, Kentucky, et al., Petitioners *v.* American Civil Liberties Union of Kentucky, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit granted.

No. **03-1696**. Exxon Mobil Corporation, Exxon Chemical Arabia, Inc., and Mobil Yanbu Petrochemical Company, Inc., Petitioners *v.* Saudi Basic Industries Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit granted.

No. **03-9877**. Jon B. Cutter, et al., Petitioners *v.* Reginald Wilkinson, Director, Ohio Department of Rehabilitation and Correction, et al. Motion of petitioner for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit granted.

No. **04-70**. Exxon Mobil Corporation, Petitioner *v.* Allapattah Services, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit granted limited to Question 1 presented by the petition; and

No. **04-79**. Maria del Rosario Ortega, et al., Petitioners *v.* Star-Kist Foods, Inc. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit granted. Cases are consolidated and a total of 90 minutes is allotted for oral argument.

No. **04-163**. Linda Lingle, Governor of Hawaii, et al., Petitioners *v.* Chevron U. S. A. Inc. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit granted.

CERTIORARI DENIED

No. **03-1520**. Jeffrey Lee, Petitioner *v.* Alabama. Petition for writ of certiorari to the Court of Criminal Appeals of Alabama denied.

No. **03-1579**. Recording Industry Association of America, Inc., Petitioner *v.* Verizon Internet Services, Inc.; and

No. **03-1722**. Verizon Internet Services, Inc., Petitioner *v.* Recording Industry Association of America, Inc. Petitions for writs of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **03-1585**. Francine M. Boxer, et al., Petitioners *v.* Claude Cox, et ux. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-1610**. Julian M. Whitaker, et al., Petitioners *v.* Tommy G. Thompson, Secretary of Health and Human Services, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **03-9549**. James G. Colvin, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **03-9808**. Gregory C. Mallett, Petitioner *v.* Jo Anne B. Barnhart, Commissioner of Social Security. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **03-10625**. Victor Steele, Petitioner *v.* Federal Bureau of Prisons, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **03-10817**. David Hamblin, Petitioner *v.* Betty Mitchell, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-10824**. John Chester Riblet, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **03-10945**. Julio Diaz-Valenzuela, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-12**. National Association of Regulatory Utility Commissioners, et al., Petitioners *v.* United States Telecom Association, et al.;

No. **04-15**. AT&T Corp., et al., Petitioners *v.* United States Telecom Association, et al.; and

No. **04-18**. California, et al., Petitioners *v.* United States Telecom Association, et al. Petitions for writs of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **04-24**. Arthur Jones, Petitioner *v.* Octavio Delgado. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-32**. Medrad, Inc., Petitioner *v.* Liebel-Flarsheim Company, et al. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-33**. Larry Flynt and L.F.P., Inc., Petitioners *v.* Donald H. Rumsfeld, Secretary of Defense, et al. Petition for writ of certiorari

to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **04-39**. Mildred Gollie, Petitioner *v.* Elkay Mining Company, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-97**. William J. Berens, as Successor to Robert J. Struyk, Trustee, et al., Petitioners *v.* C. W. M., et al.; and

No. **04-152**. A. M. P., et al., Petitioners *v.* C. W. M., et al. Petitions for writs of certiorari to the Court of Appeals of Minnesota denied.

No. **04-99**. Victor Renderos, Petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied.

No. **04-144**. Norfolk & Western Railway Co., et al., Petitioners *v.* Shirley Anderson. Petition for writ of certiorari to the Court of Appeals of Ohio, Cuyahoga County, denied.

No. **04-148**. Tom R. Pabst, Petitioner *v.* City of Flint, Michigan, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-151**. Public Employees Retirement Board of the Public Employees Retirement Association of New Mexico, Petitioner *v.* James Gill. Petition for writ of certiorari to the Supreme Court of New Mexico denied.

No. **04-155**. Orrie Tucker, et ux., Petitioners *v.* Metrowest Medical Center, et al. Petition for writ of certiorari to the Appeals Court of Massachusetts denied.

No. **04-161**. DJ Manufacturing Corporation, Petitioner *v.* Tex-Shield, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-167**. David Gibson, Petitioner *v.* Orson Merrill, et ux. Petition for writ of certiorari to the Supreme Court of Idaho denied.

No. **04-170**. Marie Hahn, Petitioner *v.* The Villas of St. Therese Assisted Living, Inc. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **04-172**. U. S. Bank National Association, et al., Petitioners *v.* HSBC Bank USA, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-185**. Gary Laatsch, et al., Petitioners *v.* Helen Mihailovich. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-188**. Hurshel Williams, Petitioner *v.* Larry Rhoades, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-194**. Bryan P. Hall, Petitioner *v.* Pennsylvania Board of Probation and Parole. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Eastern District, denied.

No. **04-195**. Vernon Frierson, Petitioner *v.* Tommy Goetz. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-196**. Harry Gaus, Petitioner *v.* Conair Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-200**. John Marshall, Warden, Petitioner *v.* Gregory Dean Caliendo. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-204**. John Wallace, Individually and as Administrator of the Estate of Jason O. Wallace, et al., Petitioners *v.* Ohio Department of Commerce, Division of State Fire Marshal. Petition for writ of certiorari to the Court of Appeals of Ohio, Franklin County, denied.

No. **04-210**. Randall Wayne Enyeart, Petitioner *v.* Minnesota. Petition for writ of certiorari to the Court of Appeals of Minnesota denied.

No. **04-220**. Lori D. Rhoads, Petitioner *v.* Federal Deposit Insurance Corporation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-224**. John P. Bevington, Petitioner *v.* Ohio University, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-225**. Valentina Perez, Petitioner *v.* Norwegian-American Hospital, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-240**. Lawson A. Rose, Petitioner *v.* John E. Potter, Postmaster General. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-243**. Adam Cohen, Stanley Cohen, and Jamie Scher, Petitioners *v.* New York. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, First Judicial Department, denied.

No. **04-248**. Isaac McCreary, Petitioner *v.* Robert Hoke, Superintendent, Eastern Correctional Facility, et al. Petition for writ of cer-

tiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-257**. Robert Mottl, Petitioner *v.* Missouri Lawyer Trust Account Foundation, et al. Petition for writ of certiorari to the Court of Appeals of Missouri, Western District, denied.

No. **04-270**. Muazzam Mohammad Lateef, Petitioner *v.* John D. Ashcroft, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-272**. Young J. Park, Petitioner *v.* State Bar of California, et al. Petition for writ of certiorari to the Court of Appeal of California, Sixth Appellate District denied.

No. **04-276**. Kenneth J. Peasley, Petitioner *v.* State Bar of Arizona. Petition for writ of certiorari to the Supreme Court of Arizona denied.

No. **04-290**. Johnny L. Milligan, et ux., Petitioners *v.* Equity Residential Properties Management Corporation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-299**. Lionel David Kolker, Petitioner *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-309**. Keith Nass, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-344**. Cotswold Trading Company, Ltd., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-348**. Michael K. Gerard, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-365**. Timothy Boykin, Petitioner *v.* Norman Y. Mineta, Secretary of Transportation. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5064**. Jack Duane Hall, Petitioner *v.* Michigan. Petition for writ of certiorari to the Court of Appeals of Michigan denied.

No. **04-5088**. Michael Taylor, Petitioner *v.* Missouri. Petition for writ of certiorari to the Supreme Court of Missouri denied.

No. **04-5132**. Jerome C. Haas, III, Petitioner *v.* Jo Anne B. Barnhart, Commissioner of Social Security. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5220**. Isabel Delgado-Moreno, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5543**. Calvin Philly Thomas, Petitioner *v.* Washington. Petition for writ of certiorari to the Court of Appeals of Washington, Division 1, denied.

No. **04-5555**. Idris Donnell Woods, Petitioner *v.* James E. Hall, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5558**. Joseph Selleumel O. Basalo, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5560**. Michael Thomas, Petitioner *v.* Burl Cain, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5562**. Shachie Ann Day, Petitioner *v.* Gwendolyn Mitchell, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5568**. Reginald Dean, Petitioner *v.* Smith County, Texas, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5570**. Paul Auge, Petitioner *v.* Roy L. Hendricks, Administrator, New Jersey State Prison, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-5575**. Kenneth Brian Joyner, Petitioner *v.* Gene M. Johnson, Director, Virginia Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5579**. Flem Calhoun, II, aka John Flemming Martin, Petitioner *v.* Frisco Railroad, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-5587**. Rickey Barnes, Petitioner *v.* Burl Cain, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5590**. Ventrice Laster, Petitioner *v.* Larry Small, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5596**. Germaine R. Ruddick, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5608**. Charles B. Bowie, Petitioner *v.* Gene M. Johnson, Director, Virginia Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5610**. Rory Cornilus Parker, Petitioner *v.* J. Moreno. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5612**. Joseph Ivan Jenkins, Petitioner *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Fifth District, denied.

No. **04-5618**. John Wilson Umoren, Petitioner *v.* Reginald D. Hines, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-5621**. Minyard Cass Davis, Petitioner *v.* Michael Powell, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-5624**. Allen Keith Crenshaw, Petitioner *v.* Cheryl Pliler, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5635**. Jody Leroy Johnson, Petitioner *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Fifth District, denied.

No. **04-5636**. Tommy Cecil Baker, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5637**. Thurman Jerome Brown, Petitioner *v.* Richard Wolstein, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-5642**. Marc X. Rivers, Petitioner *v.* Sharon R. Bitzel, et al. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Middle District, denied.

No. **04-5645**. Trent Daly, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-5652**. Melecio Magana Cardona, Petitioner *v.* Jeanne S. Woodford, Director, California Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5653**. Shaunte Collins, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5655**. Esequiel Monge Delgado, Petitioner *v.* Randall G. Workman, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-5657**. Ernest Cook, Petitioner *v.* Florida. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5660**. Matthew Alan Hutchinson, Petitioner *v.* Craig Farwell, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5661**. Willie B. Hadley, Jr., Petitioner *v.* Roger E. Walker, Jr., 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. **04-5664**. Gerard D. Grandoit, Petitioner *v.* Technical Aid Corporation. Petition for writ of certiorari to the Appeals Court of Massachusetts denied.

No. **04-5666**. James Thomas Green, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5673**. Charles Ross, Petitioner *v.* Silvia Garcia, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5674**. Russell J. Stauffer, Petitioner *v.* William J. Wolfe, Superintendent, State Correctional Institution at Albion. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-5675**. Jesse Lee Torres, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5676**. Alfred Lee Branum, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5677**. Tommy Earl Applin, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5684**. Larry Rollins, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5687**. John Matthews Grant, Jr., Petitioner *v.* William Page True, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5700**. Bobby James Moore, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **04-5710**. Jouko Markus Hilska, Petitioner *v.* John D. Ashcroft, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5712**. Archie Arroyo Martinez, Petitioner *v.* Mike Knowles, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5713**. Elbert Phillip Long, Petitioner *v.* Kentucky, et al. Petition for writ of certiorari to the Court of Appeals of Kentucky denied.

No. **04-5714**. Carl A. Perry, Jr., Petitioner *v.* Alabama. Petition for writ of certiorari to the Court of Civil Appeals of Alabama denied.

No. **04-5715**. Jerry Nathan Pruitt, Petitioner *v.* Jon E. Ozmint, Director, 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. **04-5717**. Timothy Johnston, Petitioner *v.* Don Roper, Superintendent, Potosi Correctional Center. Petition for writ of certiorari to the Supreme Court of Missouri denied.

No. **04-5719**. Ronald L. Fleming, Petitioner *v.* David J. Good, Acting Superintendent, State Correctional Institution at Pittsburgh, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-5728**. Clarence Burdan, Petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Third Appellate District, denied.

No. **04-5729**. Donald Joseph Bedard, Petitioner *v.* Iowa. Petition for writ of certiorari to the Supreme Court of Iowa denied.

No. **04-5735**. Oswaldo Ramirez Barron, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-5736**. Ronald West Harshman, Petitioner *v.* Pennsylvania. Petition for writ of certiorari to the Superior Court of Pennsylvania, Harrisburg Office, denied.

No. **04-5741**. Crystal C. Conatzer, Petitioner *v.* Medical Professional Building Services Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-5742**. James Calhoun-El, Petitioner *v.* Jack Kavanagh, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5743**. Stephen Corbin Roth, Petitioner *v.* Colorado. Petition for writ of certiorari to the Court of Appeals of Colorado denied.

No. **04-5744**. Harold J. Rucker, Petitioner *v.* Santa Clara County, California, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5747**. Stacey Eugene Johnson, Petitioner *v.* Arkansas. Petition for writ of certiorari to the Supreme Court of Arkansas denied.

No. **04-5748**. Jeffrey Allen Jacobs, Petitioner *v.* North Carolina. Petition for writ of certiorari to the Court of Appeals of North Carolina denied.

No. **04-5749**. Edward Leroy Lewis, Petitioner *v.* Richard Early, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5750**. Ricky Dewayne Howell, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5753**. James A. Cochran, Petitioner *v.* Gene M. Johnson, Director, Virginia Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5755**. Ronald Coleman, Petitioner *v.* Nassau County, New York. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, Second Judicial Department, denied.

No. **04-5756**. Tolan C. Duncan, Petitioner *v.* Kurt Jones, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-5757**. Tryphon Peacock, Petitioner *v.* James A. Smith, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5758**. Andy C. Bradley, Petitioner *v.* New York. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, First Judicial Department, denied.

No. **04-5760**. John David Pree, Petitioner *v.* Robert Kapture, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-5764**. Rawland B. Fleeks, Petitioner *v.* Dayton J. Poppell, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-5768**. Joseph M. Carpino, Petitioner *v.* Nova Care Prosthetics, Inc., et al. Petition for writ of certiorari to the Supreme Court of Nevada denied.

No. **04-5772**. Darrell Wayne Phillips, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5774**. Emanuel Shawn Coates, Petitioner *v.* Frank Elo, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-5775**. Daryl John Christian, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5776**. Daniel Walker Welch, Petitioner *v.* Tom Beauclair, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5777**. Lorenzo Timmons, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5778**. Willie C. Scott, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5779**. Hilton Nathaniel Hudson, Jr., Petitioner *v.* Georgia. Petition for writ of certiorari to the Supreme Court of Georgia denied.

No. **04-5781**. John Wesley Frazier, Petitioner *v.* Anthony Brigano, Warden. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **04-5784**. Randolph Hoag, Petitioner *v.* Jeanne S. Woodford, Director, California Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5785**. Sotero Tito Gutierrez, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5788**. Larry Hymes, Petitioner *v.* Willard L. McIlwain, et al. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. **04-5791**. Lou Hobbs, aka Lou Brown, aka Thomas O. Hobbs, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **04-5793**. Edward Paul Guoan, Petitioner *v.* Fabian LaVigne, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-5799**. Todd A. Stark, Petitioner *v.* Supreme Court of Kentucky. Petition for writ of certiorari to the Supreme Court of Kentucky denied.

No. **04-5801**. Michael A. Puskac, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5804**. John Ibrahim, Petitioner *v.* Marin Ibrahim. Petition for writ of certiorari to the Supreme Court of New Jersey denied.

No. **04-5805**. Brenda T. Brooks, Petitioner *v.* Social Security Administration. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-5806**. Abdul M. Taalib-Din, Petitioner *v.* City of Detroit, Michigan, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **04-5807**. Dushon Hampton, Petitioner *v.* Diane Marion, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-5809**. Orville Etoria, Petitioner *v.* Joseph Smith, Superintendent, Shawangunk Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-5810**. Willie G. DeBose, Petitioner *v.* Sir Clyde Lain, II. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5818**. Peter Graziano, Petitioner *v.* Raymond Cunningham, Superintendent, Woodbourne Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-5823**. Bobby Joe Gott, Petitioner *v.* Jack Lee, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5847**. Donald Jones, Petitioner *v.* Shannon Villas Condominium Association. Petition for writ of certiorari to the Court of Appeals of Georgia denied.

No. **04-5848**. Mark A. Lyle, Petitioner *v.* Robert D. Shannon, Superintendent, State Correctional Institution at Frackville, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-5853**. William King, Petitioner *v.* Melvin E. Hunter, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5855**. Stephen Roy Gratton, Petitioner *v.* Charlie J. Cepak, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5870**. Terrence Patrick Sheehan, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Appeals of Texas, Second District, denied.

No. **04-5871**. Fred D. Wilson, Petitioner *v.* Kenneth R. Briley, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-5886**. Aleksandar Cvijetinovic, Petitioner *v.* Ohio. Petition for writ of certiorari to the Court of Appeals of Ohio, Cuyahoga County, denied.

No. **04-5892**. Kerrick Roache, Petitioner *v.* New York. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, First Judicial Department, denied.

No. **04-5894**. Lois Vaughan, Petitioner *v.* Southern Air, et al. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **04-5895**. Steven L. Peoples, Petitioner *v.* Robert W. Smith, Superintendent, Eastern Correctional Institution. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5929**. Marcus Perkins, Petitioner *v.* Bill Lockyer, Attorney General of California, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5953**. Robert Earl Blackwell, Petitioner *v.* Arkansas. Petition for writ of certiorari to the Supreme Court of Arkansas denied.

No. **04-5955**. Todd A. Roth, Petitioner *v.* Lynette Hoffer. Petition for writ of certiorari to the Supreme Court of North Dakota denied.

No. **04-5956**. Humberto Juan Rodriguez, Petitioner *v.* Kansas. Petition for writ of certiorari to the Supreme Court of Kansas denied.

No. **04-5963**. Hiram Ash, Petitioner *v.* Trude Lee Ash, Conservator/Guardian of Joseph C. Ash, Deceased, a Protected Person. Petition for writ of certiorari to the Court of Appeals of Oregon denied.

No. **04-5965**. Rosalie Michelle Dennis, Petitioner *v.* Ohio. Petition for writ of certiorari to the Court of Appeals of Ohio, Trumbull County, denied.

No. **04-5969**. Cleverland McGowan, Petitioner *v.* Lawrence Greer, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5970**. Faron Earl Lovelace, Petitioner *v.* Idaho. Petition for writ of certiorari to the Supreme Court of Idaho denied.

No. **04-5986**. Jerome Stallone, Petitioner *v.* Roy Girdich, Superintendent, Upstate Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-6016**. Anthony L. Davis, Petitioner *v.* David McKune, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-6017**. Francisco Moreno, Jr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6022**. Reginald Van Godwin, Petitioner *v.* James Peguese, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6026**. Dean Wright, Petitioner *v.* Calvin West, Superintendent, Elmira Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-6032**. Janet Jackson, Petitioner *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, Third District, denied.

No. **04-6036**. Peter Barrett, Petitioner *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Second District, denied.

No. **04-6044**. Eddie C. Risdal, Petitioner *v.* Thomas J. Vilsack, Governor of Iowa, et al. Petition for writ of certiorari to the Supreme Court of Iowa denied.

No. **04-6059**. Gilbert L. Spurlock, Petitioner *v.* Army Corps of Engineers. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6060**. Brad Evans, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6071**. Phillip La Cock, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-6072**. Anthony Lamont McKinney, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6077**. Paul Free, aka Pablo Coin, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6079**. Bart Edward Underwood, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-6097**. Malik Ward, Petitioner *v.* Jose Barron, Jr., Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6100**. Lazaro Cantillo, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6101**. Anderson Black, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-6103**. James T. Dickerson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6105**. Joey D. Cross, Petitioner *v.* Kansas. Petition for writ of certiorari to the Supreme Court of Kansas denied.

No. **04-6107**. Gilbert George McLean, aka Jamaican Gilbert, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6109**. Timothy Edward Myers, Petitioner *v.* Mike Wilson, Superintendent, Mississippi State Penitentiary. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6111**. Jimmy Perez-Olivo, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-6112**. William H. Randolph, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6115**. Cesar Luis Lerma-Angulo, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6123**. George Brisbane, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **04-6124**. Ernesto Chavez-Reyes, aka Fernando, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6126**. Michael Allen Kokoski, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6128**. Santos Garcia-Sanchez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6142**. Richard Jerome Hammonds, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6144**. William Herbert Harwood, Petitioner *v.* L. E. Fleming, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6147**. Derryle S. McDowell, Petitioner *v.* Wisconsin. Petition for writ of certiorari to the Supreme Court of Wisconsin denied.

No. **04-6156**. Stacy Eldridge, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6159**. Ricky R. Daniel, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6165**. Rodney Wayne Robinson, aka Dog, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6167**. James Ellis Means, II, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6171**. Judson White, Petitioner *v.* William S. Haines, Warden. Petition for writ of certiorari to the Supreme Court of Appeals of West Virginia denied.

No. **04-6173**. Samuel James Williams, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6179**. Theodore Thomas Wagner, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6180**. Joseph R. Ebron, Petitioner *v.* United States. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **04-6192**. Daniel D. Richards, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6202**. Pedro Avilla, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6217**. Lando Adkins, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6223**. Javid Naghani, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6230**. Fabian Towers, Petitioner *v.* United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6235**. Alejandro Retta-Hernandez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6238**. Jose Flores Molina, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6247**. Collin Ladell Burns, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6278**. Craig Williams, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **03-779**. Andrx Pharmaceuticals, Inc., Petitioner *v.* Kroger Company, et al. Motion of New York Intellectual Property Law Association for leave to file a brief as *amicus curiae* granted. Motion of Pharmaceutical Research and Manufacturers of America for leave to file a brief as *amicus curiae* granted. Motion of Washington Legal Foundation for leave to file a brief as *amicus curiae* granted. Motion of American Intellectual Property Law Association for leave to file a brief as *amicus curiae* granted. Motion of Center for the Advancement of Capitalism 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. **03-1175**. Valley Drug Company and Louisiana Wholesale Drug Company, Inc., Petitioners *v.* Geneva Pharmaceuticals, Inc., et al.; and

No. **03-1178**. Walgreen Co., et al., Petitioners *v.* Abbott Laboratories, et al. Petitions for writs of certiorari to the United States Court of Appeals for the Eleventh Circuit denied. Justice O'Connor took no part in the consideration or decision of these petitions.

No. **03-1457**. Metropolitan Stevedore Company, Petitioner *v.* Crescent Wharf and Warehouse Co., et al. Motion of National Association

of Waterfront Employers, 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. **04-6**. Denny's, Incorporated, in its Fiduciary Capacity as Plan Administrator, et al., Petitioners *v.* Chuck Cake, Acting Director, California Department of Industrial Relations, et al. Motion of National Council of Chain Restaurants for leave to file a brief as *amicus curiae* granted. Motion of National Restaurant Association for leave to file a brief as *amicus curiae* granted. Motion of Chamber of Commerce of the United States 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. **04-47**. Union Pacific Railroad Company, Petitioner *v.* Chris Barber, et al. Motion of American Tort Reform Association, et al., for leave to file a brief as *amici curiae* granted. Petition for writ of certiorari to the Supreme Court of Arkansas denied.

No. **04-215**. Scott P. Robart, Petitioner *v.* Alaska. Motion of American Mint LLC for leave to file a brief as *amicus curiae* granted. Petition for writ of certiorari to the Court of Appeals of Alaska denied.

No. **04-5656**. Lemuel L. Cole, Petitioner *v.* Florida. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of certiorari to the Supreme Court of Florida dismissed. See Rule 39.8.

No. **04-5695**. William F. Cooper, Petitioner *v.* Kelly Lock, Superintendent, Central Missouri Correctional Center. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of certiorari to the Supreme Court of Missouri dismissed. See Rule 39.8.

No. **04-5726**. Thomas E. Smith, Petitioner *v.* H. Terry Grimes, Judge, Court of Common Pleas, 13th Judicial District of Pennsylvania, et al. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of certiorari to United States Court of Appeals for the Third Circuit dismissed. See Rule 39.8.

No. **04-6249**. Cecil Ray Patterson, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division, et al. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit dismissed. See Rule 39.8. As petitioner has repeatedly abused this Court's process, the Clerk is directed not to accept any further petitions in noncriminal matters from petitioner unless the docketing fee required by Rule 38(a) is paid and

petition submitted in compliance with Rule 33.1. See *Martin v. District of Columbia Court of Appeals*, 506 U. S. 1 (1992) (*per curiam*). Justice Stevens dissents. See *id.*, at 4, and cases cited therein.

No. **04-6286**. Jaamar Julius King and Tyrone Jackson Riley, Petitioners *v.* United States. Petition for writ of certiorari before judgment to the United States Court of Appeals for the Eleventh Circuit denied.

HABEAS CORPUS DENIED

No. **04-6201**. In Re Dale Brown, Petitioner;
No. **04-6205**. In Re Charles H. Parker, Jr., Petitioner;
No. **04-6206**. In Re Sidney Albert Potts, Petitioner;
No. **04-6209**. In Re John Addison Riddick, Petitioner; and
No. **04-6276**. In Re Andre J. Twitty, Petitioner. Petitions for writs of habeas corpus denied.

MANDAMUS DENIED

No. **04-5616**. In Re Jimmy Twilley, Petitioner; and
No. **04-5620**. In Re Lawrence Williams, Petitioner. Petitions for writs of mandamus denied.
No. **04-226**. In Re Richard Arizpe, Petitioner;
No. **04-5577**. In Re Roy Thomas DeRock, Petitioner; and
No. **04-6087**. In Re Ohene Boakye-Yiadom, Petitioner. Petitions for writs of mandamus and/or prohibition denied.

PROHIBITION DENIED

No. **04-5786**. In Re John L. Grissom, Jr., Petitioner. Petition for writ of prohibition denied.

REHEARINGS DENIED

No. **03-1115**. John F. Malloy, Petitioner *v.* Telephonics Corporation; and
No. **03-1476**. Charles E. McGregor, Petitioner *v.* Norman Y. Mineta, Secretary of Transportation. Petitions for rehearing denied.
No. **03-6446**. Roy Garey Lindsey, Petitioner *v.* Stephen Benjamin, et al.; No. 03-9309. Christopher T. Breen, Petitioner *v.* United States; and
No. **03-9756**. Milena Floyd, Petitioner *v.* United States. Motions of petitioners for leave to file petitions for rehearing denied.

ATTORNEY DISCIPLINE

No. **D-2378**. In the Matter of Discipline of Mel Levine. Mel Levine, of Phoenix, Arizona, is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-2379**. In the Matter of Discipline of Mark Joel Nerenberg. Mark Joel Nerenberg, of Little Neck, New York, is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-2380**. In the Matter of Discipline of David Robert Jampol. David Robert Jampol, of Hauppauge, New York, is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-2381**. In the Matter of Discipline of Jerard Steven Hankin. Jerard Steven Hankin, of Poughkeepsie, New York, is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-2382**. In the Matter of Discipline of Rodney E. Batts. Rodney E. Batts, of New York, New York, is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-2383**. In the Matter of Discipline of Elmina M. Hilaire. Elmina M. Hilaire, of Westbury, New York, is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring her to show cause why she should not be disbarred from the practice of law in this Court.

No. **D-2384**. In the Matter of Discipline of Jessica Allen. Jessica Allen, of Selden, New York, is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring her to show cause why she should not be disbarred from the practice of law in this Court.

RECESS ORDER

The Court will take a recess from Monday, October 18, 2004, until Monday, November 1, 2004.

ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

Applicant	City and State	Movant
Jose A. Acosta-Grubb	San Juan, PR	Salvador Antonetti Zequeira
Cynthia Lee Alexander	Austin, TX	Jacqueline Lee Haney
Baher Azmy	Newark, NJ	Edward Aloysius Hartnett
Keir Alaina Banks	Mantua, NJ	Thomas G. Heim
Thomas Alan Bedell	Clarksburg, WV	John Lewis Marks, Jr.
Irene C. Berger	Charleston, WV	George Maywood Scott
Matthew Arthur Braunel	St. Louis, MO	Edwin G. Harvey
Jeffrey S. Bromme	Washington, DC	Justin S. Antonipillai
Robert A. Burnside, Jr.	Beckley, WV	George Maywood Scott
Herman G. Canady, Jr.	Charleston, WV	George Maywood Scott
Danny O. Cline	Sutton, WV	George Maywood Scott
Teresa Miriam Colwell	Berkeley, CA	Christian G. Fritz
Donald Harmison Cookman	Romney, WV	George Maywood Scott
Margaret R. Dawkins	Oklahoma City, OK	John Edward Miley
Lawrence C. DiNardo	Chicago, IL	Steven T. Catlett
N. Edward Eagloski, II	Winfield, WV	Jane Charnock
L. D. Egnor	Huntington, WV	George Maywood Scott
Thomas C. Evans, III	Ripley, WV	George Maywood Scott
John R. Frazier	Princeton, WV	George Maywood Scott
Andrew N. Frye, Jr.	Petersburg, WV	George Maywood Scott
Martin J. Gaughan	Weirton, WV	George Maywood Scott

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Stephen S. Gealy	Lincoln, NE	Randall L. Goyette
Tatia Christine Gibbons	Chicago, IL	Paul Anthony Castiglione
Arthur N. Gustke	Parkersburg, WV	George Maywood Scott
Robert C. Halbritter	Kingwood, WV	George Maywood Scott
Cheryl A. Heller	Rochester, NY	Harold A. Kurland
George W. Hill, Jr.	Parkersburg, WV	George Maywood Scott
David R. Janes	Fairmont, WV	George Maywood Scott
Gary Lynn Johnson	Richwood, WV	George Maywood Scott
Sean Thomas Johnson	Houston, TX	Kirsten Storin Doty
Thomas Howard Keadle	Buckhannon, WV	George Maywood Scott
Teresa Thomas Keller	Oklahoma City, OK	John Edward Miley
Thomas George Kemerer	Long Beach, CA	Robert MacGregor Orr
C. Berkley Lilly	Beckley, WV	George Maywood Scott
Steven S. Locke	Boston, MA	Kevin G. Powers
Bradley Keith Lollar	Dallas, TX	Vincent W. Perini
William B. Lovett, Jr.	Ridgeland, MS	Charles Edwin Ross
Laura L. Maser	Fort Wayne, IN	John W. Bowers
James A. Matish	Clarksburg, WV	John Lewis Marks, Jr.
Elliott E. Maynard	Charleston, WV	George Maywood Scott
James Paul Mazzone	Weirton, WV	George Maywood Scott
Warren Randolph McGraw	Charleston, WV	Daniel Patrick O'Hanlon
Michael G. McPeck	Boise, ID	Michael Stephen Gilmore

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Lawrance S. Miller, Jr.	Kingwood, WV	George Maywood Scott
Rudolph J. Murensky	Welch, WV	George Maywood Scott
Rudolph J. Murensky, II	Welch, WV	George Maywood Scott
Michael D. Norris	Rochester, NY	Harold A. Kurland
Eric Hampton O'Briant	Logan, WV	George Maywood Scott
Melvin L. Paunovich	Brighton, MI	Jeffrey Butler
Jeffrey Ryan Priebe	Little Rock, AR	Thomas Ark Monroe, III
Mary Elizabeth Scannell Raivel	Washington, DC	John D. Tew
Harvey Wright Raynor, III	Belhaven, NC	Janet H. McLamb
Misa Brooks Raynor	Belhaven, NC	Janet H. McLamb
William Odum Richardson	Fayetteville, NC	Howard F. Twigg
Armando A. Rodriguez-Feo	Washington, DC	Daniel Patrick Shanahan
Patrick J. Rogers	Albuquerque, NM	John R. Cooney
Marc Rosenberg	Seattle, WA	Duncan K. Fobes
James Jefferson Rowe	Lewisburg, WV	George Maywood Scott
Peng-Cheng Glen Shu	Houston, TX	James L. Moore
David Siegel	Los Angeles, CA	Kenneth R. Heitz
HeatherAnn Marie Solanka	Jacksonville, FL	Tracy S. Carlin
O. C. Spaulding	Hurricane, WV	George Maywood Scott
Booker T. Stephens	Welch, WV	George Maywood Scott
Thomas Wetherell Steptoe, Jr.	Charles Town, WV	George Maywood Scott
Jonathan R. Stone	Bethesda, MD	David Finley Williams
Robert Brand Stone	Morgantown, WV	George Maywood Scott
Michael Thornsby	Williamson, WV	George Maywood Scott
Mimi Vivien Turin	Miami, FL	Maria J. Chiaro

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Jennifer Bailey Walker	Charleston, WV	George Maywood Scott
Linda S. Wernery	Alexandria, VA	Robbin K. Blaya
Daniel A. West	Monument, CO	William Thomas Beltz

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
David J. Abeshouse	East Meadow, NY	Mary Louise Costello Daniel
Allyson Erwin D. Bautista	Los Angeles, CA	Ernest J. White
Arthur John Boylan	St. Paul, MN	Kevin M. Magnuson
Scott Michael Breza	Baltimore, MD	Mary Louise Costello Daniel
Terry P. Dershaw	Philadelphia, PA	Mary Louise Costello Daniel
Karen A. Ditsch	Paris, TX	Mary Louise Costello Daniel
Kyle Logan Doviken	Paris, TX	Mary Louise Costello Daniel
Andrea Jill Goldman	Newton, MA	Mary Louise Costello Daniel
Joseph L. Lamont	Manchester, NH	Mary Louise Costello Daniel
Michael J. Lavery	New York, NY	Mary Louise Costello Daniel
Paul M. Lohmann	Woodbury, MN	Kevin M. Magnuson
Judith Lynn Matlin	Maple Heights, OH	Ernest J. White
Bethany Lynne Phillips	Simsbury, CT	Mary Louise Costello Daniel
Leonard J. Prekel	Troy, MI	Ernest J. White
Paul M. Schulstad	St. Paul, MN	Kevin M. Magnuson
Nicola Antonio Selvaggio	Urbana, OH	Roger B. Wilson
Howard Doiel Smyser	Twin Falls, ID	James O. Smyser
Jane Elizabeth Tate	Honolulu, HI	Mary Louise Costello Daniel

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Francis Joseph Thiel	Westfield, NJ	Mary Louise Costello Daniel
Vincent T. Van Tiem	Detroit, MI	Ernest J. White

ORAL ARGUMENTS

No. **03-583**. Josue Leocal, Petitioner *v.* John D. Ashcroft, Attorney General, et al. Argued by Mr. Joseph S. Sollers, III, for the petitioner and by Mr. Dan Himmelfarb for the respondents.

No. **03-674**. Keyse G. Jama, Petitioner *v.* Immigration and Customs Enforcement. Argued by Mr. Jeffrey Keyes for the petitioner and by Mr. Malcolm L. Stewart for the respondent.

Adjourned until Wednesday, October 13, 2004, at 10 o'clock.

ORDER IN PENDING CASE

No. **04A285**. Donald Loren Aldrich, Applicant *v.* Gary Johnson, Executive Director, Texas Department of Criminal Justice, et al. Application for stay of execution of sentence of death presented to Justice Scalia and by him referred to the Court denied.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

The Chief Justice said: "I would like to welcome today, the President of the Supreme Peoples' Court of China and six of his colleagues who are present here for oral argument."

ADMISSIONS TO THE BAR ON ORAL MOTIONS

Applicant	City and State	Movant
Adele Lois Abrams	Takoma Park, MD	Robert Benson Walker
John R. Dudderar, Jr.	Westminster, MD	Robert Benson Walker
Susan H. Hassan	Concord, NH	Robert Benson Walker
Michael Joseph Lentz	Baltimore, MD	Robert Benson Walker
Mary Notaris	Salem, NH	Robert Benson Walker
Wendy S. Pachter	Washington, DC	Dan Schweitzer
Madge M. Piro	Washington, DC	Robert Benson Walker
Grant T. Swinger	Wilmette, IL	Robert Benson Walker
Karl Walter Topor	Boston, MA	Robert Benson Walker
Karla Yvonne Vogel	Decatur, GA	Robert Benson Walker

ORAL ARGUMENTS

No. **03-633**. Donald P. Roper, Superintendent, Potosi Correctional Center, Petitioner *v.* Christopher Simmons. Argued by Mr. James R. Layton for the petitioner and by Mr. Seth P. Waxman for the respondent.

No. **03-878**. A. Neil Clark, Field Office Director, Seattle, Washington, Immigration and Customs Enforcement, et al., Petitioners *v.* Sergio Suarez Martinez; and

No. **03-7434**. Daniel Benitez, Petitioner *v.* Michael Rozos, Field Office Director, Miami, Florida, Immigration and Customs Enforcement. Argued by Mr. Edwin S. Kneeder for the petitioner in No. 03-878, and for the respondent in No. 03-7434, by Ms. Christine S. Dahl, appointed by this Court, for the respondent in No. 03-878, and by Mr. John S. Mills, appointed by this Court, for the petitioner in No. 03-7434.

Adjourned until Monday, October 18, 2004, at 10 o'clock.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Thomas, Justice Ginsburg, and Justice Breyer.

The Chief Justice said:

“Today’s orders of the Court have been duly entered and certified, and filed with the Clerk, and they will not be otherwise announced.”

APPEALS—SUMMARY DISPOSITION

No. **03–1391**. Eddie Jackson, et al., Appellants *v.* Rick Perry, Governor of Texas, et al.;

No. **03–1396**. American GI Forum of Texas, et al., Appellants *v.* Rick Perry, Governor of Texas, et al.;

No. **03–1399**. Congresswoman Sheila Jackson Lee and Congresswoman Eddie Bernice Johnson, Appellants *v.* Rick Perry, Governor of Texas, et al.;

No. **03–1400**. Travis County, Texas, et al., Appellants *v.* Rick Perry, Governor of Texas, et al.; and

No. **03–9644**. Frenchie Henderson, Appellant *v.* Rick Perry, Governor of Texas, et al. Motion of appellant for leave to proceed *in forma pauperis* in No. 03–9644 granted. Judgment vacated, and cases remanded to the United States District Court for the Eastern District of Texas for further consideration in light of *Vieth v. Jubelirer*, 541 U. S. — (2004).

ORDERS IN PENDING CASES

No. **04M14**. Monroe T. Dyson, Petitioner *v.* California, et al. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **03–9629**. Derrick Rivers, Petitioner *v.* United States. Motion of petitioner to consolidate this case with No. 03–9685, *Johnson v. United States* denied.

No. **04–5897**. William A. Fitzgerald, Petitioner *v.* Leon T. Fitzgerald, et al. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner allowed until November 8, 2004, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

No. **04–5908**. Mary J. Scott, Petitioner *v.* Pennsylvania Department of Public Welfare. Motion of petitioner for leave to proceed *in forma*

pauperis denied. Petitioner allowed until November 8, 2004, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

CERTIORARI GRANTED

No. **04-5293**. Carman L. Deck, Petitioner *v.* Missouri. Motion of petitioner for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the Supreme Court of Missouri granted.

CERTIORARI DENIED

No. **03-1635**. Curtis Shaffer, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **03-10414**. Timothy Cockrell, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-10539**. Miguel Troches, Petitioner *v.* Jeanne S. Woodford, Director, California Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10546**. Darrick Jacques Dobyne, Petitioner *v.* Suzan L. Hubbard, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10695**. Eugene C. Smalls, Petitioner *v.* United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-51**. John Howard, et al., Petitioners *v.* Southern Illinois Riverboat/Casino Cruises, Inc., dba Players Island Casino, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-69**. Agnes Bernardo, et al., Petitioners *v.* Planned Parenthood Federation of America, et al. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, Division One, denied.

No. **04-74**. South Dakota, Petitioner *v.* Nicholas Cummings. Petition for writ of certiorari to the Supreme Court of South Dakota denied.

No. **04-83**. Jim Guy Tucker, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-202**. Mikail Khashan, Petitioner *v.* WFS Financial Services, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-205**. Anieflok E. Akan-Etuk, Petitioner *v.* Santa Clara County, California. Petition for writ of certiorari to the Court of Appeal of California, Sixth Appellate District, denied.

No. **04-207**. Beth Lewis, Petitioner *v.* Ohio. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **04-211**. Ronald R. Johnson, Petitioner *v.* U. S. Bank N.A., fka First Bank N.A., et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-214**. Martin Greenblatt, Petitioner *v.* Daniel Orenberg, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-216**. Howard Clayborne McDonald, Jr., Petitioner *v.* Rosemary Sheffield McDonald. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. **04-217**. E. Randel T. Osburn, et al., Petitioners *v.* Georgia, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-234**. Richard Mays, Trustee, et al., Petitioners *v.* St. Pat Properties, LLC, et al. Petition for writ of certiorari to the Supreme Court of Arkansas denied.

No. **04-238**. Randolph Walker, Petitioner *v.* Lucy Posey Wainwright. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-241**. Sergio Alberto Rangel-Quinonez, et al., Petitioners *v.* John D. Ashcroft, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-269**. Nick Stokovich, Petitioner *v.* Village of Lake Villa, Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. **04-302**. Fred S. Pang, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-303**. Lorraine Phillips, Petitioner *v.* Village of Oak Park, Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **04-321**. Shigeru Tamai, Petitioner *v.* Christopher J. Stevens. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-362**. William L. Ankerman, Petitioner *v.* Connecticut. Petition for writ of certiorari to the Appellate Court of Connecticut denied.

No. **04-5474**. Terry Lee Hankins, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **04-5722**. Lamont Reese, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5796**. Edward Bruce Primeaux, Petitioner *v.* Oklahoma. Petition for writ of certiorari to the Court of Criminal Appeals of Oklahoma denied.

No. **04-5813**. Virtis Gibson, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5814**. Lionel Hanson, Petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Third Appellate District, denied.

No. **04-5815**. Purcell Bronson, Petitioner *v.* Jeffrey A. Beard, Secretary, Pennsylvania Department of Corrections. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Middle District, denied.

No. **04-5819**. John Charles Gauthier, Petitioner *v.* Oklahoma. Petition for writ of certiorari to the Court of Criminal Appeals of Oklahoma denied.

No. **04-5820**. Lewis Hart, Petitioner *v.* Ken McKee, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-5829**. Robert Brice Morrow, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5835**. Pete Holloway, Petitioner *v.* Michael Yarborough, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5836**. Steven Anthony Mayjack, Petitioner *v.* Jeanne S. Woodford, Director, California Department of Corrections, et al. Peti-

tion for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5838**. Norma Vaughan, Petitioner *v.* William Drew Vaughan, et al. Petition for writ of certiorari to the District Court of Appeal of Florida, Fifth District, denied.

No. **04-5839**. Demetric Gray Pearson, Petitioner *v.* Mary Ann Saar, Secretary, Maryland Department of Public Safety and Correctional Services. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5842**. Freddie Lee Pendley, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5846**. Max Harris, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5854**. George Lyons, Petitioner *v.* Willie Floyd, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5856**. Leroy A. Andreozzi, Petitioner *v.* California. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5859**. Rory Cornilus Parker, Petitioner *v.* S. Meyers. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5860**. Moneek Marcell Ackles, Petitioner *v.* Stephen Bullard, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5866**. Daniel L. Spuck, Petitioner *v.* Joseph F. Desuta, Superintendent, State Regional Correctional Facility at Mercer, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-5868**. Thomas A. Butti, Petitioner *v.* Michael Giambruno, Superintendent, Wyoming Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-5872**. Andrew Thompson, Petitioner *v.* Raymond Booker, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-5885**. Tony Bernard Stewart, Petitioner *v.* James Yates, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5889**. Gary Jackson, Petitioner *v.* Michigan. Petition for writ of certiorari to the Court of Appeals of Michigan denied.

No. **04-5893**. Lois Vaughan, Petitioner *v.* Putnam County, Florida, et al. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **04-5898**. Donald Fell, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-5901**. Emzy Lorenzo Miller, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5905**. Thomas E. Cotton, Petitioner *v.* Agnes Slack LP of Georgia. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5907**. Daniel R. Davis, Petitioner *v.* Gene M. Johnson, Director, Virginia Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5910**. Richard Smith, Petitioner *v.* New Mexico, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-5912**. David L. Jones, Petitioner *v.* City of St. Louis, Missouri. Petition for writ of certiorari to the Court of Appeals of Missouri, Eastern District, denied.

No. **04-5916**. James S. Pavlichko, Petitioner *v.* David DiGuglielmo, Superintendent, State Correctional Institution at Graterford, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-5921**. David A. Ciempa, Petitioner *v.* Randall G. Workman, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-5922**. Carl J. Monroe, Petitioner *v.* Gwendolyn Mosley, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5924**. Jesse Vizcaino, Jr., Petitioner *v.* Escalon Premier Brands, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5934**. Vincent Mark Castillo, Petitioner *v.* Glen Jambon, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5937**. Perry L. Crawford, Petitioner *v.* James Turpin, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5938**. Calbert Fagan, Petitioner *v.* James Walsh, Superintendent, Sullivan Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-5939**. Morris Cramer, Petitioner *v.* Dennis M. Englert, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-5948**. Danny M. Kelly, Petitioner *v.* Nortel Network Corp. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-5951**. George W. Newman, Petitioner *v.* Larry Rowley, Superintendent, Missouri Eastern Correctional Center. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-5999**. Emmanuel A. Littlejohn, Petitioner *v.* Oklahoma. Petition for writ of certiorari to the Court of Criminal Appeals of Oklahoma denied.

No. **04-6019**. Robert A. Gaddie, Petitioner *v.* Zettie Cotton, Superintendent, Pendleton Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-6020**. Erwin Harris, Petitioner *v.* Michigan. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. **04-6021**. Jack Felon Gray, Petitioner *v.* Jeanne S. Woodford, Director, California Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6061**. Peter Lawrence Collins, Petitioner *v.* California. Petition for writ of certiorari to the Supreme Court of California denied.

No. **04-6067**. Sewn Newton, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-6068**. Sherman Carter, Petitioner *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **04-6069**. Victor Jones, Petitioner *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **04-6081**. Michael Joseph Potter, Petitioner *v.* Roy A. Castro, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6085**. Alton D. Brown, Petitioner *v.* Pennsylvania Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6122**. Joseph Clem, Kenneth Bridgewater, Gerald Bridgewater, and James Player, Petitioners *v.* Nevada. Petition for writ of certiorari to the Supreme Court of Nevada denied.

No. **04-6131**. Kirk Jones, Petitioner *v.* Michael Yarborough, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6132**. Jeffrey Noem Veta, Petitioner *v.* Clarence Dupnik. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6143**. Mark A. Grethen, Petitioner *v.* Circuit Court of Virginia, City of Suffolk. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **04-6164**. Marcos Alvarez Castillo, Petitioner *v.* Gene M. Johnson, Director, Virginia Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6229**. Hastings Arthur Wise, Petitioner *v.* South Carolina. Petition for writ of certiorari to the Supreme Court of South Carolina denied.

No. **04-6243**. Sandra J. Gardner, Petitioner *v.* Anthony J. Principi, Secretary of Veterans Affairs. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6245**. William J. Parrimon, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6252**. Kitson B. Jarvis, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6256**. Kyle Anthony Doolin, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-6258**. John D. Prince, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6263**. Edward Given, Petitioner *v.* Massachusetts. Petition for writ of certiorari to the Supreme Judicial Court of Massachusetts denied.

No. **04-6265**. Richard Lee Hardin, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6282**. Darren McCoy, Petitioner *v.* United States. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **04-6284**. Jose M. Touron, Jr., Petitioner *v.* Immigration and Naturalization Service. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-6285**. Robert David Linn, Jr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6298**. Enrico Rhodes, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6310**. Clifford Edward Dodd, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6315**. James Edward Bryant, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6317**. Richard A. Wright, Jr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6319**. Charles Williams, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6320**. Raymond Weldon, Petitioner *v.* United States. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **04-6327**. Jose Gilberto Bocanegra-Gutierrez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6328**. Francisco Javier Barajas-Arcilia, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6329**. Floyd Mack Bennett, Jr., Petitioner *v.* West Virginia. Petition for writ of certiorari to the Circuit Court of West Virginia, Mercer County, denied.

No. **04-6330**. Scott Ansaldi, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-6331**. Scotty Douglas Lee, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6335**. Hollis Brandon Roane, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6339**. Frank Moore, Petitioner *v.* Keith E. Olson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-6342**. Russell Dale Dunn, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-6343**. Eddy Correa, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-6344**. Rafael Duran-Romero, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6350**. Shawn Battle, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-6351**. Nelson Miguel Ortiz-Baez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-6354**. Jose Chavez-Arriaga, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6356**. John Raymond, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6361**. Eric E. Alvarez, aka Chub, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6364**. Andre Joseph Ashton, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6370**. Jose Cazares-Alvarado, Petitioner *v.* United States; Jesus Tabarez-Ramirez, aka Pablo Rodriguez, aka Jose Jesus Tabarez-Ramirez, Petitioner *v.* United States; Pedro Zarco Flores, Petitioner *v.* United States; Americo Contreras, Petitioner *v.* United States; Gerardo Vidal, Petitioner *v.* United States; Simon Garza, Petitioner *v.* United States; Alberto Diaz, Jr., Petitioner *v.* United States; Benito Mancilla Real, Petitioner *v.* United States; and Andre Damon Courville, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6372**. Jeffrey Louis Bermea, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6373**. Vincent Franklin Bennett, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6377**. Arnell Dion Davis, aka Flip, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6381**. Yakov Gregorevich Drabovskiy, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6386**. Chad Edward Keith, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6393**. Darrell P. LaFlam, aka Darrell Charbonneau, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-6408**. Juan Ernesto Armas, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10623**. Lillie B. Ayers, Petitioner *v.* Bennie G. Thompson, United States Congressman, et al. Motion of petitioner for leave to file an amended petition for writ of certiorari granted. Motion of Ivory Phillips, Chairman of Mississippi Coalition for Higher Education, et al., for leave to file a brief as *amici curiae* granted. Motion of Alcorn State University National Alumni, 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 Fifth Circuit denied.

HABEAS CORPUS DENIED

No. **04-6428**. In Re Mary K. Edelmann, Petitioner;
 No. **04-6456**. In Re Raymond Payne, Petitioner;
 No. **04-6462**. In Re Valentin Vivero, Petitioner; and
 No. **04-6491**. In Re Shane Cain and John Hazelwood, Petitioners.
 Petitions for writs of habeas corpus denied.

MANDAMUS DENIED

No. **04-5903**. In Re Gwendolyn Delores Edmond, Petitioner. Petition for writ of mandamus denied.

No. **04-6116**. In Re Daniel Albert Bellon, Petitioner. Petition for writ of mandamus and/or prohibition denied.

ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Marie Aglion	Seattle, WA	Thomas L. Boeder
Gregory W. Aleshire	Springfield, MO	Theodore L. Johnson, III
James Richard Banko	Wilmington, DE	Abbott A. Leban
Joseph M. Barry	Wilmington, DE	Daniel Paul Johnson
Terry J. Bloor	Kennewick, WA	Curtis Ludwig
Robert S. Brady	Wilmington, DE	Daniel Paul Johnson
Marc Evan Brandes	Miami, FL	David H. Denenberg
Charles H. Braud, Jr.	Baton Rouge, LA	Roy Achille Mongrue, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Aneel Lachman Chablani James B. Comey	New Orleans, LA Washington, DC	G. Ben Cohen Honorable Paul Clement, Acting Solicitor General of the United States
Regina Therese Delmastro Martin J. Dickman	Southfield, MI Chicago, IL	Noreen L. Slank Patricia A. Marshall
Joseph M. Ditkoff Steven Gregory Early	Brookline, MA Atlanta, GA	Rodger A. Heaton Thomas Carlton Arthur
Dean Bradley Eggert	Manchester, NH	Camilla Carpenter Lockwood
Timothy M. B. Farrell	Hagatna, GU	William Michael Fitzgerald
Edward Freidberg Trevor Scott Fry	Sacramento, CA Alexandria, LA	Elias D. Bardis Michael John O'Shee
Scott Wayne Gosnell	Birmingham, AL	Anthony Aaron Joseph
Thomas Summers Hale	Birmingham, AL	Thomas R. Elliott, Jr.
William H. Harkins, Jr.	Huntington, WV	Scott Lewis Winkelman
Robert Frank Helfand	Los Angeles, CA	Sandra L. Goldsmith
Michelle M. Henkel	Atlanta, GA	Thomas Carlton Arthur
Steven John Higgins	Roswell, GA	Nicholas Gregory Dumich
Jessica A. Hough	Washington, DC	Kenneth W. Gideon
Sean Daniel Jordan Richard P. Kimmins Frederic W. Knaak	Austin, TX Pittsburgh, PA White Bear Lake, MN	Thomas T. Rogers Falco A. Muscante Thomas Michael Dailey
Douglas Joseph Masson	Lafayette, IN	James Edward Masson, II

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Kevin R. McCarthy	Cohasset, MA	Brian Francis Mahoney
Heather S. Meingast	Lansing, MI	Patrick J. O'Brien
Richard P. Mendelson	Napa, CA	Kathleen Marie Sullivan
Jonathan Stretch Michaels	Houston, TX	John E. Fisher
Stephen T. Mitchell	New York, NY	Leslie Renee Jones
James Randolph Napoli	Cleveland, OH	John J. McGowan, Jr.
Christine Marie Nebel	Butler, PA	Leslie Bandur Mathis
Peter Nordberg	Philadelphia, PA	Merrill G. Davidoff
Robert Thurman Owen, Jr.	Visalia, CA	Peter George Champion
Douglas J. Peterson	Lincoln, NE	Leonard Jay Bartel
Courtland L. Reichman	Atlanta, GA	Frank Cater Jones
Kevin Raynord Roberts	Birmingham, AL	Donald Edward Blankenship
Sharon Cynthia Samek	Tampa, FL	Rochelle A. Reback
Matthew D. Schnell	Boston, MA	Joseph L. Kociubes
Roger Slade	Miami, FL	Richard M. Goldstein
Larry J. Smith	Seattle, WA	David Mark Byers
Terrance E. Swanson	Des Moines, IA	Mark McCormick
James Wade Turner	Huntington, WV	Scott Lewis Winkelman
Joseph A. Vail	Houston, TX	Nancy Ann Falgout
J. Roger Williams, Jr.	Austin, TX	Mark A. Srere
Alan Steven Wolf	Costa Mesa, CA	Wendi Alper-Pressman
Ernest A. Young	Austin, TX	Harold Douglas Laycock

ADMISSIONS TO THE BAR ON ORAL MOTIONS

Applicant	City and State	Movant
Jason Andrew Blavatt	Baltimore, MD	Ronald Blavatt
Jeffrey Michael Blavatt	Baltimore, MD	Ronald Blavatt
Domingo G. Alvarez, III	Winter Haven, FL	Thomas Carlton Arthur
James Felix Arthur, III	Memphis, TN	Thomas Carlton Arthur
Kathleen A. Atkisson	Huntington, MD	Thomas Carlton Arthur
Rudolph Andrew Bata, Jr.	Murphy, NC	Thomas Carlton Arthur
Elliot Stanton Berke	Washington, DC	Thomas Carlton Arthur
Jack Keith Berry	Savannah, GA	Thomas Carlton Arthur
Marc Eric Biondi	Atlanta, GA	Thomas Carlton Arthur
Stacey Ellen Blaustein	White Plains, NY	Thomas Carlton Arthur
Eric Samuel Bord	Washington, DC	Thomas Carlton Arthur
Deborah Ann Borges	Atlanta, GA	Thomas Carlton Arthur
John Allen Bunnett	Downey, CA	John William Bunnett
Emily Resnik Conn	Woodbridge, CT	Thomas Carlton Arthur
Guy DeLong	Downey, CA	John William Bunnett
Matt Eric Egger	Washington, DC	Thomas Carlton Arthur
Rose Marie Gallegos	Whittier, CA	John William Bunnett
Jeffrey D. Gold	Norwalk, CA	John William Bunnett
Lars Thomas Granade	Mobile, AL	Thomas Carlton Arthur
Lynn Carroll Hajek	New York, NY	Thomas Carlton Arthur

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Ralph Graves Hill	New Hope, PA	Thomas Carlton Arthur
Robyn Lee Honig	Haverhill, MA	Thomas Carlton Arthur
Jorge Fernandez Isla	Bell Gardens, CA	John William Bunnett
Kim Bradley Jacobsma	Norwalk, CA	John William Bunnett
Laila Havre Jacobsma	Norwalk, CA	John William Bunnett
Ronald Paul Jayson	Decatur, GA	Thomas Carlton Arthur
Carlton Edward Joyce	Savannah, GA	Thomas Carlton Arthur
Kenneth Ethan Kellner	Washington, DC	Thomas Carlton Arthur
Barbara Hopkinson Kelly	Newark, NJ	Thomas Carlton Arthur
Georgia N. Kezios	Downey, CA	John William Bunnett
Joyce Bozarth Klemmer	Atlanta, GA	Thomas Carlton Arthur
Reta J. Lewis	Washington, DC	Thomas Carlton Arthur
Dianne Niethamer Lumsdaine	Downey, CA	John William Bunnett
Joseph Albert Lumsdaine	Downey, CA	John William Bunnett
Meghan Howett Magruder	Washington, DC	Thomas Carlton Arthur
W. Guy McKenzie, Jr.	Tallahassee, FL	Thomas Carlton Arthur
David Jason Merbaum	Roswell, GA	Thomas Carlton Arthur
A. Todd Merolla	Atlanta, GA	Thomas Carlton Arthur
Josephine Smalls Miller	Danbury, CT	Thomas Carlton Arthur
Sonja Marie Muir	Fullerton, CA	John William Bunnett

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Charles Patrick Murdter	Washington, DC	Thomas Carlton Arthur
Kathleen M. Nicolaidis	Charlotte, NC	Thomas Carlton Arthur
Larry Samuel Pike	Atlanta, GA	Thomas Carlton Arthur
I. Richard Ploss	Bedminster, NJ	Thomas Carlton Arthur
Barbara Lee Portman	New York, NY	Thomas Carlton Arthur
Maria Puente-Porras	Bellflower, CA	John William Bunnett
David D. Ribeiro	Whittier, CA	John William Bunnett
Eric S. Schuster	Baltimore, MD	Thomas Carlton Arthur
Laura Wilson Speed-Dalton	Atlanta, GA	Thomas Carlton Arthur
Charles Edison Taylor	Atlanta, GA	Thomas Carlton Arthur
Donzetta Workman Thomas	Brunswick, GA	Thomas Carlton Arthur
William Slater Vincent	Marietta, GA	Thomas Carlton Arthur
Jonathan Andrew Vogel	Alexandria, VA	Thomas Carlton Arthur
Robin D. Weaver	New York, NY	Thomas Carlton Arthur
Donald A. Weissman	Atlanta, GA	Thomas Carlton Arthur
Raymond Joseph Ming Wong	San Francisco, CA	Thomas Carlton Arthur
Christopher Conrad York	Atlanta, GA	Thomas Carlton Arthur
Debra Kaplan Young	Cocoa Beach, FL	Thomas Carlton Arthur

Adjourned until Monday, November 1, 2004, at 10 o'clock.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

ORDER IN PENDING CASE

No. **04A283**. Ricky Eugene Morrow, Applicant *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Application for stay of execution of sentence of death presented to Justice Scalia and by him referred to the Court denied. Justice Stevens, Justice Souter, and Justice Breyer would grant the application for stay of execution.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

ORDER IN PENDING CASE

No. **04A320**. Ralph Nader, et al., Applicants *v.* Linda Serody, et al. Application to stay the enforcement of the judgment of the Pennsylvania Supreme Court pending the filing and disposition of a petition for writ of certiorari presented to Justice Souter and by him referred to the Court denied. Justice O'Connor took no part in the consideration or decision of this application.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

ORDER IN PENDING CASE

No. **04A321**. Herman Blankenship, et al., Applicants *v.* J. Kenneth Blackwell, Ohio Secretary of State, et al. Application for injunction pending appeal presented to Justice Stevens and by him referred to the Court denied.

ORDER IN PENDING CASE

No. **04A336**. Dominique J. Green, Applicant *v.* Harris County District Attorney's Office, et al. Application for stay of execution of sentence of death presented to Justice Scalia and by him referred to the Court denied.

REHEARING DENIED

No. **03-9823**. Dominique Jerome Green, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Application for stay of execution of sentence of death presented to Justice Scalia and by him referred to the Court denied. Petition for rehearing denied.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

ORDER IN PENDING CASE

No. **04A284**. Philip Morris USA, Inc., Applicant *v.* Patricia Henley. Application for stay of remittitur presented to Justice O'Connor and by her referred to the Court granted pending the timely filing and disposition of a petition for writ of certiorari. Should the petition for writ of certiorari be denied, this stay shall terminate automatically. In the event the petition for writ of certiorari is granted, the stay shall terminate upon the issuance of the mandate of this Court.

SUPREME COURT OF THE UNITED STATES

Present: Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

Justice Stevens said: "The Chief Justice is unable to be present this morning, but has reserved the right to participate in the consideration and decision of the cases on the basis of the briefs and the transcripts of the oral arguments.

"Today's orders of the Court have been duly entered and certified, and filed with the Clerk, and they will not be otherwise announced."

ORDERS IN PENDING CASES

No. **04A208**. Queen A. Searles, Applicant *v.* Board of Education of Chicago, et al. Application for injunctive relief addressed to Justice Ginsburg and referred to the Court denied.

No. **04A229**. William L. Ankerman, Applicant *v.* Connecticut. Application for stay addressed to Justice Thomas and referred to the Court denied.

No. **04A252 (04-385)**. David G. Stern, Applicant *v.* United States. Application for bail addressed to Justice Scalia and referred to the Court denied.

No. **04A255**. Michael B. Graves, Applicant *v.* Mary M. Schroeder, Judge, United States Court of Appeals for the Ninth Circuit, etc. Application for stay addressed to The Chief Justice and referred to the Court denied.

No. **04M15**. Bruce S. Joyner, Petitioner *v.* The News Journal, et al. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **128, Original**. State of Alaska, Plaintiff *v.* United States of America. Motion of Alaska for leave to file sur-reply denied. Exceptions to the Report of the Special Master are set for oral argument in due course.

No. **02-1672**. Roderick Jackson, Petitioner *v.* Birmingham Board of Education. Motion of Alabama, et al., for leave to participate in oral argument as *amici curiae* and for divided argument granted. The time is divided as follows: 20 minutes to the respondent and 10 minutes to Alabama, et al. Motion of the Acting Solicitor General for leave to

participate in oral argument as *amicus curiae* and for divided argument granted.

No. **03-710**. Gerald Devenpeck, et al., Petitioners *v.* Jerome Anthony Alford. Motion of National Association of Criminal Defense Lawyers for leave to participate in oral argument as *amicus curiae* and for divided argument denied.

No. **03-855**. City of Sherrill, New York, Petitioner *v.* Oneida Indian Nation of New York, et al. Motion of New York for leave to participate in oral argument as *amicus curiae* and for divided argument granted. Motion of the Acting Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. **03-923**. Illinois, Petitioner *v.* Roy I. Caballes. Motion of petitioner to dispense with printing the joint appendix granted.

No. **03-1116**. Jennifer M. Granholm, Governor of Michigan, et al., Petitioners *v.* Eleanor Heald, et al.;

No. **03-1120**. Michigan Beer & Wine Wholesalers Association, Petitioner *v.* Eleanor Heald, et al.; and

No. **03-1274**. Juanita Swedenburg, et al., Petitioners *v.* Edward D. Kelly, Chairman, New York Division of Alcoholic Beverage Control, State Liquor Authority, et al. Motion to reorder presentation of oral argument and for divided argument granted.

No. **03-1423**. Darin L. Muehler, et al., Petitioners *v.* Iris Mena. Motion of the Acting Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. **04-293**. Honeywell International Inc., et al., Petitioners *v.* Hamilton Sundstrand Corporation. The Acting Solicitor General is invited to file a brief in this case expressing the views of the United States.

No. **04-5990**. Yolanda N. Wayne, Petitioner *v.* Santa Clara Valley Transportation Authority. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner allowed until November 22, 2004, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

CERTIORARI GRANTED

No. **04-278**. Town of Castle Rock, Colorado, Petitioner *v.* Jessica Gonzales, Individually and as Next Best Friend of Her Deceased Minor Children, Rebecca Gonzales, Katheryn Gonzales, and Leslie Gonzales. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit granted.

CERTIORARI DENIED

No. **03-1475**. Kevin Rice, Petitioner *v.* Terry McCann, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **03-1672**. Connecticut Department of Social Services, Petitioner *v.* Neal Ossen, Trustee. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **03-1691**. Robert W. Lee, Sr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **03-1699**. Fred Settoon, Inc., Petitioner *v.* Michael Gros. Petition for writ of certiorari to the Court of Appeal of Louisiana, Third Circuit, denied.

No. **03-10604**. Joanna Pimentel, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **03-10726**. Jose Linares, Petitioner *v.* Bernie Ellis, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-10776**. Christopher Singletary, Petitioner *v.* Robert Shannon, Superintendent, State Correctional Institution at Frackville, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **03-11038**. Jack Rigsby, Sr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **03-11063**. Kelly Donald Gould, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-40**. Invention Submission Corporation, Petitioner *v.* Jonathan W. Dudas, as Undersecretary of Commerce for Intellectual Property and Director, Patent and Trademark Office, Department of Commerce. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-60**. Martingale, LLC, Petitioner *v.* City of Louisville, Kentucky, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-98**. Snake River Valley Electric Association, Petitioner *v.* PacifiCorp, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-103**. Gregory D. Stumbo, Attorney General of Kentucky, et al., Petitioners *v.* Hobart Ward Anderson, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-112**. Tyrone Tate, Petitioner *v.* Michael Kopec. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-131**. Pacific Gas and Electric Company, et al., Petitioners *v.* California Public Utilities Commission, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-146**. Aeroflot Russian Airlines, Petitioner *v.* MGM Productions Group, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-149**. Deborah Baker, et al., Petitioners *v.* IBP, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-177**. Christy McKee, et al., Petitioners *v.* City of Casselberry, Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Fifth District, denied.

No. **04-209**. Karol K. Howard, Petitioner *v.* Columbia Public School District, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-219**. Richard Shumsky, Petitioner *v.* Edmund Y. Chein. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-227**. Charles J. Sellens, Petitioner *v.* American States Insurance Company. Petition for writ of certiorari to the Court of Appeals of Kansas denied.

No. **04-228**. First National Bank of Milaca, Petitioner *v.* Melanie Benjamin, et al.; and

No. **04-229**. Mille Lacs County, Minnesota, Petitioner *v.* Melanie Benjamin, et al. Petitions for writs of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-230**. Michael V. Latino, Petitioner *v.* United States District Court for the Eastern District of California. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-236**. Leopold O. V. Enwonwu, Petitioner *v.* Trans Union, LLC, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-239**. Yva G. Scringler, Petitioner *v.* Green Point Bank. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-247**. Lanham Ford, Inc., Petitioner *v.* Ford Motor Company. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-252**. Macy's East, Inc., Petitioner *v.* Commissioner of Revenue of Massachusetts. Petition for writ of certiorari to the Supreme Judicial Court of Massachusetts denied.

No. **04-254**. Vernon Mills, Petitioner *v.* Law Office of Melbourne Mills, Jr., et al. Petition for writ of certiorari to the Court of Appeals of Kentucky denied.

No. **04-255**. Michael Perez and Benjamin B. Hodges, Petitioners *v.* Georgia. Petition for writ of certiorari to the Court of Appeals of Georgia denied.

No. **04-261**. Gerardo Romero-Morales, Petitioner *v.* Colorado. Petition for writ of certiorari to the District Court of Colorado, Denver County, denied.

No. **04-263**. Nextel West Corporation, Petitioner *v.* P. J.'s Concrete Pumping Service, Inc. Petition for writ of certiorari to the Appellate Court of Illinois, Second District, denied.

No. **04-265**. Majeed Altamimi, Petitioner *v.* Daniel J. Brabender, Jr., et al. Petition for writ of certiorari to the Superior Court of Pennsylvania, Pittsburgh Office, denied.

No. **04-267**. John Hall, Petitioner *v.* United Parcel Service, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-268**. Anne M. Glavey, Petitioner *v.* Dime Savings Bank of New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. **04-271**. Samuel Kennegth Beaumont, Petitioner *v.* Sammy Castator, as Executor and as Potential Heir of the Estate of Earl Wayne Meadows, et al. Petition for writ of certiorari to the Court of Civil Appeals of Oklahoma, First Division, denied.

No. **04-275**. Florida Department of Highway Safety and Motor Vehicles, Petitioner *v.* Matthew Martin Dobrin. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **04-282**. Connecticut, Petitioner *v.* Michael Spencer. Petition for writ of certiorari to the Supreme Court of Connecticut denied.

No. **04-284**. Lori Wagner, Petitioner *v.* First Unum Life Insurance Company. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-285**. Marc Seibel, et ux., Petitioners *v.* JLG Industries, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-286**. Omaira Nelson, Petitioner *v.* Gwendolyn Mitchell, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-289**. Lionel Lugo Rodriguez, et al., Petitioners *v.* Puerto Rico Institute of Culture, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-291**. Anthony Joseph Bator, Petitioner *v.* Adrian Freund, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-292**. Ice Embassy, Inc., et al., Petitioners *v.* City of Houston, Texas, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-298**. Jessica Williams, Petitioner *v.* Nevada. Petition for writ of certiorari to the Supreme Court of Nevada denied.

No. **04-304**. Thomas Hannigan, Petitioner *v.* Glenn S. Goord, Commissioner, New York Department of Correctional Services. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-305**. Pre-Paid Legal Services, Inc., et al., Petitioners *v.* Samuel Battle, et al. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. **04-307**. Rudy Wauquin Vela, et al., Petitioners *v.* Jesus M. Castellano, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-310**. Momolu V. S. Sirleaf, Sr., Petitioner *v.* Allstate Moving and Storage. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. **04-317**. Hal Voznick, Petitioner *v.* Shurflo, Inc. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, Division Three, denied.

No. **04-319**. Amin Qamruddin Lalji, Petitioner *v.* John D. Ashcroft, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-324**. Robbyn Brown, Petitioner *v.* John W. Snow, Secretary of the Treasury, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-336**. Gheorghe Vasile Cretu, Petitioner *v.* John D. Ashcroft, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-341**. Timothy P. Zoellick, Petitioner *v.* Wisconsin. Petition for writ of certiorari to the Court of Appeals of Wisconsin, District II, denied.

No. **04-352**. Theodore R. Giuttari, Petitioner *v.* American Home Products Corporation. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. **04-353**. Kevin Christopher Kelly, Petitioner *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **04-363**. Irene Cruz-Vargas, et al., Petitioners *v.* R. J. Reynolds Tobacco Company. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-369**. John S. Rendall and Herbert M. Campbell, Petitioners *v.* Securities and Exchange Commission. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-370**. Murray Hill Publications, Inc., Petitioner *v.* Twentieth Century Fox Film Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-371**. Aaron C. James, Petitioner *v.* Booz-Allen & Hamilton, Incorporated. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-372**. John L. Corrigan, Petitioner *v.* Dennis Dollar. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-380**. Jack Kevorkian, Petitioner *v.* Milicent Warren, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-387**. James Morrison, Petitioner *v.* CSX Transportation, Inc. Petition for writ of certiorari to the Circuit Court of West Virginia, Ohio County, denied.

No. **04-391**. Sanjay Sardana, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-393**. Cappy Ascheim, Petitioner *v.* Fred C. Jug, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-400**. Rodney Dean Gates, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-411**. Donald E. Armstrong, Petitioner *v.* Judith A. Boulden, Bankruptcy Judge, United States Bankruptcy Court for the District of Utah, et al.; Donald E. Armstrong, Petitioner *v.* Tom R. Cornish, Chief Bankruptcy Judge, United States Bankruptcy Court for the Eastern District of Oklahoma, et al.; and Donald E. Armstrong, Petitioner *v.* Tom R. Cornish, Chief Bankruptcy Judge, United States Bankruptcy Court for the Eastern District of Oklahoma, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-435**. Anthony F. Murrell, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-437**. Wyeth, Petitioner *v.* Linda Smart, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-5029**. Gerald Watkins, Petitioner *v.* Pennsylvania. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Eastern District, denied.

No. **04-5046**. Yokamon Hearn, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **04-5072**. William R. VanDelft, Petitioner *v.* Washington. Petition for writ of certiorari to the Court of Appeals of Washington, Division 3, denied.

No. **04-5109**. Oscar L. Shaw, Petitioner *v.* Vincent Bennett, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5129**. Ricky Eugene Morrow, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institu-

tions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5247**. John Harvey, Petitioner *v.* Nevada. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5392**. Gary Carl Simmons, Jr., Petitioner *v.* Mississippi. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. **04-5429**. Kenneth Darcell Quince, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5617**. Joseph Bell, Jr., Petitioner *v.* Anthony A. Lamarque, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5852**. Joseph Martin Danks, Petitioner *v.* California. Petition for writ of certiorari to the Supreme Court of California denied.

No. **04-5884**. John D. Allen, Petitioner *v.* Thomas G. Phillips, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-5942**. Garry Phillip Watson, Petitioner *v.* Derral G. Adams, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5944**. Steve Williamson, Petitioner *v.* Glenn S. Goord, Commissioner, New York Department of Correctional Services. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-5958**. Judy Hotchkiss, Petitioner *v.* Clay Township. Petition for writ of certiorari to the Court of Appeals of Michigan denied.

No. **04-5961**. Robert Earl Williams, Petitioner *v.* David L. Runnels, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5972**. Leon Jackson, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5974**. Tyrone P. James, Petitioner *v.* Franklin J. Tennis. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5975**. Mary Jane Austin, Petitioner *v.* Superior Court of California, San Diego County. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, Division One, denied.

No. **04-5977**. Yaqub Hameed Muwakkil, Petitioner *v.* Virginia, et al.; and Yaqub Hameed Muwakkil, Petitioner *v.* Virginia, et al. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **04-5979**. Richard Joseph Murray, Jr., Petitioner *v.* Town of Mansura, Louisiana, et al. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. **04-5980**. Margaret D. Edwards, Petitioner *v.* N. Martin Stringer, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-5982**. Timothy J. Jones, Petitioner *v.* Victor Walker, Warden. Petition for writ of certiorari to the Supreme Court of Georgia denied.

No. **04-5984**. Percy Reid, Petitioner *v.* David J. Good, Acting Superintendent, State Correctional Institution at Pittsburgh, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-5995**. Peter D. Boose, Petitioner *v.* J. Barry Johnson, Superintendent, State Correctional Institution at Pine Grove, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-5998**. George Molina Lopez, Petitioner *v.* Arizona. Petition for writ of certiorari to the Superior Court of Arizona, Pima County, denied.

No. **04-6004**. Christopher Nolen, Petitioner *v.* Franklin J. Tennis, Superintendent, State Correctional Institution at Rockview. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6005**. Rigoberto Mejia, Petitioner *v.* Roy L. Hendricks, Administrator, New Jersey State Prison, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6007**. Freddie Robin Edwards, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **04-6008**. Jeff Strong, Petitioner *v.* Illinois Vocational Rehabilitation Program. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-6009**. Kevin J. Brown, Petitioner *v.* David Dormire, Superintendent, Missouri State Penitentiary. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-6013**. Willie Ray Blanco, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6029**. George Edward Pittman, Jr., Petitioner *v.* Iowa. Petition for writ of certiorari to the Court of Appeals of Iowa denied.

No. **04-6035**. Michael Allen Griffin, Petitioner *v.* Florida. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **04-6037**. Michael Reed Dorrough, Petitioner *v.* Steven J. Cambra, Jr., Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6038**. Nathaniel W. Ellibee, Petitioner *v.* Charles E. Simmons, et al. Petition for writ of certiorari to the Court of Appeals of Kansas denied.

No. **04-6043**. Cortio Z. Marshall, Petitioner *v.* Georgia. Petition for writ of certiorari to the Court of Appeals of Georgia denied.

No. **04-6045**. Mark Tommy Schroeder, Petitioner *v.* Dora B. Schriro, Director, Arizona Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6047**. Clifton Nickles, Petitioner *v.* Catherine O'Malley. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6049**. Keith R. Timmons, Petitioner *v.* Manatt, Phelps & Phillips, LLP, et al. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **04-6054**. James Masi, Petitioner *v.* Frank McCray, Superintendent, Gowanda Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-6055**. Tony Mason Manning, Petitioner *v.* Jim Hamlet, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6063**. L. T. Tucker, Jr., Petitioner *v.* Michigan Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6064**. Gary Lee Wheeler, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6065**. Mathis T. Vaughn, Petitioner *v.* Ricky J. Bell, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6070**. Billy R. Fisher, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6074**. Frank McGhee, Petitioner *v.* Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. **04-6080**. Kenneth Isaiah Mitchell, Petitioner *v.* Missouri. Petition for writ of certiorari to the Court of Appeals of Missouri, Western District, denied.

No. **04-6082**. Francis Ferri, Petitioner *v.* Gerald J. Pappert, Attorney General of Pennsylvania. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6083**. Terry Lea Brown, Petitioner *v.* United States District Court for the Southern District of Texas. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6084**. Lucious Jackson, Petitioner *v.* Anthony A. Lamarque, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6086**. Robert Edward Nelson, Petitioner *v.* Tony Howerton, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6089**. Jesse Wallace Anderson, Petitioner *v.* Sherman Hatcher, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6091**. Walter Leroy Moody, Jr., Petitioner *v.* Alabama. Petition for writ of certiorari to the Court of Criminal Appeals of Alabama denied.

No. **04-6092**. Eddie Franklin Miller, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Appeals of Texas, Fifth District, denied.

No. **04-6098**. Joseph E. Macon, Petitioner *v.* Hartford Police Department. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-6099**. Jose Manuel Arroyo, Petitioner *v.* George J. Giurbino, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6106**. Adel Elchahed, Petitioner *v.* City of Las Vegas, Nevada, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6108**. Frances Elaine Newton, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6113**. Benny R. Smith, Petitioner *v.* United States District Court for the District of Kansas. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-6114**. Leroy Jerome Smyre, Petitioner *v.* Stan Young, Warden. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **04-6117**. Lotus, Petitioner *v.* Colorado. Petition for writ of certiorari to the District Court of Colorado, Teller County, denied.

No. **04-6118**. Brent E. Koster, Petitioner *v.* Nick Ludwick, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6127**. Peter Graziano, Petitioner *v.* Raymond Cunningham, Superintendent, Woodbourne Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-6129**. John Marion Grant, Petitioner *v.* Oklahoma. Petition for writ of certiorari to the Court of Criminal Appeals of Oklahoma denied.

No. **04-6137**. Keith D. Limehouse, Petitioner *v.* Steak & Ale Restaurant Corporation, et al. Petition for writ of certiorari to the Supreme Court of Delaware denied.

No. **04-6140**. Marcus L. Harrison, Petitioner *v.* Joseph McGrath, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6146**. Humberto Perez, Petitioner *v.* Anthony A. Lamarque, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6149**. Everett Alexander Burnett, Petitioner *v.* John D. Ashcroft, Attorney General, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6150**. Darryl L. Piper, Petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, Division One, denied.

No. **04-6151**. Richardson Francois, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6153**. Sherman D. Wilson, Petitioner *v.* Adrian Taylor. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6157**. Ray Pratt, Petitioner *v.* John Belom, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6161**. Joseph Alfred Cano, Petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, Division Two, denied.

No. **04-6162**. Bernabe Candelaria, Petitioner *v.* Utah. Petition for writ of certiorari to the Court of Appeals of Utah denied.

No. **04-6163**. Curtis Brandon, Petitioner *v.* David J. Good, Acting Superintendent, State Correctional Institution at Pittsburgh, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6172**. Walter Walker, Petitioner *v.* Tom E. Vaughn, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6175**. Benny R. Smith, Petitioner *v.* Louis Bruce, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-6177**. Jerome Mack, Petitioner *v.* New York. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, First Judicial Department, denied.

No. **04-6184**. David Griffin, et ux., Petitioners *v.* Texas Department of Protective and Regulatory Services. Petition for writ of certiorari to the Court of Appeals of Texas, Fifth District, denied.

No. **04-6211**. Elvert S. Briscoe, Jr., Petitioner *v.* Ohio. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **04-6216**. Shawn Boulier, Petitioner *v.* Connecticut. Petition for writ of certiorari to the Appellate Court of Connecticut denied.

No. **04-6226**. Robert Mayers, Petitioner *v.* Sedgwick Claims Management Services, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6237**. Robert Ellis, Petitioner *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Second District, denied.

No. **04-6246**. Jeff Strong, Petitioner *v.* Michael P. McCuskey, Judge, United States District Court for the Central District of Illinois. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-6248**. Larry Nailor, 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. **04-6261**. Ronnie L. Hightower, Petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **04-6272**. Allen Pace, III, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6274**. Anthony Williams, Petitioner *v.* Rosie Garcia, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6281**. Richmond Laney, Petitioner *v.* Maryland. Petition for writ of certiorari to the Court of Appeals of Maryland denied.

No. **04-6287**. Michael Lamont Mack, Petitioner *v.* North Carolina. Petition for writ of certiorari to the Court of Appeals of North Carolina denied.

No. **04-6292**. Sidney J. Arnold, Jr., Petitioner *v.* Town of Slaughter, Louisiana, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6306**. Joseph Chayoon, Petitioner *v.* Kenneth M. Reels, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-6313**. Harvey Wendt, Petitioner *v.* John D. Rainey, Judge, United States District Court for the Southern District of Texas, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6358**. David L. Henton, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-6362**. Fernando Tavera-Perez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6363**. Sergey Yekimoff, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-6371**. Harold J. Farris, Petitioner *v.* William K. Suter, Clerk, Supreme Court 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. **04-6379**. Luis Lauro Limas-Hidrogo, Petitioner *v.* United States; Juan Carlos Mendez-Lemos, Petitioner *v.* United States; Julio Gallegos-Flores, Petitioner *v.* United States; Jose Luis Hernandez-Estala, Petitioner *v.* United States; Narciso Mejia-Cardenas, Petitioner *v.* United States; Roel Saldana-Silva, Petitioner *v.* United States; Jose Luis Rodriguez-Flores, Petitioner *v.* United States; Hector Noe Martinez-Rios, Petitioner *v.* United States; Pedro Ochoa-Cornejo, Petitioner *v.* United States; Bernardino Blas-Lopez, Petitioner *v.* United States; Miguel Angel Benavides-Davila, Petitioner *v.* United States; Fernando Hernandez-Puga, Petitioner *v.* United States; Filomeno Solis-Luna, Petitioner *v.* United States; Herminio Briseno-Lemos, Petitioner *v.* United States; Antonio Rios-Martinez, Petitioner *v.* United States; Rosendo Sanchez-Rodriguez, Petitioner *v.* United States; Juan Antonio Sanchez-Loredo, Petitioner *v.* United States; Alejandro Recio-Rosas, Petitioner *v.* United States; and Andres Maximiliano Flores-Julian, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6382**. Keenan K. Cofield, Petitioner *v.* Maryland. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. **04-6384**. Primitivo Martinez-Huitron, Petitioner *v.* United States; Rolando Martinez-Sanchez, Petitioner *v.* United States; Jose Angel Mireles-Torres, Petitioner *v.* United States; Ramon Orduna-Ochoa, Petitioner *v.* United States; Dora Virginia Osorio De Keith, Petitioner *v.* United States; Israel Ramos-Pena, Petitioner *v.* United States; Luis Alberto Rojas-Mondragon, Petitioner *v.* United States; Ruben Valdez-Ortiz, Petitioner *v.* United States; and Paulo Zapata-

Ibarra, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6385**. Edgar Fabricio Melgar-Arrazola, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6387**. Douglas Gensel, Petitioner *v.* Jeffrey A. Beard, Secretary, Pennsylvania Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6392**. Rodney James Marina, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6396**. Martiniano Guzman-Ramirez, Petitioner *v.* United States; Sergio Navarro-Perez, Petitioner *v.* United States; Victor Manuel Baires-Abarca, Petitioner *v.* United States; Jose Hernandez-Juarez, aka Oscar Hernandez-Juarez, Petitioner *v.* United States; and Rene Mendez-Madrid, aka Nacisco Mendez-Madrid, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6397**. Raymundo Gonzales-Velasquez, Petitioner *v.* United States; Manuel Damian-Garcia, Petitioner *v.* United States; Oscar Oliva-Banegas, Petitioner *v.* United States; Jaime Gonzalez-Jimenez, Petitioner *v.* United States; Santiago Aguilera-Guerrero, aka Ernesto Rangel, Petitioner *v.* United States; Jose Armando Banegas-Sanchez, Petitioner *v.* United States; and Aaron Rangel-Rendon, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6398**. Nicolas Galindo, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-6401**. Anthony Sabetta, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-6402**. Bobby Joe Reed, Jr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6405**. Jeff Strong, Petitioner *v.* Harold Albert Baker, Judge, United States District Court for the Northern District of Illinois. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-6410**. Edward Lee Brooks, Petitioner *v.* Raymond Smith, Superintendent, Caswell Correctional Center. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6411**. Michael Thomas, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6412**. Michael J. Bloomquist, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6415**. Joseph Haywood Brown, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-6417**. Luis Gutierrez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-6418**. Durriel E. Gillaum, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-6420**. Katrina Gaines, Petitioner *v.* United States. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **04-6422**. Alonzo Jones, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-6424**. Enrique Garcia-Martinez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6425**. David L. Farmer, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6427**. Juan Francisco Chavira-Cruz, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6429**. George Campbell, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-6433**. Calvin Long, Petitioner *v.* Connecticut. Petition for writ of certiorari to the Supreme Court of Connecticut denied.

No. **04-6435**. Mervin Glen Anderson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6437**. Elmo Augustus Reid, Jr., Petitioner *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **04-6440**. Kenneth W. Reed, Petitioner *v.* United States Court of Appeals for the Ninth Circuit. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6443**. Fitzroy Gunter, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6445**. Ricky R. Daniel, Petitioner *v.* United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6447**. Jose Angel Cortez-Vasquez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6448**. John Demjanjuk, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6452**. Mills S. Anthes, Petitioner *v.* United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6457**. Adrian Villalba-Lopez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6458**. Bobby Lee Wright, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-6459**. Murray Allan Woodworth, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-6460**. Curtis Lee Watson, Petitioner *v.* United States. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **04-6463**. James Thomas Nolan, aka Big Jim, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6464**. Hulon Ponder, III, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6466**. Toby Bolzer, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-6467**. Timothy J. Crippen, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **04-6473**. Martin Ramos-Flores, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6474**. Christopher Rasheed Smith, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6475**. Eliseo Saucedo-Vasquez, aka Cuauthemoc Saucedo-Vasquez, aka Vincent Bello, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6476**. Jessie Lozano Rivas, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6479**. Jerry Lane Ward, Sr., aka Mulo, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6481**. Gonzalo Arano-Lara, Petitioner *v.* United States; Hector Chavez-Muniz, Petitioner *v.* United States; Jesus Escalante-Alonzo, Petitioner *v.* United States; Hector Manuel Garcia-Rios, Petitioner *v.* United States; Wilson Gonzalez-Avila, Petitioner *v.* United States; Lazaro Huerta-Pimental, aka Steve Huerta, Petitioner *v.* United States; Francisco Miranda-Barrera, Petitioner *v.* United States; Juan Manuel Montelongo-Chavez, Petitioner *v.* United States; Rodolfo Ruiz-Ruiz, aka Alfonso Baelos-Garcia, aka Alfonso Banuelos-Garcia, Petitioner *v.* United States; and Luis Tiscareno-Ruelas, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6483**. Conrado Pulido, aka Junior, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6485**. Robert Gerald Skinner, aka Eddie Willis, aka Lavar Skinner, aka Robert Sharp, aka Rocko, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6488**. Andres Olivas-Quiroz, aka Andres Quiroz-Olivas, Petitioner *v.* United States; and Jorge Petroni-Adame, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6492**. Jose Maria Buitron-Garcia, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6494**. Luis Mendoza-Morales, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6495**. Servando Medrano-Jasso, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6496**. Luis Aguilar-Alarcon, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6497**. Otali Rodriguez-Horta, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6501**. Octavio Lozoya, Jr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6504**. Abdul-Aziz Rashid Muhammad, Petitioner *v.* John Lamanna, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6508**. Leonardo Vasquez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6509**. Reginald Boxley, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6510**. Toy Burtron Madden, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6511**. Glenn E. Jamerson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6512**. Jose Camarillo-Velasquez, aka Jose Galvez, aka Jesus Sierra, aka Jose Candelario Galves, aka Jose Gamez, aka Jose Galves, aka Jose Camarillo, aka Jesse Guerra, Petitioner *v.* United States; Hugo Cardona-Mendez, Petitioner *v.* United States; Luis Alfonso Delgado-Balderas, Petitioner *v.* United States; Arnulfo Escobedo-Soltero, Petitioner *v.* United States; Jesus Felipe Lucero-Estrada, Petitioner *v.* United States; Luz Del Carmen Medina-Martinez, Petitioner *v.* United States; Neftali Adalid Montoya-Nava, Petitioner *v.* United States; Arturo Munoz-Morquecho, aka Arturo Munoz, aka Arturo Morquecho, aka Alberto Contreras, aka Alberto Estrada Contreras, aka Arturo Morquecho Munoz, aka Arturo Morquecho, aka Arturo Munos, aka Alberto Estrada, Petitioner *v.* United States; Francisco Nava-Virrueta, aka Francisco Nava, Petitioner *v.* United States; Esteban Rodriguez-Pena, Petitioner *v.* United States; Fausto Salazar-Armendariz, Petitioner *v.* United States; Marco Antonio Varela-Rodriguez, Petitioner *v.* United States; and Ismael Velasquez-Rodriguez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6513**. Terry Davis, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-6514**. Ruben Lee Russell El-Amin, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6515**. Noel Castro, Petitioner *v.* Donald Romine, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6516**. Michael James, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-6517**. Charles M. Murphy, 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. **04-6518**. Syed Ahmed, aka Farooq Shah, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-6519**. Willie Frank King, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6525**. Jose De Jesus Olivar-Verdin, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6531**. Enrique Nava, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6533**. Bruno H. Ochoa, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-6535**. Ali Reza Dadi, aka Raymond Dadi, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6537**. Waynely Brown, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6538**. Myron Wayne Cayton, Jr., aka Ron, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6541**. Celecia Dibble, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6542**. Jeremiah Culotta, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6546**. Charles West, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6547**. Craig Martin Wolff, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6549**. Carlos Rivera, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6551**. Melvin Todd Spears, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6555**. Kelvin Andre Spotts, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6560**. Byron Mitchell, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6563**. Dwayne Kellum, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6575**. James Gomes, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-6576**. David K. Haynes, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-6580**. Jose Luis Gonzalez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6581**. Julio Cesar Herrera-Matos, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6582**. Jesus Jose Ginez-Perez, Petitioner *v.* United States; Francisco Dominguez, Petitioner *v.* United States; Gerardo Moreno-Perez, Petitioner *v.* United States; Jose Villalba-Flores, Petitioner *v.* United States; Alejandro Ayala-Castanon, Petitioner *v.* United States; Manuel Gutierrez-Salazar, Petitioner *v.* United States; Miguel Angel Ruiz-Simental, Petitioner *v.* United States; Domingo Garcia, Petitioner *v.* United States; Maria Isabel Perea-De Jara, Petitioner *v.* United States; Juan Carlos Candanoza-Ruiz, Petitioner *v.* United States; Rafael Hernandez-Acosta, aka Hugo Rafael Jimenez-Acosta, Petitioner *v.* United States; Myra Gonzalez, Petitioner *v.* United States; Samuel Acosta-Hernandez, Petitioner *v.* United States; Ricardo Chavez-Guido, Petitioner *v.* United States; Jaime Valle-Rivera, Petitioner *v.* United States; Jose Maria Flores-Cortez, Petitioner *v.* United States; Ruben Sanchez-Garcia, Petitioner *v.* United States; Jose Angel Cantu-Quintero, Petitioner *v.* United States; Rafael Antonio Martinez-Pena, Petitioner *v.* United States; Claudio Aguilar Arreola, Petitioner *v.* United States; Jose Armando Gomez-Hernandez, Petitioner *v.* United States; Jesus Sotelo-Moreno, aka Jesus Miguel Sotelo, aka Miguel Angel Gonzalez-Murrieta, Petitioner *v.* United States; Narcisco

Romero-Martinez, Petitioner *v.* United States; Felipe Alvarado-Ramirez, Petitioner *v.* United States; Margarito Chavez-Trejo, Petitioner *v.* United States; and Leoncio Villa-Hernandez, aka Jorge Villareal-Cordova, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6584**. Cedric Stokes, aka Abdus Salaam Muhammed, Petitioner *v.* United States Parole Commission. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **04-6586**. Byron Leonel Portillo, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6602**. Samuel J. Marranca, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6603**. Marinella Amaya, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6607**. Pauline May Swartz, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6608**. Garrie Lavert Samuels, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6610**. Tommy Robinson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-6619**. Jose Luis Chavez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6620**. John Doe, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-6622**. Conchita A. Carrizales, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6623**. Randolph Escandon-Figueroa, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6624**. Kendrick L. Bugg, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6631**. Juan Lopez-Cardenas, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6632**. Kevin County, aka KC, aka Cat, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6636**. Maria Rosario Martinez-Legarda, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-6645**. Kermit C. Brown, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6646**. Ricky Lee Mason, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-87**. Koyo Seiko Co., Ltd. and Koyo Corporation of U. S. A., Petitioners *v.* United States. Motion of Government of Japan for leave to file a brief as *amicus curiae* granted. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-101**. Jeffrey A. Beard, Secretary, Pennsylvania Department of Corrections, et al., Petitioners *v.* Arnold Holloway. 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. **04-237**. Melba Irvin, Individually and on Behalf of Her Minor Child, Adam Irvin, et al., Petitioners *v.* Hydrochem Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Justice Breyer took no part in the consideration or decision of this petition.

No. **04-5574**. James Jordan, Petitioner *v.* Ohio. Petition for writ of certiorari to the Supreme Court of Ohio dismissed as moot.

No. **04-6449**. David L. Meador, Petitioner *v.* United States, et al. Petition for writ of certiorari before judgment to the United States Court of Appeals for the Sixth Circuit denied.

HABEAS CORPUS DENIED

No. **04-6568**. In Re James Bernard Campbell, Petitioner;
 No. **04-6591**. In Re Trenton Lynn Hawkins, Petitioner;
 No. **04-6599**. In Re Alvaro Pretel Gomez, Petitioner;
 No. **04-6640**. In Re Kevin Shorter, Petitioner;
 No. **04-6674**. In Re Jose Duran Espinoza, Petitioner;
 No. **04-6721**. In Re Howard G. Green, Petitioner; and
 No. **04-6745**. In Re Barry Weinstein, Petitioner. Petitions for writs of habeas corpus denied.

No. **04-6639**. In Re Jackie Ray Roller, Petitioner. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of habeas corpus dismissed. See Rule 39.8.

MANDAMUS DENIED

No. **04-6027**. In Re Darryl William Young, Petitioner;
 No. **04-6073**. In Re James Willie Norman, Petitioner; and
 No. **04-6152**. In Re Cortez Darnell Walters, Petitioner. Petitions for writs of mandamus denied.

REHEARINGS DENIED

No. **03-1402**. Catherine Satre-Buisson, Petitioner *v.* John D. Ashcroft, Attorney General. Petition for rehearing denied.

No. **03-22**. Yvonne G. Trout, et al., Petitioners *v.* Hansford T. Johnson, Acting Secretary of the Navy, et al. Motion for leave to file a petition for rehearing denied.

RECESS ORDER

The Court will take a recess from Monday, November 15, 2004, until Monday, November 29, 2004.

ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Steven E. Abelman	Denver, CO	Mark Wilson Williams
Michael A. Albert	Boston, MA	James J. Foster
Rebecca C. Alexander	Denver, CO	Marc D. Flink
Kevin Frank Amatuzio	Denver, CO	C. Michael Montgomery

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Jeanine M. Anderson	Denver, CO	Andrew W. Loewi
Roger S. Antao	Fort Lee, NJ	Philip Weinberg
Scott N. Auby	Washington, DC	Ralph C. Ferrara
Jonathan Cunningham	Baton Rouge, LA	Milton Carver
Augustine		Davis
Michael J. Axelrad	Denver, CO	Ronald I. Zall
Lawrence Bass	Denver, CO	Mary Hurley
		Stuart
James Gilbert Benjamin	Denver, CO	James W. Bain
Pierre Henri Bergeron	Cincinnati, OH	James P. Murphy
Aaron F. Biber	Minneapolis, MN	Seymour J.
		Mansfield
Mary Price Birk	Denver, CO	Steven Woodrow
		Moore
James David Bolen, Jr.	Ashland, KY	Robert Lawrence
		Massie
Darcie R. Brault	Detroit, MI	Miranda Kimball
		Scott Massie
Hugh Eldridge Brereton	Modesto, CA	Katherine Ralph
		Boyd
Karen L. Brody	Denver, CO	Karen Marie
		Beretsky
Daniel Thomas Brown	Washington, DC	Richard E.
		Schwartz
Dennis D. Brown	Tulsa, OK	Burck Bailey
Bernard A. Burk	San Francisco, CA	Jerome B. Falk, Jr.
Hathorne A. Burnham	Golden, CO	Ronald W. Servis
Karen A. Burns	Denver, CO	Jeffrey Alan
		Goldstein
Kathleen M. Byrne	Denver, CO	L. Richard Musat
Ivan Moore Call	Denver, CO	Seymour Joseph
John Alan Call	Denver, CO	Donald Monte
		Pascoe
David A. Carson	Denver, CO	Robert H. Foster
Gregory Albert Castro	Oklahoma City, OK	Burck Bailey
Catherine Baker Chatman	Sacramento, CA	Stanley Arthur
		Cross
Michael John Chrusch	Miami, FL	Bruce S. Rogow
Enna Chuang	Fort Lee, NJ	Philip Weinberg

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Paul E. Collins	Denver, CO	Michael Lloyd Hutchinson
Jonathan A. Cross	Denver, CO	Brian Gilmour McConaty
Basil Carl Culyba	Washington, DC	Robert Lamar Green, Jr.
Marcia Jean Cunningham	Alexandria, VA	Thomas J. Charron
Donald Cybulski	Cleveland, OH	James Michael Dubelko
Grant Mathew Dawson	New York, NY	Christopher James Sterritt
Steven Anton Delchin	Cleveland, OH	Philip J. Calabrese
Peter H. Doherty	Denver, CO	Michael J. Mirabella
Thomas John Dougherty, II	Denver, CO	Scott M. Browning
Angela Ellen Dralle	Des Moines, IA	Dennis Wayne Johnson
John Steven Dwyre	San Antonio, TX	David F. Bragg
Leslie Ann Eaton	Denver, CO	Kevin Michael Shea
Jerel L. Ellington	Denver, CO	Boyd Nagel Boland
Charles Dale Esquibel	Pueblo, CO	William F. Mattoon
Michelle Buescher Ferguson	Denver, CO	Daniel Marvin Buescher
David W. Field	Roseland, NJ	Peter Laurence Skolnik
Elizabeth K. Flaagan	Denver, CO	Richard Lance Gabriel
David A. Fogel	Denver, CO	Ronald I. Zall
Jordan M. Fox	Denver, CO	Mark Wilson Williams
Maria Teresa Fox	Denver, CO	Alan Jay Gilbert
Simon James Frankel	San Fransisco, CA	Jerome B. Falk, Jr.
Eric C. Frimodt	Bellevue, WA	Michael P. Ruark
Peter A. Gergely	Denver, CO	Gregg I. Anderson
Gregory Michael Gilman	Los Angeles, CA	Kenneth Winston Starr

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
James Kasen Goldfarb	New York, NY	Steven G. Brody
Arthur V. Graseck, Jr.	Islip Terrace, NY	Gary W. Gramer
Donald Charles Greenman	Baltimore, MD	M. Hamilton Whitman, Jr.
Kenneth Charles Groves	Denver, CO	Donald Monte Pascoe
Thomas E. Hames	Denver, CO	Eugene S. Hames
Joel Robert Hayes, Jr.	Denver, CO	Peter S. Komlos-Hrobsky
Christian Heath Hendrickson	Denver, CO	Mark Wilson Williams
Lynn Parker Hendrix	Denver, CO	Boyd Nagel Boland
Brian K. Holland	Denver, CO	Michael L. Bender
Jimmie Joe Honaker	Logan, UT	George G. Greenlee
David B. Honig	Indianapolis, IN	Louis Richard Gohman
Charles Houdyschell, Jr.	Ona, WV	Jendonae Lycan Houdyschell
Mark Howard Jamieson	Orlando, FL	Thomas P. Moran
Douglas Wayne Jessop	Denver, CO	Allan Lemont Hale
Caroline Alice Judge	Washington, DC	Michael R. Smith
Elmira Ka Lai Tsang	Honolulu, HI	Kelvin H. Kaneshiro
Michelle Anne Beane Kane	Orlando, FL	Norman Linder Hull
Roland Scott Keske	Chicago, IL	Stephen P. Eisenberg
Matthew R. Kipp	Chicago, IL	Timothy Alan Nelsen
Joshua Becker Kirkpatrick	Denver, CO	Darren E. Nadel
Richard Kent Kornfeld	Denver, CO	Blain David Myhre
Sherri Heckel Kuhlmann	Denver, CO	Richard Lance Gabriel
David Alfred Laird	Denver, CO	Mark Wilson Williams

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Jeffrey S. Landers	Albuquerque, NM	M. David Chacon, II
James Edward Lappan	Jackson, MS	George Colvin Cochran
Richard W. Laugesen	Denver, CO	James S. Helfrich
Ralph Engle Layman, III	Denver, CO	Andrew J. Felser
Joseph Peter Lee	Los Angeles, CA	Marc Joseph Nolan
Daniel J. Levin	Denver, CO	Ronald I. Zall
Michael Edward Lindsay	Denver, CO	Roger Paul Thomasch
Scott D. Marcus	Los Angeles, CA	Mark Edmonde Haddad
Jackson Wilder Maynard, Jr.	Tallahassee, FL	Darren A. Schwartz
Daniel R. McCune	Denver, CO	Dean Andrew McConnell
Donna L. McDevitt	Chicago, IL	Timothy Alan Nelsen
Reta Allen McKannan	Huntsville, AL	Herman Watson, Jr.
James T. Mellon	Troy, MI	Andrew R. Basile
Amy L. Miletich	Denver, CO	Michael T. McConnell
Jeffrey Andrew James Millar	St. Louis, MO	Thomas Gordon Maag
Ethan A. Miller	San Fransisco, CA	Mark Coleman Dosker
Larry S. Millstein	Washington, DC	Charles Frederick Schill
Jannine R. Mohr	Denver, CO	Dennis A. Graham
Natalie S. Monroe	Boston, MA	Annette C. Benedetto
Cecil E. Morris, Jr.	Denver, CO	Alan C. Friedberg
Jeffrey S. Myers	Olympia, WA	Barnett N. Kalikow
Laura Jean Nelson	Denver, CO	Donald Monte Pascoe
Mari Newman	Denver, CO	Darold W. Killmer

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Christine H. Nooning	Pittsburgh, PA	Kirk James Henderson
Tom Roddy Normandin	Santa Ana, CA	Rosalee Pothier
Matthew J. O'Connor	Kansas City, MO	Christopher J. Angles
A.V. Anna Hall Owen	Denver, CO	Jeffrey R. Wheeler
Jeffrey S. Pagliuca	Denver, CO	Michael L. Bender
Marie-Louise Samuels Parmer	Tampa, FL	Peter James Cannon
Thurman Brown Patterson, Jr.	Hot Springs, AK	Michael Kenneth Wilson
Neeti Pawar	Denver, CO	Peggy E. Montano
Sonja Lynn Petersen	Arlington, VA	Max Huffman
Thomas J. Prenovost, Jr.	Santa Ana, CA	Rosalee Pothier
Brian M. Privor	Washington, DC	Peter Buscemi
Matthew B. Probus	Houston, TX	John Wesley Wauson
Kenneth W. Ravenell	Baltimore, MD	William H. Murphy, Jr.
Randall Evan Ravitz	Brookline, MA	Cathryn A. Neaves
Susanne G. Reardon	Boston, MA	Cathryn A. Neaves
Ellis L. Reemer	New York, NY	Diana L. Erbsen
James Gordon Rice	Portland, OR	Lisa A. Maxfield
Kathie Troudt Riley	Loveland, CO	Randolph W. Starr
Matthew John Rita	Denver, CO	Richard Lance Gabriel
Kelly K. Robinson	Denver, CO	Mark Wilson Williams
Thomas M. Rogers, III	Denver, CO	James M. Lyons
James K. Rubin	Miami, FL	William Matthew Pearson
Donald L. Samuels	Denver, CO	K. Preston Oade, Jr.
Eric Walter Schuler	Albuquerque, NM	M. David Chacon, II
William L. Siebers	Quincy, IL	James L. Palmer
Michelle Lynne Sieveking	St. Louis, MO	Steven G. Brody

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
William Bienville Skipper	Jackson, MS	Forrest W. Stringfellow
Gregory John Skoch	Kansas City, MO	John M. Collins
Douglas G. Smith	Chicago, IL	Thomas Otman Kuhns
Kathleen Mary Smith	Norman, OK	Michael D. Morehead
N. Kent Smith	Indianapolis, IN	Louis Richard Gohman
S. Bradford Smock	Frankfort, KY	Mark A. Posnansky
Daniel Ira Smulow	Boston, MA	Cathryn A. Neaves
Eric V. Snyder	Denver, CO	James W. Bain
Mark Stallworth	Tampa, FL	Bennie Lazzara, Jr.
Elizabeth A. Starrs	Denver, CO	Richard B. Caschette
Kirstin L. Stoll-DeBell	Denver, CO	Gregg I. Anderson
Frank William Suyat	Denver, CO	C. Garold Sims
Lenore Suzyn	Boulder, CO	Andrew J. Felser
William Edward Tanis	Denver, CO	Donald Monte Pascoe
Dana A. Temple	Denver, CO	Robert Phillips Johns
Martha M. Tierney	Denver, CO	David R. Fine
Karen Gail Treece	Denver, CO	Arthur Harding Bosworth, II
Patrick F. Trujillo	Albuquerque, NM	M. David Chacon, II
Douglas B. Tumminello	Denver, CO	Michael D. Plachy
Traci L. Van Pelt	Denver, CO	Michael T. McConnell
John M. Vaught	Denver, CO	Michael Lawrence O'Donnell
Jesus Manuel Vazquez, Jr.	Denver, CO	Brian John Spano
Anthony Viorst	Denver, CO	John Louis Oberdorfer

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Jill S. Vorobiev	Chicago, IL	Steven T. Catlett
John Rupert Wahl	Denver, CO	Gregg I. Anderson
Jay P. Walters	Oklahoma City, OK	Burck Bailey
Erin A. Webber	Denver, CO	Lawrence Wade Marquess
Leo Michael Weiss	Denver, CO	Maria J. Flora
Jeremy Paul Welch	Houston, TX	Jeffrey W. Tayon
Mark L. Whitaker	Washington, DC	Juliana Mikolinacz Cofrancesco
Brian Whitney	Denver, CO	Kenneth L. Salazar
Clayton M. Whittaker	Chattanooga, TN	William Milligan Foster
John Robert Whittles	West Palm Beach, FL	Gerald Frederick Richman
Gregory L. Williams	Denver, CO	R. Gregory Stutz
Richard Allen Williams	Sheffield, IL	James L. Flanary
Anita C. Willis	Oceanside, CA	Pamela J. Walls
William E. Winingham, Jr.	Indianapolis, IN	Henry J. Price
Scott T. Winstead	New Orleans, LA	Mary Beck Widmann
William Jerrard Wise	Winnetka, IL	William F. Marutzky
Christopher A. Wray	Washington, DC	Thomas Cecil Wray, Jr.
Andrew F. Young	Floral Park, NY	Myron Greenspan
Mary Beth Brookshire Young	Lancaster, OH	Jonathan K. Stock
B. Ray Zoll	Salt Lake City, UT	D. Gilbert Athay

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Heather Wells	Santa Fe, NM	Richard Conrad Dieter
C. David McDonald	Virginia Beach, VA	Greg D. McCormack
William Carl Hankla	Washington, DC	John Murray Mason

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Christina E. Hassan	Alexandria, VA	John Murray Mason
Daniel Richard Collopy	Kennesaw, GA	John Murray Mason
Jacqueline G. Arends	Alexandria, VA	John Murray Mason
Nicholas J. Kaiser	New York, NY	John Murray Mason
Robert John Westerman	Bethlehem, PA	John Murray Mason
Louise Marie DiMatteo	Arlington, VA	John Murray Mason
James Edward Fagan, III	Arlington, VA	John Murray Mason
Jeffrey Lynn Rhodes	Fairfax, VA	John Murray Mason
Carla Janet Urquhart	Washington, DC	John Murray Mason

ORAL ARGUMENTS

No. **03-892**. Commissioner of Internal Revenue, Petitioner *v.* John W. Banks, II.; and

No. **03-907**. Commissioner of Internal Revenue, Petitioner *v.* Sigitas J. Banaitis. Argued by Mr. David B. Salmons, *pro hac vice*, by special leave of the Court, for the petitioner, by Mr. Philip N. Jones for the respondent in No. 03-907, and by Mr. James R. Carty, *pro hac vice*, by special leave of the Court, for the respondent in No. 03-892.

No. **03-814**. Willard Stewart, Petitioner *v.* Dutra Construction Company. Argued by Mr. David B. Kaplan for the petitioner, by Ms. Lisa S. Blatt for the United States as *amicus curiae*, by special leave of the Court, supporting the petitioner, and by Mr. Frederick E. Connolly, Jr., for the respondent.

Adjourned until Tuesday, November 02, 2004, at 10 o'clock.

SUPREME COURT OF THE UNITED STATES

Present: Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer. Justice Stevens said:

“The Chief Justice is unable to be present today, but will participate in the consideration and decision of the cases, on the basis of the briefs and the transcripts of the oral arguments.”

ADMISSIONS TO THE BAR ON ORAL MOTIONS

Applicant	City and State	Movant
Albert Theodore Gombis	Countryside, IL	Peter Canning Zolper
Anand Subram Raman	Washington, DC	Robert Stephen Bennett
Douglas Bartram Rathbun	Washington, DC	C. Alexander Hewes, Jr.
Rebecca Suzanne Seidel	Washington, DC	Rene Irene Augustine
Douglas L. Day	Marina del Rey, CA	Grace S. Day
Allison R. Day	Miami, FL	Grace S. Day
Thomas Octavius Gaillard, III	Mobile, AL	Christopher Paul Nease
Jeffrey W. Puryear	Jonesboro, AR	Christopher Paul Nease
Michael T. McCormack	Hartford, CT	Christopher Paul Nease
Gretchen N. Miller	Chicago, IL	Christopher Paul Nease
Mindy Brickman Patron	New Orleans, LA	Christopher Paul Nease
Rana M. Siam	Austin, TX	Christopher Paul Nease

ORAL ARGUMENTS

No. **03–931**. Florida, Petitioner *v.* Joe Elton Nixon. Argued by Mr. George S. Lemieux for the petitioner, by Mr. Irving L. Gornstein for the United States as *amicus curiae*, by special leave of the Court, supporting the petitioner, and by Mr. Edward H. Tillinghast, III, for the respondent.

No. **03-636**. Garrison S. Johnson, Petitioner *v.* California, et al. Argued by Mr. Bert H. Deixler for the petitioner, by Mr. Paul D. Clement for the United States as *amicus curiae*, by special leave of the Court, supporting the petitioner, and by Ms. Frances T. Grunder for the respondents.

Adjourned until Wednesday, November 3, 2004, at 10 o'clock.

 SUPREME COURT OF THE UNITED STATES

Present: Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer. Justice Stevens said;

“The Chief Justice is unable to be present today, but will participate in the consideration and decision of the cases, on the basis of the briefs and the transcripts of the oral arguments.”

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Barbara C. Spiegel	San Francisco, CA	Thomas Stuart Patterson
Danielle Melisa Weiss	Boston, MA	Thomas J. Charron

ORAL ARGUMENTS

No. **03-750**. Gary Sherwood Small, Petitioner *v.* United States. Argued by Mr. Paul D. Boas for the petitioner and by Ms. Patricia A. Millett for the respondent.

No. **03-1160**. Azel P. Smith, et al., Petitioners *v.* City of Jackson, Mississippi, et al. Argued by Mr. Thomas C. Goldstein for the petitioners and by Mr. Glen D. Nager for the respondents.

Adjourned until Monday, November 8, 2004, at 10 o'clock.

SUPREME COURT OF THE UNITED STATES

Present: Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

Justice Stevens said:

"The Chief Justice is unable to be present this morning, but will participate in the consideration and decision of the cases on the basis of the briefs and the transcripts of the oral arguments.

"Today's orders of the Court have been duly entered and certified, and filed with the Clerk, and they will not be otherwise announced."

CERTIORARI—SUMMARY DISPOSITION

No. **04–46**. Kendra Lynn Watt, Petitioner *v.* Washington. On petition for writ of certiorari to the Court of Appeals of Washington, Division 3. Judgment vacated, and case remanded to the Court of Appeals of Washington, Division 3, for further consideration in light of *Crawford v. Washington*, 541 U. S. — (2004).

ORDERS IN PENDING CASES

No. **04M16**. David L. Carter, Petitioner *v.* United States. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **03–287**. Reginald A. Wilkinson, Director, Ohio Department of Rehabilitation and Correction, et al., Petitioners *v.* William Dwight Dotson, et al. Motion of respondents for divided argument granted.

No. **03–1164**. Ann M. Veneman, Secretary of Agriculture, et al., Petitioners *v.* Livestock Marketing Association, et al.; and

No. **03–1165**. Nebraska Cattlemen, Inc., et al., Petitioners *v.* Livestock Marketing Association, et al. Motion of the Acting Solicitor General for divided argument granted.

No. **03–1454**. John D. Ashcroft, Attorney General, et al., Petitioners *v.* Angel McClary Raich, et al. Motion of Drug Watch International for leave to file a brief as *amicus curiae* denied.

No. **03–9560**. Marlon Latodd Howell, aka Marlon Cox, Petitioner *v.* Mississippi. Motion to appoint William Odum Richardson as counsel for petitioner granted. William Odum Richardson, Esquire, of Fayetteville, North Carolina, is appointed to serve as counsel for the petitioner in

this case. Motion to appoint Andre de Gruy as counsel for petitioner denied.

No. **04-5173**. Lawrence W. Wright, Petitioner *v.* United States. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* denied.

CERTIORARI DENIED

No. **03-1655**. Joe Lewis, as Parent and Guardian of Brandon D. Lewis, Judy Lewis, as Parent and Guardian of Brandon D. Lewis, and Brandon D. Lewis, an Individual Florida Resident, Petitioners *v.* United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10620**. Keith Dwayne Nelson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **03-10964**. Douglas Keith Frye, Petitioner *v.* Maryland. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. **04-157**. Pamela Kay Reeves, Petitioner *v.* Tom A. Furnes. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-174**. Maynard R. Joyce, et al., Petitioners *v.* East Tennessee Natural Gas Company; and

No. **04-221**. Ronnie Lynn Goforth, Susan D. Goforth, and Weaver Enterprises, Inc., Petitioners *v.* East Tennessee Natural Gas Company. Petitions for writs of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-175**. Jalil Abdul Muntaqim, aka Anthony Bottom, Petitioner *v.* Philip Coombe, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-183**. Frank Iacaboni, aka Mr. Leo, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-312**. American Chiropractic Association, Incorporated, et al., Petitioners *v.* Trigon Healthcare, Incorporated, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-313**. Portland Public Schools, Multnomah School District No. 1, et al., Petitioners *v.* Pamella E. Settlegoode. Petition for writ of

certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-315**. Wilfert Brothers Realty Company, et al., Petitioners *v.* Massachusetts Commission Against Discrimination, et al. Petition for writ of certiorari to the Supreme Judicial Court of Massachusetts denied.

No. **04-316**. UMS Generali Marine S.p.A., fka Unione Mediterranea di Sicurta, Petitioner *v.* Steven Henry Adams, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-325**. Mark A. Brackman, Petitioner *v.* Indiana, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-342**. Byron Kinder, Petitioner *v.* Missouri. Petition for writ of certiorari to the Court of Appeals of Missouri, Western District, denied.

No. **04-343**. Roselia Rios-De Aguayo, Petitioner *v.* John D. Ashcroft, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-360**. Roberto Dario Hernandez-Galicia, et al., Petitioners *v.* John D. Ashcroft, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-415**. James Lawrence Latimer, Petitioner *v.* Sherry Burt, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-455**. Timothy Daryl Morse, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5440**. Rodger E. Beaudoin, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-5584**. Harold Newton, Petitioner *v.* Mike Kemna, Superintendent, Crossroads Correctional Center. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-5681**. Bill J. Benefiel, Petitioner *v.* Cecil K. Davis, Superintendent, Indiana State Prison. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-5686**. David Phillips, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6110**. Alfredo Moreno, Petitioner *v.* Jeanne S. Woodford, Director, California Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6166**. Grover Reed, Petitioner *v.* Florida, et al. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **04-6168**. Michael Rodriguez, Petitioner *v.* Marietta Gailor, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-6169**. Maximiliano Rios, Petitioner *v.* Jeanne S. Woodford, Director, California Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6174**. Neil Woodman, Petitioner *v.* Mike Knowles, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6178**. Kedron Johnson, Petitioner *v.* Larry B. Norris, Director, Arkansas Department of Correction. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-6182**. Jerry Charles, Petitioner *v.* Matthew J. Frank, Secretary, Wisconsin Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-6183**. Queen A. Tiye Searles, Petitioner *v.* Board of Education of the City of Chicago, Illinois, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-6191**. Arthur Rojas, Petitioner *v.* Rosie Garcia, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6194**. Wesley Max Myers, Petitioner *v.* South Carolina. Petition for writ of certiorari to the Supreme Court of South Carolina denied.

No. **04-6212**. Ronald Edward Barber, Petitioner *v.* Ohio. Petition for writ of certiorari to the Court of Appeals of Ohio, Fairfield County, denied.

No. **04-6236**. Timothy L. Purtle, Petitioner *v.* Mike Knowles, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6239**. Shurman L. Doran-Bey, Petitioner *v.* Louis E. Bruce, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-6240**. Eugene Crane, Petitioner *v.* James Albertelli. Petition for writ of certiorari to the Court of Appeals of Georgia denied.

No. **04-6259**. Chante Hodge, et vir, Petitioners *v.* United States Post Office, Lexington Park, Maryland, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **04-6277**. John Williams, Petitioner *v.* Peter Harvey, Attorney General of New Jersey. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6288**. Mark Jendrzewski, Petitioner *v.* Fabian LaVigne, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6289**. Artush Kasemyan, Petitioner *v.* John D. Ashcroft, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6301**. June A. Nickerson, Petitioner *v.* John E. Potter, Postmaster General. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6305**. Mark P. Donaldson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6309**. Steven L. Eads, Petitioner *v.* Indiana. Petition for writ of certiorari to the Court of Appeals of Indiana, First District, denied.

No. **04-6321**. Sonya A. Anderson, Petitioner *v.* Turner Entertainment Networks, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6334**. Yakov G. Drabovskiy, Petitioner *v.* Kentucky Board of Medical Licensure. Petition for writ of certiorari to the Court of Appeals of Kentucky denied.

No. **04-6360**. Tuafono August Tiatia, Petitioner *v.* Derral G. Adams, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6374**. Dennis McBride, Petitioner *v.* Jill L. Brown, Acting Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6383**. Kristin Rae Manypenny, Petitioner *v.* Minnesota. Petition for writ of certiorari to the Supreme Court of Minnesota denied.

No. **04-6399**. Ricky Donnell Nelson, Petitioner *v.* Larry K. Hamilton, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6414**. Todd Elliott Koger, Petitioner *v.* Kaplan, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6468**. Jeffrey Drevdahl, Petitioner *v.* James Hall, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6469**. Marty Calderon, Petitioner *v.* Connecticut. Petition for writ of certiorari to the Appellate Court of Connecticut denied.

No. **04-6522**. Sonji Daniels, Petitioner *v.* Kansas. Petition for writ of certiorari to the Supreme Court of Kansas denied.

No. **04-6523**. Gregory Ronald Milton, Petitioner *v.* Craig Farwell, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6626**. Karina Robredo, Petitioner *v.* Palisades Medical Center, New York Presbyterian Healthcare System. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6637**. Arthur L. Armstrong, Petitioner *v.* Jack Morgan, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6649**. Enrique Pedraza, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-6650**. Torrey D. Jones, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-6653**. Ancy Couch, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-6657**. Joe Lewis Andrews, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6660**. Antonio Wright, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6664**. Alejandro Correa, aka Alex Correa, aka Alex Alvarez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6665**. Personna Evans, Petitioner *v.* United States Attorney, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6672**. Ron Keith Morrison, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6680**. Robin Leonard Norie, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6686**. Jose Luis Garcia, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6691**. George R. Haff, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6694**. DeLinda ViAnne Rogers, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-6699**. Jorge Anibal Galvez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6704**. Robert A. Gaughan, Petitioner *v.* Federal Bureau of Prisons, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-6705**. Jessie Ailsworth, Jr., aka J. C., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-6706**. Rocklyn D. Hodge, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6707**. Yuk Rung Tsang, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6709**. Ralph Leon Terry, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6712**. Ralph Taylor, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-6716**. Carlos Enriquez Hernandez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6718**. Jimmy Gonzales, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6724**. Juan M. Perez, Petitioner *v.* Suzanne Hastings, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-6728**. Richard Timrod Dorman, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6729**. Eulogio Dominguez-Gonzales, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6746**. Scott Ronald Braslau, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-1597**. Gary Locke, Governor of Washington, et al., Petitioners *v.* Muhammad Shabazz Farrakhan, et al. Motion of Thomas Johnson, 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. **04-242**. Esther P. Emmerman, et vir, Petitioners *v.* City of Highland Park, Illinois, et al. Motion of National Association of Home Builders for leave to file a brief as *amicus curiae* granted. Petition for writ of certiorari to the Appellate Court of Illinois, Second District, denied.

No. **04-330**. Thomas Larimer, Petitioner *v.* International Business Machines Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied. Justice Breyer took no part in the consideration or decision of this petition.

HABEAS CORPUS DENIED

No. **04-6787**. In Re Michael Ray Steele, Petitioner; and
No. **04-6806**. In Re Thomas Woodberry, Petitioner. Petitions for writs of habeas corpus denied.

MANDAMUS DENIED

No. **04-5996**. In Re Miguel A. Casiano, Jr., Petitioner;
No. **04-6423**. In Re James Willie Norman, Petitioner; and
No. **04-6658**. In Re Otis Walker, Petitioner. Petitions for writs of mandamus denied.
No. **04-311**. In Re Research Air, Inc., Charles R. Arment, and Michael H. Ditton, Petitioners; and
No. **04-6170**. In Re Robert Scruggs, Petitioner. Petitions for writs of mandamus and/or prohibition denied.

REHEARINGS DENIED

No. **03-10106**. Gabriel G. Atamian, Petitioner *v.* Mark D. Hawk, et al.;
No. **03-10373**. In Re Aaron Frank Cole, Petitioner;
No. **03-10678**. Jesus Beaton-Paez, Petitioner *v.* United States;
No. **03-10683**. In Soo Chun, Petitioner *v.* George W. Bush, President of the United States, et al.;
No. **03-11006**. Dan Romaine Kirkham, aka Rex Ro, Petitioner *v.* United States; and
No. **04-5159**. Emile M. Saint Patrick Higgins, Petitioner *v.* Bureau of Customs, et al. Petitions for rehearing denied.

ATTORNEY DISCIPLINE

No. **D-2377**. In the Matter of Disbarment of Michael C. Vinyard. Disbarment order entered.

No. **D-2385**. In the Matter of Discipline of Reynold N. Mason. Reynold N. Mason, of Brooklyn, New York, is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-2386**. In the Matter of Discipline of Edward Michael McGowan. Edward Michael McGowan, of Maspeth, New York, is suspended from the practice of law in this Court, and a rule will issue, returnable

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

ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Lawrence E. Abernathy, III	Laurel, MS	Jess Hays Dickinson
Jason Barkley Acton	Washington, DC	David Adam Reiser
Jessica M. Amgwerd	Sacramento, CA	Paul V. Bishop
Ahilan T. Arulanantham	Los Angeles, CA	Clare Pastore
George J. Barron	Oakland, CA	Joseph A. Woods, Jr.
Mark Jeremy Bennett	Honolulu, HI	Samuel P. King
Steven Andrew Block	Chicago, IL	James I. Rubin
Karen Irene Boyd	Redwood, CA	David James Miclean
Rhonda D. Bruner	Cullman, AL	William Calvin Porter
Steven Thomas Buck	Richmond, VA	Jerry W. Kilgore
David John Butler	Columbus, OH	Elizabeth Jean Watters
Patrick Joseph Cain	Los Angeles, CA	Peter Wethrell James
Craig Miller Call	Plain City, UT	H. Craig Hall
Tito D. Chavez	Albuquerque, NM	William D. Slease
Jay W. Eisenhofer	Wilmington, DE	Abbott A. Leban
Markham C. Erickson	Washington, DC	Jonathan Band
Mary Elizabeth Byrd Ferrara	Nashville, TN	William Bellew Byrd
Andrew L. Fono	Houston, TX	John Rolfe Eldridge, III
Gregory James Freeman	Bath, OH	Pierre A. Lorsy
Jack Gerber	Elizabeth, NJ	James K. Smith, Jr.
Lisa C. Glover	Apex, NC	Edmund Burke Haywood
Andrea Lyn Hansen	Lansing, MI	Eric J. Eggan
Pamela Marie Mori Holcombe	Fort Lauderdale, FL	Bruce S. Rogow

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Mark L. Jackson	South San Francisco, CA	Meredith Martin Addy
Bruce E. Jameson	Wilmington, DE	James L. Holzman
Geoffrey Coyle Jarvis	Wilmington, DE	Abbott A. Leban
John V. Kannengieser	Garden City, NY	James D. Hockett
Eric Robert Larson	San Diego, CA	Anthony J. Dain
Jennifer Catherine Lewis	Cleveland, OH	John Q. Lewis
Gary H. Loeb	South San Francisco, CA	Meredith Martin Addy
Christopher K. MacLean	Camden, ME	Donald William Macomber
Aaron Bradford Mason	Atlanta, GA	Thurbert E. Baker
Thomas B. Mason	Washington, DC	Michael R. Smith
Mary Elizabeth McAlister	Orlando, FL	Mathew D. Staver
Michael S. McCarthy	Denver, CO	Elizabeth Ann MacDonald
Christopher Michael Miller	Washington, DC	Sue Luettjohann Seitz
David M. Nocenti	New York, NY	Caitlin Joan Halligan
Marco John Palumbo	Oklahoma City, OK	Carolyn L. Merritt
Jane Gowen Penny	Harrisburg, PA	Smith Barton Gephart
R. Stuart Phillips	Clarksdale, MS	William Harold Bigham
Francisco Ramos, Jr.	Miami, FL	Kelly Anne Luther
Stephen F. Rosenthal	Miami, FL	Laurence Henry Tribe
Jeffrey B. Rubin	Boston, MA	Terry Alan Berger
Annette Michelle Sandberg	Alexandria, VA	Paul Maitland Geier
Kurt N. Schwartz	Boston, MA	Cathryn A. Neaves
Brian Joseph Stack	Miami, FL	Gregory N. Anderson
Erik William Stanley	Orlando, FL	Mathew D. Staver
Beau A. Stewart	Gulfport, MS	William Earnest Whitfield, III

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
L. Jayne Stowers	Winston-Salem, NC	Mark Anderson Finkelstein
Christopher M. Sylvia	Alexandria, LA	Michael John O'Shee
Kenneth Ralph Thomas	Washington, DC	Pamela Baldwin
Marie Elizabeth Williams	Denver, CO	Elizabeth Ann MacDonald
Jay M. Wright	Conroe, TX	Jerald Donald Crow

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Carl John Dascoli, Jr.	Charleston, WV	Cynthia June Rapp
Suzanne Marie Jorgensen	Brick, NJ	Kristy A. Niehaus Bulleit
Joseph Michelini	Toms River, NJ	Kristy A. Niehaus Bulleit
Jill Lynn Thiemann	River, NJ	Kristy A. Niehaus Bulleit
Mark Bradley Aldrich	Santa Monica, CA	Linda Elizabeth Spiegel
Neville Asherson	Beverly Hills, CA	Linda Elizabeth Spiegel
Anna Darbinian	Beverly Hills, CA	Linda Elizabeth Spiegel
Stephen G. Frye	Los Angeles, CA	Linda Elizabeth Spiegel
Laurence R. Goldman	Calabasas, CA	Linda Elizabeth Spiegel
Larry Larson	Los Angeles, CA	Linda Elizabeth Spiegel
Rebecca Yuan Lawlor	Los Angeles, CA	Linda Elizabeth Spiegel
Terry Levich Ross	Los Angeles, CA	Linda Elizabeth Spiegel
Blake Alexandra Rummel	Los Angeles, CA	Linda Elizabeth Spiegel
Fred Silberberg	Los Angeles, CA	Linda Elizabeth Spiegel

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Jeffrey Alan Unger	Beverly Hills, CA	Linda Elizabeth Spiegel
Michelle L. Vizurraga	Los Angeles, CA	Linda Elizabeth Spiegel
T. Larry Watts	Los Angeles, CA	Linda Elizabeth Spiegel
Jess Whitehill, Jr.	Los Angeles, CA	Linda Elizabeth Spiegel

ORAL ARGUMENTS

No. **03-710**. Gerald Devenpeck, et al., Petitioners *v.* Jerome Anthony Alford. Argued by Ms. Maureen A. Hart for the petitioners, by Mr. James B. Comey for the United States as *amicus curiae*, by special leave of the Court, supporting the petitioners, and by Mr. R. Stuart Phillips for the respondent.

No. **03-9168**. Reginald Shepard, Petitioner *v.* United States. Argued by Ms. Linda J. Thompson, appointed by this Court, for the petitioner and by Mr. John P. Elwood for the respondent.

Adjourned until Tuesday, November 9, 2004, at 10 o'clock.

 SUPREME COURT OF THE UNITED STATES

Present: Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

Justice Stevens said:

“The Chief Justice is unable to be present this morning, but will participate in the consideration and decision of the cases on the basis of the briefs and the transcripts of the oral arguments.”

OPINIONS

No. **02–1028**. Norfolk Southern Railway Company, Petitioner *v.* James N. Kirby, Pty Ltd., dba Kirby Engineering, and Allianz Australia Insurance Limited. On writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Judgment reversed, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further proceedings consistent with the opinion of this Court. Opinion by Justice O'Connor.

No. **03–583**. Josue Leocal, Petitioner *v.* John D. Ashcroft, Attorney General, et al. On writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Judgment reversed, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further proceedings consistent with the opinion of this Court. Opinion by The Chief Justice announced by Justice Stevens.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Melanie Baca Osborne	Anchorage, AK	Lloyd Benton Miller
Nieva Maria Santana Brock	Washington, DC	Norman Frederick Kiger
Howard William Foster	Chicago, IL	Dennis Michael Hart
Christopher M. Newman	Los Angeles, CA	Laura W. Brill
Susan Sell Polachek	Barrington, IL	John S. Yodice
Robert Steven Polachek	Barrington, IL	John S. Yodice
Mimi Phukan Braniff	Washington, DC	Kenneth Winston Starr

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Jeffery Percell Boykin	Santa Monica, CA	Kenneth Winston Starr
Brent Caslin	Los Angeles, CA	Kenneth Winston Starr
Mark T. Cramer	Los Angeles, CA	Kenneth Winston Starr
Patricia Heidi J. Kettler	Ridgecrest, CA	Kenneth Winston Starr
Karen L. O'Donnell	Newport Beach, CA	Kenneth Winston Starr
Perry Lee Glantz	Santa Monica, CA	Kenneth Winston Starr
Derek E. Brown	Washington, DC	Kenneth Winston Starr
Adam Michael Porter	Beverly Hills, CA	Kenneth Winston Starr
Jennifer C. Popick	Las Vegas, NV	Kenneth Winston Starr
Anita Claire Snyder	Alexandria, VA	Kenneth Winston Starr
David P. Fornshell	Lebanon, OH	Kenneth Winston Starr
LeAllen Frost	Dallas, TX	Kenneth Winston Starr

ORAL ARGUMENTS

No. **02-1472**. Cherokee Nation of Oklahoma and Shoshone-Paiute Tribes of the Duck Valley Reservation, Petitioners *v.* Tommy G. Thompson, Secretary of Health and Human Services, et al.; and

No. **03-853**. Tommy G. Thompson, Secretary of Health and Human Services, Petitioner *v.* Cherokee Nation of Oklahoma. Argued by Mr. Lloyd B. Miller for the petitioners in No. 02-1472 and for the respondent in No. 03-853, and by Mr. Sri Srinivasan for the petitioner in No. 03-853 and for the respondent in No. 02-1472.

No. **03-725**. David B. Pasquantino, Carl J. Pasquantino, and Arthur Hiltz, Petitioners *v.* United States. Argued by Ms. Laura W. Brill for the petitioners and by Mr. Michael R. Dreeben for the respondent.

Adjourned until Wednesday, November 10, 2004, at 10 o'clock.

 SUPREME COURT OF THE UNITED STATES

Present: Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

Justice Stevens said:

“The Chief Justice is unable to be present this morning, but will participate in the consideration and decision of the cases on the basis of the briefs and the transcripts of the oral arguments.”

ADMISSIONS TO THE BAR ON ORAL MOTIONS

Applicant	City and State	Movant
Charles Philip Poirier	Irvine, CA	Judge Richard Linn
Mary A. Fleming	Chicago, IL	Gary Scott Feinerman
Joseph P. Hettel	Ottawa, IL	Gary Scott Feinerman
Brian J. Towne	Ottawa, IL	Gary Scott Feinerman
Roger Anthony Fairfax, Jr.	Washington, DC	William T. Coleman, Jr.
David Stewart Christy, Jr.	Washington, DC	Michael Paul Daniels

ORAL ARGUMENTS

No. **03–923**. Illinois, Petitioner *v.* Roy I. Caballes. Argued by Ms. Lisa Madigan for the petitioner, by Mr. Christopher A. Wray for the United States as *amicus curiae*, by special leave of the Court, supporting the petitioner, and by Mr. Ralph E. Meczyk for the respondent.

No. **03–1039**. Jill L. Brown, Warden, Petitioner *v.* William Charles Payton. Argued by Ms. Andrea N. Cortina for the petitioner and by Mr. Dean R. Gits, for the respondent.

Adjourned until Monday, November 15, 2004, at 10 o'clock.

SUPREME COURT OF THE UNITED STATES

Present: Justice O'Connor, Justice Kennedy, Justice Souter, Justice Ginsburg, and Justice Breyer.

Justice O'Connor said:

"Today's orders of the Court have been duly entered and certified, and filed with the Clerk, and they will not be otherwise announced."

OPINION PER CURIAM

No. **04-5323**. LaRoyce Lathair Smith, Petitioner *v.* Texas. On petition for writ of certiorari to the Court of Criminal Appeals of Texas. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment reversed, and case remanded to the Court of Criminal Appeals of Texas for further proceedings not inconsistent with the opinion of this Court. Opinion *per curiam*. Dissenting opinion by Justice Scalia, with whom Justice Thomas joins.

CERTIORARI—SUMMARY DISPOSITIONS

No. **02-813**. Green Fire & Marine Insurance Co., Ltd., fka Kukje Hwajae Insurance Co., Ltd., Petitioner *v.* M/V Hyundai Liberty, in rem. On petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *Norfolk Southern R. Co. v. James N. Kirby, Pty Ltd.*, 543 U. S. — (2004).

No. **04-5876**. Jalil Abdul-Kabir, fka Ted Calvin Cole, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *Tennard v. Dretke*, 542 U. S. — (2004).

ORDERS IN PENDING CASES

No. **04A259**. Michael B. Graves, Applicant *v.* John Ashcroft, Attorney General, et al. Application for stay addressed to The Chief Justice and referred to the Court denied.

No. **04M17**. Lillie M. Jackson, Petitioner *v.* Ametek, Inc./Haveg Division. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **04M18**. James V. Crosby, Jr., Secretary, Florida Department of Corrections, Petitioner *v.* Joseph H. Davis, Jr. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **04M19**. Douglas Ray Stankewitz, Petitioner *v.* Jill L. Brown, Acting Warden. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **04M20**. Quincy Henderson, Petitioner *v.* Tennessee. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **04M21**. Heidi K. Erickson, Petitioner *v.* Watertown Health Department, et al. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **03-1294**. Haywood Eudon Hall, aka Don Hall, Petitioner *v.* United States. Motion of petitioner for appointment of counsel granted. Sharon Samek, Esq., of Tampa, Florida, is appointed to serve as counsel for the petitioner in this case.

No. **03-8661**. Melvin T. Smith, Petitioner *v.* Massachusetts. Motion of the Acting Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. **04-5154**. Robert S. Ortloff, Petitioner *v.* United States. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* denied.

No. **04-6297**. Dusan M. Jevtic, Petitioner *v.* Liberty Mutual Insurance Co., et al. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner allowed until December 6, 2004, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

No. **04-6314**. In Re Mukhtar Taha, Petitioner. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner allowed until December 6, 2004, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

CERTIORARI DENIED

No. **03-1581**. Knight-Ridder, Inc., Petitioner *v.* Capital Factors, Inc., et al.; and

No. **03-1583**. Handleman Company, Petitioner *v.* Capital Factors, Inc., et al. Petitions for writs of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **03-8968**. Adalberto Venegas-Ornelas, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **03-9345**. Duane Owen, Petitioner *v.* Florida. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **04-107**. Cibao Meat Products, Petitioner *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-113**. Teyent Loulou, Petitioner *v.* John D. Ashcroft, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-184**. C. M. C., Petitioner *v.* G. A. L., et ux. Petition for writ of certiorari to the Supreme Court of Colorado denied.

No. **04-323**. Linda Giddings, Petitioner *v.* Northern Telecom, Inc., et al. Petition for writ of certiorari to the Court of Appeals of Colorado denied.

No. **04-327**. SSA Gulf, Inc., fka SSA Gulf Terminals, Inc., Petitioner *v.* United States District Court for the Eastern District of Louisiana. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-328**. Stephen Turner, et al., Petitioners *v.* David J. Cook, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-329**. James Tally, et al., Petitioners *v.* W.A. Drew Edmondson, Attorney General of Oklahoma, et al. Petition for writ of certiorari to the Supreme Court of Oklahoma denied.

No. **04-345**. Bradley J. Donahue, Petitioner *v.* City of Boston, Massachusetts, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-347**. Herero People's Reparation Corporation, et al., Petitioners *v.* Deutsche Bank, A.G., et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **04-349**. Herbert S. Gass, Jr., et al., Petitioners *v.* Allegheny County, Pennsylvania, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-351**. Tanya L. Lacy and Richard Brooks, Petitioners *v.* CSX Transportation, Inc. Petition for writ of certiorari to the Circuit Court of West Virginia, Kanawha County, denied.

No. **04-355**. Emerson M. F. Jou, Petitioner *v.* First Insurance Company of Hawaii, Ltd. Petition for writ of certiorari to the Supreme Court of Hawaii denied.

No. **04-361**. Alice Clissuras and Patricia Clissuras, Petitioners *v.* City University of New York, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-382**. Edward Michael Shaieb, Petitioner *v.* Michigan. Petition for writ of certiorari to the Court of Appeals of Michigan denied.

No. **04-388**. Philip Washburn, Petitioner *v.* Department of Justice, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-395**. Chippewa Trading Company, Petitioner *v.* Michael Cox, Attorney General of Michigan, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-399**. Ittella Foods, Inc., Petitioner *v.* Zurich Insurance Company, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-404**. Danfina Herman and Calin Paniti, Petitioners *v.* John D. Ashcroft, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-412**. Gretchen D. Cuyler, Special Administrator of the Estate of Christian Cuyler, Deceased, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-418**. Gary S., et ux., Individually and on Behalf of Their Son, Andrew S., Petitioners *v.* Manchester School District. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-419**. Joseph W. Southern, Petitioner *v.* Colin L. Powell, Secretary of State. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **04-443**. Stacy Allen Draper, Petitioner *v.* Clinton D. Reynolds. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-458**. Connie Marshall, Petitioner *v.* Jerry Bowles, Judge. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-497**. Anthony DeJohn, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-512**. Conrad Albert Krouse, III, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-513**. Keith Wai Keung Ng, aka Keith Eng, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-533**. Joeffre Kolosky, Petitioner *v.* Fairview University Medical Center. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-5593**. Debra Smith, Petitioner *v.* New York. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, First Judicial Department, denied.

No. **04-5689**. Emilio Rios-Cruz, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6195**. Dennis Wayne Bagwell, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6197**. Heliberto Chi, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **04-6203**. Michael A. Brennan, Petitioner *v.* Ashbel T. Wall, II, Director, Rhode Island Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-6204**. Teddy Eugene McKenzie, Petitioner *v.* Kurt Jones, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6207**. Gerald Hinrick Miller, Petitioner *v.* Harry Trawick, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6208**. Daniel Andrew Spottsville, Petitioner *v.* William Terry, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6210**. Henry Lee Sanders, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6213**. Jermaine Royster, Petitioner *v.* Daniel A. Senkowski, Superintendent, Clinton Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-6214**. Homer Ottie Shaw, Petitioner *v.* Randall Workman, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-6215**. Barrington Reid, Petitioner *v.* Richard E. Early, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6222**. Eduardo Bonilla, Petitioner *v.* Pat Hurley, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6227**. Darnell Washington, Petitioner *v.* Fred Brown, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6231**. Bret Michael Barron, Petitioner *v.* Mike Sheedy, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6232**. Richard Creveling, Petitioner *v.* Mohave County, Arizona, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6233**. Donald Keith Newbury, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **04-6241**. Vincent P. Murray, Petitioner *v.* Jeffrey S. Perlow. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-6244**. Ann C. Morrill, Petitioner *v.* Johns Hopkins University. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. **04-6250**. Nygel I. Martin, Petitioner *v.* Randall Workman, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-6251**. Tony G. Larrimore, Petitioner *v.* Jon E. Ozmint, Director, 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. **04-6253**. Wendell W. Phillips, Petitioner *v.* Lansing School District, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6254**. Douglas Elrod, Petitioner *v.* Supreme Court of Michigan, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6255**. Stephen Davis, Petitioner *v.* Andrew Jackson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6262**. Samuel E. Haley, Jr., Petitioner *v.* William Galloway, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-6267**. Jose Emilio Perez Guzman, Petitioner *v.* Pedro Rosello Gonzalez, et al. Petition for writ of certiorari to the Supreme Court of Puerto Rico denied.

No. **04-6268**. Armster Lacking, Petitioner *v.* United States District Court for the Southern District of Mississippi. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6269**. Raymond Arnold Longworth, Petitioner *v.* Gordon A. Lane, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6270**. Justeen Williams, Petitioner *v.* John J. Dahm, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-6271**. Marcus D. Ward, Petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **04-6275**. Monique La-Shon Walker, Petitioner *v.* Family Independence Agency. Petition for writ of certiorari to the Court of Appeals of Michigan denied.

No. **04-6283**. Missouri, ex rel. Christian D. Tompras, et al., Petitioners *v.* Board of Election Commissioners of St. Louis County, et al. Petition for writ of certiorari to the Supreme Court of Missouri denied.

No. **04-6291**. R. M., Petitioner *v.* Riverside County Department of Public Social Services. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, Division Two, denied.

No. **04-6293**. Michael Dunham Murphy, Petitioner *v.* Missouri Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-6294**. Richard Wayne Powell, Petitioner *v.* Thomas B. Scott, Administrator, Southwestern Regional Jail. Petition for writ of certiorari to the Circuit Court of West Virginia, Wetzel County, denied.

No. **04-6296**. James Edward Lewis, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6303**. Johan K. V. Svanholm, Petitioner *v.* Montgomery County, Maryland, et al. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. **04-6304**. Jeffrey Todd DeBlase, Petitioner *v.* Edward J. Klem, Superintendent, State Correctional Institution at Mahanoy, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6308**. Nolan Wayne Scales, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6311**. Marvin J. Dominguez, Petitioner *v.* George J. Giurbino, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6325**. Joel White, Petitioner *v.* Richard Morgan, Superintendent, Washington State Penitentiary. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6332**. Edward Koehl, Petitioner *v.* Daniel Senkowski, Superintendent, Clinton Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-6333**. Andrew W. Martin, Petitioner *v.* Tom L. Carey, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6431**. George Brown, Jr., Petitioner *v.* Missouri Board of Probation and Parole. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-6450**. Terrance D. Joy, Petitioner *v.* James E. Hall, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6498**. Apryl Denise Smith, Petitioner *v.* North Carolina. Petition for writ of certiorari to the Court of Appeals of North Carolina denied.

No. **04-6502**. Stephen R. Johnson, Petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, Division One, denied.

No. **04-6520**. Aaron Jackson, Petitioner *v.* E. K. McDaniel, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6527**. Lanford Roy Russell, Petitioner *v.* John D. Ashcroft, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6558**. Lester Daniel Bryson and John Frank Bowen, Petitioners *v.* Robert P. Johnston, Judge, Superior Court of North Carolina, Mecklenburg County, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6595**. Lance Hullum, Petitioner *v.* Kathleen M. Dennehy, Commissioner, Massachusetts Department of Correction. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-6601**. Eugene A. Mauwee, Petitioner *v.* Don Helling, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6606**. Jamil Abdullah Al-Amin, Petitioner *v.* Georgia. Petition for writ of certiorari to the Supreme Court of Georgia denied.

No. **04-6611**. Jorge Andres Verduzco, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6720**. Linton Maurice Hargrove, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6737**. Tristin Mitchell, aka Tyrone Greene, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-6741**. Andrea Schnupp, aka Andrea Lyle, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6744**. Guadalupe Serrano-Luviano, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6748**. Charles Wooten, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-6751**. Knowlinton Ottoway Burbage, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-6753**. Mark Andrew Diller, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6759**. Charles Stubbs, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6769**. Andrew Burrell, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-6770**. John Petrucelli, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-6772**. Stacey Wynn, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6773**. Allen E. Wade, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6776**. Wayne Mathis, aka Richard Wayne Mathis, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6783**. Keila Medina-Roman, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-6800**. Allen Ray Johnson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6801**. Aloysius Wayne Stanley Hall, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6812**. Robert Lawrence Payne, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6815**. Kevin DeWayne Spencer, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6816**. Steven Chen, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-6818**. Jesse Edwin Richburg, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6833**. Lisa Ann Minutoli, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6835**. Saul Martinez-Mendez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6839**. Alfred Lee Apodaca, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-6843**. Pedro De Jesus-Mateo, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-6846**. Alfredo Flores-Barajas, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6847**. Kenyon Raheen Gadsden, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6850**. Randy James Jangula, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6852**. Hernan Madrid-Cortez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6859**. Ernesto Poux, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6860**. Melvin Powell, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6863**. Richard Daniel Leslie, Petitioner *v.* Carlyle I. Holder, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6872**. Darrell B. Caldwell, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-6877**. Michael Andre LeBlanc, aka Michel LeBlanc, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6893**. Michael David Wolfe, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6898**. Ismael Vasquez-Fonseca, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6899**. Maxwell Rangel Joelson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-1514**. United States, Petitioner *v.* Enrique Vargas-Duran. 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. **04-181**. Irving Pulp & Paper, Limited, dba Irving Paper, Petitioner *v.* Capital Factors, Inc. Motion of Travelers Casualty and Surety Company of America, 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 Seventh Circuit denied.

No. **04-333**. James C. Lowe, Petitioner *v.* Wal-Mart Stores, Inc. Associates Health and Welfare Plan, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

Justice Breyer took no part in the consideration or decision of this petition.

No. **04-354**. Richard D. Kennedy, et ux., Petitioners *v.* Chase Manhattan Bank USA, NA, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Justice Breyer took no part in the consideration or decision of this petition.

No. **04-6242**. Susan V. Klat, Petitioner *v.* California Board of Registered Nursing. Petition for writ of certiorari to the Court of Appeal of California, Third Appellate District, denied. The Chief Justice took no part in the consideration or decision of this petition.

No. **04-6290**. Charles William Levy, Petitioner *v.* Fairfax County, Virginia, et al. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit dismissed. See Rule 39.8.

No. **04-6609**. Gregory Cortez Robinson, Petitioner *v.* George J. Giurbino, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Justice Breyer took no part in the consideration or decision of this petition.

HABEAS CORPUS DENIED

No. **04-6869**. In Re James Smith, Petitioner. Petition for writ of habeas corpus denied.

MANDAMUS DENIED

No. **03-10574**. In Re Michael R. Shemonsky, Petitioner;
 No. **03-10857**. In Re Michael R. Shemonsky, Petitioner;
 No. **04-346**. In Re Lorraine Grace, et al., Petitioners; and
 No. **04-6318**. In Re Bernard Anderson, Petitioner. Petitions for writs of mandamus denied.

REHEARINGS DENIED

No. **03-10245**. Heidi K. Erickson, Petitioner *v.* Watertown Health Department, et al.;
 No. **03-10873**. Gustavo Julian Garcia, Petitioner *v.* Texas;
 No. **04-297**. In Re Eurica Californiaa, Petitioner;
 No. **04-5455**. William G. Moore, Petitioner *v.* United States District Court for the Western District of Washington, et al.; and
 No. **04-5491**. Margie Bloome, Petitioner *v.* Department of the Treasury, et al. Petitions for rehearing denied.

No. **03-10527**. Susan V. Klat, Petitioner *v.* California Board of Registered Nursing. Petition for rehearing denied. The Chief Justice took no part in the consideration or decision of this petition.

No. **03-10721**. Susan V. Klat, Petitioner *v.* Regents of the University of California, San Diego. Petition for rehearing denied. The Chief Justice took no part in the consideration or decision of this petition.

No. **03-6389**. Christopher Wiley, Petitioner *v.* Ken McKee, Warden. Motion for leave to file a petition for rehearing denied.

ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

Applicant	City and State	Movant
Kristin Ellis Berexa	Nashville, TN	Robyn Beale Williams
Samuel M. Brock, III	Charleston, WV	William McCandless Herlihy
William E. Brown	St. Louis, MO	William Rainer Hagan
Julie A. Bryan	Salt Lake City, UT	A.O. Headman, Jr.
James David Bryant	Tulsa, OH	Frederick P. Gilbert
Heidi Rhodes Burakiewicz	Washington, DC	Thomas Aquinas Woodley
Brendan John Cody	St. Paul, MN	Lawrence M. RocheFord
Samuel Conte	New York, NY	Michael J. Muskat
John Thomas Daley	Boston, MA	Mark Edward Hager
Suzanne L. Duclos	Rockville, MD	Rene Sandler
Jacqueline Gigi Emanuel	Fort Lauderdale, FL	Richard Allen Sherman, Sr.
Randall Byron Geuy	Houston, TX	John Michael Elsley
Angele M. Gregory	Nashville, TN	Jennifer L. Smith
Andrew M. Grove	Detroit, MI	William J. Schramm
David Jesse Herman	Washington, DC	Andrew Butz
Bruce Michael Jacobs	Charleston, WV	William McCandless Herlihy

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Robert F. James	Berkley, MI	David Matthew Davis
Janine Elizabeth Joly	Seattle, WA	H. Kevin Wright
Catherine McNichols Kanter	Chicago, IL	Stephen M. Shapiro
Joshua S. Kanter	Chicago, IL	Stephen M. Shapiro
Timothy Kyle King	Hampton, GA	Marion Kelley McEachern
Jason E. Knowles	Gadsden, AL	Christina Dasinger Knowles
Sunil Ravindra Kulkarni	Palo Alto, CA	Gerald P. Dodson
Scott T. Longman	Chicago, IL	Daniel Paul Albers
Daniel Howard Malvin	Temple City, CA	John Charles Nelson
Jeffrey I. Margolis	Sacramento, CA	Tommy Leung
Maura DeLacy McLaughlin	Boston, MA	Robert P. Joy
Daniel Joseph Moore	Pittsford, NY	Edward Hanton Fox
Richard Dillon Mosier	Palo Alto, CA	Cathryn Sadler
Jules B. Olsman	Berkley, MI	David Matthew Davis
Scott Garver Oxley	Dayton, OH	Michael G. Oxley
William Wesley Patmon, III	Columbus, OH	James L. Graham
Arlene R. Perez-Borrero	Fajardo, PR	Luis Berrios-Amadeo
Robert Jerrod Pfister	New York, NY	Judge Janet Bond Arterton
Telisport W. Putsavage	Washington, DC	Robert Mitchell Sielaty
Matthew J. Schmidt	Troy, MI	William J. Schramm
Steven Gerald Sklaver	Denver, CO	David M. Ebel
Mary Cresence Stafford	Washington, DC	Robert Mitchell Sielaty
Taylor Brinkley Stone	Richmond, VA	Murray Joseph Janus

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Michael Bryan Stuart	Charleston, WV	William McCandless Herlihy
Sara L. Trower	Lawrence, KS	Rose Marino
Eric Anthony Welter	Herndon, VA	Allan E. Parker, Jr.
Eric Lee Whitner	Omaha, NE	Brenda Joyce Council
Scot Russel Withers	West Chester, PA	William H. Lamb
Barry Zoller	Los Angeles, CA	Mark Alan Oertel

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Bruce William Padula	Hoboken, NJ	Cynthia June Rapp
Alan S. Zipp	Rockville, MD	David Samuel DeJong
Melissa A. Anderson	Washington, DC	Steven R. Rubenstein
Charles H. Manh	Westminster, CA	John Andrews Hodges
Bruce Robertson Cohen	Estes Park, CO	John Andrews Hodges
Byron K. Hammond	Denver, CO	John Andrews Hodges
Allen P. Mitchem	Denver, CO	John Andrews Hodges
Jack Ray Crumpacker	Washington, DC	John Andrews Hodges
Stacy Louise Cooper	Chicago, IL	John Andrews Hodges
David Leo Stephanides	Lisle, IL	John Andrews Hodges
Mary Browne McCuskey	Madison, IN	John Andrews Hodges
Stephen W. Atha	Topeka, KS	John Andrews Hodges
Robert L. Baer	Topeka, KS	John Andrews Hodges

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Troy A. Berberick	Topeka, KS	John Andrews Hodges
Lara Kathleen Blake Bors	Garden City, KS	John Andrews Hodges
Robert David Campbell	Atchison, KS	John Andrews Hodges
William Monroe Cobb	Wichita, KS	John Andrews Hodges
Stephen William Durrell	Topeka, KS	John Andrews Hodges
Linda Henry Elrod	Topeka, KS	John Andrews Hodges
James David Farris	Atchison, KS	John Andrews Hodges
Michael V. Foust	Goodland, KS	John Andrews Hodges
Danton Charles Hejtmanek	Topeka, KS	John Andrews Hodges
Heather J. Helvie	Larned, KS	John Andrews Hodges
Robert Allen Holubec	Wichita, KS	John Andrews Hodges
Paul Bernard Irvine, II	Manhattan, KS	John Andrews Hodges
Lisa Elaine Janati	Topeka, KS	John Andrews Hodges
David S. Langston	Wichita, KS	John Andrews Hodges
Karen L. Langston	Wichita, KS	John Andrews Hodges
Susan Marie Loy	Wichita, KS	John Andrews Hodges
Mark A. Marion	Wichita, KS	John Andrews Hodges
Joseph Mark Meinhardt	Leawood, KS	James C. Slattery
Clarice Jane Peters	Cuba, KS	John Andrews Hodges
Oscar Peter Peterson, Jr.	Lawrence, KS	John Andrews Hodges

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Michael Wayne Ryan	Clay Center, KS	John Andrews Hodges
Karen Barry West	Wichita, KS	John Andrews Hodges
Warren Brent Wood	Olathe, KS	John Andrews Hodges
Dawn Linda Reid	Silver Spring, MD	John Andrews Hodges
Thomas Jerome Wilder	Silver Spring, MD	John Andrews Hodges
Gary Edwin Bishop	Springfield, MO	John Andrews Hodges
William W. Carter	Hayti, MO	John Andrews Hodges
James Wayne Chipman	Columbia, MO	John Andrews Hodges
Mary Virginia Moore Johnson	Cape Girardeau, MO	John Andrews Hodges
Ray Sandy Sutton	Kansas City, MO	John Andrews Hodges
Edgar Maxwell Miner	Concord, NH	John Andrews Hodges
Lillian G. Apodaca	Albuquerque, NM	John Andrews Hodges
Allison Lucille Herr	Las Vegas, NV	John Andrews Hodges
Kim Leigh Dombrowski	Dallas, TX	John Andrews Hodges
Jill Marie Crumpacker	Alexandria, VA	John Andrews Hodges
Jane Kristen Thornbrugh	Chester, VA	John Andrews Hodges
Jon Edward Thornbrugh	Chesterfield, VA	John Andrews Hodges
Daniel Brooke Bailey	Gillette, WY	John Andrews Hodges
Andrea Lyn Crawford	New York, NY	Russell Shanks
Alfonso DeCicco	New York, NY	Russell Shanks
Aubrey I. Holder	New York, NY	Russell Shanks

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Peter Kamki Lam	New York, NY	Russell Shanks
Saadia Catherina Luzzi	New York, NY	Russell Shanks
Cari Pepkin	New York, NY	Russell Shanks
Deborah S. Skanadore Reisdorph	Utica, NY	John Andrews Hodges
Clarence Smith, Jr.	New York, NY	Russell Shanks
Mimi May May Wong	New York, NY	Russell Shanks

Adjourned until Monday, November 29, 2004, at 10 o'clock.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

ORDER IN PENDING CASE

No. **04A417**. Anthony G. Fuentes, Applicant *v.* Texas. Application for stay of execution of sentence of death presented to Justice Scalia and by him referred to the Court denied.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

ORDER IN PENDING CASE

No. **04-7271 (04A423)**. Troy Kunkle, Petitioner *v.* Texas. Application for stay of execution of sentence of death presented to Justice Scalia and by him referred to the Court granted pending the disposition of the petition for a writ of certiorari. Should the petition for a writ of certiorari be denied, this stay shall terminate automatically. In the event the petition for a writ of certiorari is granted, the stay shall terminate upon the issuance of the mandate of this Court. The Chief Justice, Justice Scalia, Justice Kennedy, and Justice Thomas would deny the application for stay of execution.

SUPREME COURT OF THE UNITED STATES

Present: Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

Justice Stevens said:

“The Chief Justice is unable to be present today, but will participate in the consideration and decision of the cases on the basis of the briefs and the transcripts of the oral arguments. “Today’s orders of the Court have been duly entered and certified, and filed with the Clerk, and they will not be otherwise announced.”

APPEAL—SUMMARY DISPOSITION

No. **04–218**. Eric Rodriguez, et al., Appellants *v.* George E. Pataki, Governor of New York, et al. On appeal from the United States District Court for the Southern District of New York. Judgment affirmed. Justice Stevens would note probable jurisdiction and set the case for oral argument.

ORDERS IN PENDING CASES

No. **04M22**. Richard J. Collins, Petitioner *v.* Ken Salazar, Attorney General of Colorado. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **04M23**. Carmen Christensen, Petitioner *v.* City of Winter Park, Florida. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **04M24**. Corey D. White, Petitioner *v.* Communication Workers of America, AFL–CIO, Local 13000. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **04M25**. LaVertis Stewart, Petitioner *v.* Karen L. Peterson, et al. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **04M26**. Joyce Patterson-Beggs, Petitioner *v.* Allied Broker’s Inc., et al. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **04M27**. Global Naps, Inc., Petitioner *v.* Massachusetts Department of Telecommunications and Energy, et al. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **04M28**. Sammy Belle, Petitioner *v.* Franklin J. Tennis, Superintendent, State Correctional Institution at Rockview. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **03-1440**. Kalama Services, Inc., et al., Petitioners *v.* Director, Office of Workers' Compensation Programs, Department of Labor, et al. Motion of respondent Michael Ilaszczat for attorney's fees denied without prejudice to filing in the United States Court of Appeals for the Ninth Circuit.

No. **03-10958**. Raphael Mendez, Petitioner *v.* United States District Court for the District of the Virgin Islands. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* denied.

No. **03-11045**. Chukwuma E. Azubuko, Petitioner *v.* Berkshire Mutual Insurance Company, et al. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* denied.

No. **04-5104**. George Roger Siegel, Petitioner *v.* Crescent Resources, LLC, et al. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* denied.

No. **04-5726**. Thomas E. Smith, Petitioner *v.* H. Terry Grimes, Judge, Court of Common Pleas, 13th Judicial District of Pennsylvania, et al. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* denied.

No. **04-6249**. Cecil Ray Patterson, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division, et al. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* denied.

No. **04-6421**. Michael James Goins, Petitioner *v.* Local 2047 I L A Executive Board. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner allowed until December 20, 2004, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

No. **04-6913**. Basil N. Stephanatos, Petitioner *v.* Commissioner of Internal Revenue. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner allowed until December 20, 2004, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

CERTIORARI GRANTED

No. **04-5286**. Michael Donald Dodd, Petitioner *v.* United States. Motion of petitioner for leave to proceed *in forma pauperis* granted. Peti-

tion for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit granted.

CERTIORARI DENIED

No. **03-10498**. Dustin John Higgs, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **03-10810**. Craig Paulinus Clay, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10891**. Gordon K. Allen, Jr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **03-11040**. Billy Williams, Petitioner *v.* Gene M. Johnson, Director, Virginia Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-150**. Charleston County, South Carolina, et al., Petitioners *v.* United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-154**. Media General Operations, Incorporated, dba Richmond Times-Dispatch, Petitioner *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-168**. Joseph Lee Grimm, Petitioner *v.* Charles S. Spell, aka Steve Spell, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-186**. Pauline Koziara, et al., Petitioners *v.* Seminole County, Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Fifth District, denied.

No. **04-197**. Brian Kilcullen, Petitioner *v.* Guy A. Lewis, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-232**. David Aaron Tenenbaum, et ux., Petitioners *v.* John Simonini, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-233**. NXIVM Corporation, et al., Petitioners *v.* The Ross Institute, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-245**. Rosalinda Alt, Petitioner *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-246**. Aqualine Associates, Ltd., Petitioner *v.* Genesis Health Ventures, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-249**. Chadwick E. Wells, Petitioner *v.* City of Alexandria, Louisiana, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-283**. Itamar Lubetzky, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-287**. City of Marysville, Washington, Petitioner *v.* Vine Street Commercial Partnership, et al. Petition for writ of certiorari to the Court of Appeals of Washington, Division 1, denied.

No. **04-288**. Olmedo Emilio Romero, Petitioner *v.* John D. Ashcroft, Attorney General, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-295**. Florida, Petitioner *v.* Traci Ann Grosvenor. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **04-364**. Pre-Paid Legal Services, Inc., et al., Petitioners *v.* Laura Bradley, et al.; Pre-Paid Legal Services, Inc., et al., Petitioners *v.* Joan Brownlow, et al.; and Pre-Paid Legal Services, Inc., et al., Petitioners *v.* Clara Mealey, et al. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. **04-374**. Michael L. Barnes, Petitioner *v.* Karen Johnson, Individually and as Dean of Students, St. Mary's University, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-375**. Wayne Earl Dahl, Petitioner *v.* Minnesota. Petition for writ of certiorari to the Court of Appeals of Minnesota denied.

No. **04-376**. Leon Wolford, Petitioner *v.* Massachusetts Mutual Life Insurance Company. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-377**. Linda Diane Brager, Petitioner *v.* Paul Edward Brager. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. **04-378**. Ramon E. O'Neill, Petitioner *v.* Continental Airlines, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-379**. Richard S., Petitioner *v.* Misty L. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, Division One, denied.

No. **04-383**. Alecio Randle, Petitioner *v.* Alabama. Petition for writ of certiorari to the Court of Criminal Appeals of Alabama denied.

No. **04-384**. Ava Maureen Sawyer, Petitioner *v.* Dean S. Worcester, et al. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **04-390**. Anthony Rosso, Petitioner *v.* A.I. Root Company. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-396**. Caremark Rx, Inc., fka MedPartners, Inc., Petitioner *v.* J. Brooke Johnston. Petition for writ of certiorari to the Supreme Court of Alabama denied.

No. **04-401**. Jose Vicente Sanchez, Petitioner *v.* Minson Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-402**. Larry Carl Ives, Petitioner *v.* Bobby Boone, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-406**. Joyce A. Gilchrist, Petitioner *v.* Board of Review of the Oklahoma Employment Security Commission, et al. Petition for writ of certiorari to the Supreme Court of Oklahoma denied.

No. **04-407**. Barker Sanitation, Petitioner *v.* City of Nebraska City, Nebraska, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-408**. Patrick Paralis, Petitioner *v.* Pennsylvania. Petition for writ of certiorari to the Superior Court of Pennsylvania, Harrisburg Office, denied.

No. **04-409**. TriCity Behavioral Health Services, Inc., Petitioner *v.* Arizona Department of Health Services Arizona, et al. Petition for writ of certiorari to the Court of Appeals of Arizona, Division One, denied.

No. **04-410**. Daniel R. Bertrand, Warden, Petitioner *v.* Theodore W. Oswald. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-413**. City of Albuquerque, New Mexico, Petitioner *v.* Rick Homans, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-416**. Terry Baum, Petitioner *v.* Superior Court of California, San Francisco County, et al. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied.

No. **04-420**. Robert P. Largess, Petitioner *v.* Supreme Judicial Court of Massachusetts, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-421**. Club Car (Quebec) Import, Inc. and Martin Murphy, Petitioners *v.* Club Car, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-422**. Geraldine Mills, Petitioner *v.* C.H.I.L.D., Inc., et al. Petition for writ of certiorari to the Supreme Court of Rhode Island denied.

No. **04-424**. David Parks Hoult, Petitioner *v.* Jennifer Hoult. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-425**. Robert H. Hoffmann, et al., Petitioners *v.* United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-426**. Garter Belt, Inc., dba Legg's Lounge, Petitioner *v.* Charter Township of Van Buren. Petition for writ of certiorari to the Court of Appeals of Michigan denied.

No. **04-427**. Michael Richards, Petitioner *v.* Texas A&M University System, et al. Petition for writ of certiorari to the Court of Appeals of Texas, Tenth District, denied.

No. **04-428**. Jerry Jackson Stamps, et ux., Petitioners *v.* Louisiana Attorney Disciplinary Board. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. **04-431**. Nancy D. Jonas, Petitioner *v.* Town of Yemassee Municipal Court, South Carolina. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-432**. Physicians Multispecialty Group, Petitioner *v.* The Health Care Plan of Horton Homes, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-434**. Larry R. Wetzel, Petitioner *v.* Illinois, et al. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. **04-436**. Geoffrey T. Mott, Petitioner *v.* Grievance Committee for the Tenth Judicial District. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, Second Judicial Department, denied.

No. **04-441**. Hema Menon, Petitioner *v.* Ann Dux. Petition for writ of certiorari to the Appellate Court of Connecticut denied.

No. **04-442**. Maribel Delgado, as Personal Representative of the Estate of Ruben Delgado, Petitioner *v.* Reef Resorts Ltd., dba Ramon's Village Resort. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-445**. Velupillai Anandanadesan, et al., Petitioners *v.* John D. Ashcroft, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-453**. Grosa Dokic, Petitioner *v.* John D. Ashcroft, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-456**. Justin King, Petitioner *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. **04-461**. Anthony T. Bodden, Petitioner *v.* Florida. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **04-470**. Hien Phi Hoang, Petitioner *v.* John D. Ashcroft, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-474**. Allen B. Gottlieb, Petitioner *v.* Securities and Exchange Commission. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-485**. Gerald N. Pellegrini, Petitioner *v.* Analog Devices, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-493**. Randy J. Netzer, Petitioner *v.* Wisconsin. Petition for writ of certiorari to the Court of Appeals of Wisconsin, District IV, denied.

No. **04-507**. Wade D. Chewning, Petitioner *v.* Branch Banking and Trust. Petition for writ of certiorari to the Court of Appeals of South Carolina denied.

No. **04-527**. Therm-All, Inc., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-532**. James L. Martin, Petitioner *v.* Samuel L. Kline, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-539**. American Family Association, Inc., 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. **04-546**. Donald E. Armstrong, Petitioner *v.* Kenneth A. Rushton, Trustee, et al.; Donald E. Armstrong, Petitioner *v.* Kenneth A. Rushton, Trustee, et al.; Donald E. Armstrong, Petitioner *v.* Kenneth A. Rushton, Trustee, et al.; and Donald E. Armstrong, Petitioner *v.* Kenneth A. Rushton, Trustee, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-554**. George Michael Shipsey, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-556**. Alfred Lenoci, Sr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-5226**. Dustin John Higgs, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5302**. Carlos Arturo Snyder, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5386**. Ernest Lee Brazzel, Petitioner *v.* Washington. Petition for writ of certiorari to the Court of Appeals of Washington, Division 2, denied.

No. **04-5441**. Jose Magallanes-Nieto, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5442**. Sidney L. Martin, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-5456**. Ulises Alberto De Anda-Duenez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5502**. Robert Gene Will, II, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **04-5540**. Darryl Bernard Watts, Petitioner *v.* David L. Runnels, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5703**. LaDonna Paris, Petitioner *v.* Southwestern Bell Telephone Company. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-5930**. Julius Omar Robinson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5993**. Michael R. Waggoner, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6039**. Torrey Twaine McNabb, Petitioner *v.* Alabama. Petition for writ of certiorari to the Supreme Court of Alabama denied.

No. **04-6042**. Gary Frank Key, Petitioner *v.* Alabama. Petition for writ of certiorari to the Supreme Court of Alabama denied.

No. **04-6052**. Fernando Ceballos-Martinez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-6336**. Eric Walter Running, Petitioner *v.* Oregon. Petition for writ of certiorari to the Supreme Court of Oregon denied.

No. **04-6337**. Keith Brewington, Petitioner *v.* Thomas Lavan, Superintendent, State Correctional Institution at Dallas, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6338**. Randy Allen McElhaney, Petitioner *v.* Mary Berghuis, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6345**. Arthur D. Jackson, Petitioner *v.* Steven Cambra, Jr., Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6347**. Lutha James Robinson, Petitioner *v.* Alabama. Petition for writ of certiorari to the Court of Criminal Appeals of Alabama denied.

No. **04-6352**. Julian Edward Rochester, Petitioner *v.* South Carolina, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6353**. Patrick Straughter, Petitioner *v.* Burl Cain, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6355**. Jeremiah Leon Simmons, Petitioner *v.* Steven J. Cambra, Jr., Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6357**. Tracy A. Miller, Petitioner *v.* Hugh Smith, Warden. Petition for writ of certiorari to the Superior Court of Georgia, Tattnall County, denied.

No. **04-6365**. James Nathaniel Yant, Petitioner *v.* David Gundy, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6367**. William Constant, Petitioner *v.* New York. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, Second Judicial Department, denied.

No. **04-6369**. Mark Ellis Cofield, Petitioner *v.* M. L. Smith, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6375**. Joseph Mullin, Petitioner *v.* District of Columbia Rental Housing Commission. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **04-6376**. Donnie L. Monk, Petitioner *v.* Blaine Lafler, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6380**. Robert Dewayne Midkiff, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6388**. Ronnie M. Lyles, Petitioner *v.* Seacor Marine, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6389**. Anthony Ray Johnson, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6391**. Louis David Johnson, Jr., Petitioner *v.* Unknown Coolman, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6395**. Lichaa G. Fayed, Petitioner *v.* Pennsylvania. Petition for writ of certiorari to the Superior Court of Pennsylvania, Pittsburgh Office, denied.

No. **04-6400**. Jeffery M. Potts, Petitioner *v.* Ohio. Petition for writ of certiorari to the Court of Appeals of Ohio, Richland County, denied.

No. **04-6404**. David Skundor, Petitioner *v.* Beverly Gandee, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6406**. Henry T. Sanders, Petitioner *v.* Maryland, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6407**. Darryl Bell, Petitioner *v.* Gerald J. Pappert, Attorney General of Pennsylvania, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6409**. Jonon Wilkerson, Petitioner *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **04-6426**. Dontay D. Hayes, Petitioner *v.* Silvia Garcia, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6430**. Lee Anthony Cooper, Petitioner *v.* Oklahoma. Petition for writ of certiorari to the Court of Criminal Appeals of Oklahoma denied.

No. **04-6439**. Brian R. Probst, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6442**. Kevin Kerr, Petitioner *v.* Craig Fuquay Bey. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6451**. Robert Volney Justice, Petitioner *v.* Court of Appeal of California, Fourth Appellate District. Petition for writ of certiorari to the Supreme Court of California denied.

No. **04-6455**. Charles Rogers, Petitioner *v.* Wisconsin. Petition for writ of certiorari to the Court of Appeals of Wisconsin, District I, denied.

No. **04-6465**. Fernando Estevez, Petitioner *v.* California. Petition for writ of certiorari to the Supreme Court of California denied.

No. **04-6472**. James Earl Dews, Petitioner *v.* George M. Galaza, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6486**. Rito Monsivais Salazar, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6487**. John Pearson, Petitioner *v.* Louisiana. Petition for writ of certiorari to the Court of Appeal of Louisiana, Fifth Circuit, denied.

No. **04-6489**. Larry Junior Webster, Petitioner *v.* Jill L. Brown, Acting Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6493**. Bobby Wayne Bullock, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6499**. David G. Anson, Petitioner *v.* Bay Area Air Quality Management District. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6503**. Hernan Orozco, Petitioner *v.* Superior Court of California, Los Angeles County. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **04-6505**. Raymond Johnson, Petitioner *v.* Pennsylvania. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Eastern District, denied.

No. **04-6506**. Robert L. Reynolds, Jr., Petitioner *v.* Harold White, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6507**. Donald Ray Wallace, Jr., Petitioner *v.* Cecil K. Davis, Superintendent, Indiana State Prison. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-6529**. Timothy Suddeth, Petitioner *v.* California. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6532**. Clarence H. Prude, Petitioner *v.* New York. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, Fourth Judicial Department, denied.

No. **04-6534**. Marcos Moreno-Montano, Petitioner *v.* Greg Jacquert, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-6536**. Bobby Ray Clark, Petitioner *v.* Tom Carey, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6539**. Thomas Colt, Petitioner *v.* Gail Lewis, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6543**. Ernest Henry Thompson, Petitioner *v.* Michael Yarborough, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6544**. Harry J. Williby, Petitioner *v.* Regents of the University of California. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied.

No. **04-6545**. Eberardo Valdez, aka Eberardo Lalo Valdez, Petitioner *v.* Erasmo Bravo, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-6548**. David L. Smith, Sr., Petitioner *v.* Theodore A. Winard. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6550**. Curtis Richardson, Petitioner *v.* Willie Eagleton, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6559**. Dana Lydell Johnson, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6567**. Willie Dollison, Petitioner *v.* Gene M. Johnson, Director, Virginia Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6569**. Elvira Mariano, Petitioner *v.* Central Pacific Bank. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6600**. Steven R. Gordon, Petitioner *v.* Patricia A. Gordon. Petition for writ of certiorari to the Superior Court of Pennsylvania, Philadelphia Office, denied.

No. **04-6617**. John Lee Moorer, Petitioner *v.* Janette Price, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6625**. David Skundor, Petitioner *v.* Michael Coleman, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6627**. Beth R., Petitioner *v.* Forrestville Valley Community School District #221. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-6630**. Franklin Roosevelt Culver, Petitioner *v.* Joseph F. Desuta, Superintendent, State Regional Correctional Facility at Mercer, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6647**. Perry Allen Burks, Sr., Petitioner *v.* Gene M. Johnson, Director, Virginia Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6661**. LaJoyce Weatherspoon, Petitioner *v.* Vanderbilt University, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6678**. Mark Anthony Reed-Bey, Petitioner *v.* Michigan. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. **04-6681**. Michael Chambers, Petitioner *v.* Al Estep, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-6700**. Miguel Angel Galvan, Petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **04-6710**. Inyang Peter Oduok, Petitioner *v.* Cobb County Board of Commissioners, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6714**. Griffin L. Perry, Petitioner *v.* Anthony J. Principi, Secretary of Veterans Affairs. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-6719**. Martin E. Grant, Petitioner *v.* Jessie Rivers, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6722**. Shawn Green, Petitioner *v.* Gary Greene, Superintendent, Great Meadow Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-6725**. Joseph V. Puranda, Petitioner *v.* Gene M. Johnson, Director, Virginia Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6730**. John Charles England, Petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Sixth Appellate District, denied.

No. **04-6735**. Stephen Charles Reed, Petitioner *v.* Silvia Garcia, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6739**. David L. Gutierrez, Petitioner *v.* Donald Dorsey, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-6742**. Mary Elizabeth Stroder, Petitioner *v.* Derral G. Adams, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6757**. Rudolph Anthony Roberts, Petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Sixth Appellate District, denied.

No. **04-6781**. Steven Mack, Petitioner *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Second District, denied.

No. **04-6784**. Jeffrey Sevier, Petitioner *v.* Jill L. Brown, Acting Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6788**. Sharon Mavity, Petitioner *v.* Ann M. Veneman, Secretary of Agriculture. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **04-6791**. Cuong Van Nguyen, Petitioner *v.* Mike Knowles, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6803**. Felix Garcia, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6825**. Pamela Smart, Petitioner *v.* Stephen J. Curry, Commissioner, New Hampshire Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-6832**. Randal Prevatt, Petitioner *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Fifth District, denied.

No. **04-6845**. Jeffrey Neal Coleman, Petitioner *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **04-6865**. Jerry Ward, Petitioner *v.* Charles S. Hinsley, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-6883**. Jerry Dewaine Cammuse, Petitioner *v.* Jack Morgan, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6885**. Joseph L. Childress, Petitioner *v.* Gene M. Johnson, Director, Virginia Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6888**. Benjamin Nelson Holmes, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6896**. William Ted Wade, Petitioner *v.* Gene M. Johnson, Director, Virginia Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6911**. Larry Dean Burns, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6912**. Lamar E. Burgest, III, Petitioner *v.* Ron Wiley, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6919**. Haywood Williams, Jr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6924**. Federico Onofre DeJesus, aka Feliz Tapia-Orozco, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6925**. Todd Harold Cooper, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-6932**. Eugenio Perez-Perez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-6933**. Chad Allen Posey, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6937**. Stephen Lee Hamlin, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6938**. Derrick L. Foster, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6941**. David Wayne Baker, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-6944**. Earnest Conrod, Jr., Petitioner *v.* Marvin D. Morrison, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-6947**. Ezequiel Cabrera-Castillo, Petitioner *v.* United States; Marciela Lara-Hurtado, Petitioner *v.* United States; Odilon Molinero-Jimenez, aka Odilon Jimenez-Molinero, Petitioner *v.* United States; Juan Perez-Martinez, Petitioner *v.* United States; Edgar Alberto Garcia Ramirez, aka Carlos Antonio Lopez, Petitioner *v.* United States; Ricardo Rivas-Castillo, Petitioner *v.* United States; Hugo Israel Zacarias-Carbajal, Petitioner *v.* United States; Francisco Chico-Avila, Petitioner *v.* United States; Mario Roberto Farfan-Alvarez, Petitioner *v.* United States; Ramon Garcia-Jaramillo, Petitioner *v.* United States; Angel Gonzalez-Guerra, Petitioner *v.* United States; Jairo Gruve-Martinez, Petitioner *v.* United States; Julio Hernandez-Reyes, Petitioner *v.* United States; Juan Manuel Valencia-Huerta, Petitioner *v.* United States; Isidro Gomez-Salinas, Petitioner *v.* United States; Vicente Hernandez-Herrera, Petitioner *v.* United States; David Olmedo-Pacheco, aka Richard Vela-Pacheco, Petitioner *v.* United States; Hernando Pena-Flores, Petitioner *v.* United States; Jose Isaac Reves-Hernandez, Petitioner *v.* United States; and Rolando Lopez-Hernandez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6953**. Javier Barrera-Cerezo, Petitioner *v.* United States; Alfredo De La Fuente-Garza, Petitioner *v.* United States; Gregorio Godinez-Rodriguez, Petitioner *v.* United States; Rogelio Martinez-Hidalgo, Petitioner *v.* United States; Eleazar Martinez-Nataren, Petitioner *v.* United States; Jose Mario Morales-Rico, Petitioner *v.* United States; Manuel Patino-De La Torre, Petitioner *v.* United States; Fernando Valdez-Gutierrez, Petitioner *v.* United States; Nicolas Alanis-Soto, Petitioner *v.* United States; Victor Hernandez-Calderon, Petitioner *v.* United States; Ramiro Lozoya-Maganes, Petitioner *v.* United States; Jose Inez Maldonado-Olivares, Petitioner *v.* United States; Gerardo Olvera-Vitela, Petitioner *v.* United States; Mauricio Rodriguez-Muniz, Petitioner *v.* United States; and Jose Santos Zuniga-Veras, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6957**. Luis Enrique Insaugarat, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6961**. Emanuel Marseille, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6962**. Roberto Martinez-Martinez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6963**. Leroy J. Kelly, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6967**. Jerome McKoy, 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. **04-6968**. Mark Edward McGrath, Petitioner *v.* Robert A. Hood, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6969**. Robert Moss, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6972**. Franklyn Liranzo, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-6973**. Sean McQuiddy, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6976**. Lorenzo Jefferson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6979**. Keenan L. Jackson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-6981**. Frank J. Ronghi, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Armed Forces denied.

No. **04-6992**. Jeffrey Dan Williams, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-6997**. Billy Joe Chambers, Petitioner *v.* United States 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. **04-7005**. Derrick Shuford, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7006**. Gregory D. Robinson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-7008**. Mark Grams, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-7010**. Curtis L. Feather, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-7011**. Bryan Granbois, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7012**. Wendolen Leonard Howard, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7014**. Juan Enrique Cintron-Caraballo, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-7019**. Jill M. Veilleux, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-7025**. Andre Dupree Cogdell, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7029**. Howard Eugene Leasure, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7037**. Charles Arnold Trobaugh, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-7039**. Carl Buggs, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-7041**. Jerry J. Anderson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7043**. Jose Denis, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7048**. Balraj Singh, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7057**. Gregorio Ortiz-Guerra, aka Juiquin Quiroz, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7059**. Lonm Tomas Moore, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7066**. Deanna Chapin, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7067**. Jasmine Clark, aka Jasmine Hendricks, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-222**. Dassault Aviation, Petitioner *v.* Beverly Anderson. Motion of Organization for International Investment, 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 Eighth Circuit denied.

No. **04-259**. Illinois, Petitioner *v.* William A. Miller. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the Appellate Court of Illinois, Fourth District, denied.

No. **04-476**. University of Rochester, Petitioner *v.* G.D. Searle & Co., Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied. Justice O'Connor took no part in the consideration or decision of this petition.

No. **04-6349**. Jose I. Adames, Petitioner *v.* Miguel Martinez, et al. Petition for writ of certiorari before judgment to the United States Court of Appeals for the Second Circuit denied.

No. **04-6480**. JacQaus L. Martin, Petitioner *v.* Fred Britten, Warden, et al. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit dismissed. See Rule 39.8. As petitioner has repeatedly abused this Court's process, the Clerk is directed not to accept any further petitions in noncriminal matters from petitioner unless the docketing fee required by Rule 38(a) is paid and petition submitted in compliance with Rule 33.1. See *Martin v. District of Columbia Court of Appeals*, 506 U. S. 1 (1992) (*per curiam*). Justice Stevens dissents. See *id.*, at 4, and cases cited therein.

No. **04-6886**. Victor Steele, Petitioner *v.* Federal Bureau of Prisons, et al. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit dismissed. See Rule 39.8.

HABEAS CORPUS DENIED

No. **04-6991**. In Re Thomas Woodberry, Petitioner; and

No. **04-6995**. In Re Douglas W. Childs, Petitioner. Petitions for writs of habeas corpus denied.

MANDAMUS DENIED

No. **03-10769**. In Re Michael R. Shemonsky, Petitioner;

No. **03-11046**. In Re Billy Williams, Petitioner;

No. **04-5947**. In Re Arthur Duane Jackson, Petitioner;

No. **04-6453**. In Re Alton D. Brown, Petitioner; and

No. **04-6927**. In Re Warren D. Johnson, Petitioner. Petitions for writs of mandamus denied.

No. **04-6540**. In Re Paul Charles Currie, Petitioner. Petition for writ of mandamus and/or prohibition denied.

REHEARINGS DENIED

No. **03-1623**. James L. Haugen, Petitioner *v.* Henry County, Georgia, et al.;

No. **03-1645**. In Re Ronald L. Green, Petitioner;

No. **03-1718**. Thomas E. Knuth, Petitioner *v.* Sandra M. Knuth;

No. **03-1721**. Lucretia G. Vintilla, Petitioner *v.* City of Rocky River, Ohio, et al.;

No. **03-9785**. Richard A. Kalinowski, Petitioner *v.* Mike Bond, et al.;

No. **03-10103**. Dwight D. Cormier, Petitioner *v.* Texas;

No. **03-10197**. Luigi Inguaggiato, Petitioner *v.* Joseph Smith, Superintendent, Shawangunk Correctional Facility;

No. **03-10259**. In Re David Paul Russell, Petitioner;

No. **03-10308**. Ed Davis, Petitioner *v.* Julius C. Wilson, Warden, et al.;

No. **03-10316**. Larry Darnell Jones, Petitioner *v.* Michigan Department of Corrections;

No. **03-10391**. Curtis Lee Henderson, Sr., Petitioner *v.* Joseph McGrath, Warden;

No. **03-10394**. Gerry C. DuBose, Petitioner *v.* Gerald Ladwig, et al.;

No. **03-10441**. George Steven Rivera, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al.;

No. **03-10503**. Shozdijiji Shisinday, Petitioner *v.* Texas Department of Criminal Justice, et al.;

No. **03-10547**. Debra Davenport, Petitioner *v.* Reno Air, Inc., et al.;

No. **03-10557**. Vincent P. Murray, Petitioner *v.* Patrick C. Lynch, Attorney General of Rhode Island, et al.;

No. **03-10621**. William Henry Smith, Petitioner *v.* Betty Mitchell, Warden;

No. **03-10630**. Harold Staffney, Petitioner *v.* Mary Berghuis, Warden;

No. **03-10645**. Kent Jermaine Jackson, Petitioner *v.* Virginia;

No. **03-10650**. Donald Beardslee, Petitioner *v.* Jill L. Brown, Acting Warden;

No. **03-10679**. Kevin P. Miller, Petitioner *v.* Supreme Court of Missouri;

No. **03-10718**. Charles Kenneth Ross, Petitioner *v.* Texas;

- No. **03-10792**. Cedric Jefferson, aka Selvin Mathew, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections;
- No. **03-10800**. Lady Cage-Barile, Petitioner *v.* Eugenio Barile;
- No. **03-10826**. Robert Mayers, Petitioner *v.* Quenton I. White, Commissioner, Tennessee Department of Correction, et al.;
- No. **03-10843**. John Flemming Martin, Petitioner *v.* Anthony J. Principi, Secretary of Veterans Affairs, et al.;
- No. **03-10859**. Glenn Ray Alcorn, Petitioner *v.* United States;
- No. **03-10894**. Dexter Davis, Petitioner *v.* Kenny Robinson, Warden, et al.;
- No. **03-10907**. Robert E. Carpenter, Petitioner *v.* David Smith, Warden;
- No. **03-10990**. Thomas E. Finucan, Jr., Petitioner *v.* Maryland Board of Physician Quality Assurance;
- No. **03-10998**. Eric Covington, Petitioner *v.* United States;
- No. **03-11032**. Willie Triplett, Petitioner *v.* Burl Cain, Warden;
- No. **03-11050**. Victoria Lunn Jones, Petitioner *v.* Florence County Tax Assessor Office;
- No. **04-141**. Zennie King, Petitioner *v.* Entergy Operations, Inc., et al.;
- No. **04-5037**. Michael Chen, Petitioner *v.* Applied Materials, Inc.;
- No. **04-5078**. Ronald Miles, Petitioner *v.* Virginia;
- No. **04-5170**. Michele Earley, Petitioner *v.* Martin Keenan;
- No. **04-5205**. Corey Jess Adkins, Petitioner *v.* United States;
- No. **04-5227**. Robert H. Rush, Jr., Petitioner *v.* United States;
- No. **04-5232**. Benjamin Wilburn, Petitioner *v.* Eastman Kodak, et al.;
- No. **04-5252**. Alton B. Craver, Jr., Petitioner *v.* Campbell & Taylor;
- No. **04-5273**. Jeffrey Noem Veta, Petitioner *v.* Arizona;
- No. **04-5321**. Javier Ochoa Canales, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division;
- No. **04-5329**. Shirley J. Bridgman, Petitioner *v.* Jo Anne B. Barnhart, Commissioner of Social Security;
- No. **04-5334**. Eric Karl Reinholt, Petitioner *v.* Jodi Ann Reinholt;
- No. **04-5354**. Kirk Wayne McBride, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division;
- No. **04-5384**. Selina Roberts, Petitioner *v.* University of Pennsylvania, et al.;

No. **04-5408**. James Harold Brown, Petitioner *v.* Juanita Hicks, Clerk, Superior Court of Georgia, Atlanta Judicial Circuit, et al.;

No. **04-5424**. Ray Lindsey, Petitioner *v.* FBI Offices, et al.;

No. **04-5496**. Tyrell Davron Anderson, Petitioner *v.* Roderick Sowders, Warden, et al.;

No. **04-5499**. Kenneth C. Lampkin, Petitioner *v.* United States;

No. **04-5524**. John D. Ring, Petitioner *v.* Thomas Appleton, et al.;

No. **04-5526**. Rodman C. Thompson, Jr., Petitioner *v.* Phillip M. Tischler, et al.;

No. **04-5530**. K. E., Petitioner *v.* Florida Board of Bar Examiners;

No. **04-5558**. Joseph Selleumel O. Basalo, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division;

No. **04-5579**. Flem Calhoun, II, aka John Flemming Martin, Petitioner *v.* Frisco Railroad, et al.;

No. **04-5604**. Steven J. Kaniadakis, Petitioner *v.* United States;

No. **04-5698**. Charles Simon, Petitioner *v.* Federal Prison Industries, et al.;

No. **04-5936**. Emory Alvin Michau, Jr., Petitioner *v.* Edsel T. Taylor, Warden, et al.; and

No. **04-6179**. Theodore Thomas Wagner, Petitioner *v.* United States. Petitions for rehearing denied.

No. **03-1633**. In Re Allegra D. Hemphill, Petitioner. Petition for rehearing denied. Justice O'Connor and Justice Breyer took no part in the consideration or decision of this petition.

No. **03-6872**. John A. Casillas, Petitioner *v.* United States. 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>
Robert Alan Alexander	Mobile, AL	Robert P. Denniston
Val R. Antczak	Salt Lake City, UT	Barbara K. Polich
Janine T. Avila	Toledo, OH	Reginald Sherman Jackson, Jr.
Sylvia Ann Baiz	San Diego, CA	Martha McNab Hall
Gino J. Benedetti	Philadelphia, PA	Gaetan John Alfano

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Joseph C. Berger	Clifton Park, NY	John William VanDenburgh
Robert Gerald Bernhoft	Milwaukee, WI	Lowell H. Becraft, Jr.
Charles McKinley Brittain, III	Fayetteville, NC	William Odum Richardson
Thomas R. Brixley	Harrison, AR	Pamela Susan Karlán
Brian F. Burke	Washington, DC	Michael Edward Murphy
Thomas J. Butters	Boston, MA	Lenard B. Zide
John P. Cahill, Jr.	Houston, TX	James J. McConn, Jr.
Matthew W. Caligur	Houston, TX	Lisa H. Pennington
Donald A. Chapman	Decatur, AL	James Timothy Kyle
Shaun Gerard Clarke	New Orleans, LA	Gene Walpole Lafitte
Tobias Anthony Cole	Houston, TX	Don Karotkin
William A. Drennan	St. Louis, MO	Brian Lee Andrew
John B. DuCharme	Clifton Park, NY	John William VanDenburgh
Robert N. Duimstra	Appleton, WI	Harvey G. Samson
James A. Friedman	Madison, WI	Brady C. Williamson
Inez H. Friedman-Boyce	Boston, MA	Carl E. Metzger
Keith F. Fuller	Jefferson City, MO	Alana Maria Barragan-Scott
James W. Gicking	Philadelphia, PA	Charles W. Craven
John Travis Godwin	Tampa, FL	Mark James Ragusa
Michael D. Goodstein	Washington, DC	Gregory Stuart Smith
Scott Lwayne Hall	Orlando, FL	Thomas P. Moran
Curtis Russell Henry	Denver, CO	Miles C. Cortez, Jr.
Shannon Skelton Holtzman	New Orleans, LA	Sherman Gene Fendler
Brenda Ann Jacobs	Washington, DC	Daniel M. Price

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Jeffrey Jay Jahns	Port Orchard, WA	Pamela Beth Loginsky
David Steven Jones	Memphis, TN	John S. Richbourg
Gary K. Jones	Jackson, MS	Forrest W. Stringfellow
Ricki Slacter Kanter	McLean, VA	Stephen M. Shapiro
Julie B. Kaplan	Washington, DC	Gregory Stuart Smith
Stephen Edward Knoerr	Fort Lauderdale, FL	Robert Martin Schwartz
Brian Laudadio	Pittsford, NY	Edward Hanton Fox
David Brill Law	Denver, CO	Miles C. Cortez, Jr.
Stuart L. Lieberman	Princeton, NJ	Albert M. Stark
Thomas J. Londregan	New London, CT	Robert D. Tobin
Todd R. Marti	Columbus, OH	Stuart A. Cole
Royal B. Martin	Chicago, IL	Steven S. Brown
Daniel J. McGravey	Philadelphia, PA	Gaetan John Alfano
William J. McNichols	Norman, OK	Stephen M. Shapiro
Michael I. Meyerson	Baltimore, MD	Erwin Chemerinsky
Robert Harold Miller	Denver, CO	Miles C. Cortez, Jr.
Ralph J. Monaco	New London, CT	Robert D. Tobin
Michael Scott Morrison	Los Angeles, CA	Paul Lindsey Hoffman
Brian E. Pastuszewski	Boston, MA	Carl E. Metzger
Jay Douglas Patton	Cincinnati, OH	Lawrence E. Barbieri
Sarah Earlene Pendley	Baltimore, MD	Amanda Jean Howard Scott
James D. Peterson	Madison, WI	Brady C. Williamson
Ruth Ellen Piller	Houston, TX	James J. McConn, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
David Prager, III	Mayetta, KS	Louis F. Eisenbarth
William Prickett Frederick Benjamin Rice, Jr.	Boston, MA Santa Cruz, CA	Carl E. Metzger Peter A. Leeming
Tamyra Ann Rice Bruce E. Schroeder Saeid Shafizadeh	Santa Cruz, CA Kenosha, WI Louisville, KY	Peter A. Leeming Michael S. Fisher James Henry Jeffries, III
Charles Edward Smarr	Jefferson City, MO	James Marshall Goldberg
Angela M. Smith	Indianapolis, IN	Louis Richard Gohman
Louisa Long Stockman	Mobile, AL	Thad Gladden Long
Paul Gerald Stracci William Gibbs Sullivan Mary L. Tabin Gregory G. Timmer John Michael Totten	Crown Point, IN Chicago, IL Grand Rapids, MI Grand Rapids, MI Birmingham, AL	Nick J. Thiros James R. Carroll Stephen A. Hilger Stephen A. Hilger Thomas Summers Hale
Michael C. Walton Joshua Gowell Wilson Pamela H. Woldow	Grand Rapids, MI Shafter, CA Devon, PA	Stephen A. Hilger Timothy J. Hauler Brian Eric Appel

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
James M. Hood, III	Jackson, MS	Marvin Luther White, Jr.
Anna A. Matheson	Alexandria, VA	Charles Edward Trant
Laurie Delphine Savill	San Francisco, CA	Jonathan J. Broome, Jr.
William Alan Welch	San Francisco, CA	Jonathan J. Broome, Jr.
Anthony J. Diaz	West Palm Beach, FL	Jack Schramm Cox
Donna Marie De Simone	West Palm Beach, FL	Jack Schramm Cox

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Salesia Vanette Smith-Gordon	West Palm Beach, FL	Jack Schramm Cox
Thomas Flewellen Munro, II	West Palm Beach, FL	Jack Schramm Cox
Patricia Ann Nichols	Bloomfield, NJ	Steven B. Shapiro
Liane Jane Bass	New York, NY	Steven B. Shapiro
Jean M. Hartmann	Staten Island, NY	Steven B. Shapiro
Anthony Michael Mazza	New York, NY	Steven B. Shapiro
Edward C. Miller	Washington, DC	Steven B. Shapiro
Louis Levi Nock	New York, NY	Steven B. Shapiro
Jason Andrew Oshins	Livingston, NJ	Steven B. Shapiro
Derryl Zimmerman	New York, NY	Steven B. Shapiro

ORAL ARGUMENTS

No. **03-1454**. John D. Ashcroft, Attorney General, et al., Petitioners *v.* Angel McClary Raich, et al. Argued by Mr. Paul D. Clement for the petitioners and by Mr. Randy E. Barnett for the respondents.

No. **03-9560**. Marlon Latodd Howell, aka Marlon Cox, Petitioner *v.* Mississippi. Argued by Mr. Ronnie M. Mitchell for the petitioner and by Mr. James M. Hood, III, for the respondent.

Adjourned until Tuesday, November 30, 2004, at 10 o'clock.

SUPREME COURT OF THE UNITED STATES

Present: Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

Justice Stevens said:

“The Chief Justice is unable to be present today, but will participate in the consideration and decision of the cases on the basis of the briefs and the transcripts of the oral arguments.”

OPINION

No. **03–377**. *Koons Buick Pontiac GMC, Inc., Petitioner v. Bradley Nigh*. On writ of certiorari to United States Court of Appeals for the Fourth Circuit. Judgment reversed, and case remanded to the United States Court of Appeals for the Fourth Circuit for further proceedings consistent with the opinion of this Court. Opinion by Justice Ginsburg. Concurring opinion by Justice Stevens, with whom Justice Breyer joins. Concurring opinion by Justice Kennedy, with whom The Chief Justice joins. Opinion by Justice Thomas concurring in the judgment. Dissenting opinion by Justice Scalia.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Edmond Clark	Madison, CT	Cynthia June Rapp
Esther Lois Roberts	Knoxville, TN	David Sall Jonas
Adam S. Lurie	Oradell, NJ	James Kenneth Robinson
Joshua Michael Udler	Potomac, MD	William Kelsey Van Horne
Karin Britt Torgerson	Dallas, TX	Rachel L. Brand
Erin Nealy Cox	Dallas, TX	Rachel L. Brand
Natasha Marie Dartigue	Baltimore, MD	Valda G. Ricks
Elizabeth Lena Julian	Baltimore, MD	Valda G. Ricks
Nicole Denise Love	Baltimore, MD	Valda G. Ricks
Janine Lynn Meckler	Baltimore, MD	Valda G. Ricks
Larry Rogers	Baltimore, MD	Valda G. Ricks
Angela Denise Shelton	Baltimore, MD	Valda G. Ricks

ORAL ARGUMENTS

No. **03-1293**. David Whitfield, Petitioner *v.* United States; and

No. **03-1294**. Haywood Eudon Hall, aka Don Hall, Petitioner *v.* United States. Argued by Ms. Sharon C. Samek, appointed by this Court, for the petitioners, and by Mr. Jonathan L. Marcus for the respondent.

No. **02-1672**. Roderick Jackson, Petitioner *v.* Birmingham Board of Education. Argued by Mr. Walter Dellinger for the petitioner, by Mr. Irving L. Gornstein for the United States as *amicus curiae*, by special leave of the Court, supporting the petitioner, by Mr. Kenneth L. Thomas for the respondent, and by Mr. Kevin C. Newsom for Alabama as *amicus curiae*, by special leave of the Court, supporting the respondent.

Adjourned until Wednesday, December 1, 2004, at 10 o'clock.

SUPREME COURT OF THE UNITED STATES

Present: Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

Justice Stevens said:

“The Chief Justice is unable to be present today, but will participate in the consideration and decision of the cases on the basis of the briefs and the transcripts of the oral arguments.”

ADMISSIONS TO THE BAR ON ORAL MOTIONS

Applicant	City and State	Movant
Robert L. Quinan, Jr.	Boston, MA	Dan Schweitzer
Sylvia Jiva Rolinski	Potomac, MD	Philip Michael Musolino
Dean A. Mazzone	Boston, MA	Cathryn A. Neaves
Jorian L. Rose	New York, NY	Craig Goldblatt
Elisabetta Giovanna Gasparini	New York, NY	Craig Goldblatt
Nathan Jay Colodney	Washington, DC	Christopher Brent Chaney
Elisabeth C. Brandon	San Francisco, CA	Christopher Brent Chaney
Thomas B. Kearns	Washington, DC	Christopher Brent Chaney
Eric J. Bronstein	Blue Bell, PA	Cheryl L. Young
Carolyn Tornetta Carluccio	Norristown, PA	Cheryl L. Young
Helen Eileen Casale	Philadelphia, PA	Cheryl L. Young
Brian Richard Elias	Blue Bell, PA	Cheryl L. Young
Kelly Grace Huller	Philadelphia, PA	Cheryl L. Young
Marilyn Trudy Jamain	Fort Washington, PA	Cheryl L. Young
Colleen M. Johns	Philadelphia, PA	Cheryl L. Young
Robert Connell Pugh	Philadelphia, PA	Cheryl L. Young
Sharron Leilanni Rex	Blue Bell, PA	Cheryl L. Young
Michael F. Rogers	Blue Bell, PA	Cheryl L. Young
Raymond J. Santarelli	Blue Bell, PA	Cheryl L. Young

ORAL ARGUMENTS

No. **03-1407**. Richard Gerald Rousey, et ux., Petitioners *v.* Jill R. Jacoway. Argued by Ms. Pamela S. Karlan for the petitioners and by Ms. Colli C. McKiever for the respondent.

No. **03-8661**. Melvin T. Smith, Petitioner *v.* Massachusetts. Argued by Mr. David J. Nathanson for the petitioner, by Ms. Cathryn A. Neaves for the respondent, and by Mr. Sri Srinivasan for the United States as *amicus curiae*, by special leave of the Court, supporting the respondent.

Adjourned until Monday, December 6, 2004, at 10 o'clock.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

CERTIORARI GRANTED

No. **04-277**. National Cable & Telecommunications Association, et al., Petitioners *v.* Brand X Internet Services, et al.; and

No. **04-281**. Federal Communications Commission and United States, Petitioners *v.* Brand X Internet Services, 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.

SUPREME COURT OF THE UNITED STATES

Present: Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

Justice Stevens said: "The Chief Justice is unable to be present today, but will participate in the consideration and decision of the cases on the basis of the briefs and the transcripts of the oral arguments.

"Today's orders of the Court have been duly entered and certified, and filed with the Clerk, and they will not be otherwise announced."

OPINION PER CURIAM

No. **03-1669**. City of San Diego, California, et al., Petitioners *v.* John Roe. 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. Opinion *per curiam*.

CERTIORARI—SUMMARY DISPOSITIONS

No. **04-5891**. Micheal Lee Spencer, Sr., Petitioner *v.* Mark Earley, et al. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *Tennessee v. Lane*, 541 U. S. — (2004).

No. **04-6765**. Brian K. Siler, Petitioner *v.* Ohio. On petition for writ of certiorari to the Court of Appeals of Ohio, Ashland County. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the Court of Appeals of Ohio, Ashland County, for further consideration in light of *Crawford v. Washington*, 541 U. S. 36 (2004).

ORDERS IN PENDING CASES

No. **04-702**. Salim Ahmed Hamdan, Petitioner *v.* Donald H. Rumsfeld, Secretary of Defense, et al. Motion of petitioner to expedite consideration of the petition for writ of certiorari before judgment denied.

No. **04-6711**. Vincent C. Oviedo, Petitioner *v.* Kelley M. Myers, fka Kelley M. Oviedo. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner allowed until December 27, 2004, within

which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

CERTIORARI DENIED

No. **04-28**. Dawn Akers, et al., Petitioners *v.* Kenneth L. McGinnis, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-223**. Church of the American Knights of the Ku Klux Klan, et al., Petitioners *v.* Raymond W. Kelly, Commissioner, New York City Police Department, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-296**. Peter M. Hagan, Petitioner *v.* Warner/Elektra/Atlantic Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-300**. Ricky Lee Bynam, Petitioner *v.* Internet Machining. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-306**. Venture Coal Sales Company, et al., Petitioners *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-308**. Martin Pruitt, et al., Petitioners *v.* Comcast Cable Holdings, LLC. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-320**. Anthony W. Bost, et al., Petitioners *v.* Federal Express Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-326**. Charles E. Sweeney, Jr., Petitioner *v.* Steve Carter, Attorney General of Indiana. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-359**. Edward J. Haberern, Petitioner *v.* Sprague & Sprague, et al. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Eastern District, denied.

No. **04-440**. Frank Stanley, et ux., Petitioners *v.* Nanaruth Carpenter, Judge, Circuit Court of Michigan, Kent County, et al. Petition for writ of certiorari to the Court of Appeals of Michigan denied.

No. **04-444**. Melita Picciotto, et al., Petitioners *v.* Michael C. Gilleran, et al. Petition for writ of certiorari to the Appeals Court of Massachusetts denied.

No. **04-447**. Alice Clissuras, Petitioner *v.* Concord Village Owners, Inc., et al. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. **04-452**. Rene J. Clinton, Petitioner *v.* City of Atlanta, Georgia. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-459**. Rodney Alan Mattmiller, Petitioner *v.* Minnesota. Petition for writ of certiorari to the Court of Appeals of Minnesota denied.

No. **04-460**. National League of Cities, et al., Petitioners *v.* Federal Communications Commission, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-465**. Mahboub Benchimol, Petitioner *v.* Margaret Urrutia. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **04-472**. H&R Block, Inc., et al., Petitioners *v.* Erin M. McNulty, et al. Petition for writ of certiorari to the Superior Court of Pennsylvania, Harrisburg Office, denied.

No. **04-475**. Gerardo Alburquerque-Rivera, Petitioner *v.* John D. Ashcroft, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-481**. Ikechukwu MacDonald Enewally, et ux., Petitioners *v.* Washington Mutual Bank. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-496**. John Breneman, et al., Petitioners *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-502**. Michael J. Vallone, et al., Petitioners *v.* CNA Financial Corporation, aka CNA Casualty of Illinois, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-504**. Janice S. Brakken, Petitioner *v.* Steven H. Hoyme. Petition for writ of certiorari to the Supreme Court of Wisconsin denied.

No. **04-511**. Philip C. Rees, Petitioner *v.* City of Glendale, California, et al. Petition for writ of certiorari to the Appellate Division, Superior Court of California, County of Los Angeles, denied.

No. **04-541**. Michael Shawn Blansett, et al., Petitioners *v.* Continental Airlines, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-543**. Phonometrics, Inc. and John P. Sutton, Petitioners *v.* ITT Sheraton Corp. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-577**. Travis Willard Ballard, Petitioner *v.* Michigan. Petition for writ of certiorari to the Court of Appeals of Michigan denied.

No. **04-587**. Michael Sawukaytis, Petitioner *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-596**. Williams-Russell and Johnson, Inc., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-600**. William Haskell Farmer, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-606**. Oscar Castilla, Petitioner *v.* United States; and Manuel A. Calas, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-616**. Chohung Bank, Petitioner *v.* Gary B. Filler, Trustee, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-619**. Steve G. Weil, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5878**. Jeremaine Perry, Petitioner *v.* Mike Kemna, Superintendent, Crossroads Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-5897**. William A. Fitzgerald, Petitioner *v.* Leon T. Fitzgerald, et al. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, Third Judicial Department, denied.

No. **04-5908**. Mary J. Scott, Petitioner *v.* Pennsylvania Department of Public Welfare. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6185**. Vicente Pineda-Torres, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6526**. Darrell James Robinson, Petitioner *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. **04-6553**. Michael Angelo Bolton, Petitioner *v.* Ron King, Superintendent, South Mississippi Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6556**. Marcus Douglas Jones, Sr., Petitioner *v.* North Carolina. Petition for writ of certiorari to the Supreme Court of North Carolina denied.

No. **04-6557**. David Michael Pruitt, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6561**. Derrick Solomon Pruitt, Petitioner *v.* Mike Wilson, Superintendent, Mississippi State Penitentiary, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6565**. Carroll Dean Williams, Petitioner *v.* Superior Court of California, Ventura County. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **04-6566**. Tony King Douglas, Petitioner *v.* William Page True, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6570**. Nicholas DeMatteo, Petitioner *v.* David DiGuglielmo, Superintendent, State Correctional Institution at Graterford. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6571**. Brian Eugene Lepley, Petitioner *v.* Nevada. Petition for writ of certiorari to the Supreme Court of Nevada denied.

No. **04-6583**. Greg Green, Petitioner *v.* Washington. Petition for writ of certiorari to the Court of Appeals of Washington, Division 1, denied.

No. **04-6585**. Richard Raul Gonzales, Petitioner *v.* Michael Yarborough, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6589**. Clinton C. Howard, Jr., Petitioner *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. **04-6590**. Mario Darnell Friday, Petitioner *v.* Terry Pitcher, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6592**. Wendall Hall, Petitioner *v.* S. McCray, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6594**. Marcus Perkins, Petitioner *v.* Bill Lockyer, Attorney General of California, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6596**. Erskin Keith Harris, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6597**. Samuel W. Greer, III, Petitioner *v.* Florida. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **04-6598**. Brian Avery Hough, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6605**. Ray Pratt, Petitioner *v.* LFG. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-6612**. Hiram Ash, Petitioner *v.* Trude Lee Ash, et al. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **04-6613**. Tyrell Davron Anderson, Petitioner *v.* Frank C. Sizer, Jr., Commissioner, Maryland Division of Correction, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6614**. Dorothy Burton, Petitioner *v.* Cleveland Ohio Empowerment Zone, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6615**. Kenneth Elton Lewis, III, Petitioner *v.* William Gaspar. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6616**. Ricky Lee McDeid, Petitioner *v.* Dean Mooney, Director of the Minnesota Sex Offender Program; Christopher Raymond Coker, Petitioner *v.* Dean Mooney, Director of the Minnesota Sex Offender Program; Daniel B. Johnson, Petitioner *v.* Dean Mooney, Director of the Minnesota Sex Offender Program; James Robinson Poole, Petitioner *v.* Dean Mooney, Director of the Minnesota Sex Offender Program; Luis Antonio Serna, Petitioner *v.* Dean Mooney, Director of

the Minnesota Sex Offender Program; Maurice Edward Rubin, Petitioner *v.* Dean Mooney, Director of the Minnesota Sex Offender Program; Michael Benson, Petitioner *v.* Dean Mooney, Director of the Minnesota Sex Offender Program; Rodger D. Robb, II, Petitioner *v.* Dean Mooney, Director of the Minnesota Sex Offender Program; Thomas Edward Sabo, Petitioner *v.* Dean Mooney, Director, Minnesota Sex Offender Program; Crawford Wilson, Petitioner *v.* Dean Mooney, Director of the Minnesota Sex Offender Program; and Jesse Lewis Lee, Petitioner *v.* Dean Mooney, Director of the Minnesota Sex Offender Program. Petition for writ of certiorari to the Court of Appeals of Minnesota denied.

No. **04-6618**. John Martini, Sr., Petitioner *v.* Roy L. Hendricks, Administrator, New Jersey State Prison, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6634**. Raleigh Amesbury, Petitioner *v.* Ed Dean, Sheriff, Marion County, Florida, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6635**. Walter Jenkins, Petitioner *v.* Connecticut. Petition for writ of certiorari to the Appellate Court of Connecticut denied.

No. **04-6641**. Charles M. Steele, Petitioner *v.* Michael P. Randle, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6644**. Steven Klinger, Petitioner *v.* Franklin J. Tennis, Superintendent, State Correctional Institution at Rockview. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6648**. Tommy E. Buie, Petitioner *v.* Christopher B. Epps, Commissioner, Mississippi Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6656**. Donald Wayne Wright, Petitioner *v.* James A. Yates, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6659**. Robert Lee Taylor, Petitioner *v.* Al Yarbrough, Sheriff, Walton County, Georgia, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6662**. Kathleen Duncan, Petitioner *v.* Anthony J. Principi, Secretary of Veterans Affairs, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6663**. Kathleen Collins, Petitioner *v.* Citibank (South Dakota), N. A. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. **04-6666**. In Soo Chun, Petitioner *v.* King County Department of Judicial Administration. Petition for writ of certiorari to the Court of Appeals of Washington, Division 1, denied.

No. **04-6668**. Ervin Moore, Petitioner *v.* Lawrence Kelly, Superintendent, Central Mississippi Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6670**. Ronnie McDonald, Petitioner *v.* Gerald Hofbauer, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6671**. Arabian N'Kimotu, Petitioner *v.* J. Sullivan, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6673**. Minnie Alice Britt, Guardian of John Britt, a Legally Incapacitated Person, Petitioner *v.* Mark Fox, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6675**. James E. Coleman, Jr., Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6676**. Alvin Ray Cooper, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6677**. Jeffrey David Clapsadl, Petitioner *v.* Robert Shannon, Superintendent, State Correctional Institution at Frackville, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6685**. Jesus Hernandez, Petitioner *v.* Silvia Garcia, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6687**. Eloy M. Garcia, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6689**. Lester Fawkes, Petitioner *v.* Roy A. Castro, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6690**. Morris Lloyd Gray, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6692**. Larry Carl Ives, Petitioner *v.* Bobby Boone, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-6695**. Babu Singh, Petitioner *v.* David Miller, Superintendent, Eastern New York Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-6696**. Joseph Lee Stephens, Petitioner *v.* Larry B. Norris, Director, Arkansas Department of Correction. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-6697**. Lawrence Jeffery Blair, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6701**. Leon Harrison, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6702**. John Humphrey, Petitioner *v.* Kimbrook Manor Apartments. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. **04-6703**. Ernest Howard, Petitioner *v.* Sonny Perdue, Governor of Georgia, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6708**. Devendra Prakash Babulal Bansal, Petitioner *v.* Lamar University, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6723**. Michael Hollingsworth, Petitioner *v.* Kurt Jones, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6727**. Mary Cappa, Petitioner *v.* Jo Anne B. Barnhart, Commissioner of Social Security. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6733**. Michael A. Lambert, Petitioner *v.* Daniel R. McBride, Superintendent, Maximum Control Facility. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-6736**. Ronald E. Boscaino, Petitioner *v.* Michael Yarborough, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6752**. Jose Luis Duran, Petitioner *v.* Roy A. Castro, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6756**. Donald Jones, Petitioner *v.* Don Roper, Superintendent, Potosi Correctional Center. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-6777**. Webster Salasker Lucas, Petitioner *v.* Derral G. Adams, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6808**. Reginald Weston, Petitioner *v.* Andrew Jackson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6840**. Eugene Robert Anderson, Petitioner *v.* Ohio. Petition for writ of certiorari to the Court of Appeals of Ohio, Washington County, denied.

No. **04-6851**. Paul Marshall, Petitioner *v.* Medcomp, Inc. Petition for writ of certiorari to the Court of Appeals of Mississippi denied.

No. **04-6853**. Ciron Bentay Springfield, Petitioner *v.* Michael Yarborough, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6907**. Paul J. Helton, Petitioner *v.* Eugene McAdory, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-6916**. Demond Lanier Graves, Petitioner *v.* Jeanne S. Woodford, Director, California Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6939**. Robert L. Stockmeier, Petitioner *v.* Brian Sandoval, Attorney General of Nevada. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6948**. Danny Marin, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **04-6982**. Jarey Stewart, Petitioner *v.* Jo Anne B. Barnhart, Commissioner of Social Security. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6990**. Jaime Traverso, Petitioner *v.* Maryland. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. **04-6993**. Marlow Tyrone Williams, Petitioner *v.* North Carolina. Petition for writ of certiorari to the Superior Court of North Carolina, Forsyth County, denied.

No. **04-6994**. Lexie Little Carter, III, Petitioner *v.* David DiGuglielmo, Superintendent, State Correctional Institution at Graterford, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-7001**. Allen Belton, Petitioner *v.* New Hampshire. Petition for writ of certiorari to the Supreme Court of New Hampshire denied.

No. **04-7027**. Tommie Colon, Jr., Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7052**. Johnny Glasker, Sr., Petitioner *v.* Transamerica Financial Services, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7068**. Israel Arturo Serrato-Espinoza, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7069**. Felix Rogers, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7070**. Hugo Rios-Macias, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7071**. Rodrigo Acuna-Cuadros, Petitioner *v.* United States; and Jose Adrian Castillo, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7076**. Gerry Lee McCoy, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7083**. Dwayne Lamont Solomon, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7086**. Steven Daniels, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-7092**. Arthur Schuyler Ross, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-7098**. Joseph McKenzie Williams, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7100**. Eugene Hartwell Wilson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7101**. D'Andre Torres, aka "D", aka Danny Scott, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7105**. Curtis D. Davis, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7108**. Kenneth Coleman, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-7109**. Shirley E. Smith, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7111**. Rafiq Zareef Muhaymin, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-7112**. Tamara Lenise Martin, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7113**. Jeffrey Paul Gruber, aka No Mind, aka The King, aka Boss, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-7126**. Richard Reed, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-7132**. Baltazar Jimenez-Borja, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7141**. Royland Rice, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7145**. Vincent Matthew Ciaravella, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7149**. Louis Zeno Lawrence, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7153**. Roland Hayes Edmonds, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-7157**. Esequiel Pulido-Pedrosa, aka Joel Arrollo-Naranjo, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-7159**. Daniel Dominguez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7164**. Sunday Adeoshun, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6470**. Daniel Ray Erickson, Petitioner *v.* Sunbeam Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Justice Breyer took no part in the consideration or decision of this petition.

No. **04-6604**. Larry Darnell Jones, Petitioner *v.* Thomas Birkett, Warden. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit dismissed. See Rule 39.8.

No. **04-6633**. Tony Colida, Petitioner *v.* Motorola, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied. Justice Scalia took no part in the consideration or decision of this petition.

No. **04-6638**. Glenn C. Smith, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit dismissed. See Rule 39.8. As petitioner has repeatedly abused this Court's process, the Clerk is directed not to accept any further petitions in noncriminal matters from petitioner unless the docketing fee required by Rule 38(a) is paid and petition submitted in compliance with Rule 33.1. See *Martin v. District of Columbia Court of Appeals*, 506 U. S. 1 (1992) (*per curiam*). Justice Stevens dissents. See *id.*, at 4, and cases cited therein.

HABEAS CORPUS DENIED

No. **04-7196**. In Re David Jeffery Royale, Petitioner. Petition for writ of habeas corpus denied.

MANDAMUS DENIED

No. **04-569**. In Re Michael Shemonsky, Petitioner;
No. **04-572**. In Re Michael Shemonsky, Petitioner; and
No. **04-610**. In Re Michael Ben Graves, Petitioner. Petitions for writs of mandamus denied.
No. **04-454**. In Re Isidoro Rodriguez-Hazbun, Petitioner. Petition for writ of mandamus and/or prohibition denied.

PROHIBITION DENIED

No. **04-6579**. In Re Alexandria Barkclay, Petitioner. Petition for writ of prohibition denied.

REHEARINGS DENIED

No. **03-10098**. Percy Hawthorne, Petitioner *v.* Burl Cain, Warden;
No. **03-10131**. Claude Theodore Hoffman, Petitioner *v.* Kurt Jones, Warden;
No. **03-10192**. Larry Donnell Green, Petitioner *v.* Gene M. Johnson, Director, Virginia Department of Corrections;
No. **03-10285**. Jeffery Arnaz Reed, Petitioner *v.* Jeanne S. Woodford, Director, California Department of Corrections;
No. **03-10301**. Harold L. Johnson, Petitioner *v.* Ron J. Ward, Director, Oklahoma Department of Corrections;
No. **03-10360**. Tyres Frai' Aunt Autrey, Petitioner *v.* Rudolph Lowell Parson;

- No. **03-10806**. Paul Charles Currie, Petitioner *v.* L. Blanks, Warden;
No. **03-10870**. James Gregory Lynn, Petitioner *v.* Tracey P. Allen, et al.;
- No. **03-10882**. Guy Ralph Perea, Petitioner *v.* George W. Bush, President of the United States;
- No. **03-10939**. Andrew Heinrich Romer, et al., Petitioners *v.* California, et al.; and Andrew Heinrich Romer, et al., Petitioners *v.* California, et al.;
- No. **03-10954**. Robert Earl Kroncke, Petitioner *v.* Ernest Truillo, Warden, et al.;
- No. **03-10980**. Gary R. Muehlberg, Petitioner *v.* Don Roper, Superintendent, Potosi Correctional Center, et al.;
- No. **03-11013**. John Henry Romer, Petitioner *v.* Yuba County, California, et al.;
- No. **04-5021**. Anna Marie Allen, Petitioner *v.* Gwendolyn Mitchell, Warden;
- No. **04-5057**. Bennie Ray Hale, Jr., Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division;
- No. **04-5237**. Okwuldili Ugochukwu, Petitioner *v.* United States;
- No. **04-5325**. Lonnie McCreary, Petitioner *v.* Jefferson Smurfit Corporation;
- No. **04-5380**. Orville Wynter, Petitioner *v.* John Burge, Superintendent, Auburn Correctional Facility;
- No. **04-5402**. Paul Charles Currie, Petitioner *v.* L. Blanks, Warden;
- No. **04-5427**. Robert James Dean, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division;
- No. **04-5554**. Fran L. Thompson, aka Frances L. Thompson, Petitioner *v.* Nebraska Department of Correctional Services, et al.;
- No. **04-5580**. Flem Calhoun, II, aka John Fleming Martin, Petitioner *v.* United States;
- No. **04-5587**. Rickey Barnes, Petitioner *v.* Burl Cain, Warden;
- No. **04-5605**. Antonneo R. Boyce, Petitioner *v.* Dora B. Schriro, Director, Arizona Department of Corrections, et al.;
- No. **04-5729**. Donald Joseph Bedard, Petitioner *v.* Iowa;
- No. **04-5780**. Gary Eugene Graham, Petitioner *v.* Mark Webber, et al.;
- No. **04-5800**. Raymond Jackson, Petitioner *v.* Commissioner of Internal Revenue;
- No. **04-5902**. In Re Duane R. Olson, Petitioner;

No. **04-5912**. David L. Jones, Petitioner *v.* City of St. Louis, Missouri;

No. **04-6132**. Jeffrey Noem Veta, Petitioner *v.* Clarence Dupnik;

No. **04-6243**. Sandra J. Gardner, Petitioner *v.* Anthony J. Principi, Secretary of Veterans Affairs; and

No. **04-6278**. Craig Williams, Petitioner *v.* United States. Petitions for rehearing denied.

No. **03-9994**. Gary Corradini, Petitioner *v.* Charles D. Corradini. Motion for leave to file a petition for rehearing denied.

RECESS ORDER

The Court will take a recess from Monday, December 13, 2004, until Monday, January 10, 2005.

ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
John Benjamin Aplin	Columbia, SC	Jean Hoefer Toal
Lincoln S. T. Ashida	Hilo, HI	Michael J. Udovic
Tyyawdi Monique Baker	Charlotte, NC	Henry E. Frye
Vladimir Panfilo Belo	Columbus, OH	Deborah L. Cook
Katherine M. Bolger	New York, NY	Slade R. Metcalf
Jami R. Brackin	Evanston, WY	Robert Stokes Clark
Thomas P. Branigan	Troy, MI	Robert Martin Buell
Kelly Alfred Cameron	Gainesville, VA	Benjamin S. Sharp
Rachel E. Canty	Washington, DC	Michael Kevin Cameron
Anderson Edward Clipper	Santa Fe, NM	Donald Clark Trigg
David Patrick Condon	New London, CT	Robert D. Tobin
Samuel Alberto Danon	Miami, FL	Thomas Richard Julin
Benjamin David DuPre	Montgomery, AL	Herbert William Titus
Mason Evans, IV	Columbus, OH	Alvin James McKenna
Randi S. Field	Washington, DC	Myron Paul Barlow
Seena K. Foster	Washington, DC	Thomas M. Burke

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Jason Michael Freier	Atlanta, GA	Emmet J. Bondurant, II
Harry P. Freitas	Hilo, HI	Michael J. Udovic
Loriann E. Fuhrer	Granville, OH	Thomas W. Hill
Katherine A. Garson	Hilo, HI	Michael J. Udovic
Brandon A. K. Gonzalez	Hilo, HI	Michael J. Udovic
Beth E. Hansen	Waterloo, IA	Jim D. DeKoster
Charles Anderson Hardin	Tuscaloosa, AL	William David Ryan, II
Brian Davon Hardison	Powder Springs, GA	Charles Livingston Newton, II
Clayton R. Hearn	Houston, TX	Stephanie Lee Quade
Nathan E. Hoffman	Chicago, IL	Edward King Poor, IV
Thomas Redick Houlihan	Akron, OH	Jack Morrison, Jr.
John Allen Howard, Jr.	Montgomery, AL	John Allen Howard
Catherine C. Hughes	Russell, KY	Gregory L. Monge
Guy Robert Humphrey	Columbus, OH	Stephen Charles Fitch
Haylie Michelle Iseman	Washington, DC	Michael Jeffrey Eig
Joseph Kalani Kamelamela	Hilo, HI	Michael J. Udovic
Morgan Anne Kerridge	Dallas, TX	Vester T. Hughes, Jr.
Ronald David Kerridge	Dallas, TX	Vester T. Hughes, Jr.
Teresa Knox	Columbia, SC	Salley Wood Elliott
Paul A. Lamp	Houston, TX	David M. Feldman
Leonard Walter Langer	Portland, ME	James M. Bowie
T. Earl LeVere	Columbus, OH	Randolph Carson Wiseman
John Stephan Lobur	Cleveland, OH	Gerald R. Walker
M. Shane Lucado	Birmingham, AL	J. Danny Hackney
Chris A. McKinney	Bowling Green, KY	David W. Anderson

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Teddy M. McKinniss	Marion, OH	Robert Ellis Wilson
Elysia Gah-Hay Ng-Baumhackl	Queens, NY	Rolando Rafael Sanchez
Edward Bernard O'Connell	New London, CT	Robert D. Tobin
Kayode Oladele	Detroit, MI	Ben Whitfield, Jr.
Heather Lynn Peckham	Dallas, TX	Wallace Bernard Jefferson
Carolyn D. Phillips	Calabasas, CA	Brian David Thiessen
Nelson Marlin Reid	Columbus, OH	Marlin David Reid, Jr.
Suzanne Kay Richards	Columbus, OH	David Stewart Cupps
Douglas Langston Rogers	Columbus, OH	James Edgar Phillips
Jonathan David Rose	Nashville, TN	Samuel D. Lipshie
Mary Ann Rossi	West Chester, PA	William J. Gallagher
Allen Lewis Rutz	Columbus, OH	Philip F. Downey
Thomas McGraw Saxer	Hudson, OH	Jack Morrison, Jr.
Brian L. Shaw	Chicago, IL	Steven B. Towbin
Sherman Shew	Los Angeles, CA	Nicole D. Goodman-Ascolese
Peter Adam Silverman	Chicago, IL	Carl A. Gigante
Elizabeth Thym Smith	Columbus, OH	James Michael Petro
Christopher Arnold Snyder	Columbus, OH	John J. Kulewicz
Jeffrey D. Sowa	Providence, RI	Edward P. Sowa, Jr.
Alan A. Stevens	Atlanta, GA	Ben F. Easterlin, IV
Gerald Allan Takase	Hilo, HI	Michael J. Udovic
Theresa Ann Tarchinski	Mantua, OH	Jack Morrison, Jr.
Ivan M. Torigoe	Hilo, HI	Michael J. Udovic
Patrick J. Vaughn	Tupelo, MS	Stephen M. Crampton
John A. Venezia	Metairie, LA	David Charles Clement
Charles Robert Waggoner	North Vernon, IN	Ted Alan Waggoner

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Christian J. Ward	Austin, TX	Gregory Scott Coleman
Charles Collins Warner	Columbus, OH	Samuel Ronald Cook, Jr.
Andrew C. Whitaker	Dallas, TX	Doug K. Butler
Peter B. Wold	Minneapolis, MN	Daniel L. Gerdtts
Michele Selig Worobiec	Marion, OH	Timothy Todd Tullis
Scott E. Yaw	West Chester, PA	Robert W. Lentz

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
M. Scott Criss	Columbus, OH	Honorable James Michael Petro
Stephanie Lynn Watson	Columbus, OH	Honorable James Michael Petro
Peter Mathews Thomas	Columbus, OH	Honorable James Michael Petro
Alison Courtney Barnes	Washington, DC	Alan Edward Untereiner
Arthur James Carson, III	Birmingham, AL	Frank Wade Steed
Benjamin Kirke Sanchez	Houston, TX	Maria del Carmen Aponte
George Nebbie Seide	Los Angeles, CA	Robert Alan Adelman
Maya Shulman	Los Angeles, CA	Robert Alan Adelman
James Ausenbaugh	Dawson Springs, KY	Dennis C. O'Brien
Dorothy Lewis Bjork	Atlanta, GA	Dennis C. O'Brien
Beverly M. Collins	Marietta, GA	Dennis C. O'Brien
David Scott Crawford	Atlanta, GA	Dennis C. O'Brien
Elizabeth L. Guerra	Marietta, GA	Dennis C. O'Brien
Anthony Allen Hallmark	Atlanta, GA	Dennis C. O'Brien
Ann Bethune Harris	Atlanta, GA	Dennis C. O'Brien
Patrick H. Head	Marietta, GA	Dennis C. O'Brien
Lawrence Mark Korn	Marietta, GA	Dennis C. O'Brien
Laura Joan Murphree	Marietta, GA	Dennis C. O'Brien
Russell J. Parker	Marietta, GA	Dennis C. O'Brien
Clarence Olna Taylor, IV	Marietta, GA	Dennis C. O'Brien
Lori Zamberletti-Cheatham	Marietta, GA	Dennis C. O'Brien

ORAL ARGUMENTS

No. **03-287**. Reginald A. Wilkinson, Director, Ohio Department of Rehabilitation and Correction, et al., Petitioners *v.* William Dwight Dotson, et al. Argued by Mr. Douglas R. Cole for the petitioners, by Mr. John Q. Lewis for respondent Rogerico Johnson, and by Mr. Alan E. Untereiner for respondent William D. Dotson.

No. **03-9659**. Thomas Joe Miller-El, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Argued by Mr. Seth P. Waxman for the petitioner and by Ms. Gena Bunn for the respondent.

Adjourned until Tuesday, December 7, 2004, at 10 o'clock.

SUPREME COURT OF THE UNITED STATES

Present: Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

Justice Stevens said: "The Chief Justice is unable to be present today, but will participate in the consideration and decision of the cases on the basis of the briefs and the transcripts of the oral arguments."

OPINION

No. **105, Original.** State of Kansas, Plaintiff *v.* State of Colorado. On Exceptions to the Report of the Special Master. All of Kansas' exceptions to the Report of the Special Master are overruled. The recommendations of the Special Master are accepted and the case is committed to the Special Master for preparation of decree consistent with the opinion of this Court. Opinion by Justice Breyer. Opinion by Justice Thomas, concurring in part and concurring in the judgment. Opinion by Justice Stevens, concurring in part and dissenting in part.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

Applicant	City and State	Movant
Jamie Elizabeth Brown	Washington, DC	Theodore B. Olson
Matthew Dempsey McGill	Pelham, NY	Theodore B. Olson
Tracy Genesen	Sacramento, CA	Kenneth Winston Starr
Michael G. Honeyman, Jr.	New York, NY	Miguel A. Estrada
Randy Michael Mastro	New York, NY	Miguel A. Estrada
Montgomery Lee Effinger	White Plains, NY	Dennis T. Doyle
Katherine Alice Lynch	Campbell Hall, NY	Dennis T. Doyle
Dennis L. O'Connor, Jr.	North Salem, NY	Dennis T. Doyle
Richard Charles Oleson	White Plains, NY	Dennis T. Doyle
Jonathan Marc Binstock	Washington, DC	Katherine Shelton Broderick
Andrellos Cordell Mitchell	Washington, DC	Katherine Shelton Broderick
Anshu Pathak	South Plainfield, NJ	Katherine Shelton Broderick

ORAL ARGUMENTS

No. **03-1116**. Jennifer M. Granholm, Governor of Michigan, et al., Petitioners *v.* Eleanor Heald, et al.;

No. **03-1120**. Michigan Beer & Wine Wholesalers Association, Petitioner *v.* Eleanor Heald, et al.; and

No. **03-1274**. Juanita Swedenburg, et al., Petitioners *v.* Edward D. Kelly, Chairman, New York Division of Alcoholic Beverage Control, State Liquor Authority, et al. Argued by Mr. Clint Bolick for the petitioners in No. 03-1274, by Ms. Kathleen Sullivan for the respondents in No. 03-1116 and No. 03-1120, by Mr. Thomas L. Casey for the petitioners in No. 03-1116 and in No. 03-1120, and by Ms. Caitlin Halligan for the respondents in No. 03-1274.

No. **03-184**. Claude M. Ballard, et ux., Petitioners *v.* Commissioner of Internal Revenue; and

No. **03-1034**. Estate of Burton W. Kanter, Deceased, et al., Petitioners *v.* Commissioner of Internal Revenue. Argued by Mr. Stephen M. Shapiro for the petitioners and by Mr. Thomas G. Hungar for the respondent.

Adjourned until Wednesday, December 8, 2004, at 10 o'clock.

 SUPREME COURT OF THE UNITED STATES

Present: Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

Justice Stevens said: "The Chief Justice is unable to be present today, but will participate in the consideration and decision of the cases on the basis of the briefs and the transcripts of the oral arguments."

OPINION

No. **03-409**. KP Permanent Make-Up, Inc., Petitioner *v.* Lasting Impression I, Inc., et al. On writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further proceedings consistent with the opinion of this Court. Opinion by Justice Souter. Justice Scalia joins all but footnotes 4 and 5 of the opinion. Justice Breyer joins all but footnote 6 of the opinion.

ADMISSION TO THE BAR ON ORAL MOTION

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Mira Vayda Edelman	Washington, DC	Julie Anna Schroeder

ORAL ARGUMENTS

No. **03-1164**. Ann M. Veneman, Secretary of Agriculture, et al., Petitioners *v.* Livestock Marketing Association, et al.; and

No. **03-1165**. Nebraska Cattlemen, Inc., et al., Petitioners *v.* Livestock Marketing Association, et al. Argued by Mr. Edwin S. Kneedler for the petitioners in No. 03-1164, by Mr. Gregory G. Garre for the petitioners in No. 03-1165, and by Mr. Laurence H. Tribe for the respondents.

No. **03-1423**. Darin L. Muehler, et al., Petitioners *v.* Iris Mena. Argued by Mr. Carter G. Phillips for the petitioners, by Mr. Kannon K. Shanmugam for the United States as *amicus curiae*, by special leave of the Court, supporting the petitioners, and by Mr. Paul L. Hoffman for the respondent.

Adjourned until Monday, December 13, 2004, at 10 o'clock.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

CERTIORARI GRANTED

No. **04-340**. San Remo Hotel, L. P., et al., Petitioners *v.* City and County of San Francisco, California, et al. 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. **04-480**. Metro-Goldwyn-Mayer Studios Inc., et al., Petitioners *v.* Grokster, Ltd., et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit granted.

No. **04-495**. Reginald A. Wilkinson, Director, Ohio Department of Rehabilitation and Correction, et al., Petitioners *v.* Charles E. Austin, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit granted.

No. **04-5928**. Jose Ernesto Medellin, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. 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 Fifth Circuit granted.

ORDER IN PENDING CASE

No. **04A469**. John D. Ashcroft, Attorney General, et al., Applicants *v.* O Centro Espirita Beneficiente Uniao Do Vegetal, et al. Application for stay of injunction or, in the alternative, to recall and stay the mandate presented to Justice Breyer and by him referred to the Court denied. The temporary stay entered December 1, 2004, is vacated.

SUPREME COURT OF THE UNITED STATES

Present: Justice Scalia, Justice Thomas, Justice Ginsburg, and Justice Breyer.

OPINION PER CURIAM

No. **03–1261**. Rochelle Brosseau, Petitioner *v.* Kenneth J. Haugen. On petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Motion of Police Officers Research Association of California Legal Defense Fund, et al., for leave to file a brief as *amici curiae* granted. 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 consistent with the opinion of this Court. Opinion *per curiam*. Concurring opinion by Justice Breyer, with whom Justice Scalia and Justice Ginsburg join. Dissenting opinion by Justice Stevens.

CERTIORARI—SUMMARY DISPOSITION

No. **03–1622**. Matthew Foubert, Petitioner *v.* Cheryl D. Lyons. On petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *Brosseau v. Haugen*, 543 U. S. — (2004).

ORDERS IN PENDING CASES

No. **04A305**. Robert E. Kroncke, Applicant *v.* Jeffrey Hood, et al. Application for certificate of appealability addressed to Justice Stevens and referred to the Court denied.

No. **04A306**. Robert E. Kroncke, Applicant *v.* Jeffrey Hood, et al. Application for certificate of appealability addressed to Justice Stevens and referred to the Court denied.

No. **04A449**. PPG Industries, Inc., Applicant *v.* Brian S. Nelson, d/b/a Jameston Glass Service, et al. Application to recall and stay the mandate addressed to Justice Breyer and referred to the Court denied.

No. **04M29**. Rodney L. Conyer, Jr., Petitioner *v.* United States. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **03-388**. Dennis Bates, et al., Petitioners *v.* Dow Agrosiences LLC. Motion of the Acting Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. **03-932**. Dura Pharmaceuticals, Inc., et al., Petitioners *v.* Michael Broudo, et al. Motion of the Acting Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. **03-1601**. City of Rancho Palos Verdes, California, et al., Petitioners *v.* Mark J. Abrams. Motion of petitioners to dispense with printing the joint appendix granted. Motion of the Acting Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. **04-5695**. William F. Cooper, Petitioner *v.* Kelly Lock, Superintendent, Central Missouri Correctional Center. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* denied.

No. **04-6715**. Jerry D. Hall, Petitioner *v.* Cindy Creech Miller, et al. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner allowed until January 3, 2005, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

No. **04-6768**. Lisha Fan, Petitioner *v.* Subir Nag, et al. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner allowed until January 3, 2005, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

CERTIORARI DENIED

No. **03-10858**. Errol L. Broomes and Asfaw MeKonnen Abteu, Petitioners *v.* John D. Ashcroft, Attorney General, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-173**. Richard A. Quinn, et al., Petitioners *v.* Securities and Exchange Commission. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-190**. Petro-Hunt, L.L.C., 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. **04-198**. R.J. Fitzgerald & Co., Inc., et al., Petitioners *v.* Commodity Futures Trading Commission. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-206**. SL Service, Inc., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-482**. Dillard's, Inc., Petitioner *v.* Gerda Byrd. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-483**. Noreen Judith Hunter, Petitioner *v.* Nona Porter. Petition for writ of certiorari to the Appeals Court of Massachusetts denied.

No. **04-486**. Morton M. Lapidés, Sr., Petitioner *v.* National City Bank of Minneapolis. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-490**. Tommy L. Parker, Petitioner *v.* Ron McLaurin, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-494**. Edward Overman, Petitioner *v.* Andrew Taylor. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-500**. Bennett Levin, Petitioner *v.* Upper Makefield Township, Bucks County, Pennsylvania, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-505**. Glen J. Conroy, Petitioner *v.* Abraham Chevrolet-Tampa, Inc., dba Autoway Chevrolet. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-509**. Esperanza Sanchez and Amaranthe Sanchez, Petitioners *v.* Bernalillo County Board of County Commissioners. Petition for writ of certiorari to the District Court of New Mexico, Bernalillo County, denied.

No. **04-520**. Vladyslav Palahuta, Petitioner *v.* John D. Ashcroft, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-622**. Michael Negele, Petitioner *v.* John D. Ashcroft, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-638**. Jon Zavalidroga, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-646**. Joseph Paul Biernat, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-5606**. Larry Skinner, Petitioner *v.* San Felipe Del Rio Consolidated Independent School District, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5708**. Dagoberto Severo Cedano-Medina, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-5794**. Jennifer Goldstein, Petitioner *v.* Harvard University. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-6717**. Peter Goodridge, Petitioner *v.* Gail Lewis, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6731**. Jerry Scott, Petitioner *v.* Wackenhut Corporation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6732**. Daniel James Sixta, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Appeals of Texas, First District, denied.

No. **04-6738**. Stephen M. Partin, Petitioner *v.* Robinson, Transfer Case Worker, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-6743**. James Edward Stoneman, Petitioner *v.* Dora B. Schriro, Director, Arizona Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6749**. Charles Howard Stinson, Petitioner *v.* Kenneth D. Kyler, Superintendent, State Correctional Institution at Huntingdon. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6750**. Ramadan Shabazz, Petitioner *v.* James Matesanz. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-6761**. David A. Moore, Petitioner *v.* Thomas S. Fortner, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6762**. John Robert McCool, Petitioner *v.* Jerry Pappert, Attorney General of Pennsylvania, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6763**. Halmark Bryant, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6764**. Robert L. Belcher, Petitioner *v.* Mike Kemna, Superintendent, Crossroads Correctional Center. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-6771**. Bryan Lee Walter, Petitioner *v.* Raymond J. Sobina, Superintendent, State Correctional Institution at Somerset, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6775**. Benjamin David Benson, Petitioner *v.* The Home Depot U. S. A., Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6780**. Sundiata Lumumba, Petitioner *v.* George M. Patrick, Superintendent, State Correctional Institution at Houtzdale, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6795**. Morris Harris, Petitioner *v.* Florida; and

No. **04-6796**. Donald Gentes, Petitioner *v.* Florida. Petitions for writs of certiorari to the Supreme Court of Florida denied.

No. **04-6821**. Frank B. Cockrell, II, Petitioner *v.* Jeanne S. Woodford, Director, California Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6857**. Michael Tyrone Page, Petitioner *v.* Anthony A. Lamarque, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6901**. Michael John Stone, Petitioner *v.* Jackie Crawford, Director, Nevada Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6983**. Jelani Husani Simba, Petitioner *v.* Willie J. Thompson, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6986**. Ronald James Brewer, Petitioner *v.* James Hall, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7004**. Rebecca Wilson, Petitioner *v.* Bill Snodgrass, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-7026**. Kinshasa Cooley, Petitioner *v.* Gary Watkins, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-7028**. Alan Dorenbos, Petitioner *v.* Patricia A. Gorman, Superintendent, Larch Corrections Center. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7102**. Harvey Lee Williams, Petitioner *v.* Gene M. Johnson, Director, Virginia Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7107**. Floyd L. Marlow, Petitioner *v.* Wisconsin. Petition for writ of certiorari to the Court of Appeals of Wisconsin, District I, denied.

No. **04-7123**. Timothy D. Carr, Petitioner *v.* Derrick Schofield, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7155**. Sherlon Evans, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7169**. Marion T. Frampton, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-7170**. George E. Hervey, Petitioner *v.* Kansas. Petition for writ of certiorari to the Supreme Court of Kansas denied.

No. **04-7178**. Rodrigo Ramirez-Rodriguez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7180**. Donald Ray Howard, aka Dirty, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7181**. Lucas Manuel Gonzalez-Valenzuela, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7185**. Anthony Thomas, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-7187**. Sean L. Wilson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-7188**. Bernard Donnell Sherrill, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7195**. Ramon Sanchez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7204**. Daniel McLaughlin, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7209**. Timothy V. Kato, Petitioner *v.* Jerome Graber, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-7211**. Eleazar Sandoval-Rivas, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7219**. Javier Enrique Patino, aka Javier Enrique Patino-Reyes, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7222**. Jesus Mario Lugan-Balleza, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7228**. Efrain Mislá-Martínez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **03-1452**. G. A. Mueller, Warden, Petitioner *v.* Jeffrey Welton Nunes. 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. **04-162**. Thomas M. Maddox, Warden, Petitioner *v.* Leif Taylor. 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. **04-180**. George E. Burleson, Petitioner *v.* Hancock County Sheriff's Department Civil Service Commission, et al. Motion of North Carolina and Southern States Police Benevolent Association for leave to file a brief as *amici curiae* granted. Petition for writ of certiorari to the Court of Appeals of Mississippi denied.

No. **04-618**. Stuart Y. Silverstein, Petitioner *v.* Penguin Putnam, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Justice Breyer took no part in the consideration or decision of this petition.

No. **04-7271**. Troy Kunkle, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied. Opinion by Justice Stevens concurring in denial of certiorari.

HABEAS CORPUS DENIED

No. **04-7307**. In Re Fidel Caja Fonesca, Petitioner. Petition for writ of habeas corpus denied.

REHEARINGS DENIED

No. **03-10876**. Donald Minefield, Petitioner *v.* United States;

No. **03-11047**. Cedric Christopher Edison, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division;

No. **04-5082**. Timothy Lee Coles, Petitioner *v.* Gene M. Johnson, Director, Virginia Department of Corrections;

No. **04-5206**. Lee David Landau, Petitioner *v.* Suzzane Vastine-Smith, et al.;

No. **04-5403**. Floyd Clements, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al.;

No. **04-5409**. James C. Carter, Petitioner *v.* United States;

No. **04-5461**. Amador Irizarry Sanabria, Petitioner *v.* United States;

No. **04-5640**. Cleon Lovette Smith, Petitioner *v.* *NSYNC, et al.;

No. **04-5753**. James A. Cochran, Petitioner *v.* Gene M. Johnson, Director, Virginia Department of Corrections;

No. **04-5766**. Tyrrall Farrow Cannon, Petitioner *v.* Department of Justice, et al.;

No. **04-5806**. Abdul M. Taalib-Din, Petitioner *v.* City of Detroit, Michigan, et al.;

No. **04-5838**. Norma Vaughan, Petitioner *v.* William Drew Vaughan, et al.;

No. **04-5847**. Donald Jones, Petitioner *v.* Shannon Villas Condominium Association;

No. **04-5880**. Charles D. Longley, Petitioner *v.* United States; and

No. **04-5893**. Lois Vaughan, Petitioner *v.* Putnam County, Florida, et al. Petitions for rehearing denied.

ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Anne Cole Adams	Montgomery, AL	J. Clayton Crenshaw
Jana Lynn Allen	Auburn, CA	Andrew A. Watson
Amy S Andrews	Canton, OH	Kathleen O. Tatarsky
Scott H. Angstreich	Washington, DC	Mark C. Hansen
Glenn K. Beaton	Denver, CO	Mark Andrew Perry
R. Lance Boldrey	Lansing, MI	Richard D. McLellan
Vickie S. Brandt	Dallas, TX	Eric D. Fein
James Thomas Burgess	Birmingham, AL	Thomas R. Elliott, Jr.
Harun Calehr	Houston, TX	Nomaan K. Husain
Natalie Jessica Carlos	Miami, FL	Raoul G. Cantero, III
Eric W. Cernyar	San Antonio, TX	Ted Dalton Lee
Michael N. Chesney	Cleveland, OH	Christopher C. Koehler
Steven G. Cox	Utica, NY	Carl James Boykin
Patrick Daniel Daly	Carbondale, IL	John C. Ryan
Nathan DeSai	Houston, TX	Kenneth Paul McDaniel
Scott William Dodson	Washington, DC	Theodore B. Olson
John Patrick Doherty	New York, NY	Joel B. Harris
Susan Marie Dunaway	Portland, OR	Harry Michael Auerbach
Dale W. Eikenberry	Indianapolis, IN	Douglas B. King

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
John J. Field	Rochester, NY	James Elliot Morris
Holly Geerdes	Atlanta, GA	Buddy Michael Mears
Camille Godwin	Tampa, FL	Kenneth Luke Connor
Barry L. Goldin	Allentown, PA	Michael George Shannon
G. Austin Goman	Detroit, MI	Nelson Akinyele Akinrinade
Todd Kevin Gravelle	Sault Ste. Marie, MI	Steven J. Morello
Zvi Greismann	Rockville, MD	Judith S. Bresler
Garrett Lawrence Hamilton	Bakersfield, CA	Michael J. Yraceburn
Zulema Hinojos-Fall	Seattle, WA	Fredric C Tausend
Wendy Ann Cole Hollingsworth	Ocean Springs, MS	Earl Lamar Denham
Brynda Rodriguez Insley	Atlanta, GA	James Thompson McDonald, Jr.
Allen Evans Jackson	McLean, VA	Matthew James Pappas
Hershell D Koger	Pulaski, TN	Joe W. Henry, Jr.
Luis Paulo A. Leme	McLean, VA	Alan M Dershowitz
John Peter Luther	Seattle, WA	Kenneth R. Russell
Donald Gordon Madison	Montgomery, AL	Eric Allison Bowen
Simon Robert Malko	Atlanta, GA	Ross A. Albert
Margaret Elizabeth Maxwell	Los Angeles, CA	Jeffrey Bradford Kahan
Timothy Worth McAfee	Norton, VA	Robert Tayloe Copeland
Charles M McDaniel	Atlanta, GA	John V Burch
Michael Scott McKenna	Carson City, NV	Brenda Jackson Erdoes
Steven Paul McSloy	New York, NY	Theodore V. H. Mayer

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
William J. Moore	Dallas, TX	Gregory Carr Noschese
Terri Silver Morgan	Austin, TX	Steven A. Fleckman
James S. Muller	Los Angeles, CA	Robert Mann
Valerie Ruth Newman	Detroit, MI	Jacqueline Jenni McCann
Tamar Pachter	San Francisco, CA	Kenneth P. Alex
Stephen Michael Pahides	Rosemont, PA	Robert L. Minor
George Harold Parker, Jr.	Fort Collins, CO	Gerald Leonard Spence
Daniel P. Randolph	Cincinnati, OH	Marissa Lynn Godby
Donna Rhea Rascoe	Raleigh, NC	Richard T. Boyette
Matt J. Reilly	Cedar Rapids, IA	Timothy S. White
Tani E. Sapirstein	Springfield, MA	Linda Jean Thompson
Joseph R. Saveri	San Francisco, CA	Michele Chickerella Jackson
Frederic Raymond Scott	Canton, OH	Kathleen O. Tatarsky
Steven C. Seeger	Chicago, IL	Garrett B. Johnson
Christopher E. Sherer	Hillsboro, IL	Herman G Bodewes
Everett P. Shockley	Dublin, VA	Richard W Davis
Peter B. Sloss	New Orleans, LA	Robert H. Murphy
Adrienne C. Snelling	Lebanon, PA	John R. Kelsey, III
Richard K. Tavani	Voorhees, NJ	Lisa Hibner Tavani
Mark L. Thomsen	Brookfield, WI	Edward Everett Robinson
Marshall J. Tinkle	Portland, ME	U. Charles Rommel, II
Konrad Lytell Trope	Los Angeles, CA	Steven B. Chameides
Ralph E. Trujillo	Albuquerque, NM	Joel Jacobsen
James Hilden Vance	Dillingham, AK	David Stanway Case

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Jeremy Daniel Warren	San Diego, CA	Richard Mark Barnett
Thomas David Warren	Cleveland, OH	Daniel Rubin Warren
J. Gregory Whitehair	Denver, CO	Mark Andrew Perry
Richard Lewis Wolf	Portland, OR	Dennis N. Balske
Jonathan L. Wolff	San Francisco, CA	Anya Binsacca
Ruby Rene Yeckley	Carson City, NV	Brenda Jackson Erdoes
Dennis Scott Zell	Burlingame, CA	Deborah Elaine Gregory Wilder

OPINIONS

No. **03-931**. Florida, Petitioner *v.* Joe Elton Nixon. 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 Ginsburg. The Chief Justice took no part in the decision of this case.

No. **02-1192**. Cooper Industries, Inc., Petitioner *v.* Aviall Services, Inc. On writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Judgment reversed, and case remanded to the United States Court of Appeals for the Fifth Circuit for further proceedings consistent with the opinion of this Court. Opinion by Justice Thomas. Dissenting opinion by Justice Ginsburg, with whom Justice Stevens joins.

No. **03-710**. Gerald Devenpeck, et al., Petitioners *v.* Jerome Anthony Alford. On writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Judgment reversed, and case remanded to the United States Court of Appeals for the Ninth Circuit for further proceedings consistent with the opinion of this Court. Opinion by Justice Scalia. The Chief Justice took no part in the decision of this case.

No. **03-407**. John F. Kowalski, Judge, 26th Judicial Circuit Court of Michigan, et al., Petitioners *v.* John C. Tesmer, et al. On writ of certiorari to United States Court of Appeals for the Sixth Circuit. Judgment reversed, and case remanded to the United States Court of Appeals for the Sixth Circuit for further proceedings consistent with the opinion of this Court. Opinion by The Chief Justice, announced by Justice Scalia.

Concurring opinion by Justice Thomas. Dissenting opinion by Justice Ginsburg, with whom Justice Stevens and Justice Souter join.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Alex J. Mili, Jr.	Wilmington, DE	Donn Devine
Timothy Lawrence Amos	Nashville, TN	Charles W. Swanson
Bruce Stephens Conley	Union City, TN	Charles W. Swanson
Dennis B. Francis	Knoxville, TN	Charles W. Swanson
J. Phillip Jones	Nashville, TN	Charles W. Swanson
Thomas L. Moore, Jr.	Dresden, TN	Charles W. Swanson
Juliana McGrory Newton	Nashville, TN	Charles W. Swanson
Loren E. Plemmons	Lenoir City, TN	Charles W. Swanson
Jimmy C. Smith	Troy, TN	Charles W. Swanson
Grace Elizabeth Speer	Memphis, TN	Charles W. Swanson
Harold Glenn Speer, Jr.	Memphis, TN	Charles W. Swanson
Kimberlee A. Waterhouse	Lenoir City, TN	Charles W. Swanson
Paul P. Bolus	Birmingham, AL	James Kevin Carroll
Gary Lane Howard	Birmingham, AL	James Kevin Carroll
Steven John Cologne	San Diego, CA	James Kevin Carroll
Thomas Richard Fier	San Mateo, CA	James Kevin Carroll
Christian J. Gascou	Los Angeles, CA	James Kevin Carroll
Rene J. Gascou, Jr.	Los Angeles, CA	James Kevin Carroll

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Earl John Imhoff	Los Angeles, CA	James Kevin Carroll
James Parton, III	San Francisco, CA	James Kevin Carroll
Stephen M. Smith	Long Beach, CA	James Kevin Carroll
Sharon Rose Werbel	Monterey Park, CA	James Kevin Carroll
Francis Henry Morrison, III	West Hartford, CT	James Kevin Carroll
Kara A. T. Murphy	Norwalk, CT	James Kevin Carroll
John Dames	Chicago, IL	James Kevin Carroll
Michael William Drumke	Chicago, IL	James Kevin Carroll
Martin Charles Sener	Chicago, IL	James Kevin Carroll
Susan L. Williams	New Albany, IN	James Kevin Carroll
David Bryce Barber	Louisville, KY	James Kevin Carroll
David Downing Gilliss	Baltimore, MD	James Kevin Carroll
Phillip Edward Johnson	Augusta, ME	James Kevin Carroll
Michael Patrick McNamee, Jr.	Minneapolis, MN	James Kevin Carroll
Jonathan Mark Engram	Winston-Salem, NC	James Kevin Carroll
Jane F. Langan	Lincoln, NE	James Kevin Carroll
Amie C. Martinez	Lincoln, NE	James Kevin Carroll
Ronald L. Snow	Concord, NH	James Kevin Carroll
Cathi A. Hession	New York, NY	James Kevin Carroll
Mendel Zilberberg	Brooklyn, NY	James Kevin Carroll

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Heather Christine Harker	Columbus, OH	James Kevin Carroll
Delfina Betancourt-Capo	San Juan, PR	James Kevin Carroll
Alfred Victor Rawl, Jr.	Columbia, SC	James Kevin Carroll
Matthew Clayton Crane	Seattle, WA	James Kevin Carroll
Philip Spear McCune	Seattle, WA	James Kevin Carroll
Alan Michael Singer	Chicago, IL	James Kevin Carroll

Adjourned until Monday, January 10, 2005, at 10 o'clock.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg and Justice Breyer.

ORDERS IN PENDING CASES

No. **03-388**. Dennis Bates, et al., Petitioners *v.* Dow Agrosciences LLC. Motion of Texas, et al., for leave to participate in oral argument as *amici curiae* and for divided argument denied.

No. **04-37**. Michael Clingman, Secretary, Oklahoma State Election Board, et al., Petitioners *v.* Andrea L. Beaver, et al. Motion of South Dakota, et al., for leave to participate in oral argument as *amici curiae* and for divided argument granted.

CERTIORARI GRANTED

No. **03-1237**. Merck KGaA, Petitioner *v.* Integra Lifesciences I, Ltd., et al. Motion of Eli Lilly and Company for leave to file a brief as *amicus curiae* granted. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit granted. Justice O'Connor and Justice Breyer took no part in the consideration or decision of this motion and this petition.

No. **03-10198**. Antonio Dwayne Halbert, Petitioner *v.* Michigan. Motion of petitioner for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the Court of Appeals of Michigan granted.

No. **04-169**. Graham County Soil & Water Conservation District, et al., Petitioners *v.* United States, ex rel. Karen T. Wilson. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit granted.

No. **04-368**. Arthur Andersen LLP, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit granted.

No. **04-514**. Ricky Bell, Warden, Petitioner *v.* Gregory Thompson. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for a writ of certiorari to the United States Court of Appeals for the Sixth Circuit granted limited to Question 2 presented by the petition.

No. **04-563**. Deneice A. Mayle, Warden, Petitioner *v.* Jacoby Lee Felix. 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 granted.

No. **04-603**. Grable & Sons Metal Products, Inc., Petitioner *v.* Darue Engineering & Manufacturing. 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.

No. **04-637**. Betty Mitchell, Warden, Petitioner *v.* John David Stumpf. 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 granted.

No. **04-6964**. Jay Shawn Johnson, Petitioner *v.* California. Motion of petitioner for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, granted.

SUPREME COURT OF THE UNITED STATES

Present: Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

Justice Stevens said: "The Chief Justice is unable to be present today, but reserves the right to participate in the consideration and decision of the cases on the basis of the briefs and the transcripts of the oral argument.

"Today's orders of the Court have been duly entered and certified, and filed with the Clerk, and they will not be otherwise announced."

CERTIORARI—SUMMARY DISPOSITION

No. **04-273**. Jon E. Ozmint, Director, South Carolina Department of Corrections, Petitioner *v.* Robert Lee Nance. On petition for writ of certiorari to the Supreme Court of South Carolina. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the Supreme Court of South Carolina for further consideration in light of *Florida v. Nixon*, 543 U. S. — (2004).

ORDERS IN PENDING CASES

No. **04M30**. Vartan P. Zenian, Petitioner *v.* District of Columbia Public Service Commission. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **04M31**. Charles Young, Jr., Petitioner *v.* S. E. Johnson Companies, Inc. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **04M32**. John V. Colen, Petitioner *v.* Los Angeles County Board of Supervisors, et al. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **04M33**. George A. DeLuca, Petitioner *v.* United States. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **04M34**. Jerry Mack Dorrrough, Petitioner *v.* United States. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **04M35**. Michael B. Ross, Petitioner *v.* Connecticut. Motion to defer consideration denied. Motion for leave to proceed *in forma pauperis* without an affidavit of indigency executed by petitioner denied.

No. **04M36**. Terry Allen Nisewarner, Petitioner *v.* United States. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **04M37**. Thomas J. Sibley, Petitioner *v.* Sixth RMA Partners, L. P., aka RMA Partners, L. P. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **04M38**. Luis Panezo, Petitioner *v.* Joseph Smith, Superintendent, Shawangunk Correctional Facility. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **105, Original**. Kansas, Plaintiff *v.* Colorado. Motion of the Special Master for interim fees and expenses granted, and the Special Master is awarded a total of \$10,060.80 for the period January 26, 2004, through November 16, 2004, to be paid equally by the parties.

No. **02-1672**. Roderick Jackson, Petitioner *v.* Birmingham Board of Education. Motion of respondent for leave to file a supplemental brief after argument denied.

No. **03-1693**. McCreary County, Kentucky, et al., Petitioners *v.* American Civil Liberties Union of Kentucky, et al. Motion of the Acting Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. **04-70**. Exxon Mobil Corporation, Petitioner *v.* Allapattah Services, Inc., et al.; and

No. **04-79**. Maria del Rosario Ortega, et al, Petitioners *v.* Star-Kist Foods, Inc. Motion for divided argument granted, to be divided as follows: 22½ minutes for the petitioner in No. 04-70; 22½ minutes for the respondent in No. 04-79; 22½ minutes for the respondents in No. 04-70; and 22½ minutes for the petitioners in No. 04-79. Request to argue the cases *seriatim* denied.

No. **04-278**. Town of Castle Rock, Colorado, Petitioner *v.* Jessica Gonzales, Individually and as Next Best Friend of Her Deceased Minor Children, Rebecca Gonzales, Katheryn Gonzales, and Leslie Gonzales. Motion of parties to dispense with printing the joint appendix granted.

No. **04-403**. Sinclair Haberman, Petitioner *v.* City of Long Beach, New York, et al. Motion of respondents for sanctions denied.

No. **04-575**. Dianne R. Nielson, Executive Director, Utah Department of Environmental Quality, et al., Petitioners *v.* Private Fuel Stor-

age, L.L.C., et al. The Acting Solicitor General is invited to file a brief in this case expressing the views of the United States.

No. **04-828**. Peter Evans and Detree Jordan, Petitioners *v.* Denis Stephens, et al. Motion of petitioners to expedite consideration of the petition for writ of certiorari denied.

No. **04-5318**. David L. Carter, Petitioner *v.* United States. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* denied.

No. **04-5426**. Raymond Donald Clark, Jr., Petitioner *v.* United States District Courts for the Central and Northern Districts of California. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* denied.

No. **04-6290**. Charles William Levy, Petitioner *v.* Fairfax County, Virginia, et al. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* denied.

No. **04-7036**. Vincent M. Ventimiglia, Petitioner *v.* St. Louis County, Missouri, et al. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner allowed until January 31, 2005, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

No. **04-7056**. David Muresan, Petitioner *v.* Washington Department of Social and Health Services. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner allowed until January 31, 2005, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

No. **04-7117**. Mary Newman Afful, Petitioner *v.* John D. Ashcroft, Attorney General. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner allowed until January 31, 2005, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

No. **04-7160**. In Re Regina Bledsoe, Petitioner. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner allowed until January 31, 2005, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

No. **04-7296**. Angel Ruiz Rivera, Petitioner *v.* Commissioner of Internal Revenue. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner allowed until January 31, 2005, within

which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

CERTIORARI DENIED

No. **04-120**. J. B. Parker, Petitioner *v.* Florida. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **04-126**. Illinois, Petitioner *v.* Mary Braggs. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. **04-256**. Felix Ilkechukwu Asika, Petitioner *v.* John D. Ashcroft, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-301**. Office of the Commissioner of Baseball, et al., Petitioners *v.* Major League Umpires Association, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-318**. Samuel T. Poole, Petitioner *v.* Family Court of New Castle County, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-356**. Oscar W. Egervary, Petitioner *v.* Virginia Young, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-381**. De Shen, Petitioner *v.* T. D. Waterhouse Investor Service, Inc. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-389**. Harry L. Maynard, Petitioner *v.* Keith Nygren, Sheriff, McHenry County, Illinois. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-392**. Margaret Palcko, Petitioner *v.* Airborne Express, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-397**. Former Employees of Marathon Ashland Pipe Line, LLC, Petitioner *v.* Elaine L. Chao, Secretary of Labor. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-398**. Mark Glukowsky, Petitioner *v.* Equity One, Inc. Petition for writ of certiorari to the Supreme Court of New Jersey denied.

No. **04-405**. Margaret Hudson, Petitioner *v.* Metropolitan Government of Nashville and Davidson County, Tennessee. Petition for writ

of certiorari to the Court of Appeals of Tennessee, Middle Division, denied.

No. **04-423**. China North Industries Corporation, a Chinese Entity aka Norinco, Petitioner *v.* Lilian S. Iletto, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-430**. Lifestar Ambulance Service, Inc., et al., Petitioners *v.* United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-449**. Michael David Lamont, Jr., Petitioner *v.* Christine O'Donnell, et vir. Petition for writ of certiorari to the Supreme Court of Oregon denied.

No. **04-468**. AG Industrial Manufacturing Inc., et al., Petitioners *v.* Waterkeepers Northern California, dba Deltakeeper, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-477**. Chiron Corporation, Petitioner *v.* Genentech, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-479**. Donald E. Armstrong, Petitioner *v.* Roger G. Segal, as Trustee of the Mountain Pacific Ventures, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-487**. Peter S. Visnic, et al., Petitioners *v.* Nortel Networks Corporation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-492**. John L. Corrigan, Petitioner *v.* Washington. Petition for writ of certiorari to the Superior Court of Washington, Adams County, denied.

No. **04-498**. Justin M. Jacobs, Petitioner *v.* H. Roger Lawler, et al. Petition for writ of certiorari to the Court of Appeal of California, Sixth Appellate District, denied.

No. **04-501**. Beverly Headspeth, Petitioner *v.* Georgia. Petition for writ of certiorari to the Court of Appeals of Georgia denied.

No. **04-506**. David L. Clevinger, Jr. and Jerold J. Hawkins, Petitioners *v.* Diversified Telecom Service, Inc. Petition for writ of certiorari to the Supreme Court of Nebraska denied.

No. **04-508**. Johnna E. Burton, Petitioner *v.* Buckner Children & Family Services, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-516**. Leshia Donaldson, et al., Petitioners *v.* Leon Lott, Sheriff, Richland County, South Carolina, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-518**. H&R Block, Inc., et al., Petitioners *v.* Lynne A. Carnegie, on Behalf of Herself and All Others Similarly Situated. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-519**. Udo Birnbaum, Petitioner *v.* Law Offices of G. David Westfall, P.C., et al. Petition for writ of certiorari to the Court of Appeals of Texas, Fifth District, denied.

No. **04-521**. Darrell G. Ober, Petitioner *v.* Rick Brown, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-523**. John R. Wyss, Individually and as Guardian Ad Litem of James Russell Beamer Wyss, Petitioner *v.* City of Hoquiam, Washington, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-524**. Thomas Edward Tracy, Petitioner *v.* Andrea Lyn Tracy, aka Andrea Cockfield, et al. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Middle District, denied.

No. **04-525**. Lac Courte Oreilles Band of Lake Superior Chippewa Indians of Wisconsin, et al., Petitioners *v.* United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-526**. Christopher Scott Hughes and Thomas Porter Cloyd, Petitioners *v.* Charlie Crist, Attorney General of Florida. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-528**. Womack+Hampton Architects, L.L.C., Petitioner *v.* Metric Holdings Limited Partnership, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-535**. Laura Esther Gonzalez-Hernandez and Julian Moncada-Gonzalez, Petitioners *v.* John D. Ashcroft, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-538**. Leo Luther Davis, Petitioner *v.* Mississippi. Petition for writ of certiorari to the Court of Appeals of Mississippi denied.

No. **04-545**. Javier Hernandez-Angeles, Petitioner *v.* John D. Ashcroft, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-547**. Paul Trunnell, Petitioner *v.* Summit County, Utah, et al. Petition for writ of certiorari to the Court of Appeals of Utah denied.

No. **04-549**. Edmund Orok Edem, Petitioner *v.* United States District Court for the Eastern District of New York. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-550**. Ralph Nader, et al., Petitioners *v.* Linda S. Serody, et al. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Middle District, denied.

No. **04-551**. David F. Albright, Petitioner *v.* Neighborhood Development Collaborative; and

No. **04-552**. Morton L. Ginsberg, Petitioner *v.* Neighborhood Development Collaborative. Petitions for writs of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-553**. Sylvia Sierra, Petitioner *v.* Florida Department of Transportation. Petition for writ of certiorari to the District Court of Appeal of Florida, Second District, denied.

No. **04-558**. Todor Krumov Simeonov, Petitioner *v.* John D. Ashcroft, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-560**. Blaustein & Reich, Inc., dba Bob's Gun & Tackle Shop, Petitioner *v.* Carl J. Truscott, Director, Bureau of Alcohol, Tobacco, Firearms, and Explosives. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-562**. Patricia J. Skonieczny, Petitioner *v.* Economy Borough Municipal Authority. Petition for writ of certiorari to the Commonwealth Court of Pennsylvania denied.

No. **04-564**. Lori A. Cass, Petitioner *v.* Suffolk County Correctional Facility, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-565**. Frederick Edwards, Petitioner *v.* Barton Protective Services, Inc., et al. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **04-566**. J. Edward Walters, Petitioner *v.* Daughters of Charity National Health System, Inc., dba Providence Hospital, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-567**. Talmidge International, Ltd., et al., Petitioners *v.* Vinod Kumar Dahiya. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-573**. Chesapeake Bay Fishing Company, L.C., Petitioner *v.* Golden Nugget, Incorporated, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-578**. Violet Serrato, Petitioner *v.* Joshua Kaplan, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-580**. Ronald Sorenson, Petitioner *v.* New York, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-583**. MacDonald Letter Service, Inc., Petitioner *v.* Michael Marshall, Secretary of the Iowa Senate, et al. Petition for writ of certiorari to the Court of Appeals of Iowa denied.

No. **04-584**. Nataliya Vladimironva Kondakova, Yuriy Leonidovich Kondakova, and Olga Yrievna Kondakova, Petitioners *v.* John D. Ashcroft, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-588**. Richard F. Oliver, Petitioner *v.* Department of the Army. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-601**. Darrell Lee Shafer, Petitioner *v.* Maggie Miller-Stout, Superintendent, Airway Heights Corrections Center. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-604**. City of Tucson, Arizona, et al., Petitioners *v.* Dennis David McCulley. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-608**. David Gene Lewis, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-612**. Kumar Amaraneni, Administrator of the Estate of Amaraneni Venkataramiah, et al., Petitioners *v.* Gulf Coast Research Laboratory, et al. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. **04-614**. Karen Ann F. Kelly, Petitioner *v.* Orange County, California. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-615**. Howard Jay Kaplan, Petitioner *v.* Mary Berghuis, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-625**. Gerard N. Haas, Jr., Petitioner *v.* Wisconsin, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-627**. Darrick Martinez, Petitioner *v.* Rosie Garcia, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-628**. Allen V. Jaffee, Petitioner *v.* Lisa Spickler Goodwin, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-629**. Pete K. Rahn, Director, Missouri Department of Transportation, et al., Petitioners *v.* Thomas Robb, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-630**. John A. Rullan, Secretary, Puerto Rico Department of Health, et al., Petitioners *v.* Carlos Morales Feliciano, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-632**. Beni-Jo N. Kuamoo and Richard L. Kela, Petitioners *v.* United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-633**. David Royce Pratt, Petitioner *v.* Mike Nelson, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-634**. Peabody Coal Company, et al., Petitioners *v.* Navajo Nation. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-635**. George Gabanski, Petitioner *v.* Archie S. Maclean, et al. Petition for writ of certiorari to the District Court of Appeal of Florida, Second District, denied.

No. **04-636**. Friends of Falun Gong, et al., Petitioners *v.* Pacific Culture Enterprise, Inc., dba The China Press, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-639**. Houd Zeidan, Petitioner *v.* John D. Ashcroft, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-640**. 1690 Cobb L.L.C., dba Waterpipe World, et al., Petitioners *v.* City of Marietta, Georgia, et al. Petition for writ of certiorari to the Superior Court of Georgia, Cobb County, denied.

No. **04-642**. Dippin' Dots, Inc., Petitioner *v.* Frosty Bites Distribution, LLC. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-643**. Carol Barnes, Petitioner *v.* Michael Rozman, John Capriotti, PSP, and Joanna Reynolds. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-644**. Eddie L. Brooks, Petitioner *v.* Phillip A. Kingston, Acting Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-648**. Tamara Rhinehart, Petitioner *v.* Utah. Petition for writ of certiorari to the District Court of Utah, Cache County, denied.

No. **04-653**. Bryan E. Culwell, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-654**. Debra A. McDonald, Executrix of the Estate of Barbara Roger, Petitioner *v.* United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-656**. Jun Zhang, Petitioner *v.* John D. Ashcroft, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-662**. Javier Zamacona-Escalera, Petitioner *v.* John D. Ashcroft, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-664**. Loop Corp., et al., Petitioners *v.* United States Trustee. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-669**. Logan L. Nichols, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-671**. Edward VanGuilder, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **04-673**. Moody National Bank of Galveston, Petitioner *v.* GE Life and Annuity Assurance Company. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-678**. George C. W. Goodman, Petitioner *v.* Bowdoin College. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-680**. Coleman Jackson, et al., Petitioners *v.* Walter S. Ray, Jr., et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-683**. Bill H. Barbee, et al., Petitioners *v.* Colonial Healthcare Center, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-685**. James A. Traficant, Jr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-700**. Stephanie R. Traum, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Armed Forces denied.

No. **04-706**. Michael Ancona, Petitioner *v.* Connecticut. Petition for writ of certiorari to the Supreme Court of Connecticut denied.

No. **04-707**. Lawrence Charles Bowman, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-709**. Erika Elaine Sifrit, Petitioner *v.* Maryland. Petition for writ of certiorari to the Court of Appeals of Maryland denied.

No. **04-725**. Wilhemina Simmons, Petitioner *v.* Kmart Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-733**. Michael Ben Graves, Petitioner *v.* Mary M. Schroeder, Chief Judge, United States Court of Appeals for the Ninth Circuit, et al.; and Michael Ben Graves, Petitioner *v.* Gary Feess, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-738**. Clair A. Callan, Petitioner *v.* George W. Bush, President of the United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-756**. Gary Anderson, Louis Scohy, and George Squier, Petitioners *v.* International Union, United Plant Guard Workers of

America, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-767**. Ralph Dewayne Moore, Petitioner *v.* Tennessee Department of Children's Services. Petition for writ of certiorari to the Court of Appeals of Tennessee, Eastern Division, denied.

No. **04-5160**. Calvin Gross, Petitioner *v.* Louisiana. Petition for writ of certiorari to the Court of Appeal of Louisiana, First Circuit, denied.

No. **04-5161**. Calvin Gross, Petitioner *v.* Louisiana. Petition for writ of certiorari to the Court of Appeal of Louisiana, First Circuit, denied.

No. **04-5333**. Dennis Townsell, Petitioner *v.* Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. **04-5463**. Osama Awadallah, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-5578**. Gary Sigmund Corum, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-5723**. Michael L. Riley, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5795**. John Michael Perkins, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5863**. Jorge Grajeda-Ramirez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-5899**. Patrick Sean Hardy, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-5957**. Ernest Scott Shelton, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5959**. Kevin Brinkley, Petitioner *v.* Frank D. Gillis, Superintendent, State Correctional Institution at Coal Township, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-5981**. Eugene Bush, Petitioner *v.* Joseph Smith, Superintendent, Shawangunk Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-5983**. Jose Arturo Reyes, Petitioner *v.* Edward McElroy. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-5990**. Yolanda N. Wayne, Petitioner *v.* Santa Clara Valley Transportation Authority. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6006**. Cardinal Marvin Dames, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6046**. Byron Leonel Portillo, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6136**. Andre Lamont Maye, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6257**. Martin Esparaza-Varela, aka Gene Zamora, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-6316**. Rafael Arrieta-Buendia, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-6346**. Thomas Affinito, Petitioner *v.* Roy L. Hendricks, Administrator, New Jersey State Prison, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6368**. Raphyal Crawford, aka Aarmyl Crawford, Petitioner *v.* United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6403**. Juan Recio-Vallejo, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6416**. Guy Christopher Brooks, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6482**. Jermene E. Bonner, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6552**. Chauncey Jamal Veasley, Petitioner *v.* California. Petition for writ of certiorari to the Supreme Court of California denied.

No. **04-6562**. Christopher Langdon, Petitioner *v.* T. L. Mallonee, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6578**. John Graber, Petitioner *v.* Ohio. Petition for writ of certiorari to the Court of Appeals of Ohio, Stark County, denied.

No. **04-6621**. Shan Carter, Petitioner *v.* North Carolina. Petition for writ of certiorari to the Court of Appeals of North Carolina denied.

No. **04-6629**. Jesus Emmanuel Paredes, Jr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6684**. Travis E. Glass, Petitioner *v.* Missouri. Petition for writ of certiorari to the Supreme Court of Missouri denied.

No. **04-6688**. David Scott Franks, Petitioner *v.* Georgia. Petition for writ of certiorari to the Supreme Court of Georgia denied.

No. **04-6740**. Timothy Hoffner, Petitioner *v.* Ohio. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **04-6760**. George St. Helen, Petitioner *v.* David Miller, Superintendent, Eastern New York Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-6766**. Jens Soering, Petitioner *v.* H. Randolph Powell, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6767**. Alton D. Brown, Petitioner *v.* Conner Blaine, Jr., et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6778**. Eric Martin, Petitioner *v.* Barry Koljonen, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6779**. Leon W. Law, Petitioner *v.* Lawrence Kelly, Superintendent, Central Mississippi Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6782**. Joel A. Mensch, Petitioner *v.* Pennsylvania. Petition for writ of certiorari to the Superior Court of Pennsylvania, Harrisburg Office, denied.

No. **04-6785**. Melburn Buster Robison, Petitioner *v.* Oklahoma. Petition for writ of certiorari to the Court of Criminal Appeals of Oklahoma denied.

No. **04-6786**. Dale Devon Scheanette, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **04-6789**. Richard Strong, Petitioner *v.* Missouri. Petition for writ of certiorari to the Supreme Court of Missouri denied.

No. **04-6793**. Leonardo Frazier, Petitioner *v.* Margaret Bagley, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6799**. Dolan Franklin, Petitioner *v.* Burl Cain, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6802**. Alan Humphrey, Petitioner *v.* Pharm Chemical Laboratory, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **04-6804**. Kim Polonczyk, Petitioner *v.* Marilyn Polonczyk, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6807**. Jin Wai, aka Johnny Chu, Petitioner *v.* Brian S. Fischer, Superintendent, Sing Sing Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-6809**. Anthony Jerome Wilson, Petitioner *v.* James V. Peguese, Warden. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. **04-6814**. Nolie Deal Sampson, Petitioner *v.* Gene M. Johnson, Director, Virginia Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6817**. Rayvon L. Boatman, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6819**. Marvin Cobb, Petitioner *v.* Court of Appeals of California, Second Appellate District, Division Five. Petition for writ of certiorari to the Supreme Court of California denied.

No. **04-6820**. Kenneth Cavanaugh-Bey, Petitioner *v.* District of Columbia, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6822**. Alden J. Daniel, Jr., Petitioner *v.* Ellie M. Cantrell, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6824**. Bruce A. Quarles, Petitioner *v.* James A. Lineberger. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6826**. Archie Dixon, Petitioner *v.* Ohio. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **04-6827**. Brenda Clarke, Petitioner *v.* Clarice Stovall, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6834**. Cornelius Nelson, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6836**. Herman Byron Butler, Jr., Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6838**. Gabriel M. Robles, Petitioner *v.* Goody's Family Clothing, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6841**. Edward Buggage, Petitioner *v.* Sheehan Pipeline Construction Company. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-6842**. Javier Bernal Jimenez, Petitioner *v.* Michael Yarborough, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6849**. Michell Blanco, Petitioner *v.* E. K. McDaniel, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6854**. Lawrence Dale Spidle, Petitioner *v.* Missouri. Petition for writ of certiorari to the Court of Appeals of Missouri, Western District, denied.

No. **04-6855**. Jarey Stewart, Petitioner *v.* Jeanne S. Woodford, Director, California Department of Corrections. Petition for writ of cer-

tiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6862**. George Alarick Jones, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6864**. Alberto Aguilera, Petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, Division Three, denied.

No. **04-6866**. G. Mark Seals, Petitioner *v.* City of Wheeling, West Virginia, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6870**. Guillermo Alfonso Salazar-Velasquez, Petitioner *v.* John D. Ashcroft, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-6871**. Cedric Thompson, Petitioner *v.* Mississippi. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. **04-6873**. Stanley Ezell Singleton, Petitioner *v.* John Marshall, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6874**. Oscar Ruiz, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6876**. Paul Travis Sanwick, Petitioner *v.* Utah. Petition for writ of certiorari to the Court of Appeals of Utah denied.

No. **04-6879**. Darrell L. Ricks, Petitioner *v.* James V. Peguese, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6880**. Okocci Remoi, Petitioner *v.* Klein, C. O., et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6881**. Luther Douglas, Petitioner *v.* Florida. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **04-6884**. Michael Davis, Petitioner *v.* Ana R. Duarte, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6890**. Shelma Welsh, Petitioner *v.* Jo Anne B. Barnhart, Commissioner of Social Security. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6891**. Kime-Ya I. Troupe, Petitioner *v.* Jo Anne B. Barnhart, Commissioner of Social Security. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6894**. Jimmy R. Watson, Petitioner *v.* C. M. Lensing, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6895**. Glenn Leo Williams, Petitioner *v.* Louisiana. Petition for writ of certiorari to the Court of Appeal of Louisiana, Fourth Circuit, denied.

No. **04-6897**. Tyrone Wallace, Petitioner *v.* Cheryl Pliler, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6902**. Mary L. Hill, Petitioner *v.* Miami-Dade County Mayor, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6904**. Christopher Havard, Petitioner *v.* Doug McArthur, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6905**. Phillip D. Holland, Petitioner *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Fourth District, denied.

No. **04-6906**. Tyrone L. Hill, Petitioner *v.* Don Roper, Superintendent, Potosi Correctional Center. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-6908**. Steven J. Acklin, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6909**. Melvin Bradley, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6910**. Lonnie Scott Ross, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6915**. David Garcia, Petitioner *v.* James Conway, Superintendent, Attica Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-6926**. Phillip J. Townsend, Petitioner *v.* Blaine Lafler, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6928**. W. M., et al., Petitioners *v.* Court Services Offender Supervision Agency. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **04-6930**. Anthony LaMarca, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **04-6931**. Gregorio Alcaraz Maldonado, Petitioner *v.* Jeanne S. Woodford, Director, California Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6934**. Glen L. Jones, Petitioner *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, Fourth District, denied.

No. **04-6936**. John Jay Humphrey, Petitioner *v.* New York. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-6940**. Grace Olufunmilola Akingbala, Petitioner *v.* John D. Ashcroft, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6942**. Melvin Aponte, Petitioner *v.* Pennsylvania. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Eastern District, denied.

No. **04-6943**. Todd Jeffrey Ensworth, Petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, Division Three, denied.

No. **04-6946**. Wes Crawford, aka Tynell Giles, Petitioner *v.* Paul Annetts, Superintendent, Wallkill Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-6952**. Angelon Pardon, Petitioner *v.* Johnnie W. Jones, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6955**. Darrell W. Lunsford, Petitioner *v.* Howard Carlton, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6958**. James Dwight Thomas, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6960**. James Lewis DeRosa, Petitioner *v.* Oklahoma. Petition for writ of certiorari to the Court of Criminal Appeals of Oklahoma denied.

No. **04-6965**. Antoine Johnson, Petitioner *v.* Roy A. Castro, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6971**. Luke Traylor, Petitioner *v.* South Carolina. Petition for writ of certiorari to the Supreme Court of South Carolina denied.

No. **04-6975**. Robert Lee Jones, Jr., Petitioner *v.* Calvin Henderson, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6977**. Victor Martinez, Petitioner *v.* Ronald Smith. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6978**. Okukolade Lawal, Petitioner *v.* John D. Ashcroft, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6985**. Esteban Arevalo, Jr., Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6988**. Matthew Williams, Petitioner *v.* Margaret Bradshaw, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6996**. Ronald Wayne Cady, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Appeals of Texas, Fifth District, denied.

No. **04-6998**. Clinton Joseph Slone, Petitioner *v.* Yavapai County, Arizona, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7000**. Lionel Dalton Murphy, Jr., Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institu-

tions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7002**. Leroy Bernardez, Petitioner *v.* Silvia Garcia, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7007**. Johnnie Tasby, aka Akili S. Amen-Ra, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7009**. Lucio Ortega Flores, Petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Fifth Appellate District, denied.

No. **04-7013**. Eligio Espinal, Petitioner *v.* Brian Fischer, Superintendent, Sing Sing Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-7015**. John Casteel, Petitioner *v.* Wisconsin. Petition for writ of certiorari to the Court of Appeals of Wisconsin, District III, denied.

No. **04-7016**. Milton Merle Milburn, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Appeals of Texas, Third District, denied.

No. **04-7017**. Matthew S. Delio, Petitioner *v.* New York. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-7018**. John Paul Turner, Petitioner *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **04-7020**. Carlos Wade, Petitioner *v.* David Dormire, Superintendent, Missouri State Penitentiary. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-7021**. Jaleh Wilkinson, Petitioner *v.* California. Petition for writ of certiorari to the Supreme Court of California denied.

No. **04-7022**. Michael Twiggs, Petitioner *v.* David DiGuglielmo, Superintendent, State Correctional Institution at Graterford, et al. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Eastern District, denied.

No. **04-7030**. Dorothy A. Lewis, Petitioner *v.* AMR, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-7031**. Robert Joe McSpadden, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7032**. Michael Wayne Due, Petitioner *v.* Jim Hamlet, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7034**. Jerold Lamont Usher, Petitioner *v.* Calvin West, Superintendent, Elmira Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-7035**. Eric Turner, Petitioner *v.* Carl Humphrey, Warden. Petition for writ of certiorari to the Superior Court of Georgia, Mitchell County, denied.

No. **04-7044**. James Everett, III, Petitioner *v.* Pennsylvania, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-7046**. Alan R. Vaughn, Petitioner *v.* City of North Branch, Minnesota, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-7049**. John R. Lay, Petitioner *v.* Gene M. Johnson, Director, Virginia Department of Corrections. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **04-7050**. Curtis W. Hart, Petitioner *v.* Multnomah County, Oregon, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7051**. Curtis W. Hart, Petitioner *v.* United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7053**. Omar Askia Ali, fka Edward Sistrunk, Petitioner *v.* Martin L. Dragovich, Superintendent, State Correctional Institution at Chester, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-7055**. Neal K. Ostler, Petitioner *v.* Utah, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-7058**. Thomas J. Paul, Jr., Petitioner *v.* Denise Fox, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-7062**. Daniel Seun Lawal, aka Babatunde Akin Korede, Petitioner *v.* John D. Ashcroft, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7063**. Rodney Manning, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7064**. Eughinia Jones, Petitioner *v.* David DiGuglielmo, Superintendent, State Correctional Institution at Graterford, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-7072**. Willie J. Barnes, Jr., Petitioner *v.* Florida. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7075**. Zandle Rodrick Bode, Petitioner *v.* Michael Yarborough, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7077**. Thomas Everett Nix, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7078**. Charles Pitts, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7079**. Terry Dutrieville, Petitioner *v.* Pennsylvania. Petition for writ of certiorari to the Superior Court of Pennsylvania, Harrisburg Office, denied.

No. **04-7080**. William J. Dockeray, Jr., Petitioner *v.* Joe Fernald, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7081**. Robert R. Jones, Petitioner *v.* Gene M. Johnson, Director, Virginia Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7082**. Yah-Ya Mandelaka, Petitioner *v.* Stan W. Taylor, Jr., Commissioner, Delaware Department of Correction, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-7084**. Abdur-Raqib Mutawakki Rashad, aka Francis Melvin Jones, Petitioner *v.* Maryland. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. **04-7085**. Janice L. Schrader, Petitioner *v.* Jo Anne B. Barnhart, Commissioner of Social Security. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7087**. Joseph Colonel, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7088**. Darrell W. Cook, Jr., Petitioner *v.* Virginia. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7089**. Jorge Escareno, Petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **04-7090**. Chad Landrum, Petitioner *v.* Tom L. Carey, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7091**. Thomas Bates, Petitioner *v.* Michael Grant, Superintendent, Southeastern Correctional Center. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-7095**. John C. Montue, Petitioner *v.* National Concrete Cutting Company, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7097**. Frank Nali, Petitioner *v.* Blue Cross Blue Shield of Michigan. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. **04-7099**. Phillip Jeffery Terry, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **04-7103**. Peter Wasko, Petitioner *v.* Herbert M. Silverberg. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-7104**. Rayford Lewis Burke, Petitioner *v.* North Carolina. Petition for writ of certiorari to the Superior Court of North Carolina, Iredell County, denied.

No. **04-7106**. Rodney Clay Evans, Petitioner *v.* Don Roper, Superintendent, Potosi Correctional Center. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-7110**. Roger Owens, Petitioner *v.* Florida. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **04-7114**. David A. Harington, Petitioner *v.* Michael Budge, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7115**. Anthony Fielder, Petitioner *v.* Thomas Lavan, Superintendent, State Correctional Institute at Dallas, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-7116**. Felix Lyle Cowan, Petitioner *v.* Gary L. Johnson, Executive Director, Texas Department of Criminal Justice, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7118**. Emmanuel Kewu Ameh, Petitioner *v.* John D. Ashcroft, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7119**. Nathaniel Mitchell, Petitioner *v.* Louisiana. Petition for writ of certiorari to the Court of Appeal of Louisiana, Second Circuit, denied.

No. **04-7121**. Garyon Tracy Nettles, Petitioner *v.* Anthony Newland, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7122**. Jenean McBrearty, Petitioner *v.* Central Texas College, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7124**. George W. Shope, Petitioner *v.* Puerto Rico. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-7127**. James E. Pesci, Petitioner *v.* Richard Gansheimer, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-7128**. Waddell Bynum, Petitioner *v.* Fulton-DeKalb Hospital Authority, dba Grady Memorial Hospital. Petition for writ of certiorari to the Superior Court of Georgia, Fulton County, denied.

No. **04-7130**. David Martinez, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Divi-

sion. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7133**. Thomas Woodberry, Petitioner *v.* Kansas, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-7134**. John A. Purvis, Petitioner *v.* Time & Life Building. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-7136**. Gary Wade Williams, Petitioner *v.* Sandra Carter, Superintendent, Clallam Bay Corrections Center, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7138**. Linnell Phipps, Petitioner *v.* Washington. Petition for writ of certiorari to the Court of Appeals of Washington, Division 1, denied.

No. **04-7139**. Alice F. Ceasar, Petitioner *v.* United Services Automobile Association, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7140**. Robert De La Garza, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7143**. Shawn E. Pauling, Petitioner *v.* Colie Rushton, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7144**. Luis Perez, Petitioner *v.* Massachusetts. Petition for writ of certiorari to the Superior Court of Massachusetts, Middlesex County, denied.

No. **04-7146**. Matthew Sandoval, Petitioner *v.* Joseph McGrath, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7147**. Marvin B. Davis, Jr., Petitioner *v.* Roger Werholtz, Secretary, Kansas Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-7148**. David Lee Atland, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7150**. James Magee, Petitioner *v.* Thomas Lavan, Superintendent, State Correctional Institution at Dallas, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-7151**. Caesar Castro Ruiz, Petitioner *v.* Joseph McGrath, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7152**. Martha Jean Valentine, Petitioner *v.* Carrier Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-7156**. Kevin Davis, Petitioner *v.* Pennsylvania. Petition for writ of certiorari to the Superior Court of Pennsylvania, Philadelphia Office, denied.

No. **04-7161**. Felix Delgado Parreno, aka Felix Delgado, Petitioner *v.* Michael Yarborough, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7162**. Gabble Lee Mitchell, Petitioner *v.* Tennessee, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-7165**. Farris Burrell, Petitioner *v.* Stephen Bullard, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7166**. Robert Earl Kroncke, Petitioner *v.* Arizona. Petition for writ of certiorari to the Court of Appeals of Arizona, Division One, denied.

No. **04-7167**. Salramon Gonzales, Petitioner *v.* North Carolina. Petition for writ of certiorari to the Court of Appeals of North Carolina denied.

No. **04-7172**. Frank Hubbard, Petitioner *v.* Terrance Moore, Administrator, East Jersey State Prison, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-7173**. Carla Yvette Holte, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7176**. Vickie L. McIver Roberts, Petitioner *v.* Director, Baptist Hospital and Medical Center, Employee Relations. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7177**. Salim Shamoun, Petitioner *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **04-7183**. Dale Page, Petitioner *v.* Eliot L. Spitzer, Attorney General of New York, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-7186**. Mark Lenard Williams, Petitioner *v.* New York. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, Fourth Judicial Department, denied.

No. **04-7189**. Adam Delgado, Petitioner *v.* R. Q. Hickman, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7190**. Milton Ray Pollock, Petitioner *v.* California. Petition for writ of certiorari to the Supreme Court of California denied.

No. **04-7191**. John A. Purvis, Jr., Petitioner *v.* Presidential Plaza, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-7192**. Eileen Crowell, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7193**. Preston William Braxton, Jr., Petitioner *v.* L. R. Blanks, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7194**. Cheryl R. Richardson, Petitioner *v.* Safeway, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-7197**. Jay Taylor Brown, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7198**. Jacinto Solis, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7199**. Ronnie Bethea, Petitioner *v.* David DiGuglielmo, Superintendent, State Correctional Institution at Graterford, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-7201**. Roy S. Parrott, Petitioner *v.* Douglas Gehrke, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-7208**. Christopher Evans Hubbart, Petitioner *v.* Robert Knapp, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7226**. Jeffrey James Worden, Petitioner *v.* Millicent Warren, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-7229**. James N. Parsons, Petitioner *v.* Janette H. Price, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-7232**. Edward Bontkowski, Petitioner *v.* United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-7233**. Michael D. Trusiani, Petitioner *v.* Maine. Petition for writ of certiorari to the Supreme Judicial Court of Maine denied.

No. **04-7234**. Claudio Zarate, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7238**. Michael Anthony Wood, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-7241**. Steven Edgar Spencer, Petitioner *v.* North Carolina. Petition for writ of certiorari to the Court of Appeals of North Carolina denied.

No. **04-7246**. James L. Alston, Petitioner *v.* The Hearst Corporation, aka Hearst Business Communications, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7248**. James Arthur Smith, Jr., Petitioner *v.* Arizona. Petition for writ of certiorari to the Superior Court of Arizona, Maricopa County, denied.

No. **04-7250**. Brandon Smith, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7251**. Michael C. Parker, Petitioner *v.* Paul Renico, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-7254**. Lance Jones, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-7257**. Victor Copado-Jaramillo, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-7260**. Mario Alberto Corona-Solorzano, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7262**. Jimmy Santiago, Petitioner *v.* Shelton Frey, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-7264**. Paul Wayne Holt, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7268**. Donald Loftin, Petitioner *v.* Roy L. Hendricks, Administrator, New Jersey State Prison, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-7272**. Jeffrey Hammer, Petitioner *v.* Amazon.com. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-7276**. Curtis J. Hardy, aka Curtis Jerome Hardy, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7277**. Yesenia Solis Gonzalez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7279**. Jay Todd Hessman, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-7280**. Frank R. Harmon, Petitioner *v.* Maggie Miller-Stout, Superintendent, Airway Heights Corrections Center. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7283**. Christopher Hallmark, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7284**. Baron Haynes, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-7287**. Derrice Deshawn Rohn, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7288**. Larry D. Reynolds, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7299**. David John Cannon, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7303**. Paul E. Free, Petitioner *v.* Unknown Officers of the Bureau of Prisons, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-7309**. Thomas R. Fuller, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-7310**. Felix Herrera, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-7318**. Ignacio Castro-Balderas, aka Stephen Medina-Telfino, aka Alfonso Luna, Petitioner *v.* United States; Norma Alicia Arvizio-Enriquez, Petitioner *v.* United States; Abel Chavez-Martinez, Petitioner *v.* United States; Jose Guadalupe Moreno-Amaya, aka Enrique Garcia, aka Jose G. Moreno, aka Jose Guadalupe Moreno, aka Jose Moreno, Petitioner *v.* United States; Gustavo Rodriguez-Lopez, Petitioner *v.* United States; and Alfredo Soto-Vaquera, aka Alfred Soto, aka Alfredo Soto, aka Alfredo Vaguerra Soto, aka Alfredo Soto Vaguerra, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7320**. Aurelio Santana-Martinez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7321**. Louise Rhodes, Petitioner *v.* Office of Personnel Management. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-7322**. Roberto Sanchez-Gomez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7323**. Juan Carlos Cisneros-Muniz, Petitioner *v.* United States; and Angel Navarrete-Morales, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7324**. Tomas Aguilar-Garcia, Petitioner *v.* United States; Carlos Bracero-Lemus, Petitioner *v.* United States; Alfredo Centeno-Sanchez, Petitioner *v.* United States; Jose Esparza-Robles, Petitioner *v.* United States; Servando Gonzalez-Vallejo, Petitioner *v.* United States; Miguel Mendieta-Gomez, Petitioner *v.* United States; Jorge Nava-Alvarez, Petitioner *v.* United States; Enrique Delgado-Perez, Petitioner *v.* United States; Margarito Torres-Pesina, Petitioner *v.* United States; Juan Rodriguez-Puente, Petitioner *v.* United States; Fredy Yovanny Santos-Salinas, Petitioner *v.* United States; and Gabriel Carreon-Suarez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7325**. Carlos Lopez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-7327**. Jeff Zhang, Petitioner *v.* Charles Town Races & Slots, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7329**. Angel Antonio Avila Quinones, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7332**. Larry Edward Huddleston, Petitioner *v.* N. L. Connor, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-7343**. Jernico Excell Derr, aka Nicky, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7344**. Rafael Carreno, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7348**. Lonnie M. Ford, aka Lonnie, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-7349**. Jose Feliciano, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7351**. Norman C. Green, Petitioner *v.* Matthew J. Frank, Secretary, Wisconsin Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-7352**. William Dillard Powell, Petitioner *v.* Marvin Polk, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7356**. Kevin Isdore Liebig, Petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied.

No. **04-7360**. Stanley M. Myers, Petitioner *v.* West Virginia. Petition for writ of certiorari to the Supreme Court of Appeals of West Virginia denied.

No. **04-7364**. Allan Petersen, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-7366**. Fernando Quezada-Daza, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7367**. Jose Alberto Sandoval, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7371**. Richard Jansen, Petitioner *v.* Ronald Hutchinson, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7372**. Herbert Lewis, Jr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-7375**. Darrell L. Padgett, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7376**. Pedro Bridgewater, Petitioner *v.* John Burge, Superintendent, Auburn Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-7381**. Beverly M. Holland, aka Candy, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-7383**. Richard Fuentes, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7384**. Jose Luis Higuera-Peralta, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7385**. Jose Hernandez-Benitez, aka Jose Feliz Hernandez-Benitez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7387**. Antonio D. Espey, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-7389**. Jerome Franklin Deering Bey, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-7390**. Curtis Wilson, Petitioner *v.* Patti R. Webb, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-7393**. Major Doyal Bursey, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7395**. Harvey Valles, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7396**. Mi Ae Yim, aka Mi Ae Pigman, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7397**. Russell Elroy Kaemmerling, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7401**. Dorothy Strange, Petitioner *v.* Continental Casualty Company. Petition for writ of certiorari to the Court of Appeals of Texas, Fifth District, denied.

No. **04-7411**. Javier Lopez-Santos, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7417**. Robert Anthony Trani, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7420**. Rickie C. Ratliff, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7422**. Michael T. Rothwell, Petitioner *v.* Mike Knowles, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7423**. Kenneth O. Simmons, Jr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-7424**. Nakoma Townsend, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7425**. Edward J. Thompson, Petitioner *v.* Les Brownlee, Acting Secretary of the Army. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-7426**. David J. Merritt, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7431**. Pedro Calderon-Pena, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7433**. Miguel Berroa, Ariasmendy Pilier, and Felix Esteban Thomas, Petitioners *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7434**. Joe Louis McIntosh, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-7435**. Siegfried Douglas McGhee, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7436**. Ricardo Anthony McKenzie, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7439**. Joe Lewis Brown, Petitioner *v.* Gene M. Johnson, Director, Virginia Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7443**. Tyrelle Deyon Jones, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7446**. John I. Smith, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-7449**. Marvin Wilhite, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-7461**. Ramon Montenegro-Samaniego, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7467**. Ahmad Bishawi, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-7469**. Mario L. Ballard, Petitioner *v.* Robert Mueller, Director, Federal Bureau of Investigation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7472**. Robert B. Sullivan, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-7473**. Robert Michael Kelly, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-7475**. Stance Williamson, Jr., Petitioner *v.* Judy P. Smith, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-7478**. Charles Washpun, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-7479**. Susan C. Spry, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-7481**. Terrell H. Peters, Petitioner *v.* United States. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **04-7483**. John Eugene Calp, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-7484**. Tera Yvette Chaney, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7486**. Vernon Dunbar, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7487**. Henry Ekeh, aka Jarran Hampton, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7490**. Cleveland Nelson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7492**. Stanley Douglas Powell, Petitioner *v.* Joseph M. Brooks, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7496**. Tyrone L. Trice, Petitioner *v.* United States. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **04-7500**. Charles E. Henley, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7502**. James Holman Browning, Jr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7505**. Darryl Keith Williams, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-7509**. Ladarin Q. Mitchell, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-7510**. Georgia Gray Hampton, Petitioner *v.* Anthony J. Principi, Secretary of Veterans Affairs. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7511**. Dennis Hall, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **04-7518**. Delrintus Cromartie, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7527**. Roy Mosley, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-7529**. Carlos Gilberto Diaz, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7534**. Steve Fiedeke, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-7535**. Lashonda R. Green, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7540**. Michael R. Graber, Petitioner *v.* Kansas. Petition for writ of certiorari to the Court of Appeals of Kansas denied.

No. **04-7543**. Quincy O. Guillory, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7544**. James Saget, aka Hesh, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-7545**. Earnest Boyd Smith, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7550**. Angelo Barnes, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-7565**. Marcus Deon Brown, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7567**. Clyde Timothy Bunkley, Petitioner *v.* Florida. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **04-7568**. Bobby Suggs, Seantai Suggs, and Aaron M. Davis, Petitioners *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-7578**. Norman Allen, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7593**. Paul David Brown, III, Petitioner *v.* Robert O. Lampert, Director, Wyoming, Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-7595**. Miguel Casiano, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-7597**. Florence Lockhart, aka Florence Rebecca Lockhart, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7605**. Elena von Bressendorf, et vir, Petitioners *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7610**. Nabil Y. M. Rashid, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-7614**. Ariel Hernandez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7620**. Byron Walker, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7621**. Daniel Barrera-Saucedo, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7622**. Gregory A. Bell, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-7628**. Carlyle Noel Lyn, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7632**. Robert F. Lippman, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-7633**. Leroy Henry Lewis, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-7637**. Domingo Moya, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7655**. Randy Lamar Black, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-466**. Gerald Mason, Warden, Petitioner *v.* Charlie Lee Mitchell. 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. **04-132**. Michigan, Petitioner *v.* John Rodney McRae. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. **04-366**. California Public Employees' Retirement System, Petitioner *v.* Bernard J. Ebbers, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Justice Breyer took no part in the consideration or decision of this petition.

No. **04-448**. Jeffrey A. Beard, Secretary, Pennsylvania Department of Corrections, et al., Petitioners *v.* Donald Hardcastle. 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. **04-478**. Steven Lofton, et al., Petitioners *v.* Secretary, Florida Department of Children and Families, et al. Motion of Child Welfare League of America for leave to file a brief as *amicus curiae* granted. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-515**. Larry Bill Elliott, Petitioner *v.* Virginia. Motion of National Association of Criminal Defense Lawyers, et al., for leave to file a brief as *amici curiae* granted. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **04-522**. UnitedHealth Group, Inc., fka United HealthCare Corporation, et al., Petitioners *v.* Leonard J. Klay, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied. Justice Thomas took no part in the consideration or decision of this petition.

No. **04-537**. Robert M. Davidson and Vanessa E. Komar, Petitioners *v.* Vivra Inc., et al.; and Robert M. Davidson and Vanessa E. Komar, Petitioners *v.* Michael J. Meehan, et al. Petition for writ of certiorari before judgment to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-568**. Florida, Petitioner *v.* Myron Franklin. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the District Court of Appeal of Florida, Fourth District, denied.

No. **04-582**. RUI One Corporation, Petitioner *v.* City of Berkeley, California, et al. Motion of Washington Legal Foundation 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. **04-591**. Christ Universal Mission Church, Petitioner *v.* City of Chicago, Illinois, et al. Motion of American Jewish Congress, 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 Seventh Circuit denied.

No. **04-605**. Migdia Chinea-Varela, aka Migdia C. Varela, Petitioner *v.* CBS Broadcasting Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Justice Breyer took no part in the consideration or decision of this petition.

No. **04-719**. Wayne T. Ziegler, Petitioner *v.* Bank of America, NT & SA, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Justice Breyer took no part in the consideration or decision of this petition.

No. **04-6805**. Johnnie Tasby, aka Akili S. Amen-Ra, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division, et al. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit dismissed. See Rule 39.8.

No. **04-6810**. Lorraine Althea Wells, Petitioner *v.* Jack Edgar Scace, et al. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit dismissed. See Rule 39.8.

No. **04-6875**. Kenneth W. Reed, Petitioner *v.* Arizona. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit dismissed. See Rule 39.8.

No. **04-6887**. Bradley Hardison, Petitioner *v.* Anthony Newland, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Justice Breyer took no part in the consideration or decision of this petition.

No. **04-6922**. Darnell E. Dickerson, Petitioner *v.* Barbara Bock, Warden. Motion of petitioner to defer consideration of the petition for writ of certiorari denied. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6923**. Darnell E. Dickerson, Petitioner *v.* Barbara Bock, Warden. Motion of petitioner to defer consideration of the petition for writ of certiorari denied. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6935**. Daniel K. Johnson, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit dismissed. See Rule 39.8.

No. **04-6987**. Demetric Gray Pearson, Petitioner *v.* Mary Ann Saar, Secretary, Maryland Department of Public Safety and Correctional Services, et al. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit dismissed. See Rule 39.8.

No. **04-7061**. Thomas Pellegrino, Petitioner *v.* William Janklow, Governor of South Dakota, et al. Motion of petitioner to defer consideration to the petition for writ of certiorari denied. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit dismissed. See Rule 39.8. As petitioner has repeatedly abused this Court's process, the Clerk is directed not to accept any further petitions in noncriminal matters from petitioner unless the docketing fee required by Rule 38(a) is paid and petition submitted in compliance with Rule 33.1. See *Martin v. District of Columbia Court of Appeals*, 506 U. S. 1 (1992) (*per curiam*). Justice Stevens dissents. See *id.*, at 4, and cases cited therein.

No. **04-7249**. Kenneth W. Reed, Petitioner *v.* United States, et al. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit dismissed. See Rule 39.8.

No. **04-7302**. Robert Lee Hood, Petitioner *v.* Theodis Beck, et al. Motion of petitioner for leave to proceed *in forma pauperis* denied,

and petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit dismissed. See Rule 39.8. As petitioner has repeatedly abused this Court's process, the Clerk is directed not to accept any further petitions in noncriminal matters from petitioner unless the docketing fee required by Rule 38(a) is paid and petition submitted in compliance with Rule 33.1. See *Martin v. District of Columbia Court of Appeals*, 506 U. S. 1 (1992) (*per curiam*). Justice Stevens dissents. See *id.*, at 4, and cases cited therein.

No. **04-7314**. Ralphael Okoro, Petitioner *v.* John R. Hemingway, Warden. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit dismissed. See Rule 39.8. As petitioner has repeatedly abused this Court's process, the Clerk is directed not to accept any further petitions in noncriminal matters from petitioner unless the docketing fee required by Rule 38(a) is paid and petition submitted in compliance with Rule 33.1. See *Martin v. District of Columbia Court of Appeals*, 506 U. S. 1 (1992) (*per curiam*). Justice Stevens dissents. See *id.*, at 4, and cases cited therein.

No. **04-7399**. James McConico, Jr., Petitioner *v.* City of Birmingham, Alabama, et al. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit dismissed. See Rule 39.8. As petitioner has repeatedly abused this Court's process, the Clerk is directed not to accept any further petitions in noncriminal matters from petitioner unless the docketing fee required by Rule 38(a) is paid and petition submitted in compliance with Rule 33.1. See *Martin v. District of Columbia Court of Appeals*, 506 U. S. 1 (1992) (*per curiam*). Justice Stevens dissents. See *id.*, at 4, and cases cited therein.

No. **04-7402**. Kenneth W. Reed, Petitioner *v.* United States Court of Appeals for the Ninth Circuit, et al. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit dismissed. See Rule 39.8.

No. **04-7524**. Robert Beckley, Petitioner *v.* Jonathan Miner, Warden. Petition for writ of certiorari before judgment to the United States Court of Appeals for the Third Circuit denied.

HABEAS CORPUS DENIED

No. **04-7432**. In Re Ginn Doose, Petitioner;
No. **04-7456**. In Re Jerry T. Baker, Petitioner;

No. **04-7551**. In Re Bartholomew Robinson, aka Habakkuk Ezekiel Ben Yowel, Petitioner;
No. **04-7581**. In Re Francisco Figueroa, Petitioner;
No. **04-7607**. In Re Eric Brown, Petitioner;
No. **04-7673**. In Re Christopher G. Brooks, Petitioner; and
No. **04-7707**. In Re Samuel Streeter, Petitioner. Petitions for writs of habeas corpus denied.

MANDAMUS DENIED

No. **04-586**. In Re Michael R. Shemonsky, Petitioner;
No. **04-782**. In Re Michael R. Shemonsky, Petitioner;
No. **04-783**. In Re Michael R. Shemonsky, Petitioner;
No. **04-6951**. In Re John Murray, Petitioner;
No. **04-7003**. In Re Daniel R. Vovak, Petitioner;
No. **04-7038**. In Re Rayfield Joseph Thibeaux, Petitioner;
No. **04-7163**. In Re Alexandria Barkclay, Petitioner; and
No. **04-7200**. In Re Alexandria Barkclay, Petitioner. Petitions for writs of mandamus denied.

PROHIBITION DENIED

No. **04-613**. In Re Angela Jarmuth, Petitioner;
No. **04-6856**. In Re Alexandria Barkclay, Petitioner;
No. **04-6917**. In Re Darrell Jay Mease, Petitioner;
No. **04-6918**. In Re Alexandria Barkclay, Petitioner;
No. **04-6954**. In Re Alexandria Barkclay, Petitioner;
No. **04-7023**. In Re Alexandria Barkclay, Petitioner;
No. **04-7024**. In Re Alexandria Barkclay, Petitioner; and
No. **04-7300**. In Re Daniel R. Vovak, Petitioner. Petitions for writs of prohibition denied.

REHEARINGS DENIED

No. **03-1632**. Apparajan Ganesan, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division;
No. **03-1676**. James J. Hayes, Petitioner *v.* Nice Systems Ltd., et al.;
No. **03-9675**. Edward Strange, Jr., Petitioner *v.* Norfolk Southern Corporation;
No. **03-10091**. Robert Hirahara, Petitioner *v.* Matthew Kramer, Warden;
No. **03-10096**. Telly J. Guillory, Petitioner *v.* Burl Cain, Warden;

No. **03-10321**. Lawrence Mosley, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division;

No. **03-10375**. Bernardo Figueroa, Petitioner *v.* Ashbel T. Wall, II, Director, Rhode Island Department of Corrections, et al.;

No. **03-10376**. Cesar Alejandro Isaac, Petitioner *v.* Michael Yarborough, Warden;

No. **03-10485**. Charles Ray Mosley, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division;

No. **03-10488**. Taft J. Perry, Jr., Petitioner *v.* United Parcel Service;

No. **03-10590**. Ricky D. Johnson, Petitioner *v.* Jeri Ann Sherry, Warden;

No. **03-10620**. Keith Dwayne Nelson, Petitioner *v.* United States;

No. **03-10695**. Eugene C. Smalls, Petitioner *v.* United States, et al.;

No. **03-10801**. Michael Crowley, Petitioner *v.* Paul H. Renico, Warden;

No. **03-10992**. In Re Charles W. Smith, Petitioner;

No. **03-11022**. Albert Williams, Petitioner *v.* United States;

No. **04-50**. Ethan E. Allen, Petitioner *v.* Office of Personnel Management;

No. **04-239**. Yva G. Scringer, Petitioner *v.* Green Point Bank;

No. **04-285**. Marc Seibel, et ux., Petitioners *v.* JLG Industries, Inc., et al.;

No. **04-325**. Mark A. Brackman, Petitioner *v.* Indiana, et al.;

No. **04-361**. Alice Clissuras and Patricia Clissuras, Petitioners *v.* City University of New York, et al.;

No. **04-411**. Donald E. Armstrong, Petitioner *v.* Judith A. Boulden, Bankruptcy Judge, United States Bankruptcy Court for the District of Utah, et al.; Donald E. Armstrong, Petitioner *v.* Tom R. Cornish, Chief Bankruptcy Judge, United States Bankruptcy Court for the Eastern District of Oklahoma, et al.; and Donald E. Armstrong, Petitioner *v.* Tom R. Cornish, Chief Bankruptcy Judge, United States Bankruptcy Court for the Eastern District of Oklahoma, et al.;

No. **04-458**. Connie Marshall, Petitioner *v.* Jerry Bowles, Judge;

No. **04-5022**. Saeed Sheikh, Petitioner *v.* Gene M. Johnson, Director, Virginia Department of Corrections;

No. **04-5048**. Corlisia Sims, Petitioner *v.* Charles Tanner;

No. **04-5055**. James Hayes, Jr., Petitioner *v.* United States;

No. **04-5069**. Rocco Passarelli, Jr., Petitioner *v.* George J. Giurbino, Warden;

- No. **04-5142**. Mark A. Grethen, Petitioner *v.* Gene M. Johnson, Director, Virginia Department of Corrections;
- No. **04-5143**. Jacqueline Dennis, Petitioner *v.* Department of Justice, et al.;
- No. **04-5147**. Phillip E. Boose, Petitioner *v.* United States;
- No. **04-5199**. James Bryant, Petitioner *v.* Carol Howes;
- No. **04-5221**. Shirley Dietelbach, Petitioner *v.* Ohio Edison Company;
- No. **04-5371**. David A. Combs, Petitioner *v.* United States;
- No. **04-5394**. Roland E. Scott, Petitioner *v.* Otis Kent Andrews, Warden;
- No. **04-5536**. Sharon Collier, Petitioner *v.* Home Depot;
- No. **04-5551**. James B. Miller-Bey, Petitioner *v.* Phil Parker, Warden;
- No. **04-5577**. In Re Roy Thomas DeRock, Petitioner;
- No. **04-5617**. Joseph Bell, Jr., Petitioner *v.* Anthony A. Lamarque, Warden;
- No. **04-5664**. Gerard D. Grandoit, Petitioner *v.* Technical Aid Corporation;
- No. **04-5666**. James Thomas Green, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division;
- No. **04-5681**. Bill J. Benefel, Petitioner *v.* Cecil K. Davis, Superintendent, Indiana State Prison;
- No. **04-5772**. Darrell Wayne Phillips, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division;
- No. **04-5778**. Willie C. Scott, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al.;
- No. **04-5788**. Larry Hymes, Petitioner *v.* Willard L. McIlwain, et al.;
- No. **04-5810**. Willie G. DeBose, Petitioner *v.* Sir Clyde Lain, II;
- No. **04-5825**. Donikki Hardy, Petitioner *v.* United States; and Donikki Hardy, Petitioner *v.* United States;
- No. **04-5855**. Stephen Roy Gratton, Petitioner *v.* Charlie J. Cepak, Warden, et al.;
- No. **04-5894**. Lois Vaughan, Petitioner *v.* Southern Air, et al.;
- No. **04-5905**. Thomas E. Cotton, Petitioner *v.* Agnes Slack LP of Georgia;
- No. **04-5923**. Donald Albin Blom, Petitioner *v.* United States;
- No. **04-5958**. Judy Hotchkiss, Petitioner *v.* Clay Township;
- No. **04-5975**. Mary Jane Austin, Petitioner *v.* Superior Court of California, San Diego County;

- No. **04-5977**. Yaqub Hameed Muwakkil, Petitioner *v.* Virginia, et al.; and Yaqub Hameed Muwakkil, Petitioner *v.* Virginia, et al.;
- No. **04-5979**. Richard Joseph Murray, Jr., Petitioner *v.* Town of Mansura, Louisiana, et al.;
- No. **04-5980**. Margaret D. Edwards, Petitioner *v.* N. Martin Stringer, et al.;
- No. **04-6049**. Keith R. Timmons, Petitioner *v.* Manatt, Phelps & Phillips, LLP, et al.;
- No. **04-6073**. In Re James Willie Norman, Petitioner;
- No. **04-6077**. Paul Free, aka Pablo Coin, Petitioner *v.* United States;
- No. **04-6081**. Michael Joseph Potter, Petitioner *v.* Roy A. Castro, Warden, et al.;
- No. **04-6087**. In Re Ohene Boakye-Yiadom, Petitioner;
- No. **04-6141**. In Re Richard J. Harley, Petitioner;
- No. **04-6143**. Mark A. Grethen, Petitioner *v.* Circuit Court of Virginia, City of Suffolk;
- No. **04-6149**. Everett Alexander Burnett, Petitioner *v.* John D. Ashcroft, Attorney General, et al.;
- No. **04-6153**. Sherman D. Wilson, Petitioner *v.* Adrian Taylor;
- No. **04-6183**. Queen A. Tiye Searles, Petitioner *v.* Board of Education of the City of Chicago, Illinois, et al.;
- No. **04-6184**. David Griffin, et ux., Petitioners *v.* Texas Department of Protective and Regulatory Services;
- No. **04-6207**. Gerald Hinrick Miller, Petitioner *v.* Harry Trawick, et al.;
- No. **04-6226**. Robert Mayers, Petitioner *v.* Sedgwick Claims Management Services, Inc.;
- No. **04-6259**. Chante Hodge, et vir, Petitioners *v.* U. S. Post Office, Lexington Park, Maryland, et al.;
- No. **04-6303**. Johan K. V. Svanholm, Petitioner *v.* Montgomery County, Maryland, et al.;
- No. **04-6305**. Mark P. Donaldson, Petitioner *v.* United States;
- No. **04-6321**. Sonya A. Anderson, Petitioner *v.* Turner Entertainment Networks, Inc.;
- No. **04-6382**. Keenan K. Cofield, Petitioner *v.* Maryland;
- No. **04-6429**. George Campbell, Petitioner *v.* United States;
- No. **04-6440**. Kenneth W. Reed, Petitioner *v.* United States Court of Appeals for the Ninth Circuit;
- No. **04-6458**. Bobby Lee Wright, Petitioner *v.* United States;

No. **04-6486**. Rito Monsivais Salazar, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division;

No. **04-6517**. Charles M. Murphy, Jr., Petitioner *v.* United States;

No. **04-6519**. Willie Frank King, Petitioner *v.* United States;

No. **04-6872**. Darrell B. Caldwell, Petitioner *v.* United States; and

No. **04-6967**. Jerome McKoy, Petitioner *v.* United States Postal Service, et al. Petitions for rehearing denied.

No. **03-1482**. Marie-Therese Halim Assa'ad-Faltas, Petitioner *v.* John D. Ashcroft, Attorney General, et al. Petition for rehearing denied. Justice Souter took no part in the consideration or decision of this petition.

No. **04-237**. Melba Irvin, Individually and on Behalf of Her Minor Child, Adam Irvin, et al., Petitioners *v.* Hydrochem Inc., et al. Petition for rehearing denied. Justice Breyer took no part in the consideration or decision of this petition.

No. **04-333**. James C. Lowe, Petitioner *v.* Wal-Mart Stores, Inc. Associates Health and Welfare Plan, et al. Petition for rehearing denied. Justice Breyer took no part in the consideration or decision of this petition.

No. **04-5393**. Anthony Jerome Stokes, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al. Motion for leave to file a petition for rehearing denied.

ATTORNEY DISCIPLINE

No. **D-2387**. In the Matter of Discipline of Adrian Palmer Ifill. Adrian Palmer Ifill, of Washington, District of Columbia, is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-2388**. In the Matter of Discipline of Allan James Culver, Jr. Allan James Culver, Jr., of Bel Air, Maryland, is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-2389**. In the Matter of Discipline of Judith Lenore Fitzgerald. Judith Lenore Fitzgerald, of Baltimore, Maryland, is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring her to show cause why she should not be disbarred from the practice of law in this Court.

No. **D-2390**. In the Matter of Discipline of Benjamin Churchill Wood. Benjamin Churchill Wood, of Suffern, New York, is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-2391**. In the Matter of Discipline of George Guyer Young, III. George Guyer Young, III, of Havertown, Pennsylvania, is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-2392**. In the Matter of Discipline of Joseph Philip Webber. Joseph Philip Webber, of Towson, Maryland, is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-2393**. In the Matter of Discipline of Mark David Frankel. Mark David Frankel, of York, Pennsylvania, is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-2394**. In the Matter of Discipline of Ellis Howard Goodman. Ellis Howard Goodman, of Baltimore, Maryland, is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Alberta L. Adams	New Orleans, LA	Charles Arne Nunmaker
Mandel Irving Allweil	Saginaw, MI	Charles Robert Rousseau
James Anderson	Pittsburgh, PA	Lisa B. Freeland
Vivian Arenas	Tampa, FL	Emmett Lamar Battles
Roy William Arnold	Pittsburgh, PA	Thomas L. Allen
Russell Dean Atkinson	San Jose, CA	Richard Alan Katzman
Asad Mahmood Ba-Yunus	Miami, FL	Thomas Oliver Sargentich

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
William H. Beaver, II	Orlando, FL	Gary Scott Salzman
Kathleen F. Beers	West Atlantic City, NJ	Rudolph C. Westmoreland
Jann Besson	Los Altos, CA	Marian Malovos Konevich
Ian S. Birk	Seattle, WA	Eugene M. Moen
Nicholas James Boyle	Washington, DC	Dane Hal Butswinkas
Ryan G. Braithwaite	Milwaukee, WI	William Warren Ehrke
R. Craig Bullock	Houston, TX	W. Mark Lanier
Lenny Bush	Los Angeles, CA	Neil Howard Cogan
Ivan Owen Campbell	Los Angeles, CA	Richard J. Rojo
Magali S. Candler	Houston, TX	Daniel Mark Kowalski
Jonathan W. Cartee	Birmingham, AL	William A. Short, Jr.
Naren Chaganti	Los Angeles, CA	Paul J. Passanante
Wilkie Cheong	Los Angeles, CA	Seth P. Waxman
David S. Chung	Washington, DC	Mark Winston Saltzburg
Nancy L. Chupak	Hartford, CT	Susan C. Marks
Sharon Holm Church	Boston, MA	Brian M. Hurley
Linda T. Coberly	Chicago, IL	Robert Michael Dow, Jr.
Richard D. Cooke	Washington, DC	Vincent Lawrence Gambale
Tara M. Corvo	Washington, DC	Bruce Douglas Sokler
Philip E. Cutler	Seattle, WA	Thomas W. Hayton
Timothy J. Dacey, III	Boston, MA	Richard W. Renahan
Lincoln Lynn Davies	Alexandria, VA	Charles Glaston Cole
William L. Davis	Austin, TX	Bob Eric Shannon

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Donna M. Doblick	Pittsburgh, PA	James Christopher Martin
Michael Dodd	Seattle, WA	Stanton Phillip Beck
Whitman Matthew Dodge	Atlanta, GA	Timothy R. Saviello
Lisa Drury	Delmar, NY	Gary Steven Fidel
Fred Andrew Dunsing	Denver, CO	Robert LeRoy Bernhardt
Deanne R. Durfee	Castle Rock, CO	Thomas Sullivan Rice
F. Terrell Eckert, Jr.	St. Louis, MO	James K. Steitz
Eugene Roger Egdorf	Houston, TX	W. Mark Lanier
David Samuel Eismann	Coeur d' Alene, ID	Peter Charles Erbland
Douglas B. L. Endreson	Washington, DC	William R. Perry
Jonelle Harter Eshbach	York, PA	Christy H. Fawcett
Jan Richard Farr	Syracuse, NY	Taylor H. Obold
John Leif Fossum	Northfield, MN	Lance Ross Heisler
Anthony N. Fox	Birmingham, AL	Jack H. Harrison
Clinton LaFayette Franklin, III	Houston, TX	Michael J. Durr Schmidt
Joel Edan Friedlander	Wilmington, DE	Sheldon N. Sandler
Edward William Fudge	Houston, TX	W. Mark Lanier
Carol A. Gart	Fort Lauderdale, FL	John Russell Hargrove
James Marion Gary	Louisville, KY	Charles Alexander Rose
Carmen G. Gonzalez	Washington, DC	Robert Paul Deyling
Estera Felice Gordon	Seattle, WA	David Mark Byers
Angela Barmby Greenberg	Houston, TX	W. Mark Lanier
Dorene M. Haney	Washington, DC	Nathan Allan Neal
Patricia A. Hardiman	Chicago, IL	Robert H. Hanaford
Freddie N. Harrington, Jr.	Birmingham, AL	Jack H. Harrison

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Patrick Alex Henrichsen	Des Moines, IA	Michael Louis McEnroe
Charles Michael Henter	Charlottesville, VA	Michael Edmund O'Neill
Charles Felix Herd, Jr. Joe Hill	Houston, TX Saipan, MP	W. Mark Lanier Reynaldo O. Yana
Nancy Cowgill Hopkins	Baltimore, MD	Catherine McCullough Shultz
Jonathan A. Hunter	New Orleans, LA	Gene Walpole Lafitte
Margaret Emily Johnson-Liu	McKinney, TX	John Anthony Stride
Gregory Matthew Jones	Montgomery, AL	Herbert William Titus
Tracy Ralph Justesen	Washington, DC	Garry Donald Malphrus
C. Noel Kaman	Chicago, IL	Cynthia A. Homan
David J. Kaufman	Washington, DC	Seth P. Waxman
J. Keith Killian	Grand Junction, CO	Roy I. Liebman
James W. Kraus	Pittsburgh, PA	Anthony P. Picadio
Scott Alan Kreider	Indianapolis, IN	Gary Damon Secret
Kim M. Kucik	Chicago, IL	Jacquelynn Beth Rothstein
Joseph Martin Labuda	Brooklyn, NY	Perry Stuart Heidecker
Paul B. Lackey	Dallas, TX	Michael J. Collins
Wendy Elizabeth Long	New York, NY	Pasquale A. Cipollone
Linda Lye	San Francisco, CA	Stephen P. Berzon
Barbara Louise Lyons	Burlingame, CA	Joseph W. Cotchett
Jane Macht	Bethesda, MD	David Adam Reiser
Stephen Craig Mancini	Los Angeles, CA	Raymond C. Dion
F. Gerald Maples	New Orleans, LA	Stephen Michael Wiles

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Daniel Markewich	New York, NY	Eugene Wollan
Robert Parker McFarland, Sr.	Cumming, GA	Robert Sherwood Stubbs, II
Denise Deal McMillan	Crossett, AR	Thomas S. Streetman
William Scott Meeks	Crossett, AR	Thomas S. Streetman
Alan R. Mege	Bethlehem, PA	Todd Anthony Johns
Moises Melendez	Fort Lauderdale, FL	John Russell Hargrove
Joseph G. Miller	Warwick, RI	Bruce William McIntyre
Joseph R. Molina	Vienna, VA	Neil Howard Cogan
Ross C. Moody	San Francisco, CA	Juliet B. Haley
Peter Terrence Robert Moore	Denver, CO	Harold Marlowe Golz
Ralph Stanley Morris	Birmingham, AL	William A. Short, Jr.
Beth Ann Muhlhauser	Philadelphia, PA	Billy H. Nolas
Clifford Donald Niersbach	Chicago, IL	Laurene Kucera Janik
Shawn Nolan	Philadelphia, PA	Samuel J. B. Angell
Robert G. Nylander	Seattle, WA	Thomas W. Hayton
David A. Oblon	Arlington, VA	Malik Kemal Cutlar
Christopher M. O'Conner	Chicago, IL	Jerold S. Solovy
Michael T. O'Toole	Phoenix, AZ	Randall M. Howe
Michael H. Page	San Francisco, CA	John W. Kecker
John Anthony Palombi	Lexington, KY	Randall L. Wheeler
Diana Lynn Panian	Houston, TX	Richard O. Faulk
Sean Allen Passino	Burke, VA	Stephen Bradford Maebius
Alan Robert Peterman	Syracuse, NY	Robert A. Barrer
Garrison L. Phillips	Chicago, IL	Dana S. Connell

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
John Todd Refermat	Rochester, NY	Edward Hanton Fox
Matthew McGavock Robinson	Fort Thomas, KY	Jeffrey Michael Brandt
Julie M. Rooksberry	Birmingham, AL	William A. Short, Jr.
Michele Elizabeth Rose	Reston, VA	Maureen E. Mahoney
Henry Rosen	San Diego, CA	Eric Alan Isaacson
Lisa Marie Roybal Elliot	Altadena, CA	Neil Howard Cogan
Rae Ann Ruddy	Bloomfield Hills, MI	Janice Anne Kabodian
Raymond L. Sanchez-Maceira	Santurce, PR	Felix Y. Bravo Rosario
Judith Mardelle Sayles	Syracuse, NY	Taylor H. Obold
Mark Elliott Schamel	Washington, DC	Christopher A. Kenney
Lawrence Scott Schaner	Chicago, IL	Richard T. Franch
Frederick Lewis Schwartz	Chicago, IL	Dana S. Connell
Justin K. Schwartz	Chicago, IL	Frank Cicero, Jr.
Niles Rice Sharif	La Mesa, CA	Dale A. Hilmen
Michael Brent Skinner	Lake Orion, MI	Kenneth M. Mogill
Laurie Beth Smilan	Reston, VA	Maureen E. Mahoney
Chadwick D. Smith	Charlotte, NC	Thomas Marcus Browne, III
David M. Snow	Los Angeles, CA	Mitchell Edward Abbott
Steven S. Sparling	New York, NY	Alan Roy Friedman
Robert H. Sprain, Jr.	Birmingham, AL	John F. Whitaker
Robert Alan Steinberg	Cincinnati, OH	Paul Michael De Marco
Julie K. Swedback	St. Paul, MN	Scott M. Browning
Karyn Temple	Washington, DC	Stanley Pierre-Louis
Anthony A. Tomaselli	Madison, WI	Michael L. Zaleski
Max L. Tribble, Jr.	Houston, TX	Neal S. Manne

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Joshua S. Turner	Washington, DC	Andrew G. McBride
Adam Michael Van Ho	Hudson, OH	Honorable James Robert Williams
Mark Allen Vos	Rancho Cucamonga, CA	James R. Secord
Mark E. Weinhardt	Des Moines, IA	Edward M. Mansfield
Karen Weinstock	Atlanta, GA	John S. Richbourg
Jason Drew Weisser	West Palm Beach, FL	Richard Donald Schuler
Kimberley Mangum Welter	Herndon, VA	Allan E. Parker, Jr.
Jamie Ryan Welton	Dallas, TX	Michael J. Collins
Shirley J. Whitsitt	Detroit, MI	Miriam L. Siefer
Amanda Helm Wright	Chicago, IL	Dana S. Connell
Joseph E. Wrona	Park City, UT	Bastiaan K. Coebergh
Steven L. Yarbrough	Los Altos, CA	Marian Malovos Konevich

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
W. Asa Hutchinson, III	Alexandria, VA	W. Asa Hutchinson
Guy A. Relford	Zionsville, IN	Seth P. Waxman
Nadine Jean Wichern	Chicago, IL	Michael Patrick Doyle
John Philip Watkins	San Antonio, TX	David C. Frederick
Michael Miller	San Antonio, TX	David C. Frederick
Michael P. Shea	Hartford, CT	Jerrold Joseph Ganzfried
Christine A. Samsel	Washington, DC	Jerrold Joseph Ganzfried
John Frederick Stanton	Washington, DC	Jerrold Joseph Ganzfried

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Cherl Caponegro Nield	Washington, DC	Jerrold Joseph Ganzfried
Harold Ray Rauzi	Cleveland Heights, OH	Jerrold Joseph Ganzfried
Renee Lee Snow	Cleveland, OH	Jerrold Joseph Ganzfried
Carrie J. Legus	Montpelier, VT	Jerrold Joseph Ganzfried

ORAL ARGUMENTS

No. **128, Original.** State of Alaska, Plaintiff *v.* United States of America. Argued by Mr. Jonathan S. Franklin for the plaintiff and by Mr. Jeffrey P. Minear for the defendant.

No. **03-388.** Dennis Bates, et al., Petitioners *v.* Dow Agrosiences LLC. Argued by Mr. David C. Frederick for the petitioners, by Mr. Seth P. Waxman for the respondent, and by Ms. Lisa S. Blatt for the United States as *amicus curiae*, by special leave of the Court, supporting the respondent.

Adjourned until Tuesday, January 11, 2005, at 10 o'clock.

 SUPREME COURT OF THE UNITED STATES

Present: Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

Justice Stevens said: "The Chief Justice is unable to be present today, but reserves the right to participate in the consideration and decision of the cases on the basis of the briefs and the transcripts of the oral argument."

OPINION

No. **03-1293**. David Whitfield, Petitioner *v.* United States; and

No. **03-1294**. Haywood Eudon Hall, aka Don Hall, Petitioner *v.* United States. On writs of certiorari to United States Court of Appeals for the Eleventh Circuit. Judgment affirmed. Opinion by Justice O'Connor.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

Applicant	City and State	Movant
Peter Kahlil Redpath	Washington, DC	John Joseph Flynn, III
Maureen Cohen Harrington	Washington, DC	Carl H. Settlemeyer, III
Madonna Finney Hawken	Tallahassee, FL	John Eldon Finney
Esther Sharon Trakinski	New York, NY	Ira S. Sacks

ORAL ARGUMENTS

No. **03-855**. City of Sherrill, New York, Petitioner *v.* Oneida Indian Nation of New York, et al. Argued by Mr. Ira S. Sacks for the petitioner, by Ms. Caitlin J. Halligan for the State of New York as *amicus curiae*, by special leave of the Court, supporting the petitioner, by Mr. Michael R. Smith for the respondents, and by Mr. Malcolm L. Stewart for the United States as *amicus curiae*, by special leave of the Court, supporting the respondents.

No. **03-1395**. George J. Tenet, Individually, Porter J. Goss, Director of Central Intelligence and Director of the Central Intelligence Agency, and United States, Petitioners *v.* John Doe, et ux. Argued by

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TUESDAY, JANUARY 11, 2005

Mr. Paul D. Clement for the petitioners and by Mr. David J. Burman
for the respondents.

Adjourned until Wednesday, January 12, 2005, at 10 o'clock.

SUPREME COURT OF THE UNITED STATES

Present: Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

Justice Stevens said: "The Chief Justice is unable to be present today, but reserves the right to participate in the consideration and decision of the cases on the basis of the briefs and the transcripts of the oral argument."

OPINIONS

No. **03-674**. Keyse G. Jama, Petitioner *v.* Immigration and Customs Enforcement. On writ of certiorari to the United States Court of Appeals for the Eighth Circuit. Judgment affirmed. Opinion by Justice Scalia. Dissenting opinion by Justice Souter, with whom Justice Stevens, Justice Ginsburg, and Justice Breyer join.

No. **03-878**. A. Neil Clark, Field Office Director, Seattle, Washington, Immigration and Customs Enforcement, et al., Petitioners *v.* Sergio Suarez Martinez. On writ of certiorari to the United States Court of Appeals for the Ninth Circuit; and

No. **04-7434**. Daniel Benitez, Petitioner *v.* Michael Rozos, Field Office Director. Miami, Florida, Immigration and Customs Enforcement. On writ of certiorari to United States Court of Appeals for the Eleventh Circuit. Judgment affirmed in No. 03-878, and case remanded to the United States Court of Appeals for the Ninth Circuit for further proceedings consistent with the opinion of this Court. Judgment reversed in No. 03-7434, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further proceedings consistent with the opinion of this Court. Opinion by Scalia. Concurring opinion by Justice O'Connor. Dissenting opinion by Justice Thomas with whom The Chief Justice joins as to Part I-A.

No. **04-104**. United States, Petitioner *v.* Freddie J. Booker. On writ of certiorari to United States Court of Appeals for the Seventh Circuit; and

No. **04-105**. United States, Petitioner *v.* Ducan Fanfan. On writ of certiorari before judgment to United States Court of Appeals for the First Circuit. Judgment affirmed in No. 04-104, and case remanded to the United States Court of Appeals for the Seventh Circuit. Judgment of the United States District Court for the District of Maine vacated

in No. 04–105, and case remanded to the United States Court of Appeals for the First Circuit. Justice Stevens delivered the opinion of the Court in part. Justice Scalia, Justice Souter, Justice Thomas, and Justice Ginsburg join this opinion. Justice Breyer delivered the opinion of the Court in part. The Chief Justice, Justice O'Connor, Justice Kennedy, and Justice Ginsburg join this opinion. Opinion by Justice Stevens, with whom Justice Souter joins, and with whom Justice Scalia joins except for Part III and footnote 17, dissenting in part. Opinion by Justice Scalia dissenting in part. Opinion by Justice Thomas dissenting in part. Opinion by Justice Breyer, with whom The Chief Justice, Justice O'Connor, and Justice Kennedy join dissenting in part.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Joshua G. Berman	Washington, DC	Elizabeth I. Hack
George Fredrick Braun	Washington, DC	Dirk James Johannes Suringa
Gayle R. Girod	Washington, DC	Patrice Ann Lyons
Susan B. Squires	Bethesda, MD	Charles F. Thompson, Jr.
Joanne M. Brown	Silver Spring, MD	Charles F. Thompson, Jr.
Jennifer Sue Fairfax	Bethesda, MD	Nancy A. Sachitano
Hadrian N. Hatfield	Bethesda, MD	Nancy A. Sachitano
Heather Quinn Hostetter	Washington, DC	Nancy A. Sachitano
Amy Beth Strent	Bethesda, MD	Nancy A. Sachitano
Scott Michael Strickler	Bethesda, MD	Nancy A. Sachitano
Claudia Vitale	Bethesda, MD	Nancy A. Sachitano
Jennifer Ann Forquer	Bethesda, MD	Nancy A. Sachitano

ORAL ARGUMENTS

No. **03–932**. *Dura Pharmaceuticals, Inc., et al., Petitioners v. Michael Broudo, et al.* Argued by Mr. William F. Sullivan for the petitioners,

by Mr. Thomas G. Hungar for the United States as *amicus curiae*, by special leave of the Court, supporting the petitioners, and by Mr. Patrick J. Coughlin for the respondents.

No. **03-9046**. Charles Russell Rhines, Petitioner *v.* Douglas Weber, Warden. Argued by Mr. Roberto A. Lange, appointed by this Court, for the petitioner, and by Mr. Lawrence E. Long for the respondent.

Adjourned until Tuesday, January 18, 2005, at 10 o'clock.

SUPREME COURT OF THE UNITED STATES

Present: The Chief Justice, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg and Justice Breyer.

ORDER IN PENDING CASE

No. **04-5462**. Ronald Rompilla, Petitioner *v.* Jeffrey A. Beard, Secretary, Pennsylvania Department of Corrections. Motion of the Acting Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

CERTIORARI GRANTED

No. **03-1230**. American Trucking Associations, Inc. and USF Holland, Inc., Petitioners *v.* Michigan Public Service Commission, et al. Motion of Chamber of Commerce of the United States for leave to file a brief as *amicus curiae* granted. Motion of National Private Truck Council, et al., for leave to file a brief as *amici curiae* granted. Petition for a writ of certiorari to the Court of Appeals of Michigan granted limited to the following question: "Whether the \$100 fee upon vehicles conducting intrastate operations violates the Commerce Clause of the United States Constitution."

No. **03-1234**. Mid-Con Freight Systems, Inc., et al., Petitioners *v.* Michigan Public Service Commission, et al. Petition for a writ of certiorari to the Court of Appeals of Michigan granted limited to the following question: "Whether the \$100 fee upon vehicles operating solely in interstate commerce is preempted by 49 U. S. C. § 14504."

No. **04-6432**. Aurelio O. Gonzalez, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections. Motion of petitioner for leave to proceed *in forma pauperis* granted. Petition for a writ of certiorari to the United States Court of Appeals for the Eleventh Circuit granted limited to Question 1 presented by the petition.

SUPREME COURT OF THE UNITED STATES

Present: Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

Justice Stevens said:

"The Chief Justice is unable to be present today, but reserves the right to participate in the consideration and decision of the cases on the basis of the briefs and the transcripts of the oral arguments.

"Today's orders of the Court have been duly entered and certified, and filed with the Clerk, and they will not be otherwise announced."

CERTIORARI—SUMMARY DISPOSITIONS

No. **03–8075**. Guillermo Perez-Aquillar, Petitioner *v.* John D. Ashcroft, Attorney General, et al. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *Clark v. Martinez*, 543 U. S. — (2005).

No. **03–8662**. Rolando M. Sierra, Sr., Petitioner *v.* Donald Romine, Warden, et al. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Third Circuit for further consideration in light of *Clark v. Martinez*, 543 U. S. — (2005).

ORDERS IN PENDING CASES

No. **04M39**. Gregory Miles, Petitioner *v.* WTMX Radio Network, et al. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **04M40**. Sakima Iban Salih El Bey, Petitioner *v.* Officer Heifner, et al. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **04–7596**. Theodore G. Manassis, Petitioner *v.* New York City Department of Transportation, et al. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner allowed until February 8, 2005, within which to pay the docketing fee required by Rule 38(a)

and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

CERTIORARI DENIED

No. **03-1250**. Troy Cab, Inc., et al., Petitioners *v.* Michigan Public Service Commission, et al. Petition for writ of certiorari to the Court of Appeals of Michigan denied.

No. **04-350**. Fluor Daniel, 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. **04-357**. David Gundy, Warden, Petitioner *v.* Clarence Scott. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-417**. Bill Heard Chevrolet Inc.-Plant City, Petitioner *v.* Randal S. Bragg, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-439**. Howard Wayne Johnson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-463**. Jean Co., Ltd., Petitioner *v.* Elonex I.P. Holdings, Ltd., et al. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-471**. Jacob J. Faust, Petitioner *v.* Wisconsin. Petition for writ of certiorari to the Supreme Court of Wisconsin denied.

No. **04-488**. Rebecca Crystian, et al., Petitioners *v.* Tower Loan of Mississippi Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-499**. Jae Won Jeong, Petitioner *v.* Taiheiyo Cement Corporation, et al. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **04-557**. Michael R. Cuenca, Petitioner *v.* University of Kansas, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-641**. DuPage County, Illinois, Petitioner *v.* Palmetto Properties, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-649**. Rosemary Parmar, Petitioner *v.* California. Petition for writ of certiorari to the Appellate Division, Superior Court of California, Sacramento County, denied.

No. **04-650**. Gary L. Kretchmar, Petitioner *v.* David DiGuglielmo, Superintendent, State Correctional Institution at Graterford. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Middle District, denied.

No. **04-655**. Ralph Urban, Petitioner *v.* William C. Hurley. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-657**. James Carey Wood, Petitioner *v.* North Carolina. Petition for writ of certiorari to the Court of Appeals of North Carolina denied.

No. **04-661**. Bonnie J. Koresko, et al., Petitioners *v.* Mark Farley, et al. Petition for writ of certiorari to the Commonwealth Court of Pennsylvania denied.

No. **04-663**. Steven Radloff, Petitioner *v.* City of Oelwein, Iowa, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-687**. Robert Shain and James Sheetz, Petitioners *v.* Ann M. Veneman, Secretary of Agriculture, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-689**. John Carman, Petitioner *v.* Alicia Fuentes, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-696**. Jeffrey Arnold Higgs, Petitioner *v.* Colorado. Petition for writ of certiorari to the District Court of Colorado, Broomfield County, denied.

No. **04-701**. Montgomery Blair Sibley, Petitioner *v.* Barbara Sibley. Petition for writ of certiorari to the District Court of Appeal of Florida, Third District, denied.

No. **04-708**. Maine Shipyard & Marine Railway, Inc., Petitioner *v.* PNC Bank Delaware, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-713**. Kesar Singh, Petitioner *v.* John D. Ashcroft, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-729**. Patricia Clark, Petitioner *v.* Whirlpool Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-737**. John Breneman and William D. Breneman, Petitioners *v.* United States, ex rel. Federal Aviation Administration, et al. Petition

for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-761**. Paxton Resources, L.L.C., Petitioner *v.* Dan M. “Buck” Brannaman, et ux. Petition for writ of certiorari to the Supreme Court of Wyoming denied.

No. **04-769**. Frederick G. Jensen, Petitioner *v.* Washington. Petition for writ of certiorari to the Court of Appeals of Washington, Division 2, denied.

No. **04-817**. Ryan W. Davis, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Armed Forces denied.

No. **04-834**. Dale P. Keyser, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Armed Forces denied.

No. **04-5724**. James K. Santos, Petitioner *v.* Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. **04-6394**. Ibrahim Hamud Fulani, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6421**. Michael James Goins, Petitioner *v.* Local 2047 I L A Executive Board. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6521**. Jesus Humberto Cardenas, aka Widow Peak, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-6790**. Requelle Bryant, Petitioner *v.* Jo Anne B. Barnhart, Commissioner of Social Security. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6914**. Stephen A. Mobley, Petitioner *v.* Derrick Schofield, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7202**. Fred Marshall Davis, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7213**. Alnoraindus Burton, Petitioner *v.* Stephen D. Mote, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-7217**. Jonathan Patrick Marshall, Petitioner *v.* (FNU) Myers, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-7221**. Norris Nash, II, Petitioner *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. **04-7224**. Robert Earl Kroncke, Petitioner *v.* Jeffrey Hood, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7230**. Timothy T. Brown, Petitioner *v.* Mississippi. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7236**. Thomas Woodberry, Petitioner *v.* Louis E. Bruce, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-7237**. Wilbert Ray Watkins, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Appeals of Texas, Tenth District, denied.

No. **04-7239**. Chester L. Wilms, Jr., Petitioner *v.* Craig A. Hanks, Superintendent, Wabash Valley Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-7240**. Phillip Morris, Jr., Petitioner *v.* Tom L. Carey, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7243**. Markee Ruffin, Petitioner *v.* Neal K. Mechling, Sr., Superintendent, State Correctional Institution at Fayette, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-7244**. Vincent D. Spencer, Petitioner *v.* Franklin J. Tennis, Superintendent, State Correctional Institution at Rockview. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-7245**. Frank Nali, Petitioner *v.* Michigan Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-7247**. Stephenson Lamar Smith, Petitioner *v.* Steve Lewis, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7252**. Larry McKinney, Petitioner *v.* Carl Humphrey, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7255**. Dwayne Nimmons, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7256**. Charles Phifer, Petitioner *v.* Wabash Valley Correctional Facility, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-7258**. Lee W. Davis, Petitioner *v.* Anthony C. Newland, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7261**. David A. Thomas, Petitioner *v.* Credit-Based Asset Servicing and Securitization, LLC. Petition for writ of certiorari to the Court of Appeals of Georgia denied.

No. **04-7263**. Henry Lee Sanders, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7265**. Christina Acker, Petitioner *v.* James Roose, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7266**. Dennis E. Jones-El and Norman C. Green, Jr., Petitioners *v.* Gerald A. Berge, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-7267**. Mark O. Ellis, Petitioner *v.* Walter Guy, et al. Petition for writ of certiorari to the District Court of Appeal of Florida, Fifth District, denied.

No. **04-7273**. Juan Hernandez, Petitioner *v.* John P. Keane, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-7274**. Matthew Gordon, Petitioner *v.* Florida. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **04-7278**. Russell J. Horton, Petitioner *v.* Peter Allen, Superintendent, Massachusetts Correctional Institution at Cedar Junction, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-7285**. Albert De La Garza, Petitioner *v.* A. M. Stringfellow, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7295**. Preston William Braxton, Jr., Petitioner *v.* California. Petition for writ of certiorari to the Supreme Court of California denied.

No. **04-7301**. Alfred F. Worley, Petitioner *v.* United States Court of Appeals for the Fourth Circuit. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7313**. Kenneth Holmes, Petitioner *v.* David DiGuglielmo, Superintendent, State Correctional Institution at Graterford, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-7337**. Jeffrey Thomas Farmer, Petitioner *v.* Police Department of Carrboro, North Carolina. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7353**. Barry Priester, Petitioner *v.* David DiGuglielmo, Superintendent, State Correctional Institution at Graterford, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-7380**. Jeffery T. Glanda, Petitioner *v.* New York. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, Third Judicial Department, denied.

No. **04-7407**. Kathryn Barker, Petitioner *v.* Texas Department of Protective and Regulatory Services. Petition for writ of certiorari to the Court of Appeals of Texas, Twelfth District, denied.

No. **04-7465**. Miguel Martinez, Petitioner *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **04-7506**. Ethan Erwin Roberts, Petitioner *v.* Lawrence Barreras, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-7512**. Tyrend M. Goins, Petitioner *v.* Nevada. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7513**. Donald C. Fleming, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7559**. James Cassano, Petitioner *v.* David Unger, Superintendent, Livingston Correctional Facility. Petition for writ of certio-

rari to the United States Court of Appeals for the Second Circuit denied.

No. **04-7623**. Colvin I. Bert, Petitioner *v.* John W. Snow, Secretary of the Treasury, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7639**. Larry James Williams, Jr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7641**. Tony Lee Tate, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7649**. Fritz Artz Springmeier, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7651**. Nathaniel Royal, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7658**. Dale Thomas Buck, Jr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-7665**. Alex D. Ramos, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-7666**. Kirk R. Smith, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7668**. Rufus Sims, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-7671**. Ernie Santiago, Petitioner *v.* John Lamanna, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-7675**. Walter Jack Childers, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-7676**. Jeremy David Coffee, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-7677**. Antoine Dixson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7683**. James Terrell Lattner, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-7684**. Timothy Mark Robinson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7690**. Roberto Esquivel-Cabrera, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7692**. Pascal Dore, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7699**. Anthony Hunter, Petitioner *v.* United States. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **04-7703**. Humberto Gonzalez-Gonzales, aka Roberto Soto Flores, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **03-920**. Phil Crawford, Interim Field Office Director, Seattle, Washington, Immigration and Customs Enforcement, et al., Petitioners *v.* Gilberto Martinez-Vazquez. 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. **03-1265**. Phil Crawford, Interim Field Office Director, Seattle, Washington, Immigration and Customs Enforcement, et al., Petitioners *v.* Elio Riveron-Aguilera. 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. **03-1436**. Nancy Alcanter, Field Office Director, San Francisco, California, Immigration and Customs Enforcement, et al., Petitioners *v.* Rigoberto C. Pedroso. 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. **04-531**. Michigan, Petitioner *v.* Lord Shawn Russell. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. **04-647**. Francis X. Burns, et al., Petitioners *v.* PNC Bank National Association, Successor by Merger to First Eastern Bank, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied. Justice Breyer took no part in the consideration or decision of this petition.

No. **04-695**. Housey Pharmaceuticals, Inc., Petitioner *v.* Astrazeneca UK Ltd., et al. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied. Justice O'Connor and Justice Breyer took no part in the consideration or decision of this petition.

No. **04-702**. Salim Ahmed Hamdan, Petitioner *v.* Donald H. Rumsfeld, Secretary of Defense, et al. Petition for writ of certiorari before judgment to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **04-717**. American Axle & Manufacturing, Inc., Petitioner *v.* Dana Corporation. Motion of Cisco System, 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 Federal Circuit denied.

No. **04-7225**. JacQaus L. Martin, Petitioner *v.* Nebraska, et al. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit dismissed. See Rule 39.8.

HABEAS CORPUS DENIED

No. **04-7768**. In Re Cary Gagan, Petitioner. Petition for writ of habeas corpus denied.

MANDAMUS DENIED

No. **04-7214**. In Re Alexandria Barkclay, Petitioner;
No. **04-7215**. In Re Alexandria Barkclay, Petitioner;
No. **04-7216**. In Re Alexandria Barkclay, Petitioner;
No. **04-7218**. In Re Alexandria Barkclay, Petitioner;
No. **04-7269**. In Re Curtis J. Brown, Petitioner;
No. **04-7564**. In Re Jimmy Brown, Petitioner; and
No. **04-7642**. In Re Jermaine A. Young, Petitioner. Petitions for writs of mandamus denied.

No. **04-7275**. In Re Terry L. Fish, Petitioner. Petition for writ of mandamus and/or prohibition denied.

No. **04-7333**. In Re Billy Grisso, Petitioner. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of mandamus dismissed. See Rule 39.8.

REHEARINGS DENIED

No. **04-5804**. John Ibrahim, Petitioner *v.* Marin Ibrahim;
 No. **04-6162**. Bernabe Candelaria, Petitioner *v.* Utah; and
 No. **04-6381**. Yakov Gregorevich Drabovskiy, Petitioner *v.* United States. Petitions for rehearing denied.

ATTORNEY DISCIPLINE

No. **D-2378**. In the Matter of Disbarment of Mel Levine. Disbarment order entered.

No. **D-2379**. In the Matter of Disbarment of Mark Joel Nerenberg. Disbarment order entered.

No. **D-2380**. In the Matter of Disbarment of David Robert Jampol. Disbarment order entered.

No. **D-2381**. In the Matter of Disbarment of Jerard Steven Hankin. Disbarment order entered.

No. **D-2382**. In the Matter of Disbarment of Rodney E. Batts. Disbarment order entered.

No. **D-2383**. In the Matter of Disbarment of Elmina M. Hilaire. Disbarment order entered.

No. **D-2384**. In the Matter of Disbarment of Jessica Allen. Disbarment order entered.

No. **D-2385**. In the Matter of Disbarment of Reynold N. Mason. Disbarment order entered.

No. **D-2386**. In the Matter of Disbarment of Edward Michael McGowan. Disbarment order entered.

RECESS ORDER

The Court will take a recess from Monday, January 24, 2005, until Tuesday, February 22, 2005.

ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
G. William Austin, III	Washington, DC	Mark Irving Levy
Anthony William Bagnette	Santa Barbara, CA	Craig Andrews Parton

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Peter J. Barnarr	West Long Branch, NJ	Lillian E. Harris
Colleen L. Boothby	Washington, DC	Stephen J. Rosen
David E. Brier	Philadelphia, PA	Henri Thomas Felix, II
Andrew Michael Brown	Washington, DC	Stephen J. Rosen
Melissa C. Brown	Chicago, IL	David Barry Goroff
Felix F. Canino	West Palm Beach, FL	Timothy W. Schulz
Andrew Charles Carlton	San Clemente, CA	Neil Howard Cogan
Scott D. Cessar	Pittsburgh, PA	Timothy Patrick Ryan
Theodore A. Chester, Jr.	Los Angeles, CA	William M. Smiland
Thomas G. Cotter	Tuscon, AZ	Gerald Stuart Maltz
Andrew M. Crisses	New York, NY	Howard Graff
Deborah Deitsch-Perez	Dallas, TX	Michael J. Collins
Paul S. Detch	Lewisburg, WV	Barry L. Bruce
David Arthur Donley	Anchorage, AK	William K. Jermain
Michael Thomas Donohue	Houston, TX	Jonathan Evan Bruce
Susan M. Dorgan	New York, NY	Daniel G. McDermott
Richard Kirk Eichstaedt	Lapwai, ID	Douglas Roger Nash
Cameron J. Evans	Detroit, MI	Lawrence P. Zatkoff
Susan Jezewski Evans	Detroit, MI	Lawrence P. Zatkoff
Steven S. Fleischman	Los Angeles, CA	Edith Rae Matthai
James N. Freeman, Jr.	Elkin, NC	Staples Stilwell Hughes
Jonathan H. Fussner	Salem, OR	Mary Hazel Williams
Jeffrey Hamilton Geiger	Richmond, VA	Robert Barnes Delano, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Matthew T. Gerson	Washington, DC	David Evan Kendall
Barbara J. Gonos	West Long Branch, NJ	Lillian E. Harris
Michael Lee Gore	Orlando, FL	Andrew M. Brumby
Erika Lauren Hadlock	Salem, OR	Mary Hazel Williams
Jason Helfant	Ft. Lauderdale, FL	Enoch Jonathan Whitney
Scott S. Hershman	Dallas, TX	Michael J. Collins
Daniel J. Hochuli	Tuscon, AZ	Thomas Alex Benavidez
Christopher Eugene Hogan	Columbus, OH	Wanda L. Carter
David Lawrence Horan	Dallas, TX	David John Schenck
Jessica Jamieson	New York, NY	Ira Jay Levy
Ryan Philip Kahn	Portland, OR	Mary Hazel Williams
Laura Jo Kalty	Los Angeles, CA	Jonathan Berres Cole
Annemarie Elizabeth Kill	Chicago, IL	Lisa Fosler Kelly
Jeffrey A. Kimmel	New York, NY	Floyd Abrams
Peter Joseph Kinsella	Denver, CO	Natalie Marie Hanlon
J. Stuart Kirwan, III	New Orleans, LA	Kathleen Taylor Sooy
Eric M. Kociba	Detroit, MI	Dennis M. Barnes
John J. Krause	Denver, CO	Kenneth L. Salazar
Varsha Kukafka	Cambridge, MA	Robert C. Cosgrove
Steven Louis Lane	Washington, DC	Honorable Paul Clement, Acting Solicitor General of the United States
Daniel P. Lennington	Grand Rapids, MI	John J. Bursch
Steven David Lipsey, Sr.	Knoxville, TN	Harold B. Stone

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Jennifer Scott Lloyd	Salem, OR	Mary Hazel Williams
Holly M. Logan	Des Moines, IA	Mark McCormick
Jeffrey T. Londregan	New London, CT	Thomas J. Londregan
Michael Tippets Lowe	Orange, CA	Sean T. Osborn
Kalman G. Magyar	Morristown, NJ	Genevieve K. LaRobardier
Matt Douglas Matzner	Lubbock, TX	William James Wade
Deirdre Marie McDonald	New York, NY	Stanley Pierre-Louis
Aseem V. Mehta	New York, NY	Ira Jay Levy
Arlyn Miller	New York, NY	Howard Graff
Rolf Christen Moan	Portland, OR	Mary Hazel Williams
Jarrod Martin Mohler	Cincinnati, OH	Randy J. Blankenship
David W. Oakes	Pittsford, NY	Daniel Joseph Moore
Barry A. O'Neil	Minneapolis, MN	Phillip A. Cole
Ralph J. Ortolano, Jr.	Rancho Palos Verdes, CA	Patricia A. Mitchell
Ole Bly Pace, III	Sterling, IL	David E. Murray
Christopher Patrick Page	Los Angeles, CA	Neil Howard Cogan
Steven Roaldo Powers	Salem, OR	Mary Hazel Williams
George W. Pratt	Salt Lake City, UT	Kay Sterling Cornaby
Maryanne M. Prince	Montgomery, AL	Jerry L. Weidler
Deirdre H. Purdy	Charleston, WV	Brian A. Glasser
Anne M. Radolinski	Minneapolis, MN	Laurie Jean Miller
Michael W. Rafter	Atlanta, GA	Miles J. Alexander
James C. Rehnquist	Boston, MA	John C. Englander
Liberty Lee Roberts	Indianapolis, IN	Kenneth Collier-Magar
Aaron V. Rocke	Seattle, WA	Catherine Hendricks

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
David B. Salmons	Alexandria, VA	Theodore B. Olson
Jason Ross Samuels	Anderson, IN	Gerald N. Blaney, Jr.
Scott Morris Schoenwald	Las Vegas, NV	Kirk B. Lenhard
Simon Schwarz	New York, NY	Sarah Elaine Harrington
Sidney Harold Shams	Orlando, FL	Mark Howard Jamieson
David Michel Shenkman	Miami, FL	Neil Howard Cogan
Jeffrey Alan Simes	New York, NY	Ira Jay Levy
Deborah A. Skakel	New York, NY	Howard Graff
Daniel S. Sommers	Washington, DC	Daniel A. Small
Mark Thomas Stancil	Arlington, VA	Honorable William H. Rehnquist, Chief Justice of the United States
Jeremy Harlan Stern	El Segundo, CA	Paul Glist
Gail G. Stewart	Seattle, WA	James J. Ragen
Norton Tooby	Oakland, CA	Albert Joel Kutchins
Andrew Patrick Tower	Houston, TX	Karen Cale Lockwood
Andrea Ruth Vitalich	Seattle, WA	James Morrissey Whisman
Fred Von Lohmann	San Francisco, CA	Cindy Ann Cohn
Julie Mickle Wade	Boston, MA	John C. Englander
David Arthur Wemhoff	South Bend, IN	Thomas L. Brejcha, Jr.
Michael Wiseman	Philadelphia, PA	Billy H. Nolas
Rebecca Ellen Woodman	Lawrence, KS	Randall Lee Hodgkinson
Carol A. Wright	Columbus, OH	James Edgar Phillips
David Warren Wycoff	Philadelphia, PA	Billy H. Nolas
Keith A. Zullo	Ossining, NY	Ira Jay Levy

ADMISSIONS TO THE BAR ON ORAL MOTIONS

Applicant	City and State	Movant
Benjamin Walz Taylor	Arlington, VA	Alexander Louis Stevas
Jeremiah M. Luongo	Washington, DC	Michael J. Hirrel
Ann West Bobeck	Washington, DC	Jack N. Goodman
Kathryn A. Watts	Chicago, IL	Amy Joelle Wildermuth
Eric Reuel Olson	Denver, CO	Amy Joelle Wildermuth
Troy A. McKenzie	New York, NY	Amy Joelle Wildermuth
Karen vomLehn Anderson	Claremont, CA	Scott Lee Rose
Sandra Nash Baldonado	Claremont, CA	Scott Lee Rose
Patrick John Barnitt	Glendora, CA	Scott Lee Rose
Wendy M. Deweese	Covina, CA	Scott Lee Rose
Jeanne M. Fitzgerald	Diamond Bar, CA	Scott Lee Rose
Beverly Jean Gassner	Ontario, CA	Scott Lee Rose
Lawrence M. Gassner	Ontario, CA	Scott Lee Rose
Joseph W. Howington	Claremont, CA	Scott Lee Rose
Deborah J. Manning	Glendora, CA	Scott Lee Rose
Anita L. Middleton	Covina, CA	Scott Lee Rose
Vivian Teresa Shallito	Covina, CA	Scott Lee Rose
Richard J. Tuckerman	Claremont, CA	Scott Lee Rose

ORAL ARGUMENTS

No. **04-5462**. Ronald Rompilla, Petitioner *v.* Jeffrey A. Beard, Secretary, Pennsylvania Department of Corrections. Argued by Mr. Billy H. Nolas for the petitioner, by Ms. Amy Zapp for the respondent, and by Ms. Traci L. Lovitt, for the United States as *amicus curiae*, by special leave of the Court, supporting the respondent.

No. **03-9685**. Robert Johnson, Jr., Petitioner *v.* United States. Argued by Mr. Courtland Reichman for the petitioner and by Mr. Dan Himmelfarb for the respondent.

Adjourned until Wednesday, January 19, 2005, at 10 o'clock.

CERTIORARI DENIED

No. **04-8146 (04A620)**. Donald J. Beardslee, Petitioner *v.* Jill Brown, Warden. Application for stay of execution of sentence of death presented to Justice O'Connor and by her referred to the Court denied. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8157 (04A622)**. Donald J. Beardslee, Petitioner *v.* Jeanne S. Woodford, Director, California Department of Corrections, et al. Application for stay of execution of sentence of death presented to Justice O'Connor and by her referred to the Court denied. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

SUPREME COURT OF THE UNITED STATES

Present: Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

Justice Stevens said:

“The Chief Justice is unable to be present today, but reserves the right to participate in the consideration and decision of the cases on the basis of the briefs and the transcripts of the oral arguments.”

ADMISSIONS TO THE BAR ON ORAL MOTIONS

Applicant	City and State	Movant
Anne Elizabeth Beaumont	New York, NY	Paul Reinherz Quitman Wolfson
James Ransom Wilkinson	Winder, GA	Joel Eugene Starr
Michael Patrick Grainger	Syracuse, NY	Michael P. Farris
Richard A. Davidson, III	Washington, DC	Robert Denis Foley, III
James Edward Mennella	Oklahoma City, OK	Wellon B. Poe, Jr.
Jona Rae Hefner	Oklahoma City, OK	Wellon B. Poe, Jr.
Robert Steven Arp	Boiling Springs, PA	Neil Howard Cogan
Stephen Bruce Clemmer	Long Beach, CA	Neil Howard Cogan
K. D. Hughes	Irvine, CA	Neil Howard Cogan
Julie A. Katchmir	Great Falls, VA	Neil Howard Cogan
Daniel Kristof Lak	Irvine, CA	Neil Howard Cogan
Stephen M. Rochford, Jr.	Irvine, CA	Neil Howard Cogan
Lowell Rector Gates	Harrisburg, PA	Neil Howard Cogan

ORAL ARGUMENTS

No. **03-1601**. City of Rancho Palos Verdes, California, et al., Petitioners *v.* Mark J. Abrams. Argued by Mr. Jeffrey A. Lamken for the petitioners, by Mr. James A. Feldman for the United States as *amicus curiae*, by special leave of the Court, supporting the petitioners, and by Mr. Seth P. Waxman for the respondent.

No. **04-37**. Michael Clingman, Secretary, Oklahoma State Election Board, et al., Petitioners *v.* Andrea L. Beaver, et al. Argued by Mr. Wellon B. Poe, Jr., for the petitioners, by Mr. Gene C. Schaerr for South Dakota, et al., as *amici curiae*, by special leave of the Court, supporting the petitioners, and by Mr. James C. Linger for the respondents.

Adjourned until Monday, January 24, 2005, at 10 o'clock.

SUPREME COURT OF THE UNITED STATES

Present: The Chief Justice, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

ORDER IN PENDING CASES

No. **03-1230**. American Trucking Associations, Inc. and USF Holland, Inc., Petitioners *v.* Michigan Public Service Commission, et al.; and

No. **03-1234**. Mid-Con Freight Systems, Inc., et al., Petitioners *v.* Michigan Public Service Commission, et al. The orders granting petitions for writs of certiorari are amended as follows: Petitions for writs of certiorari are granted limited to the following questions: 1) "Whether the \$100 fee upon vehicles conducting intrastate operations violates the Commerce Clause of the United States Constitution." 2) "Whether the \$100 fee upon vehicles operating solely in interstate commerce is preempted by 49 U. S. C. § 14504." The cases are consolidated and a total of one hour is allotted for oral argument.

SUPREME COURT OF THE UNITED STATES

Present: Justice O'Connor, Justice Souter, Justice Thomas, and Justice Ginsburg.

Justice O'Connor said:

"Today's orders of the Court have been duly entered and certified, and filed with the Clerk, and they will not be otherwise announced."

OPINION PER CURIAM

No. **04-394**. Ricky Bell, Warden, Petitioner *v.* Gary Bradford Cone. Motion of respondent for leave to proceed *in forma pauperis* granted. On petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit. Petition for writ of certiorari granted. Judgment reversed, and case remanded to the United States Court of Appeals for the Sixth Circuit for further proceedings consistent with the opinion of this Court. Opinion *Per Curiam*. Concurring opinion by Justice Ginsburg, with whom Justice Souter and Justice Breyer join.

CERTIORARI—SUMMARY DISPOSITIONS

No. **03-1326**. Arthur M. Hawkins, Petitioner *v.* United States. Petition for rehearing granted. Order entered June 21, 2004, denying the petition for writ of certiorari vacated. On petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Seventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **03-1434**. Niels Lauersen, Petitioner *v.* United States. Petition for rehearing granted. Order entered May 17, 2004, denying the petition for writ of certiorari vacated. On petition for writ of certiorari to the United States Court of Appeals for the Second Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Second Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **03-1668**. Robert T. Mitrione and Marla A. Devore, Petitioners *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Seventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **03-1670**. William Thurston, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the First Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the First Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **03-9262**. Luis Aldo Meza, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **03-9402**. Kevin A. Rideout, Petitioner *v.* United States. Petition for rehearing granted. Order entered June 28, 2004, denying the petition for writ of certiorari vacated. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **03-10262**. Juan Jimenez-Velasco, Petitioner *v.* United States; Marino Luis Gonzalez, Petitioner *v.* United States; Reynaldo Hinojosa-Aguirre, Petitioner *v.* United States; Alejandro Del Bosque, Petitioner *v.* United States; Maria Oralia Lozano-Tamez, Petitioner *v.* United States; Reynaldo Quiroz-Escobedo, Petitioner *v.* United States; and Noelia Campos Madrigal, Petitioner *v.* United States. Petition for rehearing granted. Order entered June 14, 2004, denying the petition for writ of certiorari vacated. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **03-10272**. Leslie Ray Newsome, Petitioner *v.* United States; Brian Rhett Martin, Petitioner *v.* United States; Jonathan Chimney, Petitioner *v.* United States; Dennis Songalia Flores, Petitioner *v.* United States; Pablo Abel Villarreal-Medina, aka Paulo Abel Villarreal-Medina, Petitioner *v.* United States; Ronald Wayne Abney, Petitioner *v.* United States; Luis Ivan Guerrero, Petitioner *v.* United

States; Alfredo Gilberto Aguilar-Cortez, Petitioner *v.* United States; Juan Manuel Avila-Chavez, Petitioner *v.* United States; Valentine Hernandez-Hernandez, Petitioner *v.* United States; Santos De Los Santos, Petitioner *v.* United States; Sandro Medina-Teniente, Petitioner *v.* United States; and Jimmy De Luna-Vigil, Petitioner *v.* United States. Petition for rehearing granted. Order entered June 14, 2004, denying the petition for writ of certiorari vacated. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **03-10275**. Kenneth Epps, Petitioner *v.* United States. Petition for rehearing granted. Order entered June 14, 2004, denying the petition for writ of certiorari vacated. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **03-10408**. Lance Van Alstyne, Petitioner *v.* United States. Petition for rehearing granted. Order entered June 21, 2004, denying the petition for writ of certiorari vacated. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **03-10416**. Jose Carbajal-Martinez, Petitioner *v.* United States. Petition for rehearing granted. Order entered June 21, 2004, denying the petition for writ of certiorari vacated. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **03-10417**. Norman Alan McDonnell, Petitioner *v.* United States. Petition for rehearing granted. Order entered June 14, 2004, denying the petition for writ of certiorari vacated. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **03-10424**. Kenneth Wayne Pearson, Petitioner *v.* United States. Petition for rehearing granted. Order entered June 21, 2004, denying the petition for writ of certiorari vacated. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **03-10427**. Roberto Salas, Petitioner *v.* United States; and Francisco Jose Torres-Vasquez, Petitioner *v.* United States. Petition for rehearing granted. Order entered June 21, 2004, denying the petition for writ of certiorari vacated. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **03-10490**. Gary Criston, Petitioner *v.* United States; Jesse Perales, Petitioner *v.* United States; Felix Alfonso Guerra, Petitioner *v.* United States; and Miguel Salinas, Petitioner *v.* United States. Petition for rehearing as to Felix Guerra granted. Order entered June 21, 2004, denying the petition for writ of certiorari vacated. 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 petition for writ of certiorari as to Felix Guerra granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005). Petition for rehearing as to Jesse Perales, Miguel Salinas, and Gary Criston denied.

No. **03-10525**. Barry Campbell, Petitioner *v.* United States. Petition for rehearing granted. Order entered June 21, 2004, denying the petition for writ of certiorari vacated. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the

United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **03–10530**. Canuto Valadez Soto, Petitioner *v.* United States. Petition for rehearing granted. Order entered June 21, 2004, denying the petition for writ of certiorari vacated. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **03–10705**. Wendell P. Holmes, Jr., Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari 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 *United States v. Booker*, 543 U. S. — (2005).

No. **03–10727**. David Chi Ping Leung, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **03–10742**. Tonia Anissia Davis, aka Tonia Davis, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **03–10752**. Jeffrey James Masters, Jr., Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **03–10755**. Frantz Michel, aka Freon, aka John Doe, Petitioner *v.* United States. On petition for writ of certiorari to the United States

Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **03–10757**. John C. Patterson, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **03–10760**. Jesse E. Turnbull, aka Jesse E. Turnbough, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eighth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **03–10802**. Patricia Cooney, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **03–10807**. John E. Davis, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eighth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **03–10813**. Robert Lee Norman, aka Skunk, Petitioner *v.* United States; and

No. **03–10836**. Russell Schoenauer, Petitioner *v.* United States. On petitions for writs of certiorari to the United States Court of Appeals for the Eighth Circuit. Motions of petitioners for leave to proceed *in forma pauperis* and petitions for writs of certiorari granted. Judgment vacated, and cases remanded to the United States Court of Ap-

peals for the Eighth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **03–10819**. Terrance Leroy Fisher, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **03–10851**. Jaime Ernest Moreno, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **03–10884**. Jeffrey North, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the First Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the First Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **03–10897**. Terrence Warner Glaum, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the First Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the First Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **03–10938**. Jermaine Carlos Diaz, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **03–10961**. Kenneth Harold Harrington, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **03-10979**. Brent E. Merritt, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Seventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **03-10983**. Charles Banks, aka Anthony Barnnes, 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Third Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **03-11067**. Damon Dunbar, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-75**. Peter Kay Stern, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-95**. Ronald Jay Clifton, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-118**. Guy Altobello, William Hanhardt, and Joseph Basinski, Petitioners *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to

the United States Court of Appeals for the Seventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-121**. Donald Keith Crawford, Sr., Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-137**. John F. Triplett, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-145**. Sean Patrick Micklin, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-193**. Mohamad Y. Hammoud, aka Ali Albousaleh, aka Ali Abousaleh, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-208**. E. W. Jiles, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Tenth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-244**. Robert Dupurton, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Second Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Second Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-264**. Robert Ray Courtney, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals

for the Eighth Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eighth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-274**. Robert James Flarida, aka Fred Stone, aka Butch Flarida, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-314**. Nicole Davis, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Seventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-322**. Robert Francis, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eighth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-337**. Richard P. Callipari, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the First Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the First Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-358**. James McCormack, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the First Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the First Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-385**. David G. Stern, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the First Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the First Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-457**. Eddie Alexander Long, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-503**. Leyton Wint, aka Choc, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Second Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Second Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-548**. Andrew Tate, Jr., Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-592**. Mamie Tang, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-652**. Maurice Riemer Calhoun, Jr., Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-676**. Jack C. Chilingirian, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-762**. Sergio Duran Badilla, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for

the Tenth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–800**. Robert Schneider, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–812**. Luis Manuel Morales, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–5031**. Roberto Raul Carreno, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–5041**. Jamel Sapp, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Second Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Second Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–5047**. Maria Rosalba Guevara, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Second Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Second Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–5052**. Herman E. Garner, III, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth

Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5070**. James P. Young, Petitioner *v.* United States; and

No. **04-5085**. Edward L. Jackson, Jr., Petitioner *v.* United States. On petitions for writs of certiorari to the United States Court of Appeals for the Seventh Circuit. Motions of petitioners for leave to proceed *in forma pauperis* and petitions for writs of certiorari granted. Judgment vacated, and cases remanded to the United States Court of Appeals for the Seventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5084**. John William Loflin, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5086**. Hameed Ramjohn, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Second Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Second Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5097**. Charles DeVaughn Cook, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5106**. Jimmy Augusto Restrepo, Petitioner *v.* United States; and

No. **04-5770**. Martin Torres, Petitioner *v.* United States. On petitions for writs of certiorari to the United States Court of Appeals for the Second Circuit. Motions of petitioners for leave to proceed *in forma pauperis* and petitions for writs of certiorari granted. Judgment vacated, and cases remanded to the United States Court of Appeals for the Second Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5113**. Luciano Martinez-Figueroa, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eighth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5117**. Steven Leon Shull, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5130**. Dennis Forbes, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Second Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Second Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5137**. Stephen Ramont Hardridge, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Tenth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5152**. Roman Christopher Mesina, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5155**. Heyward Lynn Bush, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Elev-

enth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–5169**. William James Clark, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Tenth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–5171**. Booker T. Muhammad, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–5174**. Anthony Watson, 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Third Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–5187**. Jose Barreiro, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–5189**. Albert Mosley, aka Junior, Petitioner *v.* United States; and

No. **04–5194**. Jeffrey Smith, Petitioner *v.* United States. On petitions for writs of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motions of petitioners for leave to proceed *in forma pauperis* and petitions for writs of certiorari granted. Judgment vacated, and cases remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5190**. Rawle Arnold Mohammed, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5191**. Alejandro Perez, aka Eduardo, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Second Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Second Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5193**. Antonio Allen, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5200**. Mark Jacobs, aka Skinny Mark, 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Third Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5210**. Charles Yarbor, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Seventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5214**. Angela Gonzalez-Capetillo, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth

Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–5239**. Robert Charles Zimmerman, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eighth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–5249**. James Phillip Booher, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–5250**. Romone L. Gabriel, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari 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 *United States v. Booker*, 543 U. S. — (2005).

No. **04–5262**. Michael Anthony Phillips, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Tenth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–5263**. Francisco D. Pineiro, aka Frank Pineiro, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–5272**. Jimmy Bijou, aka Jimmy Bigou, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to pro-

ceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5280**. Antonio Rodriguez, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eighth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5288**. Michael Stefan Prime, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5289**. Louis N. Nomar, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5295**. Earnest Miller, aka Paul Jones, aka Earnest Russell, 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Third Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5296**. James Orin Ogle, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5298**. Alexander Pagley, Sr., 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Third Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5305**. Joshua Parks, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eighth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5327**. Nancy Toroguet-Cervantes, Petitioner *v.* United States; and

No. **04-5488**. Lourdes Garcia-Rodriguez, Petitioner *v.* United States. On petitions for writs of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motions of petitioners for leave to proceed *in forma pauperis* and petitions for writs of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5330**. Kenny Washington, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5331**. Andy Jardine, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Tenth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5332**. Rasheed Jacobs, 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Third Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5352**. Raul Jara, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5365**. Robert Champagne, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the First Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the First Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5374**. Jamie Wiggins, 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Third Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5388**. Jesus Munoz-Hernandez, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5431**. Charles William Cook, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5432**. Vincent Currie, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5435**. Freddie Peters, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5436**. Robert Phyllian, aka David Robinson, 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Third Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5444**. Demetrius Wynn, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5448**. Ignacio Lara-Luciano, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5450**. Julio Silverio, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Second Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sec-

ond Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5451**. Juan Quinones, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the First Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the First Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5465**. Michael Gaither, aka Mike G., Petitioner *v.* United States; and

No. **04-5528**. Donte Ormond Ward, aka Antwan Damon Wilson, aka Monster, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit. Motions of petitioners for leave to proceed *in forma pauperis* and petitions for writs of certiorari granted. Judgment vacated, and cases remanded to the United States Court of Appeals for the Tenth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5466**. Thomas Brown, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Tenth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5469**. Brent Hughes, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5470**. Michael Henry Harrison, aka Emmanuel Henry Harrison, III, 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Third Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5471**. Quincy V. Gilford, Jr., Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5476**. Otto Barbour, 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Third Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5481**. William B. Hite, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Seventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5493**. Jed Stewart Lineberry, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5497**. John Henry Owens, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5504**. Suzette Marie Calloway, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Ap-

peals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5516**. Anthony James Smith, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eighth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5517**. Quadre Jacobs, 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Third Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5520**. Mark D. Rice, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Tenth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5523**. Timothy David Wilson, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5525**. Ferman Johnson, III, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5541**. Randy Todd Wilson, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit. Motion of petitioner for leave to proceed

in forma pauperis and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Tenth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5545**. Allen Ray Jordan, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5546**. Hector Rubio, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5564**. Richard Wayne Drewry, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Tenth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5571**. Daniel Steven Miske, Jr., Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5582**. Edgar Ortega, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Second Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Second Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5589**. Michael Jackson, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eighth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5592**. Steven E. Smith, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eighth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5594**. George Michael Ruelas, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5595**. Roberto Carlos Ramos, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5599**. Roscoe Walton, Jr., Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5607**. Frederick Ben Leubbert, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth

Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5614**. Timothy Earl Brown, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5623**. Priscilla DeVita, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5630**. Michael Frank Young, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5631**. Victor Mendez, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5632**. Dana Dray McCann, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the First Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the First Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5634**. Andrew Byron Leewright, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5639**. James F. Smith, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5641**. Terrance Sweat, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5647**. Susan Houchins and Kenneth Wayne Haley, Petitioners *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5662**. Antonio Garcia, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5667**. Dean Rayburn Gilley, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5668**. Manfred Kreuter, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5671**. David Brian Bern, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eighth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5678**. Michael D. Stubbs, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5679**. Sylvester Nnaji, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5680**. Anthony Alizondo, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5692**. Nicholas Estevez, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the First Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the First

Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5694**. Jesus Portocarrero Cana, aka Jesus Portokaero, Petitioner *v.* United States;

No. **04-5699**. Jose Murillo Kachimbo, aka Jose Akhin Murillo, Petitioner *v.* United States;

No. **04-5702**. Gustavo Gomes Rivas, Petitioner *v.* United States; and

No. **04-5705**. Pedro Aguirre Zatisaval, Petitioner *v.* United States. On petitions for writs of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motions of petitioners for leave to proceed *in forma pauperis* and petitions for writs of certiorari granted. Judgment vacated, and cases remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5706**. Noe Vasquez, aka Hector Lnu, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Seventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5709**. Bruce Gordon, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Second Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Second Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5716**. Luis Antonio Andrade, aka Marco Guerrero-Perez, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5721**. Robert L. Abbott, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the

Eighth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5730**. Bruce E. Whalen, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5732**. James Lawrence Wilson, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5734**. Mardio Trigg, aka Trigg-C, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5738**. Humberto Ariel Cervantes-Sosa, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5740**. Lawrence Thomas Curtis, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Tenth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5752**. Charles James Billingsley, Jr., Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5762**. Vander Keith Gore, aka Keith, Petitioner *v.* United States; and

No. **04-5763**. Jeffrey Lee Gore, aka Jeff, Petitioner *v.* United States. On petitions for writs of certiorari to the United States Court of Appeals for the Fourth Circuit. Motions of petitioners for leave to proceed *in forma pauperis* and petitions for writs of certiorari granted. Judgment vacated, and cases remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5765**. Rene Ellis, aka Money, aka Nut, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5771**. William Jerome Blount, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5802**. Andrew S. White, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Seventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5808**. Leyumba Webb, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth

Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5816**. Clayton Harris, aka Clyde Bates, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5826**. Ratsmy Pounpanya, aka Jay, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5830**. Eric Martin VanBuren, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5831**. Timothy Red Elk, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eighth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5837**. Anthony Laterza, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5845**. T'Challo Radford, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Second Circuit. Motion of petitioner for leave to proceed *in forma*

pauperis and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Second Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5849**. Sergio Echevarria, Eladio Alberto Munoz, and Orestes Hernandez, Petitioners *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5850**. Mitchell Cushing, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Second Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Second Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5851**. Christopher Wayne Chapman, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5864**. Carlton Humphrey and Nancy Regan, Petitioners *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Tenth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5865**. David Daniel Salazar, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5867**. Lorenzo Suttles, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5879**. Raul Perez, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Seventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5881**. Jesus Reyes, aka Carlos Rodriguez, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5883**. Daniel Gregory Rosen, Ayman Helmi Mansour, aka Andy, and Helmi Zaky Mansour, aka John S. Manson, Petitioners *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5887**. Lee Roy Colunga-Ambriz, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-5915**. Latoya R. Hourston, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated,

and case remanded to the United States Court of Appeals for the Eighth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–5917**. John Howard Vanorden, Jr., Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–5931**. Ronsheek Baskerville, 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Third Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–5945**. William Harry West, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–5985**. Leonard Sapp, Petitioner *v.* United States; and

No. **04–5987**. Jeffery Sapp, Petitioner *v.* United States. On petitions for writs of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motions of petitioners for leave to proceed *in forma pauperis* and petitions for writs of certiorari granted. Judgment vacated, and cases remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–5989**. Peter Clayton Wingate, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eighth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6012**. Mario Flores, aka Seal, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6015**. David Williams, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6033**. Eric Martin, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6041**. Donell Donte Padgett, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6050**. Jose Salvador Chavez, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Tenth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6051**. Yves Darbouze, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

enth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–6057**. Walter W. Wilson, Jr., 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Third Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–6062**. Juan Francisco Gonzalez, aka Michael Andrew Quinones, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eighth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–6066**. Paul Mills, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–6076**. William Scott Tatum, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–6088**. Jacob A. Kanatzar, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eighth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–6094**. Edgar Tolentino, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6095**. Melvin Locklear, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6102**. Timothy DeWitt, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6104**. Jason Todd Davis, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Tenth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6119**. Ellis Jordan, Petitioner *v.* United States; and

No. **04-6196**. Jaquan T. Clayton, Petitioner *v.* United States. On petitions for writs of certiorari to the United States Court of Appeals for the Seventh Circuit. Motions of petitioners for leave to proceed *in forma pauperis* and petitions for writs of certiorari granted. Judgment vacated, and cases remanded to the United States Court of Appeals for the Seventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6121**. Sidney James Brass, aka Sid Brass, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6125**. Marlin James Mack, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Tenth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6133**. Stephen Lee Vazquez, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6134**. Jimmy Todd, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6135**. Walter Anthony West, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6138**. Dennis Wayne Lefebvre, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6139**. Marshall Dwayne Hughes, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth

Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6154**. Duane Carl Carpenter, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eighth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6160**. Joel Banuelos Alva, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6186**. Bobby Gillian, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6187**. Jose Luis Garcia, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Second Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Second Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6190**. Grady Johnson, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6193**. Andre C. Rhoiney, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit. Motion of petitioner for leave to proceed *in forma*

pauperis and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Tenth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6198**. Leroy Coaxum, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6199**. James Dulaney, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6200**. Shari Lewis Lang, aka Shari Lewis, aka Shari King, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Tenth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6218**. Magueste Plasimond, aka Tyrone, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6220**. Germaine Davis, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eighth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6221**. Abdallah M. Dais, aka Seal A, aka Kamal Soudiha, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6224**. William Clark Taylor, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6225**. Reginald Molden, aka Reginald Troutman, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6228**. Michael J. Vondette, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Second Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Second Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6234**. William Sherman Ray, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Tenth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6260**. Antwan Donyell Hampton, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Ap-

peals for the Tenth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6264**. Aaron Geddes, 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Third Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6266**. Steven Joe Gatewood, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Tenth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6273**. Mario Devon Thomas, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6280**. Gary Gene Kennedy, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6299**. Kerry Skelton, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6300**. Eduardo Aguilar Camacho, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6322**. Nury Dejesus Arbelaez, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6323**. Ronnie Barlow, aka "Rump", Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Seventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6324**. Matilda Bonilla, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6326**. Jeffrey Worley, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6340**. Michah Clark, 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Third Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6341**. Angelo Cassano, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Seventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6359**. Reginald Akins, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005). Justice Breyer took no part in the consideration or decision of this petition.

No. **04-6366**. Damien Douglas, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6378**. Alvaro Bolanos-Munoz and Rodrigo Bolanos-Munoz, Petitioners *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6413**. Michael Spielvogel, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6419**. John Haire, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari 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 *United States v. Booker*, 543 U. S. — (2005).

No. **04-6434**. Roosevelt Jackson, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6436**. Damarius Asim Simmons, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eighth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6441**. Jan Anthony Borra, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6446**. Jonathan Dotson, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Seventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6454**. Andre Riggs, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6461**. Lantis Jeton Young, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for

the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6471**. Rene Ellis, aka Money, aka Nut, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6478**. Jennifer Leeann Lytle, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6484**. Vance Alan Birky, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6490**. Benjamin Lynn Watts, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6500**. Hermanegildo Alaniz, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6528**. Michael Sallis, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6554**. Cecil Lamont Stokes, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6564**. Gerald Eugene Bennett, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6573**. Joyce Lee Hickman, aka Joyce Saunders, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6574**. Marco Houston, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6587**. Gregory Gallatin, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth

Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–6588**. In Re Robert David Beckley, Petitioner. Motion of petitioner for leave to proceed *in forma pauperis* granted. Petition for writ of mandamus denied. Treating the papers submitted as a petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit, certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–6593**. Doyce Elliott Hunt, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–6628**. Kalyn Nagel, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–6642**. Darren Lamont Keys, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–6651**. Kenneth Jeffery Jordan, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–6652**. McMaine Allen O’Georgia, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6655**. Damazo Solache Valdovinos, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6667**. Francisco Beltran-Hernandez, aka El Gordo, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eighth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6682**. Roberto Garza, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6726**. Robert Wayne Boggs, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6747**. Michael Edward Tubbs, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6754**. Eric Diaz-Santana, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the First Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the First Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6755**. Jose Chavarria, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6774**. Eric Lamar Wormsley, aka Michael Wormsley, aka Michael Wallace, 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Third Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6797**. Reinaldo Garcia, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6798**. Keith Hunter, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6811**. Lawrence E. Thomas, Andrew A. Cook, Jr., and Dale H. Smith, Petitioners *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit. Motion of petitioner for leave to proceed *in forma pauperis*

and petition for writ of certiorari 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 *United States v. Booker*, 543 U. S. — (2005).

No. **04-6813**. Charlie Sturgill, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6823**. Edward Carter, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6829**. Adam Neil Gold, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6837**. William Stephen Solesbee, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6844**. Juan Carlos Escamilla-Vasquez, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6858**. Dieuseul Meilleur, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6861**. Mark Kevin Mayes, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6867**. Michael Ricks, 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Third Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6868**. James Wayne Shamblin, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6882**. Eddie Sweeney Choice, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6892**. Todd Richard Evans Trahan, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of

Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6900**. O'Hara Linear Laws, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6921**. Alexander Volis, aka Alex Kline, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6929**. Brian Keller, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Seventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6949**. Javier Lopera, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6956**. Cederick Deon Swasey, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6959**. Keeda Haynes, Petitioner *v.* United States. 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 pau-*

peris and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6966**. Marc Ricks, 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Third Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6970**. Donald Craig Scroggins, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7042**. Gerald Padmore, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7045**. Andre Welch, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Seventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7047**. Jamie Smith, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7065**. Daric M. Johnson, aka Skeeter, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7096**. Desmond Ollivierre, aka James Franklin Bridges, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7131**. Rusty Leisure, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eighth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7135**. Wesley George Thorn, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eighth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7142**. Marshall Joseph Baldwin, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7158**. Lonnie Dwayne Payne, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the

Eighth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7168**. Larry Dean Gann, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7171**. Nicholas Grass, aka Nicky Grasso, 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Third Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7179**. Carlos David Herrera, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7182**. Robert Alton Harris, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7184**. Lisa L. Dale, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7206**. Michael Malveaux, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7207**. Marchello Jimmy Loverson, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7220**. Victor Prado-Martinez, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7223**. Verona L. Johnson, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7235**. Frazier Thomas, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7242**. Darrell Bernard Smith, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7259**. Mervin Charles-Sanchez, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7270**. Onyenokachikem Charles Osamor, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7281**. George E. Gray, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7282**. Deshawn Ferrell, aka Barry Shawn, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Second Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Second Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7289**. Oscar Luis Marquez-Gomez, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7291**. Rodney T. Dunlap, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth

Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7292**. Cordell Nichols, aka Quinndell Johnson, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Tenth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7319**. Juan Belen Castaneda-Barrientos, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7328**. Lloyd Mendez, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7342**. Christian Eastwood, aka Kristo M. Springer, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7362**. Gailyn Bass, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eighth Circuit or further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7370**. Charlie Lawrence, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma*

pauperis and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7373**. Karen Leanette Davis, aka Karen Benford, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7386**. Sergio Chavez, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7409**. Edward Venez Shipman, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7428**. George Edward Dobbs, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eighth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7438**. Richard Brightwell, 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Third Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7442**. Keith Kyser, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Seventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7445**. David Lynch, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7455**. Silvestre Cuellar, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7474**. Musante Jones, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7499**. Doyle Grimes, Jr., aka G-Money, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7501**. Henry Hill, Sr., Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the

Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7508**. One Male Juvenile, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7536**. Tennyson Harris, aka Teddy, aka Mark T, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7539**. Rigoberto Grijalva-Lopez, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7547**. Jose Santos Perez, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7562**. James Michael Coyne, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the First Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the First Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7569**. Santiago Santillana, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7570**. Eric Orlando Reese, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7575**. Alberto Soler, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7590**. James E. Orr, Jr., Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7612**. Donaze Gaines, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7618**. Tommy Lynn Johnson, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7634**. Charles Phillip Smith, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7644**. Ronnell King, aka Life, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7646**. Roger Salinas, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7647**. Victor Sanchez-Garcia, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7648**. Samuel E. Savilla, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7656**. Raymond Claude Leatham, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Ap-

peals for the Eighth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7667**. Anthony Robinson, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7681**. Reisa Lynn Pettiette, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7700**. Niguel Deshon Holder, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7701**. Heriberto Flores, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Second Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Second Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7712**. Ruben Laurel, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7724**. Alfred Murray, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Second Circuit. Motion of petitioner for leave to proceed *in forma pau-*

peris and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Second Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7728**. Thomas Augustin, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7741**. Tony Anthony Hearne, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7759**. William Taylor, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7760**. Terry Lee Kemp, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7779**. Jeremy Graham, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7780**. Kevin Raishaun Hooker, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7793**. Charles Dean Bryant, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7816**. Garry Dockery, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7823**. Henry Lee McCray, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7827**. William Sterling, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7834**. Jamal Brown, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

enth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7848**. Jorge Peralta-Flores, aka Jorge F. Peralta, aka Herculano Salgado, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7851**. Kenneth Roy Thomas, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

ORDERS IN PENDING CASES

No. **04M41**. Juvondi R. Pender, Petitioner *v.* Union of C.S.E.A., et al. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **04M42**. Christopher Bean, Petitioner *v.* United States Postal Service, et al. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **04M43**. Lorraine Davis Henry, Petitioner *v.* Department of Commerce, et al. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **03-1566**. Francis A. Orff, et al., Petitioners *v.* United States, et al. Motion of Pacific Legal Foundation, et al., for leave to file a brief as *amici curiae* granted. Motion of respondent Westlands Water District for divided argument granted.

No. **04-163**. Linda Lingle, Governor of Hawaii, et al., Petitioners *v.* Chevron U. S. A. Inc. Motion of the Acting Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. **04-277**. National Cable & Telecommunications Association, et al., Petitioners *v.* Brand X Internet Services, et al; and

No. **04-281**. Federal Communications Commission and United States, Petitioners *v.* Brand X Internet Services, et al. Motion of the

Acting Solicitor General to dispense with printing the joint appendix granted.

No. **04-6604**. Larry Darnell Jones, Petitioner *v.* Thomas Birkett, Warden. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* denied.

No. **04-6638**. Glenn C. Smith, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* denied.

No. **04-7297**. Angel Ruiz Rivera, Petitioner *v.* KPMG Peat Marwick, et al. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner allowed until February 14, 2005, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

No. **04-7317**. Michael Casey Carnohan, Petitioner *v.* Dina Newcomb. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner allowed until February 14, 2005, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

No. **04-7697**. Wayne E. Gilmore, Petitioner *v.* United States Postal Service. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner allowed until February 14, 2005, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

CERTIFICATE DISMISSED

No. **04-59**. United States, Petitioner *v.* Hector Penaranda and Luis Rojas. The questions certified by the United States Court of Appeals for the Second Circuit dismissed.

CERTIORARI DENIED

No. **03-10745**. Willie Lee Smith, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **03-10879**. Brian Oakman, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **03-10911**. Paul Richard Green, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-250**. Robert Campbell, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-331**. Steven Orandello, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-335**. Victor DiFrisco, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-429**. B. Boykin Rose, Director, South Carolina Department of Public Safety, et al., Petitioners *v.* Planned Parenthood of South Carolina, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-529**. Superior Protection, 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. **04-540**. Bayoil Supply & Trading Ltd., Petitioner *v.* Gulf Insurance Company, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-542**. Sharron E. Angle, Nevada State Assembly Member, et al., Petitioners *v.* Legislature of the State of Nevada, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-555**. The Lighthouse Institute for Evangelism, Inc., et al., Petitioners *v.* City of Long Branch, New Jersey, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-561**. S. L., Petitioner *v.* Prince William County School Board. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-590**. Efrain Claudio-Gotay, et al., Petitioners *v.* Becton Dickinson Caribe, Ltd., et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-595**. John Anthony McNicholl, Petitioner *v.* John D. Ashcroft, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-598**. Frank P. Fogerty and Nathan Crow, Petitioners *v.* MGM Group Holdings Corp., Inc., dba MGM Universal Music Group, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-658**. James McInerney, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-665**. Phonecards R Us, Inc., et al., Petitioners *v.* South Carolina, et al. Petition for writ of certiorari to the Supreme Court of South Carolina denied.

No. **04-666**. Washington Water Jet Workers Association, et al., Petitioners *v.* Howard Yarbrough, in His Official Capacity as the Administrator of the Division of Correctional Industries, et al. Petition for writ of certiorari to the Supreme Court of Washington denied.

No. **04-667**. Sherry White-Battle, Petitioner *v.* Democratic Party of Virginia, et al. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **04-672**. Diane Sank, Petitioner *v.* City University of New York, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-675**. Detroit International Bridge Company, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-681**. Cora F. Lindquist, Individually and as Executrix of the Estate of James O. Lindquist, Petitioner *v.* Buckingham Township, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-684**. Ten Taxpayer Citizens Group, et al., Petitioners *v.* Cape Wind Associates, LLC. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-688**. El Shaw, Petitioner *v.* William Shaw. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **04-690**. Edward V. Callico, et ux., Petitioners *v.* City of Belleville, Illinois, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-691**. Keith J. Thompson, Petitioner *v.* National Railroad Passenger Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-726**. Moye, O'Brien, O'Rourke, Hogan & Pickert, Petitioner *v.* National Railroad Passenger Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-752**. Oscar D. Guzman-Santana, Petitioner *v.* John D. Ashcroft, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-757**. Jeb Bush, Governor of Florida, Petitioner *v.* Michael Schiavo, Guardian of Theresa Schiavo. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **04-764**. Patrick D. Brennan, et ux., Petitioners *v.* Michigan Department of Environmental Quality, et al. Petition for writ of certiorari to the Court of Appeals of Michigan denied.

No. **04-773**. Jamie McCurdy, Petitioner *v.* Arkansas State Police. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-777**. Sheila Wimbush-Bowles, Individually and on Behalf of All Others Similarly Situated, et al., Petitioners *v.* GTE Service Corporation Plan for Employees' Pensions, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-850**. Yorie Von Kahl, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-877**. Patricia Donahue and Madeleine F. Pierucci, Petitioners *v.* Public School Employees' Retirement System of Pennsylvania, et al. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Eastern District, denied.

No. **04-5025**. Willie James Reed, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5054**. Raul Ernesto Israel, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5091**. Johnny Joseph, aka Joe Sanders, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5337**. Humberto Santos, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5485**. Samuel Avant Hamilton, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5588**. Arthur C. Kreiger, II, Petitioner *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **04-5601**. Nathaniel Barnes, Jr., Petitioner *v.* United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5628**. Charles Philip Akin, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5683**. Samuel Patrick, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-5751**. Antonio Shaw, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-5926**. Arthur Willard Estrada, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-5943**. William Abraham Hubbard, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5950**. Robert James Vizzini, Petitioner *v.* Ronald Hutchinson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-5976**. George Miller, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-6014**. Robert Charles Burns, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6078**. Marion Jermaine Crosby, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6148**. Raul Perez, aka Franky Allen, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6158**. Manuel Chavez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-6181**. Roque Padilla, aka Rafael Cruz, aka Rafael Pevalta Roque Padilla, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6279**. Gennie Darryl King, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6307**. Jose Lazaro Contreras, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-6438**. Robert Kennedy, Jr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6477**. Alfred Smith, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6683**. Carlos Duane Hendon, Petitioner *v.* Anthony A. Lamarque, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6734**. Keith Edmund Gavin, Petitioner *v.* Alabama. Petition for writ of certiorari to the Court of Criminal Appeals of Alabama denied.

No. **04-6792**. Richard Cartwright, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6913**. Basil N. Stephanatos, Petitioner *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6945**. Monucle Colin, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6950**. Rodolfo Ortiz-Rosas, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6980**. Precious Ermina Stephens, Petitioner *v.* John D. Ashcroft, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-7205**. Farley Charles Matchett, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institu-

tions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7210**. Kenneth Simmons, Petitioner *v.* South Carolina. Petition for writ of certiorari to the Supreme Court of South Carolina denied.

No. **04-7304**. Dale E. W. Geidel, Sr., Petitioner *v.* Pennsylvania Board of Probation and Parole. Petition for writ of certiorari to the Commonwealth Court of Pennsylvania denied.

No. **04-7305**. Steven Roy French, Petitioner *v.* Oklahoma, et al. Petition for writ of certiorari to the Court of Criminal Appeals of Oklahoma denied.

No. **04-7306**. Peter Goodridge, Petitioner *v.* L. Leo Laughlin, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7311**. Leonardo B. Fernandez, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7312**. Ronnie Lewis Gibbons, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7315**. James Robinson, Petitioner *v.* Dale Artus, Superintendent, Clinton Correctional Facility, et al. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, Third Judicial Department, denied.

No. **04-7316**. Elliott Cone, et ux., on Behalf of E. H. Cone, III, Petitioners *v.* Randolph County Schools. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7330**. Michael Foster, Petitioner *v.* Willie Smith, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-7331**. Dracy Goodwin, Petitioner *v.* George J. Giurbino, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7334**. Hasaun Grigger, Petitioner *v.* Brion D. Travis. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, Fourth Judicial Department, denied.

No. **04-7336**. George Junior Green, aka George Green, Petitioner *v.* Gene M. Johnson, Director, Virginia Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7338**. Bobby Gene Goodson, Petitioner *v.* Tennessee. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-7339**. Larry C. Ives, Petitioner *v.* Oklahoma. Petition for writ of certiorari to the Court of Criminal Appeals of Oklahoma denied.

No. **04-7340**. Dong Chung, Petitioner *v.* KPMG LLP, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-7341**. Robert Cheeseman, Petitioner *v.* Jack Banta. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7345**. Esteban Godinez, Petitioner *v.* George J. Giurbino, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7346**. Livingston Gayle, Petitioner *v.* Dale Artus, Superintendent, Clinton Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-7347**. Carlos Graves, Petitioner *v.* William Phillips, Superintendent, Green Haven Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-7350**. Tommy Edward Fairfax, Petitioner *v.* Diana K. Butler, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7354**. Ladon Darnell Moore, Petitioner *v.* Michigan. Petition for writ of certiorari to the Circuit Court of Michigan, Muskegon County, denied.

No. **04-7358**. Andrei Belei, Petitioner *v.* R. A. Castro, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7359**. Michael P. McDaniel, Petitioner *v.* Lydell B. Sherrer, Administrator, Northern State Prison, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-7363**. Daniel Albert Newman, Petitioner *v.* Michigan. Petition for writ of certiorari to the Circuit Court of Michigan, Livingston County, denied.

No. **04-7368**. Peter Edmund Silverbrand, Petitioner *v.* Michael Yarbrough, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7374**. William J. Pandolfi, Petitioner *v.* New Hampshire. Petition for writ of certiorari to the Supreme Court of New Hampshire denied.

No. **04-7377**. Jesha D. Miller, Petitioner *v.* John VanNatta, Superintendent, Miami Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-7379**. Edward J. Niksich, Petitioner *v.* Zettie R. Cotton, Superintendent, Pendleton Correctional Facility, et al. Petition for writ of certiorari to the Supreme Court of Indiana denied.

No. **04-7388**. Paul Lee Driver, Petitioner *v.* Oregon. Petition for writ of certiorari to the Court of Appeals of Oregon denied.

No. **04-7391**. Dexter G. Briggs, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7392**. Charles Davis Burrell, Petitioner *v.* Virginia Department of Motor Vehicles. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **04-7394**. David P. Vanhousen, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-7398**. Thomas P. Budnick, Petitioner *v.* Hampden County House of Correction. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7400**. Albert Lee Stevenson, Jr., Petitioner *v.* Bonnie Boyette, Superintendent, Nash Correctional Institution. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7403**. John Scott Roblyer, Petitioner *v.* Pennsylvania Department of Corrections. Petition for writ of certiorari to the Commonwealth Court of Pennsylvania denied.

No. **04-7404**. Carlos Sanchez, Petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, Division Three, denied.

No. **04-7406**. Robert Cyril Begordis, Petitioner *v.* Minnesota. Petition for writ of certiorari to the Court of Appeals of Minnesota denied.

No. **04-7408**. Michael Alan Willis, Petitioner *v.* Kurt Jones, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-7410**. Nathaniel Sanders, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **04-7412**. Clifton Williams, Petitioner *v.* Thomas Lavan, Superintendent, State Correctional Institution at Dallas, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-7416**. Calvin Edward Weaver, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7418**. Donald Joe Hall, Petitioner *v.* Missouri. Petition for writ of certiorari to the Supreme Court of Missouri denied.

No. **04-7440**. Stephen Samuel Allen, Petitioner *v.* Daniel A. Senkowski, Superintendent, Clinton Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-7463**. Jerry C. Pulley, Petitioner *v.* Jim Rubenstein, Commissioner, West Virginia Division of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7468**. Andrzej Madura, Petitioner *v.* Longwood Athletic Club, Inc. Petition for writ of certiorari to the Circuit Court of Florida, Sarasota County, denied.

No. **04-7488**. Ronald C. Reyes, Petitioner *v.* James E. Hall, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7491**. William Allen Bowser, Petitioner *v.* Sharon Blacketter, Superintendent, Eastern Oregon Correctional Institution. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7493**. Allen Moore, Petitioner *v.* John P. Keane, Superintendent, Sing Sing Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-7504**. Michael L. Thompson, Petitioner *v.* Gary R. McCaughtry, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-7516**. Joseph F. De Melo, Petitioner *v.* Department of Veterans Affairs. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-7526**. Devendra Prakash Babulal Bansal, Petitioner *v.* Immigration and Naturalization Service, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7532**. Jamshid Farshidi, Petitioner *v.* Norfolk State University. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7549**. Raymond Mata, Jr., Petitioner *v.* Nebraska. Petition for writ of certiorari to the Supreme Court of Nebraska denied.

No. **04-7556**. Dijuan Jackson, Petitioner *v.* Massachusetts. Petition for writ of certiorari to the Appeals Court of Massachusetts denied.

No. **04-7619**. Michael Williams, aka Darren D. Franklin, Petitioner *v.* Lynn M. Dingle, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-7625**. John Moss, III, Petitioner *v.* George Trent, Warden. Petition for writ of certiorari to the Supreme Court of Appeals of West Virginia denied.

No. **04-7696**. Constance E. Haddad, Petitioner *v.* Equal Employment Opportunity Commission. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-7704**. Aaron Gomes, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-7721**. Charles Nathaniel Dawson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7725**. Ramon Nunez-Rodelo, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7729**. Willie Lee Berry, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7730**. Jose Prisciliano Baez-Leon, Petitioner *v.* United States; Jose Concepcion Garcia-Ramirez, Petitioner *v.* United States; Franklin Ismael Larios-Andrade, Petitioner *v.* United States; Javier Yanez-Govea, Petitioner *v.* United States; Moises Ramirez-Yanez, Petitioner *v.* United States; and Ociel Martinez-Martinez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7737**. Gideon X. Melvin, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7739**. Anthony W. Grant, Petitioner *v.* United States. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **04-7742**. Demetrus Donni Howard, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7744**. Jesse Howard, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7745**. Claude E. Hyler, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-7751**. Lance Ross, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7761**. Russell Edward Johnson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7773**. Santos De Aza-Paez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-7776**. Allen Mark Ajan, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-7777**. Joseph Stafford, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7778**. Gerardo Bueno-Vargas, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7786**. Isidro Elizalde-Casares, Petitioner *v.* United States; Jose Joaquin Peque-Perez, Petitioner *v.* United States; Cipriano Reyes-Mancias, Petitioner *v.* United States; Victor Reyes-Pascual, Petitioner *v.* United States; Celistino Sierra-Madrigal, Petitioner *v.* United States; Luis Fernando Diaz-Sanchez, Petitioner *v.* United States; Mario Garcia-Lopez, Petitioner *v.* United States; Arnulfo Cobos-Perez, Petitioner *v.* United States; Juan Enrique Gomez-Delgado, Petitioner *v.* United States; Manuel Herrera-Barajas, Petitioner *v.* United States; Carlos Adrian Jimenez Lopez, Petitioner *v.* United States; Pedro Quirino, Petitioner *v.* United States; Juan Antonio Rodriguez-Medina, Petitioner *v.* United States; Jose Luis Olalde-Serna, Petitioner *v.* United States; Jose Guadalupe Santos-Hernandez, Petitioner *v.* United States; Jose Francisco Hernandez Rivera, Petitioner *v.* United States; Roberto Gomez-Vargas, Petitioner *v.* United States; and Enrique Estrada-Rodriguez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7791**. Seneca Sandridge, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-7800**. Mary Catherine Jones, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7806**. Rodney Craig Wakefield, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7809**. Shane S. DeLeon, Petitioner *v.* United States. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **04-7811**. Francisco Escovar-Madrid, aka Victor Valazquez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7812**. Jose Angel Vasquez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7813**. Oscar Quintana-Quintana, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7815**. Tracy Clark, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-7817**. Tobias A. Cunningham, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-7818**. Eric Johnson, aka Derrick Johnson, aka Jason Williams, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-7819**. Martin Martinez-Carrillo, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7821**. Rigoberto Laija-Garcia, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7825**. Josiah Rule, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7829**. Ned Edward Stamper, Jr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7830**. Ricardo Jauregui-Duran, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7833**. Christopher Butler, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7838**. Timothy Anthony Davis, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7841**. Felipe de Jesus Dominguez-Ochoa, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7842**. Ruben Castaneda-Martinez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7845**. Edward Terrell Lott, Petitioner *v.* Randy J. Davis, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-467**. Pearson Education, Inc., 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. Justice Breyer took no part in the consideration or decision of this petition.

No. **04-677**. Dolores B. Dailey, Petitioner *v.* Bank of America. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Justice Breyer took no part in the consideration or decision of this petition.

No. **04-7355**. Elizabeth H. Liggon, aka Elizabeth H. Liggon-Redding, Petitioner *v.* National City Mortgage. Petition for writ of certiorari to the Superior Court of Pennsylvania, Philadelphia Office, denied. Justice Breyer took no part in the consideration or decision of this petition.

No. **04-7405**. Kenneth W. Reed, Petitioner *v.* Dora B. Schriro, Director, Arizona Department of Corrections, et al. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit dismissed. See Rule 39.8.

No. **04-7447**. Chad Christopher Ruimveld, Petitioner *v.* Thomas Birkett, Warden. Petition for writ of certiorari before judgment to the United States Court of Appeals for the Sixth Circuit denied.

HABEAS CORPUS DENIED

No. **04-7884**. In Re David L. Carter, Petitioner. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of habeas corpus dismissed. See Rule 39.8. As petitioner has repeatedly abused this Court's process, the Clerk is directed not to accept any further petitions in noncriminal matters from petitioner unless the docketing fee required by Rule 38(a) is paid and petition submitted in compliance with Rule 33.1. See *Martin v. District of Columbia Court of Appeals*, 506 U.S. 1 (1992) (*per curiam*). Justice Stevens dissents. See *id.*, at 4, and cases cited therein.

MANDAMUS DENIED

No. **04-7308**. In Re John C. George, Jr., Petitioner; and

No. **04-7378**. In Re Dwayne Cline Nimmons, Petitioner. Petitions for writs of mandamus denied.

No. **04-7414**. In Re Frankie K. Washington, Petitioner. Petition for writ of mandamus and/or prohibition denied.

REHEARINGS DENIED

No. **03-1624**. Linda-Ann Heldt, Petitioner *v.* Michigan;
 No. **03-10462**. Jonathan Henry Hill, Petitioner *v.* United States;
 No. **03-10692**. Alton Miller, Petitioner *v.* United States;
 No. **03-11007**. Vasu D. Arora, Petitioner *v.* United States;
 No. **04-197**. Brian Kilcullen, Petitioner *v.* Guy A. Lewis, et al.;
 No. **04-493**. Randy J. Netzer, Petitioner *v.* Wisconsin;
 No. **04-5703**. LaDonna Paris, Petitioner *v.* Southwestern Bell Telephone Company;
 No. **04-5908**. Mary J. Scott, Petitioner *v.* Pennsylvania Department of Public Welfare;
 No. **04-6009**. Kevin J. Brown, Petitioner *v.* David Dormire, Superintendent, Missouri State Penitentiary;
 No. **04-6170**. In Re Robert Scruggs, Petitioner;
 No. **04-6275**. Monique La-Shon Walker, Petitioner *v.* Family Independence Agency;
 No. **04-6406**. Henry T. Sanders, Petitioner *v.* Maryland, et al.;
 No. **04-6423**. In Re James Willie Norman, Petitioner;
 No. **04-6594**. Marcus Perkins, Petitioner *v.* Bill Lockyer, Attorney General of California, et al.;
 No. **04-6613**. Tyrell Davron Anderson, Petitioner *v.* Frank C. Sizer, Jr., Commissioner, Maryland Division of Correction, et al.;
 No. **04-6614**. Dorothy Burton, Petitioner *v.* Cleveland Ohio Empowerment Zone, et al.;
 No. **04-6662**. Kathleen Duncan, Petitioner *v.* Anthony J. Principi, Secretary of Veterans Affairs, et al.;
 No. **04-6927**. In Re Warren D. Johnson, Petitioner; and
 No. **04-7069**. Felix Rogers, Petitioner *v.* United States. Petitions for rehearing denied.

ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
William Chase Ahders	Los Angeles, CA	William M. Smiland
Daniel Stuart Alter	New York, NY	Stephanie Alter
Charles S. Baker	Houston, TX	Neil Kenton Alexander, Jr.
Richard C. Baker	Chicago, IL	John W. Mauck

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Steve Baxley	Houston, TX	David Paul Cunningham
Allen W. Beasley	Norfolk, VA	T. Jeffrey Salb
Naomi G. Beer	Denver, CO	David G. Palmer
Larry L. Boschee	Bismarck, ND	Patrick W. Durick
Julie Fleming Brown	Atlanta, GA	J. D. Fleming, Jr.
Robert Eugene Buerger	Beavercreek, OH	Thomas Michael Rose
David William Cantner	Grand Rapids, MI	Robert A. Buchanan
Hunter Thompson Carter	New York, NY	Steven Kimelman
Frederick W. Chockley	Washington, DC	Lee Thomas Ellis, Jr.
Jason Mark Cohen	Cincinnati, OH	Louis Francis Gilligan
Robert Michael Doherty	Alexandria, VA	Lee Thomas Ellis, Jr.
Torin Aaron Dorros	New York, NY	Francis McClintock McKeown
Douglas Duncan Durward	San Jose, CA	Robert R. Powell
John C. Elliott	Houston, TX	Thomas Champe Fitzhugh, III
Jonathan J. Fleuchaus	Washington, DC	Steven E. Silverman
Christopher G. Foster	Los Angeles, CA	William M. Smiland
Carrie Marie Francis	Phoenix, AZ	Robert Ewell Miles
Michael D. Fricklas	New York, NY	Mark Charles Morril
Beth L. Golden	New York, NY	Caitlin Joan Halligan
Michelena Hallie	New York, NY	Scott Alfred Martin
Lisa Meredith Hemmendinger	Washington, DC	Dale H. Hoscheit
Joshua James Hicks	Carson City, NV	Alvin J. Hicks
Jason Mark Kaplan	New York, NY	Maria Y. Park

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Melinda Meador	Knozzville, TN	Anthony Joel McFarland
Karen Sue Mendenhall	Albuquerque, NM	John M. Eaves
Maria Ann Milano	Seattle, WA	Bruce Joseph Borrus
Libby Y. Mote	Denver, CO	Robert Joseph Vincze
Jeffrey A. Nemerofsky	San Clemente, CA	Neil Howard Cogan
Rick Norton	Hattiesburg, MS	Samuel S. McHard
Regina Marie Oberholzer	Philadelphia, PA	John Wheeler Goldsborough
Kenneth R. O'Brien	Sacramento, CA	Garry George Mathiason
Dana Bruce Ott	Washington, DC	Anthony Frank Guadagno
Jeffrey Lynn Papa	Zionsville, IN	Peter James Rusthoven
Jennifer Lynn Pariser	New York, NY	Matthew J. Oppenheim
Stephen O. Phillips	Topeka, KS	Wm. Scott Hesse
Patricia Polach	Washington, DC	George H. Cohen
Patricia Anderson Pryor	Cincinnati, OH	Doreen Canton
Mark Leonard Rienzi	Washington, DC	Edward Carroll DuMont
Maris Catherine Sattely	Glen Rock, NJ	James Xavier Sattely
Jason M. Schoenberg	Morristown, NJ	Bernard Bressler
David D. Smyth, III	Washington, DC	Charles Glaston Cole
Richard P. Steinken	Chicago, IL	Barry Sullivan
Michele E. Stone	Denver, CO	Robert Joseph Vincze
Howard Strong	Los Angeles, CA	Charles Frederick Ryland
Kathryn M. Swisher	Memphis, TN	Kathleen Laird Caldwell
Steven Leftridge Thomas	Charleston, WV	Charles Edward Barnett

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
J. Gregory Troutman	Louisville, KY	Irwin Gerald Waterman
Erik K. Vogel	Philadelphia, PA	Robert A. Newman
Roger A. Weber	Cincinnati, OH	Gregory Parker Rogers

OPINIONS

No. **03-892**. Commissioner of Internal Revenue, Petitioner *v.* John W. Banks, II; On writ of certiorari to the United States Court of Appeals for the Sixth Circuit; and

No. **03-907**. Commissioner of Internal Revenue, Petitioner *v.* Sigitas J. Banaitis. On writ of certiorari to United States Court of Appeals for the Ninth Circuit. Judgment reversed in No. 03-892, and case remanded to the United States Court of Appeals for the Sixth Circuit for further proceedings consistent with the opinion of this Court. Judgment reversed in No. 03-907, and case remanded to the United States Court of Appeals for the Ninth Circuit for further proceedings consistent with the opinion of this Court. Opinion by Justice Kennedy announced by Justice O'Connor. The Chief Justice took no part in the decision of these cases.

No. **03-923**. Illinois, Petitioner *v.* Roy I. Caballes. On writ of certiorari to the Supreme Court of Illinois. Judgment vacated, and case remanded to the Supreme Court of Illinois for further proceedings not inconsistent with the opinion of this Court. Opinion by Justice Stevens announced by Justice O'Connor. Dissenting opinion by Justice Souter. Dissenting opinion by Justice Ginsburg, with whom Justice Souter joins. The Chief Justice took no part in the decision of this case.

No. **03-9560**. Marlon Latodd Howell, aka Marlon Cox, Petitioner *v.* Mississippi. On writ of certiorari to the Supreme Court of Mississippi. Writ of certiorari dismissed as improvidently granted. Opinion *per curiam* announced by Justice O'Connor.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Karen Elizabeth Van Horn	Washington, DC	John Farrington Dean
Stacey Denise Bailey	Winston-Salem, NC	Steve M. Pharr

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Donald Richard Pockock	Winston-Salem, NC	Steve M. Pharr
Elisabeth Ames	New York, NY	Mindy Ruth Zlotogura
Jane Bevans	New York, NY	Mindy Ruth Zlotogura
Phaedra Britt	White Plains, NY	Mindy Ruth Zlotogura
Ann Marie V. Burke	New York, NY	Mindy Ruth Zlotogura
Paula K. Colbath	New York, NY	Mindy Ruth Zlotogura
Stacy J. Crynock	Jamesville, NY	Mindy Ruth Zlotogura
Sandra B. Edlitz	New Rochelle, NY	Mindy Ruth Zlotogura
Perri Carol Fitterman	East Setauket, NY	Mindy Ruth Zlotogura
Shari R. Gordon	Yorktown Heights, NY	Mindy Ruth Zlotogura
Lisa Lynn Johnston	Yonkers, NY	Mindy Ruth Zlotogura
Sandra Geiss Karas	Fayetteville, NY	Mindy Ruth Zlotogura
Robert Emil Krahulik	Warwick, NY	Mindy Ruth Zlotogura
Linda Morronne	Riverhead, NY	Mindy Ruth Zlotogura
Wanda Y. Negron	Yonkers, NY	Mindy Ruth Zlotogura
Christine M. Patneau-Krahulik	Warwick, NY	Mindy Ruth Zlotogura
Catherine Ann Sliwinski	Niskayuna, NY	Mindy Ruth Zlotogura
Mary Hauser Smith	Yonkers, NY	Mindy Ruth Zlotogura
Wendy P. Solovay	Rochester, NY	Mindy Ruth Zlotogura
Vanessa Joyce Spears	New York, NY	Mindy Ruth Zlotogura

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<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Rita McCloy Stephanz	New York, NY	Mindy Ruth Zlotogura
Patricia Ann Waite	Central Islip, NY	Mindy Ruth Zlotogura
Debra Ann Allen-Williams	Washington, DC	Cynthia June Rapp
Steven James Boretos	Rockville, MD	Cynthia June Rapp
E. Scott Frison, Jr.	Washington, DC	Cynthia June Rapp
Samuel Mandle Kramer	Columbia, SC	Cynthia June Rapp

Adjourned until Tuesday, February 22, 2005, at 10 o'clock.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

CERTIORARI DENIED

No. **04-8312 (04A648)**. Timothy Don Carr, Petitioner *v.* Derrick Schofield, Warden. Application for stay of execution of sentence of death presented to Justice Kennedy and by him referred to the Court denied. Petition for writ of certiorari to the Superior Court of Georgia, Butts County, denied. Justice O'Connor took no part in the consideration or decision of this application and this petition.

MOTION DENIED

No. **92-8908 (04A650)**. Troy Kunkle, Petitioner *v.* Texas. Application for stay of execution of sentence of death presented to Justice Scalia and by him referred to the Court denied. Motion for leave to file a petition for rehearing denied.

MOTION DENIED

No. **04-7271 (04A654)**. Troy Kunkle, Petitioner *v.* Texas. Application for stay of execution of sentence of death presented to Justice Scalia and by him referred to the Court denied. Motion for leave to file a petition for rehearing denied.

CERTIORARI DENIED

No. **04-8311 (04A649)**. Troy Kunkle, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Application for stay of execution of sentence of death presented to Justice Scalia and by him referred to the Court denied. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Justice Stevens, Justice Souter, Justice Ginsburg, and Justice Breyer would grant the application for stay of execution.

CERTIORARI DENIED

No. **04-8319 (04A652)**. Troy Kunkle, Petitioner *v.* Texas. Application for stay of execution of sentence of death presented to Justice Scalia and by him referred to the Court denied. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

HABEAS CORPUS DENIED

No. **04-8320 (04A653)**. In Re Troy Kunkle, Petitioner. Application for stay of execution of sentence of death presented to Justice Scalia and by him referred to the Court denied. Petition for writ of habeas corpus denied.

CERTIORARI DENIED

No. **04-8321 (04A651)**. Troy Kunkle, Petitioner *v.* Texas. Application for stay of execution of sentence of death presented to Justice Scalia and by him referred to the Court denied. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

ORDER IN PENDING CASE

No. **04A635 (04-70)**. Exxon Mobil Corporation, Applicant *v.* Allapattah Services, Inc., et al. Application to stay execution of judgment pending disposition of the writ of certiorari presented to Justice Kennedy and by him referred to the Court denied.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

ORDER IN PENDING CASE

No. **04A647**. *Missionary Society of Connecticut, Applicant v. Board of Pardons and Paroles*. Application for stay of execution of sentence of death presented to Justice Ginsburg and by her referred to the Court denied.

ORDER IN PENDING CASE

No. **04A656**. *Theresa C. Lantz, Commissioner, Connecticut Department of Corrections, et al., Applicants v. Michael Ross, By and Through His Next Friend, Gerard A. Smyth*. Application to vacate the stay of execution of sentence of death entered by the United States District Court for the District of Connecticut on January 24, 2005, presented to Justice Ginsburg and by her referred to the Court granted. Justice Stevens, Justice Souter, Justice Ginsburg, and Justice Breyer would deny the application to vacate the stay of execution.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

ORDER IN PENDING CASE

No. **04A663**. M. Jodi Rell, et al., Applicants *v.* Dan Ross. Application to vacate the temporary stay entered by the United States Court of Appeals for the Second Circuit on January 28, 2005, presented to Justice Ginsburg and by her referred to the Court granted.

ORDER IN PENDING CASE

No. **04A665**. Dan Ross, Applicant *v.* M. Jodi Rell, et al. Application for stay of execution of sentence of death or, in the alternative, for a temporary restraining order presented to Justice Ginsburg and by her referred to the Court denied.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

HABEAS CORPUS DENIED

No. **04-8702**. In Re Dennis Bagwell, Petitioner. Application for stay of execution of sentence of death presented to Justice Scalia and by him referred to the Court denied. Petition for writ of habeas corpus denied.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

ORDERS IN PENDING CASES

No. **03-932**. Dura Pharmaceuticals, Inc., et al., Petitioners *v.* Michael Broudo, et al. Motion of petitioners for leave to file a supplemental brief after argument granted.

No. **03-1388**. Douglas Spector, et al., Petitioners *v.* Norwegian Cruise Line Ltd. Motion of the Acting Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted. Motion of the Commonwealth of the Bahamas and the Bahama Maritime Authority for leave to participate in oral argument as *amici curiae* and for divided argument granted.

No. **03-1500**. Thomas Van Orden, Petitioner *v.* Rick Perry, in his Official Capacity as Governor of Texas and Chairman, State Preservation Board, et al. Motion of the Acting Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted. Motion of Foundation for Moral Law, Inc., for leave to participate in oral argument as *amicus curiae* and for divided argument denied. Motion of Faith and Action, et al., for leave to participate in oral argument as *amici curiae* and for divided argument denied.

No. **03-1693**. McCreary County, Kentucky, et al., Petitioners *v.* American Civil Liberties Union of Kentucky, et al. Motion of Faith and Action, et al. for leave to participate in oral argument as *amici curiae* and for divided argument denied.

No. **04-70**. Exxon Mobil Corporation, Petitioner *v.* Allapattah Services, Inc., et al.; and

No. **04-79**. Maria del Rosario Ortega, et al., Petitioners *v.* Star-Kist Foods, Inc. Motion of the Acting Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument denied.

No. **04-108**. Susette Kelo, et al., Petitioners *v.* City of New London, Connecticut, et al. Motion of Connecticut for leave to participate in oral argument as *amicus curiae* and for divided argument denied.

SUPREME COURT OF THE UNITED STATES

Present: Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

Justice O'Connor said:

"The Chief Justice and Justice Stevens, whose flight was cancelled, are unable to be present today, but, each reserves the right to participate in the consideration and decision of these cases on the basis of the briefs and the transcripts of the oral arguments.

"Today's orders of the Court have been duly entered and certified, and filed with the Clerk, and they will not be otherwise announced."

CERTIORARI—SUMMARY DISPOSITIONS

No. **03-1224**. Illinois, Petitioner *v.* Raymond Harris. On petition for writ of certiorari to the Supreme Court of Illinois. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the Supreme Court of Illinois in light of *Illinois v. Caballes*, 543 U. S. — (2005).

No. **04-852**. Walter Bryan Ashlock, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-882**. P. G. Raithatha, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7710**. Raymond D. Smith, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eighth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7731**. Aaron Agnew, 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Third Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7740**. James K. Hopper, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7758**. John Floyd Mallory, aka Terry Wayne Mallory, aka Zaki Rauf Musheen, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7762**. Samuel Alan Morton, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7774**. Jose Epifanio Elizarraraz, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7784**. Christopher Pierre Hicks, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judg-

ment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7805**. Richard Dean Walker, aka Ricky Walker, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7832**. David Garcia-Beltran, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7836**. Jacobo Perez-Gomez, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7839**. Jui-Teng Lin, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Second Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Second Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7847**. Joaquin Cadena Murieta Maldonado, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7866**. Demetrius Sears, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for

the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7871**. Anthony T. Bolding, Petitioner *v.* United States; Israel Gonzalez-Sandoval, Petitioner *v.* United States; Herman Covarrubias, Petitioner *v.* United States; Jose Santos De Leon-Rocha, Petitioner *v.* United States; Basilio Lopez-Guzman, Petitioner *v.* United States; Michael Gene Guerra, Petitioner *v.* United States; and Ernesto Romero, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Motion of petitioners for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7876**. Harry Willis Davis, aka Harry Willie Davis, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7877**. Anthony McArthur, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7885**. Dominic Anthony Diclemente, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7935**. Charles Mosley, aka Charles Clinton Mosley, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for

leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7958**. Znop Byx Vmon, aka Russell Lee Slack, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7970**. Mari Anthony, 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Third Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8000**. Mark Carrie, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8001**. Constantino Duarte-Benitez, aka Dino, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8039**. Alfonso Garcia-Coronado, aka Poncho, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8085**. Jessie Lee Smith, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8124**. Jose Hipolito Gonzalez-Orozco, Petitioner *v.* United States; Marco Antonio Limon-Ruiz, Petitioner *v.* United States; Benigno Pozos-Santillan, Petitioner *v.* United States; Juan Birula-Hernandez, Petitioner *v.* United States; Roberto Carbajal-Hernandez, Petitioner *v.* United States; Jose Luis Castillo-Penalosa, Petitioner *v.* United States; Abelardo Salazar-Varela, Petitioner *v.* United States; Luis Fernando Contreras-Cedillo, Petitioner *v.* United States; Domingo Fernandez-Pinones, Petitioner *v.* United States; Genaro Lugo-Saldana, Petitioner *v.* United States; Alfonso Mondragon-Jimenez, Petitioner *v.* United States; Manuel Nuncio-Rodriguez, aka Jose Isabel Nuncio-Rodriguez, Petitioner *v.* United States; Francisco Javier Reyes-Quintanilla, Petitioner *v.* United States; Armando Rodriguez-Zuniga, Petitioner *v.* United States; Walter Harold Saravia-Melendez, Petitioner *v.* United States; and Reyes Villasenor-Arroyo, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Motion of petitioners for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8147**. Bennie F. McCombs, II, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8169**. David H. Procter, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8170**. Alberto Garza-Garcia, Petitioner *v.* United States; Juan Francisco Reyes-Jasso, Petitioner *v.* United States; and Hector Barrios-Perez, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Motion of petitioners for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8257**. Juan De Dios Medina-Hernandez, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8259**. Francisco Olea-Pino, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8285**. Justin C. Wilson, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

ORDERS IN PENDING CASES

No. **04M44**. Michael Wayne Hall, Petitioner *v.* Texas. Motion for leave to proceed *in forma pauperis* without an affidavit of indigency executed by petitioner granted.

No. **04M45**. Clarine Stephens, Petitioner *v.* James G. Roche, Secretary of the Air Force. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **04M47**. Adrian Santoyo, Petitioner *v.* California. Motion for leave to proceed *in forma pauperis* without an affidavit of indigency executed by petitioner denied.

No. **04M48**. Cheryl Ann Clark, Petitioner *v.* Elsey Maxwell McLeod. Motion for leave to file a petition for writ of certiorari with the supplemental appendix under seal denied without prejudice to filing a renewed motion together with a redacted version of the supplemental appendix within 30 days.

No. **04M49**. Albert P. Crutchfield, Petitioner *v.* Georgia Department of Human Resources. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **04-621**. Public Utility District No. 1 of Snohomish County, Petitioner *v.* Dynegy Power Marketing, Inc., et al. The Acting Solicitor General is invited to file a brief in this case expressing the views of the United States. Justice Breyer took no part in the consideration or decision of this petition.

No. **04-637**. Margaret Bradshaw, Warden, Petitioner *v.* John David Stumpf. Motion of respondent for appointment of counsel granted. Alan M. Freedman, Esquire, of Evanston, Illinois, is appointed to serve as counsel for the respondent in this case.

No. **04-805**. Texaco, Inc., Petitioner *v.* Fouad N. Dagher, et al.; and

No. **04-814**. Shell Oil Company, Petitioner *v.* Fouad N. Dagher, et al. The Acting Solicitor General is invited to file a brief in these cases expressing the views of the United States.

No. **04-6715**. Jerry D. Hall, Petitioner *v.* Cindy Creech Miller, et al. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* denied.

No. **04-6768**. Lisha Fan, Petitioner *v.* Subir Nag, et al. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* denied.

No. **04-6964**. Jay Shawn Johnson, Petitioner *v.* California. Motion of petitioner for appointment of counsel granted. Stephen B. Bedrick, Esquire, of Oakland, California, is appointed to serve as counsel for the petitioner in this case.

No. **04-7302**. Robert Lee Hood, Petitioner *v.* Theodis Beck, et al. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* denied.

No. **04-7314**. Ralphael Okoro, Petitioner *v.* John R. Hemingway, Warden. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* denied.

No. **04-7399**. James McConico, Jr., Petitioner *v.* City of Birmingham, Alabama, et al. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* denied.

No. **04-7635**. Margaret J. Collins, Petitioner *v.* Patricia Norris, et al. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner allowed until March 15, 2005, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

No. **04-7856**. William S. Stonner, Petitioner *v.* United States. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner allowed until March 15, 2005, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

No. **04-8034**. Floyd D. Oster, Petitioner *v.* Mary Kelly Sutton, et al. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner allowed until March 15, 2005, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

CERTIORARI GRANTED

No. **03-1238**. IBP, Inc., Petitioner *v.* Gabriel Alvarez, Individually and on Behalf of All Others Similarly Situated, et al. Motion of National Chicken Council, 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 limited to Question 1 presented by the petition; and

No. **04-66**. Abdela Tum, et al., Petitioners *v.* Barber Foods, Inc., dba Barber Foods. 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 and the following question: "Do employees have a right to compensation for time they must spend waiting at required safety equipment distribution stations?" The cases are consolidated and a total of one hour is allotted for oral argument.

No. **04-623**. Alberto R. Gonzales, Attorney General, et al., Petitioners *v.* Oregon, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit granted.

No. **04-698**. Brian Schaffer, a Minor, By His Parents and Next Friends, Jocelyn and Martin Schaffer, et al., Petitioners *v.* Jerry Weast, Superintendent, Montgomery County Public Schools, et al. Petition for

writ of certiorari to the United States Court of Appeals for the Fourth Circuit granted.

CERTIORARI DENIED

No. **03-660**. Jack Freeman, 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. **03-1415**. David A. Raymond, et ux., Petitioners *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **03-1551**. Frank Biehl, 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. **03-10453**. Alfredo Reyes Valdez, Petitioner *v.* California. Petition for writ of certiorari to the Supreme Court of California denied.

No. **04-231**. Barber Foods, Inc., dba Barber Foods, Petitioner *v.* Abdela Tum, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-251**. Negussu Demissie and Kirubel Negussu, Petitioners *v.* Alberto R. Gonzales, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-332**. Michael Edward LeBrun, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-339**. Louis Evangelista, Petitioner *v.* Alberto R. Gonzales, Attorney General, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-367**. Earl DeWaal, Petitioner *v.* Joseph F. Alston, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-438**. American Federation of Government Employees, Local 1617, et al., Petitioners *v.* Federal Labor Relations Authority. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-464**. City of New York, New York, 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. **04-469**. Town of Surfside, Florida, Petitioner *v.* Midrash Sephardi, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-484**. National Taxpayers Union, Petitioner *v.* Social Security Administration, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-517**. Christopher Village, L. P. and Wilshire Investments Corp., Petitioners *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-574**. Forest L. Darby, Petitioner *v.* A-Best Products Company, et al. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **04-581**. Taxpayers of Michigan Against Casinos, Petitioner *v.* Michigan, et al. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. **04-594**. Lawrence (“Bud”) Moon, Jr., Individually and on Behalf of All Others Similarly Situated, et al., Petitioners *v.* North Idaho Farmers Association, et al. Petition for writ of certiorari to the Supreme Court of Idaho denied.

No. **04-599**. Jay Hendrickson, Rose Hendrickson, and Kathleen O’Brien, Petitioners *v.* American Skandia Life Assurance Corporation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-620**. Tarek H. Jifry and Maan H. Zarie, Petitioners *v.* Federal Aviation Administration, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **04-645**. Lee Brenneman, Petitioner *v.* MedCentral Health System. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-659**. Neal Jacobs, Petitioner *v.* George P. Viener. Petition for writ of certiorari to the Superior Court of Pennsylvania, Pittsburgh Office, denied.

No. **04-660**. Ben B. Floyd, Trustee, Petitioner *v.* Ashleigh Nicole Lucas, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-697**. John Hudson, Petitioner *v.* American Arbitration Association, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-699**. Edward Reiser, et ux., and Janet Greenlee, Petitioners *v.* Residential Funding Corporation, aka GMAC-RFC. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-710**. Michael Shoels, et ux., Petitioners *v.* Thomas Klebold, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-715**. Christopher Mora, Petitioner *v.* Joe Williams, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-720**. Sherry D. Battle, Petitioner *v.* The Virginian-Pilot, A Division of Landmark Communications, Inc., et al. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **04-724**. Isidoro Rodriguez-Hazbun, Petitioner *v.* National Center for Missing and Exploited Children, et al.; Isidoro Rodriguez-Hazbun, Petitioner *v.* Amalin Hazbun Escaf; Isidoro Rodriguez-Hazbun, Petitioner *v.* National Center for Missing and Exploited Children; and Isidoro Rodriguez-Hazbun, Petitioner *v.* M. Langhorne Keith, Judge, Circuit Court of Virginia, Fairfax County. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **04-728**. Kimberly Doane, aka Kimberly Harig, Petitioner *v.* Educational Credit Management Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-730**. Robert L. Dever, Petitioner *v.* Hentzen Coatings, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-732**. City Auto Sales, LLC, Petitioner *v.* Sharon Taylor. Petition for writ of certiorari to the Supreme Court of Tennessee, Western Division, denied.

No. **04-734**. Wally Yaracs, Petitioner *v.* Summit Academy and C.S.C. Academy, Inc., et al. Petition for writ of certiorari to the Commonwealth Court of Pennsylvania denied.

No. **04-735**. TI Group Automotive Systems (North America), Inc., nka TI Group Automotive Systems, L.L.C., Petitioner *v.* VDO North America, L.L.C., et al. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-739**. Geraldine Mills, Petitioner *v.* Patricia Nolan, Director, Rhode Island Department of Health. Petition for writ of certiorari to the Superior Court of Rhode Island, Providence County, denied.

No. **04-743**. Una Mae Davis, Petitioner *v.* Cleveland Hamonds, Jr., Superintendent, St. Louis Public Schools District. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-744**. Angel J. Miyares, Petitioner *v.* Forsyth County, North Carolina, et al. Petition for writ of certiorari to the Court of Appeals of North Carolina denied.

No. **04-747**. Terrie Hutton, Petitioner *v.* Herbert Hafif, et al. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **04-749**. Andreas Plonka, Petitioner *v.* Richard Brown, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-750**. Enoch E. Gould, Petitioner *v.* United States District Court for the District of Minnesota. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-751**. H&R Block, Inc., et al., Petitioners *v.* Deadra R. Cummins, et al. Petition for writ of certiorari to the Supreme Court of Appeals of West Virginia denied.

No. **04-754**. Michael R. Wood, Petitioner *v.* Federal Aviation Administration. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **04-755**. Michael R. Wood, Petitioner *v.* Federal Aviation Administration, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **04-758**. Solow Building Company, LLC, Petitioner *v.* Morgan Guaranty Trust Company of New York. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, First Judicial Department, denied.

No. **04-760**. Edward D. Opalewski, et al., Petitioners *v.* Richard Fitzpatrick, et ux. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-765**. Cory R. Maples, Petitioner *v.* Alabama. Petition for writ of certiorari to the Supreme Court of Alabama denied.

No. **04-771**. Jason L. Diedrich, Petitioner *v.* City of Newport News, Virginia, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-772**. Julie K. McCammon, Petitioner *v.* William L. Frame, et al. Petition for writ of certiorari to the Circuit Court of West Virginia, Harrison County, denied.

No. **04-774**. Bonifacio Vitug Sagana, Petitioner *v.* Joaquin A. Tenorio, Secretary, Department of Labor and Immigration, Commonwealth of the Northern Mariana Islands. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-776**. Jason Blake Bryant, Petitioner *v.* Tennessee. Petition for writ of certiorari to the Court of Criminal Appeals of Tennessee, Eastern Division, denied.

No. **04-779**. Alfred Skerle, Petitioner *v.* Pennsylvania. Petition for writ of certiorari to the Superior Court of Pennsylvania, Philadelphia Office, denied.

No. **04-780**. James Thompson, Petitioner *v.* Georgia. Petition for writ of certiorari to the Court of Appeals of Georgia denied.

No. **04-781**. Xechem International, Inc., Petitioner *v.* University of Texas M.D. Anderson Cancer Center, et al. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-785**. Richard J. Forest, Nancy Forest, and Elizabeth Forest, Petitioners *v.* Pawtucket Police Department, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-789**. United States, ex rel. William J. Gilliam, Petitioner *v.* General Dynamics Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-790**. Raul Pingol Mercado, Petitioner *v.* Alberto R. Gonzales, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-791**. Judith Diaz-Santos, Petitioner *v.* Department of Education of the Commonwealth of Puerto Rico, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-794**. Connecticut, Petitioner *v.* Anthem Blue Cross and Blue Shield of Connecticut, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-795**. Alexander A. Bagne, Petitioner *v.* Joint Admissions Committee of the Cleveland and Cuyahoga County Bar Associations. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **04-796**. Roque R. Morales, Petitioner *v.* Keystone Development Company, LLC, et al. Petition for writ of certiorari to the Court of Appeals of Colorado denied.

No. **04-797**. Samuel A. Perroni, Petitioner *v.* Arkansas. Petition for writ of certiorari to the Supreme Court of Arkansas denied.

No. **04-798**. Zora Enterprises, Inc., Petitioner *v.* Charles E. Burnett, Jr., et ux. Petition for writ of certiorari to the Appeals Court of Massachusetts denied.

No. **04-799**. Mary Ann Smania, Petitioner *v.* Sherwin Abrams, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-801**. Richard Eichinger, Petitioner *v.* Christel Eichinger. Petition for writ of certiorari to the Court of Appeals of Indiana, Third District, denied.

No. **04-802**. Amana Company, dba Amana Appliances, Inc., Petitioner *v.* Eden Electrical, Ltd. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-804**. Chunli Wu, et al., Petitioners *v.* Alberto R. Gonzales, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-810**. Christo Bardis, et al., Petitioners *v.* Marvin L. Oates, et al. Petition for writ of certiorari to the Court of Appeal of California, Third Appellate District, denied.

No. **04-811**. Bruce Babbitt, et al., Petitioners *v.* United States District Court for the District of Columbia, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **04-813**. Robert P. Joyal, Petitioner *v.* Hasbro, Inc., dba Hasbro Games. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-815**. Jose Trejo, Petitioner *v.* Donald Hulick, Assistant Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-818**. Vernon Evans, Jr., Petitioner *v.* Maryland. Petition for writ of certiorari to the Court of Appeals of Maryland denied.

No. **04-821**. David Morrow, Petitioner *v.* DaimlerChrysler Corporation, et al. Petition for writ of certiorari to the Supreme Court of Alabama denied.

No. **04-823**. Kathryn O'Hanian, Petitioner *v.* California. Petition for writ of certiorari to the Appellate Division, Superior Court of California, County of Los Angeles, denied.

No. **04-824**. Southeastern Rubber Recycling, a Division of Sunrise Garden Mart, Inc., et al., Petitioners *v.* Alabama Department of Public

Health, et al. Petition for writ of certiorari to the Court of Civil Appeals of Alabama denied.

No. **04-825**. Kristian Lehr Stauffer, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Appeals of Texas, Fourteenth District, denied.

No. **04-826**. Lloyd U. Nsek, Sr., Petitioner *v.* Circle K Stores, et al. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, Division Two, denied.

No. **04-827**. James Craig Stewart, et ux., Petitioners *v.* Larry Mack Smith, et al. Petition for writ of certiorari to the Supreme Court of Alabama denied.

No. **04-829**. Jeffrey R. Golin, et al., Petitioners *v.* California Department of Developmental Services. Petition for writ of certiorari to the Court of Appeal of California, Sixth Appellate District, denied.

No. **04-832**. Frank J. Marcone, Petitioner *v.* Office of Disciplinary Counsel. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Eastern District, denied.

No. **04-836**. Elsie Golin, et al., Petitioners *v.* Cliff Allenby, Director, California Department of Developmental Services. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-838**. Gary L. Weiner, Petitioner *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-839**. Max Monroe, Petitioner *v.* City of Richmond, Virginia. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-840**. Lynn Allan Jenkins, I, Petitioner *v.* MTGLQ Investors, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-842**. Marc E. Bacon, et al., Petitioners *v.* Honda of America Manufacturing, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-843**. Charles H. Addis, 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. **04-846**. Rosemary A. Knight, Petitioner *v.* Donald H. Rumsfeld, Secretary of Defense. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-849**. Sherri Williams, et al., Petitioners *v.* Troy King, Attorney General of Alabama. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-853**. Peter Biondo, et al., Petitioners *v.* City of Chicago, Illinois. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-857**. Gjelosh Rukaj, Petitioner *v.* Brian Fischer, Superintendent, Sing Sing Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-861**. Ellie Barton Underwood, Jr., Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Appeals of Texas, Eleventh District, denied.

No. **04-862**. Jeanne Brown, et vir., Petitioners *v.* Premiere Designs, Inc. Petition for writ of certiorari to the Court of Appeals of Georgia denied.

No. **04-863**. Catherine Coatney, Petitioner *v.* Stephanie King. Petition for writ of certiorari to the Appellate Division, Superior Court of California, San Francisco County, denied.

No. **04-864**. Jack C. Chilingirian, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-865**. Chaplaincy of Full Gospel Churches, et al., Petitioners *v.* Gordon R. England, Secretary of the Navy, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **04-866**. Gokal Chand Kapoor, Petitioner *v.* Alberto R. Gonzales, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-868**. Marc Charles Mendoza, Petitioner *v.* Ernest De Lima, Administrator, Adult Client Services Branch of the Second Circuit, Hawaii. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-871**. Exum Walker, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-876**. Craig G. Prohazka, Petitioner *v.* Cleveland Clinic Foundation, et al. Petition for writ of certiorari to the Court of Appeals of Ohio, Franklin County, denied.

No. **04-878**. Terry A. Canales, Judge, 79th District Court of Texas, Petitioner *v.* Texas State Commission on Judicial Conduct. Petition for writ of certiorari to the Supreme Court of Texas denied.

No. **04-879**. Sotir Stefani, Petitioner *v.* Alberto R. Gonzales, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-880**. Armand Villasana, Jr., Petitioner *v.* Weldon Wilhoit, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-886**. United States, ex rel. William Q. Tingley, et al., Petitioners *v.* 900 Monroe L.L.C., et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-891**. Joseph Cotter, Petitioner *v.* City of Portland, Oregon. Petition for writ of certiorari to the Court of Appeals of Oregon denied.

No. **04-893**. Shannon A. Dardar, Petitioner *v.* John E. Potter, Postmaster General, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-895**. Romie R. Edens, Jr., Petitioner *v.* George L. Kennedy. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-904**. Richard Y. Titterington, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-909**. Rod B. Schwartz, Petitioner *v.* Freeda Isaac. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. **04-915**. Roosevelt Ivory, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-925**. Robert Kye Sturdy, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-956**. Margaret F. Branch, et al., Petitioners *v.* Milton E. Nix, Jr., et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-958**. Theodore C. Lange, Petitioner *v.* Department of the Interior. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-959**. Bonnie Harbuck, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-961**. Ulysses McMillan, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-967**. Norma McCorvey, fka Jane Roe, Petitioner *v.* William “Bill” Hill, Dallas County District Attorney. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5833**. Remon Casa Williams, Petitioner *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, Fifth District, denied.

No. **04-6023**. Christopher Hamilton, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-6188**. George James Miller, Petitioner *v.* Mike Mullin, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-6295**. Preston E. Maxwell, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-6348**. DaRoyce Lamont Mosley, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6390**. Victor Hugo Martinez-Jaramillo, Petitioner *v.* Alberto R. Gonzales, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6577**. Arthur Gorrasi, Petitioner *v.* Massachusetts. Petition for writ of certiorari to the Appeals Court of Massachusetts denied.

No. **04-6669**. Craig Barfield, Petitioner *v.* Washington. Petition for writ of certiorari to the Court of Appeals of Washington, Division 1, denied.

No. **04-6679**. Peter Emeka Nwankwo, Petitioner *v.* Michigan. Petition for writ of certiorari to the Court of Appeals of Michigan denied.

No. **04-6698**. Nathaniel Jones, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6758**. John Gladstone Richards, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6828**. Joaquin Cervantes-Morales, Petitioner *v.* United States; and David Wayne Kane, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6830**. James E. Frye, Jr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6878**. John Brown Lewis, IV, Petitioner *v.* NFN Green, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6920**. Perry Woodall, Petitioner *v.* United States. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **04-6989**. Jerald Leroy Wingeart, Petitioner *v.* Michigan. Petition for writ of certiorari to the Court of Appeals of Michigan denied.

No. **04-6999**. Stephen Elliot Powers, Petitioner *v.* Mississippi. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. **04-7054**. John George Brown, Petitioner *v.* California. Petition for writ of certiorari to the Supreme Court of California denied.

No. **04-7056**. David Muresan, Petitioner *v.* Washington Department of Social and Health Services. Petition for writ of certiorari to the Court of Appeals of Washington, Division 1, denied.

No. **04-7060**. James Mario Pridgen, Petitioner *v.* Robert Shannon, Superintendent, State Correctional Institution at Frackville, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-7093**. Sean Carter, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-7120**. Michael Joe Murdaugh, Petitioner *v.* Arizona. Petition for writ of certiorari to the Supreme Court of Arizona denied.

No. **04-7129**. David Alex Martinez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7137**. Vernon Tsosie, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-7154**. Leroy Lynch, Petitioner *v.* Mississippi. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. **04-7294**. Blayde Grayson, Petitioner *v.* Mississippi. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. **04-7298**. Fredrick Bell, Petitioner *v.* Mississippi. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. **04-7382**. Fernando Louis Garcia, III, Petitioner *v.* North Carolina. Petition for writ of certiorari to the Supreme Court of North Carolina denied.

No. **04-7413**. Garry Thomas Allen, Petitioner *v.* Mike Mullin, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-7419**. Duane Holloway, Petitioner *v.* California. Petition for writ of certiorari to the Supreme Court of California denied.

No. **04-7427**. Ricardo Perez, aka Jose Lopez, Petitioner *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Third District, denied.

No. **04-7429**. Christopher A. Davis, Petitioner *v.* Tennessee. Petition for writ of certiorari to the Supreme Court of Tennessee, Middle Division, denied.

No. **04-7437**. Eugene Robert Anderson, Petitioner *v.* West Virginia. Petition for writ of certiorari to the Circuit Court of West Virginia, Wood County, denied.

No. **04-7444**. Richard Longworth, Petitioner *v.* Jon E. Ozmint, Director, 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. **04-7450**. Steven L. Woods, Petitioner *v.* George J. Giurbino, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7451**. Dennis McKeithan, Petitioner *v.* Thomas Lavan, Superintendent, State Correctional Institution at Dallas, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-7453**. Curtis Tucker, aka Andre Mack, Petitioner *v.* New York. Petition for writ of certiorari to the Supreme Court of New York, Kings County, denied.

No. **04-7460**. Hiram Ash, Petitioner *v.* Superior Court of California, Los Angeles County. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **04-7464**. Robert Earl Kroncke, Petitioner *v.* Jeffrey Hood, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7466**. Wayne Thomas Johnson, Petitioner *v.* Sidney D. Har-kleroad, Superintendent, Marion Correctional Institution. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7470**. Neftaly Rodriguez, Petitioner *v.* Nedra Chandler, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-7471**. Demarie E. Reed, Petitioner *v.* Michelson Realty Company, dba Veranda Apartments, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7476**. James Ishmael Tibbs, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **04-7477**. Ronald Allen Ward, Petitioner *v.* David L. Runnels, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7480**. Jeff M. Potts, Petitioner *v.* Margaret Bagley, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-7482**. Alfonso Saez-Machado, Petitioner *v.* Terry Goddard, Attorney General of Arizona. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7485**. Rodney E. Delegal, Petitioner *v.* Florida. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7494**. Tiwalola Oladiji Shoyinka, Petitioner *v.* City of Santa Monica, California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **04-7495**. Robert Earl Smith, Petitioner *v.* California, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7498**. William Clayton McKinnedy, III, Petitioner *v.* Jon E. Ozmint, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7503**. Charles Mack Young, Jr., Petitioner *v.* Doug Vasbinder, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-7515**. JaRon Dean, Petitioner *v.* Nebraska. Petition for writ of certiorari to the Supreme Court of Nebraska denied.

No. **04-7517**. Timothy H. Clark, Petitioner *v.* Barry McLemore, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-7519**. Alida Jurconi, Petitioner *v.* Glenhaven Lakes Club, et al. Petition for writ of certiorari to the Court of Appeals of Washington, Division 1, denied.

No. **04-7522**. Diana S., Petitioner *v.* Los Angeles County Department of Children and Family Services. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **04-7523**. Mack Henry Richardson, Petitioner *v.* Federal Bureau of Investigation. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7525**. Rayvon L. Boatman, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7530**. Christian C. Nwachukwu, Petitioner *v.* John Hancock Management Company. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **04-7531**. Mark Allen Murdock, Petitioner *v.* American Axle & Manufacturing, Inc. Petition for writ of certiorari to the Court of Appeals of Michigan denied.

No. **04-7538**. Burrell Fuller, Petitioner *v.* Linda Thomas, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-7541**. Steven C. Griffin, Petitioner *v.* Ruby Tuesday, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7542**. Edward Esparza, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7546**. Gil A. Sanchez, Petitioner *v.* Chris Dankert, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-7548**. Guadalupe Lopez, Petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **04-7552**. Derrick Vincent, Petitioner *v.* Mississippi. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. **04-7554**. Larry Wayne Davenport, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7555**. Opal Covey, Petitioner *v.* Natural Foods, Inc. Petition for writ of certiorari to the Court of Appeals of Ohio, Lucas County, denied.

No. **04-7557**. Edward M. Mayrides, Petitioner *v.* Ohio. Petition for writ of certiorari to the Court of Appeals of Ohio, Franklin County, denied.

No. **04-7558**. Donald Mayes, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7560**. Paul Houston Cameron, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7561**. Rannell R. Craig, Petitioner *v.* Louisiana. Petition for writ of certiorari to the Court of Appeal of Louisiana, Fourth Circuit, denied.

No. **04-7563**. Gerald Hinrick Miller, Petitioner *v.* Georgia. Petition for writ of certiorari to the Court of Appeals of Georgia denied.

No. **04-7566**. Juarez Miguel Bibbs, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Appeals of Texas, Fourth District, denied.

No. **04-7571**. Henry Clifford Byrd, Sr., Petitioner *v.* Catherine C. Eagles, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7572**. Kevin M. Cardwell, Petitioner *v.* Craig A. Hanks, Superintendent, Wabash Valley Correctional Facility. Petition for writ

of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-7573**. Justin Burrell, Petitioner *v.* Delaware. Petition for writ of certiorari to the Supreme Court of Delaware denied.

No. **04-7574**. Troy Steinbergin, Petitioner *v.* New York. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, First Judicial Department, denied.

No. **04-7576**. Larry W. Smith, Petitioner *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, First District, denied.

No. **04-7577**. Salim Abdul-Malik, Petitioner *v.* Department of Homeland Secretary, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-7579**. Frederick Douglas Stills, Petitioner *v.* Tom L. Carey, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7580**. Robert Gerber, Petitioner *v.* Camp Hope Children's Bible Fellowship of New York, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-7582**. Jernardo Damon Edwards, Petitioner *v.* David Jamrog, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-7584**. Jeffery M. Potts, Petitioner *v.* Norman Rose, Warden. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **04-7585**. DeShaun L. Wilson, Petitioner *v.* Pat Hurley, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-7586**. Willie Lee Chiles, Petitioner *v.* Lenora Jordan, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-7587**. Roberto Ciaprazi, Petitioner *v.* Nassau County, New York, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-7588**. Robert Anthony Chapa, Petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, Division Three, denied.

No. **04-7591**. Henry Perry Bey, Petitioner *v.* Stan Young, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7592**. Narvies Alexander, Petitioner *v.* Jackie Crawford, Director, Nevada Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7594**. Rene Camacho, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Appeals of Texas, First District, denied.

No. **04-7598**. Albert L. Martinez, Petitioner *v.* Charles Ryan, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7599**. Steve Michael Cox, Petitioner *v.* E. K. McDaniel, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7600**. Thomas Duval, Petitioner *v.* Burl Cain, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7601**. Kenneth Eugene Turrentine, Petitioner *v.* Oklahoma. Petition for writ of certiorari to the Court of Criminal Appeals of Oklahoma denied.

No. **04-7602**. Joel Lee Violet, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Appeals of Texas, Second District, denied.

No. **04-7603**. Lewis Carl Wyche, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7604**. Waymond Bernard Thomas, Petitioner *v.* Kurt Jones, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-7606**. Joshua Puckett, Petitioner *v.* Patricia Costello. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-7608**. James Bells, Jr., Petitioner *v.* Gary D. Maynard, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7611**. Ronnie V. Robinson, Petitioner *v.* Michael Yarborough, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7615**. Jeffrey Hessler, Petitioner *v.* Nebraska. Petition for writ of certiorari to the Supreme Court of Nebraska denied.

No. **04-7616**. Joseph Haggerty, Petitioner *v.* American Airlines, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7617**. Peter Fowler, Petitioner *v.* Jane Collier. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-7624**. Eugene Crane, Petitioner *v.* Frank Hamilton, et al. Petition for writ of certiorari to the Court of Appeals of Georgia denied.

No. **04-7626**. Jacqueline Peoples, Petitioner *v.* New Jersey Division of Youth & Family Services. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. **04-7627**. Samuel H. Sloan, Petitioner *v.* Diane H. Rudiano, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-7629**. Jeffrey C. Morris, Petitioner *v.* Minnesota. Petition for writ of certiorari to the Court of Appeals of Minnesota denied.

No. **04-7630**. Curtis Shuler, Petitioner *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Second District, denied.

No. **04-7631**. Edward Jackson Roberts, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7636**. Clarence Warren, Petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Fifth Appellate District, denied.

No. **04-7638**. Daniel Mullins, Petitioner *v.* Fabian Lavigne, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-7640**. Rosemary Wooten, Petitioner *v.* St. Francis Medical Center. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7643**. Donnie E. Wubker, Petitioner *v.* Burl Cain, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7645**. Michael Evan Keeling, Petitioner *v.* Kintzel, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-7650**. Clarence Ramirez, Jr., Petitioner *v.* K. W. Fairman, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7652**. Willie Johnson, Petitioner *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, Fourth District, denied.

No. **04-7654**. 'Omar 'Abdullah, Petitioner *v.* Jean M. Kennet, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-7657**. Philip S. Bayoud, Petitioner *v.* Ellen Bayoud, et al. Petition for writ of certiorari to the Court of Appeals of Texas, Fifth District, denied.

No. **04-7659**. Gary B. Myers, Petitioner *v.* Sergeant Staten. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7660**. Dennis Sandell Ott, Petitioner *v.* Tom L. Carey, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7661**. Marshall Phillips, Petitioner *v.* Mississippi. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7663**. Wilton McGee, Petitioner *v.* Burl Cain, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7664**. Stephen P. Bowers, Petitioner *v.* West Virginia. Petition for writ of certiorari to the Circuit Court of West Virginia, Marshall County, denied.

No. **04-7669**. Allan Nicholson, Sr., Petitioner *v.* Connecticut. Petition for writ of certiorari to the Appellate Court of Connecticut denied.

No. **04-7670**. Tajudeen Sanni, Petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **04-7672**. Jose Luis Barrera, Petitioner *v.* Superior Court of California, San Joaquin County. Petition for writ of certiorari to the Court of Appeal of California, Third Appellate District, denied.

No. **04-7674**. Brent E. Reneau, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7678**. Miguel Robles, Petitioner *v.* Harry E. Wilson, Superintendent, State Correctional Institution at Cresson, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-7679**. Fernando Sanchez, Jr., Petitioner *v.* California. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7680**. Phi Quang Nguyen, Petitioner *v.* Bonnie Boyette, Superintendent, Nash Correctional Institution. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7682**. Shantee Maharaj, Petitioner *v.* John C. Ottenberg, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-7685**. Larry Dennis Roy, Petitioner *v.* Charlie Jones, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7686**. Eric Wash, Petitioner *v.* Mississippi. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. **04-7687**. Dennis C. Tomoson, Petitioner *v.* Richard Morgan, Superintendent, Washington State Penitentiary. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7689**. Anh Vu Nguyen, Petitioner *v.* Washington. Petition for writ of certiorari to the Court of Appeals of Washington, Division 1, denied.

No. **04-7691**. Curtis Collins, Petitioner *v.* Delaware. Petition for writ of certiorari to the Supreme Court of Delaware denied.

No. **04-7694**. June M. Caruso, Petitioner *v.* Trustee of St. Jude Children's Research Hospital, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-7695**. William V. Owen, Petitioner *v.* Billy Mitchem, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7705**. Glenn E. George, Petitioner *v.* Arkansas. Petition for writ of certiorari to the Supreme Court of Arkansas denied.

No. **04-7706**. Kamil Abdo Mesays, Petitioner *v.* David H. Hugel, Administrator, Maryland Motor Vehicle Administration. Petition for writ

of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7708**. Kevin Revels, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7709**. Reginald Perkins, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **04-7711**. David Reeves, Petitioner *v.* Calvin D. Morton, Warden. Petition for writ of certiorari to the Superior Court of Georgia, Charlton County, denied.

No. **04-7713**. Michael E. Kefauver, Petitioner *v.* Thomas Hogan, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-7714**. Andrew McGraw, Petitioner *v.* Burl Cain, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7715**. William Little Anderson, Petitioner *v.* Michael Yarborough, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7716**. Everett Alexander Burnett, Petitioner *v.* Roger E. Walker, Jr., Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-7717**. Igor Vladimir Aslan, Petitioner *v.* Michael F. Sheanan, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-7719**. Terry Lee Walton, Sr., Petitioner *v.* Carl Humphrey, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7720**. Benjamin Sanchez Vasquez, Petitioner *v.* George J. Giurbino, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7722**. Jackie D. Terry, Petitioner *v.* Lee Frederick, Warden. Petition for writ of certiorari to the Circuit Court of West Virginia, Boone County, denied.

No. **04-7723**. Bonnie S. Vaughn, Petitioner *v.* Fifth Third Bank. Petition for writ of certiorari to the Supreme Court of Tennessee, Eastern Division, denied.

No. **04-7726**. Dorina Pizio, Petitioner *v.* New Jersey. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. **04-7727**. Tammy T. Fadael, Petitioner *v.* S & S Strand. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. **04-7732**. Billy Jeffries, Petitioner *v.* Kentucky. Petition for writ of certiorari to the Court of Appeals of Kentucky denied.

No. **04-7733**. Cecilia Jabaay, Petitioner *v.* James Jabaay, et al. Petition for writ of certiorari to the Court of Appeals of Indiana, Second District, denied.

No. **04-7734**. Clarence King, Petitioner *v.* Mike Knowles, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7735**. Harold Don Johnson, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7736**. Michael W. McRae, Petitioner *v.* Maryland, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7738**. Robert Allen Hoke, Petitioner *v.* Dora B. Schriro, Director, Arizona Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7743**. Johnny Lee Howze, Petitioner *v.* Michael Yarborough, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7746**. Rudy Harris, Petitioner *v.* Gail Lewis, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7747**. Sergio Emmanuel Hayes, Petitioners *v.* Gene M. Johnson, Director, Virginia Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7748**. Lavert Roberson, Jr., Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7749**. Ralph Singleton, Petitioner *v.* Burl Cain, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7750**. Ruben Benjamin Snipes, Petitioner *v.* Theodis Beck, Secretary, North Carolina Department of Correction. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7752**. Elihah W. Ratcliff, Petitioner *v.* IndyMac Bank, F. S. B. Petition for writ of certiorari to the Court of Appeals of Texas, Ninth District, denied.

No. **04-7753**. Raymond Simmons, Petitioner *v.* Max Malone, et al. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. **04-7754**. Carlos Valentine, Petitioner *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Third District, denied.

No. **04-7755**. James Earl Yarbough, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **04-7756**. Lawrence J. Walter, Petitioner *v.* New York. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, Fourth Judicial Department, denied.

No. **04-7763**. Frank Paul Ferrara, Petitioner *v.* Gene M. Johnson, Director, Virginia Department of Corrections. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **04-7764**. Herbert Feist, Petitioner *v.* Sun A. Berg, et al. Petition for writ of certiorari to the Court of Appeals of Texas, Twelfth District, denied.

No. **04-7765**. Roy Herbert, Jr., Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7766**. Lee Levito Fulton, Petitioner *v.* Raymond Booker, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-7767**. David Edward Giles, Petitioner *v.* Washington. Petition for writ of certiorari to the Court of Appeals of Washington, Division 1, denied.

No. **04-7769**. John Hosford, Petitioner *v.* Burl Cain, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7770**. Mario Hernandez, Petitioner *v.* Keith Berger, et al. Petition for writ of certiorari to the Supreme Court of North Dakota denied.

No. **04-7771**. Edward Fred Holbrook, Jr., aka Bubba, Petitioner *v.* Mississippi. Petition for writ of certiorari to the Court of Appeals of Mississippi denied.

No. **04-7772**. Eugene James Hutch, Petitioner *v.* Hawaii. Petition for writ of certiorari to the Supreme Court of Hawaii denied.

No. **04-7781**. Dimas Garza, Petitioner *v.* George Pennell. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-7782**. Roman Neal Faniel, Petitioner *v.* George J. Giurbino, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7783**. Purvis Holloway, Petitioner *v.* Jim Hamlet, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7785**. Henry C. Hopkins, Petitioner *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, First District, denied.

No. **04-7787**. Charles D. Black, Petitioner *v.* Jo Ann Gordon, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7789**. Nelson Angarita, Petitioner *v.* Glenn S. Goord, Commissioner, New York Department of Correctional Services. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-7790**. George Rivas, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **04-7792**. Samuel Arola Strange, Petitioner *v.* Jeanne S. Woodford, Director, California Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7794**. Arthur Dennis Rutherford, Petitioner *v.* Florida. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **04-7796**. Michael Lou Garrett, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7797**. Arismendi Fabian, Petitioner *v.* James Conway, Superintendent, Attica Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-7801**. Lois R. Hall, et al., Petitioners *v.* Hanscom Air Force Base, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-7803**. Alvin F. Toney, Petitioner *v.* Illinois Department of Corrections. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. **04-7826**. Donald Jerome Spero, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7828**. Kenneth W. Reed, Petitioner *v.* Dora B. Schriro, Director, Arizona Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7837**. Samuel Morgan, Petitioner *v.* Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. **04-7840**. Kewen B. Langhorne, Petitioner *v.* Alberto R. Gonzales, Attorney General, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-7846**. Craig Montgomery, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-7849**. William Lee Patterson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7850**. Melvin Wicks, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7861**. Luis Manuel Alvarado-Rivera, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7863**. Donald Mitchell, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7868**. Jermaine Gildon, Petitioner *v.* Edwin R. Bowen, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-7870**. Melvin Wayne Blankenship, Petitioner *v.* Al Baskerville, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7872**. Keith LaMar, Petitioner *v.* Ohio. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **04-7874**. Monstsho Eugene Vernon, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7879**. Luis Razo, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-7881**. Daniel G. Perkins, Petitioner *v.* Douglas Waddington, Superintendent, Stafford Creek Corrections Center. Petition for writ of certiorari to the Court of Appeals of Washington, Division 2, denied.

No. **04-7882**. Thomas Poff and Charles Randolph, Petitioners *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Third District, denied.

No. **04-7886**. Gilbert Doret, Petitioner *v.* United States. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **04-7890**. Donnie Killins, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7892**. Lawrence E. Scible, Petitioner *v.* William S. Haines, Warden. Petition for writ of certiorari to the Circuit Court of West Virginia, Pendleton County, denied.

No. **04-7894**. Peter Rasmussen, Petitioner *v.* National Transportation Safety Board, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **04-7895**. William Kinjo Smith, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7898**. Linda Petit, Petitioner *v.* Joan Yukins, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-7902**. Robert A. Collins, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-7905**. Larry Swafford, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-7906**. Marcelino Ramon Negrete-Mendoza, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7908**. Fidel Mendez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7909**. Henry McKee, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-7911**. Ernesto Rivas-Gonzalez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7919**. Rusmir Begovic, Petitioner *v.* City of Dover, New Hampshire, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-7920**. Corey Pardue, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-7923**. Mauricio Matute-Galdamez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7926**. Dana James Ewell, Petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Fifth Appellate District, denied.

No. **04-7927**. Lisa Denny Demeree, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-7929**. Osmani Dominguez, Petitioner *v.* Jeanne S. Woodford, Director, California Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7931**. Nathaniel Allen Lindell, Petitioner *v.* Matthew J. Frank, Secretary, Wisconsin Department of Corrections, et al. Petition

for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-7933**. Gordon Morgan, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-7934**. Manuel Popoca-Anselmo, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7937**. Frederick James Staves, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7938**. Thomas Lee Reese, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7947**. Thomas Stanko Marks, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7949**. Bethany Mellissa Matlock, aka Bethany Mellissa Stratford, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7950**. Rasheen Lewis, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-7953**. Kevin Loggins, Petitioner *v.* Kansas. Petition for writ of certiorari to the Court of Appeals of Kansas denied.

No. **04-7959**. Rene del Toro Gudino, aka Rene del Toro-Gudino, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7964**. John P. White, Petitioner *v.* Enrique S. Lamoutte, Bankruptcy Judge, United States Bankruptcy Appellate Panel for the First Circuit, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-7966**. Jeffrey Riddle, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-7969**. Richard F. Sobrilski, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-7971**. Nelson G. Aguirre, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-7973**. Eric Habu McKenith, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7974**. Randall Murphy, Petitioner *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, Second District, denied.

No. **04-7975**. Carlos Wilfredo Cuevas Morales, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-7978**. Andres Sanchez-Gonzalez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-7983**. O. Garry Okpala, Petitioner *v.* Steven J. Gal, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7984**. Adermis Wilson Gonzalez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7989**. Ramon Gallardo, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-7994**. Kelsey A. Martin, Petitioner *v.* Jane Coplan, Warden. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-7995**. Norman Anthony King, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7996**. Richard Garner, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7998**. Darrin J. McHenry, Petitioner *v.* Nebraska. Petition for writ of certiorari to the Supreme Court of Nebraska denied.

No. **04-8007**. Nathaniel Lindell, Petitioner *v.* Gary R. McCaughtry, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-8008**. Vincent Curtis Conyers, Petitioner *v.* Merit Systems Protection Board. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-8010**. Vance Lee Frier, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8011**. Victor Manuel Garcia-Dominguez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8012**. Gregory Gelman, Petitioner *v.* William Phillips, Superintendent, Green Haven Correctional Facility, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-8025**. John Calvin Johnson, Petitioner *v.* Pennsylvania. Petition for writ of certiorari to the Superior Court of Pennsylvania, Harrisburg Office, denied.

No. **04-8029**. Javier Rios-Luna, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8031**. Ramiro Tamayo-Tapia, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8033**. Roy Brock, Petitioner *v.* E. R. Donnelly. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-8037**. Johnell Coe, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8042**. Armelio Delacruz, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-8044**. Alex Cruz, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8049**. Maxine Angela Chong, aka Tamika Lambert, aka Maxine Chung, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8054**. Jose Mendez-Morales, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-8056**. Antwoyne L. Wyatt, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8058**. Willie Allen, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8059**. Hipolito Lopez Bobadilla, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8060**. Gary Lefkowitz, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-8061**. Monroe L. Coleman-Bey, Petitioner *v.* United States. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **04-8062**. Aaron Curtis Lewis, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8069**. Derrick D. Moore, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8070**. Luanne Moore, Petitioner *v.* Exxon Mobil Corporation, fka Mobil Oil Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8077**. Eugene W. Brown, Jr., Petitioner *v.* Illinois Labor Relations Board Panel, et al. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **04-8082**. Curtis James Allen, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8083**. Erna E. N. Boldt, Petitioner *v.* Leroy K. Newton. Petition for writ of certiorari to the Court of Appeals of Oregon denied.

No. **04-8090**. Frank Dominick Dixon, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8092**. Wade Nolan Clay, Petitioner *v.* Dora B. Schriro, Director, Arizona Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8097**. Damien T. Russ, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8099**. John E. Sandles, Petitioner *v.* Joseph Scibana, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-8101**. Guy Ralph Perea, Petitioner *v.* George W. Bush, President of the United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-8104**. Sergio Vivar-Acosta, aka Sergio Vivar, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8106**. Richard Jackson Jacobs, Petitioner *v.* Mississippi. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. **04-8110**. John Robert Hasson, aka Heloneti Galera, aka Jack Hasson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8111**. Darren L. Keys, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8113**. Mark Anthony Jones, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8115**. Hilario Villa Tellez, aka Arturo Villanueva-Garcia, aka Hilario Villa-Telles, aka Hilario Villa-Tellas, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8118**. Lawrence George Lashley, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-8119**. Erasmo Gutierrez-Gonzales, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8120**. Derrick Griffin, Petitioner *v.* United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-8122**. Linnell Harding, Petitioner *v.* Jerry L. Sternes, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-8123**. Wayne Anthony Hastings, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8139**. Jeffrey Coplin, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-8141**. James L. Forte, Petitioner *v.* United States. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **04-8144**. Lloyd E. Fisher, Petitioner *v.* Fred W. Copeland, Judge, Circuit Court of Missouri, 34th Circuit. Petition for writ of certiorari to the Supreme Court of Missouri denied.

No. **04-8148**. James Stephen Jones, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8149**. Monet F. Brown, 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. **04-8150**. Steven Watts, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8155**. Sandra M. Perilla, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8166**. Wilfredo Gonzalez Lora, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8167**. Warren Babiar, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-8174**. Handy Bailey, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8177**. James Elwood Tyson, Jr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8179**. Terrence J. White, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8184**. Christopher Port, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8185**. Diva Monsalve, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-8202**. Carmen Gricco, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-8203**. John Eric Hughes, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8204**. Benjamin A. Gibbs, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8206**. Vernard L. Green, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-8208**. Lawrence Holub, Petitioner *v.* United States District Court for the Central District of California. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8209**. Anthony L. Holmes, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **04-8210**. Joseph P. Miner, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-8211**. Victor Manuel Montes-Andino, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8214**. Harland Pierre Kenyon, Petitioner *v.* Wyoming. Petition for writ of certiorari to the Supreme Court of Wyoming denied.

No. **04-8215**. Nelson Mescual-Cruz, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-8223**. Michael Norwood, Petitioner *v.* Joseph V. Smith, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-8224**. Anthony Joseph Pacheco, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8226**. Larry Darnell Keeper, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-8227**. Paula Paka Katoa, aka Paul Katoa, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-8228**. Larry Jones, Petitioner *v.* United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8231**. David Lee Woodard, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8233**. Michael L. Tribble, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8237**. Mitchell Frederick Paster, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-8244**. Isidro Cruz-Cabrera, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8245**. Cresencio Cardoza-Lira, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8246**. Miguel Angel De La Rosa-Gonzalez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8247**. Pedro Diaz-Martinez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8250**. James Pickrell, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8252**. Alejandro Morales-Cera, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8271**. Gabriel Ramirez-Gomez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8272**. David Dewayne Doshier, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-8273**. Geraldo Mescual-Cruz, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-8289**. John L. Anthony, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-8294**. Robert Earl McMillian, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8316**. Juan Antonio Duenas, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8334**. Carlos Villanueva, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8348**. Jerry Word, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8362**. Jose Luis Lopez-Hernandez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8365**. Bienvenito Juan Ruiz, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-753**. Inversiones Errazuriz Limitada, fka Inversiones Errazuriz S.A., et al., Petitioners *v.* State Street Bank and Trust Company. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Justice Breyer took no part in the consideration or decision of this petition.

No. **04-770**. Louisiana, Petitioner *v.* Quincy Brown. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. **04-778**. Pan American Energy, LLC, Petitioner *v.* Candlewood Timber Group, LLC, et al. Petition for writ of certiorari to the Supreme Court of Delaware denied. Justice Breyer took no part in the consideration or decision of this petition.

No. **04-792**. Harold E. Carter, Warden, Petitioner *v.* David B. Clinkscale. 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. **04-844**. New Mexico, Petitioner *v.* Tracy Johnson. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the Supreme Court of New Mexico denied.

No. **04-845**. New Mexico, Petitioner *v.* Mario Hector Alvarez-Lopez. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the Supreme Court of New Mexico denied.

No. **04-851**. Aquamar S.A., Petitioner *v.* E. I. du Pont de Nemours and Company. Petition for writ of certiorari to the District Court of Appeal of Florida, Fourth District, denied. Justice O'Connor took no part in the consideration or decision of this petition.

No. **04-954**. Arthur L. Pimental, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied. The Chief Justice took no part in the consideration or decision of this petition.

No. **04-7454**. Jerome T. Dunbar, Petitioner *v.* State Street Bank & Trust Company; Jerome T. Dunbar, Petitioner *v.* State Street Bank & Trust Company; and Jerome T. Dunbar, Petitioner *v.* State Street Bank & Trust Company. Petition for writ of certiorari to the Appellate Court of Connecticut denied. Justice Breyer took no part in the consideration or decision of this petition.

No. **04-7507**. Robert Lewis, Jr., Petitioner *v.* California. Petition for writ of certiorari to the Supreme Court of California denied. Justice Breyer would grant the petition for writ of certiorari.

No. **04-7653**. Roque T. Aranda, Petitioner *v.* Ernesto Galvin, et al. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit dismissed. See Rule 39.8.

No. **04-7693**. Joseph Dixon, Petitioner *v.* City of Minneapolis Water Department, et al. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit dismissed. See Rule 39.8.

No. **04-7788**. Aaron Clinton Atkins, Petitioner *v.* Dale Foltz. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit dismissed. See Rule 39.8.

No. **04-8045**. Derrick R. Coombs, Petitioner *v.* Michelle Gwinn, et al. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of certiorari to the Supreme Court of Pennsylvania, Middle District, dismissed. See Rule 39.8.

No. **04-8205**. William E. Harvey, Petitioner *v.* United States. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit dismissed. See Rule 39.8. As petitioner has repeatedly abused this Court's process, the Clerk is directed not to accept any further petitions in noncriminal matters from petitioner unless the docketing fee required by Rule 38(a) is paid and petition submitted in compliance with Rule 33.1. See *Martin v. District of Columbia Court of Appeals*, 506 U. S. 1 (1992) (*per curiam*). Justice Stevens dissents. See *id.*, at 4, and cases cited therein.

HABEAS CORPUS DENIED

No. **04-1023**. In Re Richard Louis Adam, Petitioner;

No. **04-8263**. In Re Mike Gutierrez Bruno, Petitioner; and

No. **04-8413**. In Re Larvictor Flournoy, Petitioner. Petitions for writs of habeas corpus denied.

No. **04-7981**. In Re Clifford E. Avery, Petitioner. Petition for writ of habeas corpus denied. Justice Souter took no part in the consideration or decision of this petition.

MANDAMUS DENIED

No. **04-7203**. In Re Alvin Phelps, Petitioner;

No. **04-7457**. In Re Ross Aaron, Petitioner;

No. **04-7528**. In Re Kevin Cardwell, Petitioner;

No. **04-7889**. In Re Eugene H. Mathison, Petitioner; and

No. **04-7999**. In Re Warren Phillips, Petitioner. Petitions for writs of mandamus denied.

No. **04-7795**. In Re Shawn Green, Petitioner. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of mandamus and/or prohibition dismissed. See Rule 39.8.

REHEARINGS DENIED

- No. **03-10445**. J. Todd Chapman, Petitioner *v.* Pennsylvania, et al.;
- No. **03-10447**. Martin Joseph Sonnier, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division;
- No. **03-10509**. In Re Rudi Rivas, Petitioner;
- No. **03-10995**. Robert N. Howell, Jr., Petitioner *v.* United States;
- No. **04-447**. Alice Clissuras, Petitioner *v.* Concord Village Owners, Inc., et al.;
- No. **04-638**. Jon Zavalidroga, Petitioner *v.* United States;
- No. **04-5244**. James Wagstaff, Petitioner *v.* John Palakovich, Superintendent, State Correctional Institution at Smithfield, et al.;
- No. **04-5755**. Ronald Coleman, Petitioner *v.* Nassau County, New York;
- No. **04-5794**. Jennifer Goldstein, Petitioner *v.* Harvard University;
- No. **04-5866**. Daniel L. Spuck, Petitioner *v.* Joseph F. Desuta, Superintendent, State Regional Correctional Facility at Mercer, et al.;
- No. **04-5951**. George W. Newman, Petitioner *v.* Larry Rowley, Superintendent, Missouri Eastern Correctional Center;
- No. **04-6008**. Jeff Strong, Petitioner *v.* Illinois Vocational Rehabilitation Program;
- No. **04-6070**. Billy R. Fisher, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division;
- No. **04-6168**. Michael Rodriguez, Petitioner *v.* Marietta Gailor, et al.;
- No. **04-6208**. Daniel Andrew Spottsville, Petitioner *v.* William Terry, Warden;
- No. **04-6241**. Vincent P. Murray, Petitioner *v.* Jeffrey S. Perlow;
- No. **04-6246**. Jeff Strong, Petitioner *v.* Michael P. McCuskey, Judge, United States District Court for the Central District of Illinois;
- No. **04-6253**. Wendell W. Phillips, Petitioner *v.* Lansing School District, et al.;
- No. **04-6349**. Jose I. Adames, Petitioner *v.* Miguel Martinez, et al.;
- No. **04-6376**. Donnie L. Monk, Petitioner *v.* Blaine Lafler, Warden;
- No. **04-6388**. Ronnie M. Lyles, Petitioner *v.* Seacor Marine, Inc.;
- No. **04-6403**. Juan Recio-Vallejo, Petitioner *v.* United States;

- No. **04-6405**. Jeff Strong, Petitioner *v.* Harold Albert Baker, Judge, United States District Court for the Northern District of Illinois;
- No. **04-6416**. Guy Christopher Brooks, Petitioner *v.* United States;
- No. **04-6579**. In Re Alexandria Barkclay, Petitioner;
- No. **04-6697**. Lawrence Jeffery Blair, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al.;
- No. **04-6721**. In Re Howard G. Green, Petitioner;
- No. **04-6727**. Mary Cappa, Petitioner *v.* Jo Anne B. Barnhart, Commissioner of Social Security;
- No. **04-6731**. Jerry Scott, Petitioner *v.* Wackenhut Corporation, et al.;
- No. **04-6775**. Benjamin David Benson, Petitioner *v.* The Home Depot U. S. A., Inc.;
- No. **04-6776**. Wayne Mathis, aka Richard Wayne Mathis, Petitioner *v.* United States;
- No. **04-6777**. Webster Salasker Lucas, Petitioner *v.* Derral G. Adams, Warden;
- No. **04-6821**. Frank B. Cockrell, II, Petitioner *v.* Jeanne S. Woodford, Director, California Department of Corrections;
- No. **04-6869**. In Re James Smith, Petitioner;
- No. **04-6916**. Demond Lanier Graves, Petitioner *v.* Jeanne S. Woodford, Director, California Department of Corrections;
- No. **04-6973**. Sean McQuiddy, Petitioner *v.* United States;
- No. **04-7019**. Jill M. Veilleux, Petitioner *v.* United States;
- No. **04-7052**. Johnny Glasker, Sr., Petitioner *v.* Transamerica Financial Services, Inc., et al.;
- No. **04-7086**. Steven Daniels, Petitioner *v.* United States;
- No. **04-7251**. Michael C. Parker, Petitioner *v.* Paul Renico, Warden;
- No. **04-7272**. Jeffrey Hammer, Petitioner *v.* Amazon.com;
- No. **04-7325**. Carlos Lopez, Petitioner *v.* United States;
- No. **04-7375**. Darrell L. Padgett, Petitioner *v.* United States;
- No. **04-7425**. Edward J. Thompson, Petitioner *v.* Les Brownlee, Acting Secretary of the Army;
- No. **04-7730**. Jose Prisciliano Baez-Leon, Petitioner *v.* United States; Jose Concepcion Garcia-Ramirez, Petitioner *v.* United States; Franklin Ismael Larios-Andrade, Petitioner *v.* United States; Javier Yanez-Govea, Petitioner *v.* United States; Moises Ramirez-Yanez, Petitioner *v.* United States; and Ociel Martinez-Martinez, Petitioner *v.* United States; and
- No. **04-7786**. Isidro Elizalde-Casares, Petitioner *v.* United States; Jose Joaquin Peque-Perez, Petitioner *v.* United States; Cipriano

Reyes-Mancias, Petitioner *v.* United States; Victor Reyes-Pascual, Petitioner *v.* United States; Celistino Sierra-Madrigal, Petitioner *v.* United States; Luis Fernando Diaz-Sanchez, Petitioner *v.* United States; Mario Garcia-Lopez, Petitioner *v.* United States; Arnulfo Cobos-Perez, Petitioner *v.* United States; Juan Enrique Gomez-Delgado, Petitioner *v.* United States; Manuel Herrera-Barajas, Petitioner *v.* United States; Carlos Adrian Jimenez Lopez, Petitioner *v.* United States; Pedro Quirino, Petitioner *v.* United States; Juan Antonio Rodriguez-Medina, Petitioner *v.* United States; Jose Luis Olalde-Serna, Petitioner *v.* United States; Jose Guadalupe Santos-Hernandez, Petitioner *v.* United States; Jose Francisco Hernandez Rivera, Petitioner *v.* United States; Roberto Gomez-Vargas, Petitioner *v.* United States; and Enrique Estrada-Rodriguez, Petitioner *v.* United States. Petitions for rehearing denied.

No. **03-658**. John A. Deep, Petitioner *v.* Recording Industry Association of America, Incorporated, et al. Motion for leave to file a petition for rehearing denied.

No. **03-10651**. Dora J. Ward, Petitioner *v.* Office of Personnel Management. Motion for leave to file a petition for rehearing denied.

ATTORNEY DISCIPLINE

No. **D-2395**. In the Matter of Discipline of Rupert Arvel Hall, Jr. Rupert Arvel Hall, Jr., of Moorestown, New Jersey, is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-2396**. In the Matter of Discipline of Matthew M. Russo. Matthew M. Russo, of Long Beach, New York, is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-2397**. In the Matter of Discipline of Terry Len McCollough. Terry Len McCollough, of Orlando, Florida, is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-2398**. In the Matter of Discipline of Warner Smith Olds. Warner Smith Olds, of Fort Lauderdale, Florida, is suspended from the practice of law in this Court, and a rule will issue, returnable within

40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-2399**. In the Matter of Discipline of Reid Scott Neuman. Reid Scott Neuman, of Northbrook, Illinois, is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-2400**. In the Matter of Discipline of Alan I. Karten. Alan I. Karten, of Miami, Florida, is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-2401**. In the Matter of Discipline of Fernand Louis Laudumiey, III. Fernand Louis Laudumiey, III, of New Orleans, Louisiana, is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-2402**. In the Matter of Discipline of Val K. Scheurich, III. Val K. Scheurich, III, of New Orleans, Louisiana, is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-2403**. In the Matter of Discipline of John V. Norton. John V. Norton, of Minneapolis, Minnesota, is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-2404**. In the Matter of Discipline of James Gaultney Etheredge. James Gaultney Etheredge, of Fort Walton Beach, Florida, is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-2405**. In the Matter of Discipline of Robert Edmond Senton. Robert Edmond Senton, of Tallahassee, Florida, is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-2406**. In the Matter of Discipline of John Michael Poole. John Michael Poole, of Miami, Florida, is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring

him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-2407**. In the Matter of Discipline of John Silvia, Jr. John Silvia, Jr., of Somerset, Massachusetts, is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-2408**. In the Matter of Discipline of William Howard Pippen. William Howard Pippen, of Houston, Texas, is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-2409**. In the Matter of Discipline of Robert W. Rickard. Robert W. Rickard, of Houston, Texas, is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-2410**. In the Matter of Discipline of Rahman Olalekan Ashiru. Rahman Olalekan Ashiru, of Houston, Texas, is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-2411**. In the Matter of Discipline of William S. Boyd, III. William S. Boyd, III, of Gulfport, Mississippi, is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-2412**. In the Matter of Discipline of Elliott D. Moorman. Elliott D. Moorman, of East Orange, New Jersey, is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-2413**. In the Matter of Discipline of Charles Steven Epstein. Charles Steven Epstein, of Edison, New Jersey, is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-2414**. In the Matter of Discipline of Martin Stanley Tanner. Martin Stanley Tanner, of Salt Lake City, Utah, is suspended from the practice of law in this Court, and a rule will issue, returnable within

40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-2415**. In the Matter of Discipline of John P. Gross. John P. Gross, of Kearny, New Jersey, is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-2416**. In the Matter of Discipline of David Newton Buda. David Newton Buda, of Fort Lee, New Jersey, is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-2417**. In the Matter of Discipline of Scott W. Spencer. Scott W. Spencer, of Columbus, Ohio, is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-2418**. In the Matter of Discipline of Donald Elias George. Donald Elias George, of Akron, Ohio, is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. **D-2419**. In the Matter of Discipline of Paul M. Whitaker. Paul M. Whitaker, of Albany, New York, is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Robin S. Abramowitz	Melville, NY	Mindy Ruth Zlotogura
Victor J. Abreu, Jr.	Philadelphia, PA	Shawn Nolan
Cory J. Albright	Seattle, WA	Phillip Evan Katzen
Steven J. Allen	Jackson, MS	John Edward Milner
Mina Almassi	San Jose, CA	Helen E. Williams

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Christopher James Anderson	Atlantic Beach, FL	Michael Rade Yokan
Peter Gregory Barber	Albany, NY	George H. Barber
Courtney R. Bateman	Grand Forks, ND	James Sullivan Dillman
Sakeena Beaulieu	Bronx, NY	Katherine Anne Burton
Steven W. Becker	Chicago, IL	Patricia Unsinn
Michael N. Beekhuizen	Columbus, OH	Michael Hiram Carpenter
Brendan J. Begley	Sacramento, CA	Michael W. Pott
Jeffrey William Bennitt	Birmingham, AL	Henry Earl Lagman
Deborah Elizabeth Berliner	Washington, DC	Paul J. Orfanedes
Meagan Bilik	Greensburg, PA	Edward J. Bilik
Rebecca C. Blair	Brentwood, TN	Samuel D. Lipshie
Jeffrey H. Blum	Los Angeles, CA	Kelli L. Sager
Anthony Peirson Xavier Bothwell	San Francisco, CA	Richard E. Blumberg
Douglas G. Boven	San Francisco, CA	Jayne E. Fleming
Kristi L. Bowman	Chicago, IL	Patricia J. Whitten
Yelena Bonacic Boxer	Cleveland, OH	Steven C. LaTourette
Joan Marie Boyd	Washington, DC	Charles Alex Murray
Mark D. Boyton	Winston-Salem, NC	Steve M. Pharr
J. Donald Braden	Stevensville, MD	Michael R. Foster
Nicholas A. Brannen	Fond du Lac, WI	Joseph Dinneen Kearney
Donald A. Brisson	New Bedford, MA	Marina Thais Douenat
John Lyon Broling	Starke, FL	Geoffrey Charles Fleck
David Wegner Burchmore	Cleveland, OH	James Van Carson
James Joseph Burns	Albany, NY	George H. Barber
Allen S. Bush	Traverse City, MI	Terry F. Burkhart
Jennifer Stearns Buttrick	Miami, FL	Eugene E. Stearns
Matthew W. Buttrick	Miami, FL	Eugene E. Stearns
Tiffany Elizabeth Cale	San Francisco, CA	Brian Rosner
Raymond A. Cardozo	San Francisco, CA	Jayne E. Fleming

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Elisa Dawn Carlson	Norfolk, VA	Mary G. Commander
Laura Lee Chastain	Nashville, TN	Thomas E. Hanson
Theodore K. Cheng	New York, NY	Carey R. Ramos
David J. Chizewer	Chicago, IL	Alan Philip Solow
Mark Andrew Chuparkoff	Columbus, OH	Alan J. Matavich
Lisa Citarella	White Plains, NY	Robert M. DiBella
Brian Stephen Clarke	Greensboro, NC	Walter Lewis Hannah
John Astor Cleveland, Jr.	Indianapolis, IN	Robert A. Armitage
Jennifer B. Coffman	Lexington, KY	Barbara Willett Jones
Robert J. Costagliola	Washington, DC	Stephen A. Bokat
Dorothy Anne Courten	Hauppauge, NY	Mindy Ruth Zlotogura
Nicholas John Cron	Toledo, OH	David Jonathan Rohrbacher
John H. Crouch, IV	Dallas, TX	Wilmer Dallam Masterson
Jennifer Lane Crowder	Seattle, WA	Paul J. Lawrence
Donna Smith Cude	Houston, TX	G. Scott Fiddler
William F. Cueto	Miami Springs, FL	Allan E. Parker, Jr.
Susan M. Dadio	Oak Hill, VA	Bruce Terrill Wieder
John A. Day	Brentwood, TN	Samuel D. Lipshie
Richard Steven DeGeorge	Charlotte, NC	Garland Stuart Cassada
Andrew C. Demos	Hallandale, FL	Eric Michael Glazer
Melinda J. Demsky	Los Angeles, CA	Gary D. Roberts
Donald Shawn Dench	Rancho Cucamonga, CA	Elizabeth Fay Courtney
Michael A. DeSisto	Providence, RI	Marc DeSisto
Sarah B. Deutsch	Arlington, VA	Andrew G. McBride
Reza Dibadj	San Francisco, CA	William W. Bassett

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Todd Robert Dickinson	Grand Rapids, MI	Sharon R. Brinks
James Scott Douglass	Houston, TX	Keith E. Mattern
Daniel V. Duff, III	White Plains, NY	Thomas V. Walsh
Theresa M. Duncan	Albuquerque, NM	Nancy Hollander
Brian Thomas Dunn	Los Angeles, CA	Johnnie L. Cochran, Jr.
Susan E. Ellingstad	Minneapolis, MN	William Allen Gengler
Kevin K. Eng	San Francisco, CA	Ann L. Strayer
Steven Bernard Fabrizio	Washington, DC	Thomas J. Perrelli
Shannon D. Farmer	Philadelphia, PA	Brian D. Pedrow
Michael Warren Feenberg	Sherman Oaks, CA	Jonathan Berres Cole
Cleveland Ferguson, III	Jacksonville, FL	Bradley Scott Shannon
Frank G. Fina	Lewisburg, PA	Amy Zapp
Michael R. Fink	Moorestown, NJ	Mary V. DiCrescenzo
William Weston Fisher, III	Cambridge, MA	Laurence Henry Tribe
Sharon Fleming	Ben Lomond, CA	Frederick Benjamin Rice, Jr.
Nancy Lawrence Flores	Glendale, CA	Dawn Cushman
Justin Corey Frankel	Garden City, NY	Todd David Muhlstock
David S. Fryman	Philadelphia, PA	Brian D. Pedrow
Robert Walker Fuller, III	Charlotte, NC	John Robbins Wester
Michael Leroy Galiga	Edmond, OK	Stephen P. Gray
Michael Thomas Gallaher	Lake Wales, FL	Jack P. Brandon
James McMackin Garland	Washington, DC	Gregg H. Levy
Harvey W. Geller	Santa Monica, CA	Thomas J. Perrelli
Georgia B. Gillett	Pompano Beach, FL	Julio C. Codias
Stan Mitchell Glazier	Washington, DC	Stanley Pierre-Louis
Gregory P. Goheen	Kansas City, KS	John Joseph Jurcyk, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Joshua S. Goldwert	Philadelphia, PA	Ronald Eisenberg
Laurie Fran Golub	New York, NY	Olivia Cassin
Jane L. Gordon	New York, NY	Edward F. X. Hart
Timothy R. Gosselin	Tacoma, WA	John Thomas Kugler
Peter S. Greenberg	Philadelphia, PA	Stewart M. Weintraub
Gary R. Greenstein	Washington, DC	Lloyd Pierre-Louis
Joseph Georges Hajjar	Cleveland, OH	Ronald Joseph Heinert O'Leary
James I. Ham	Los Angeles, CA	Robert C. Bonner
Kevin Hardy	Washington, DC	David Evan Kendall
Andrew J. Harger	Chicago, IL	Patricia Unsinn
Gregory Alan Harris	Reston, VA	Maureen E. Mahoney
Kathryn Rose Haun	Washington, DC	Honorable Anthony M. Kennedy, Associate Justice of the Supreme Court
Ann Marie Hawkins	Cleveland, OH	Thomas Joseph Scanlon
Robert S. Hawkins	Philadelphia, PA	Jerome Anthony Messina
Kenneth Decatur Heath	Hamden, CT	Aaron S. Bayer
Gilbert Lloyd Henry	Los Angeles, CA	Jean-Paul Jassy
Rouget Frederic Henschel	Washington, DC	Stephen Bradford Maebius
Ronald M. Hill	Chicago, IL	Frederick Michael Feldman
John A. Hinman	San Francisco, CA	Peter M. Brody
Gwenith Alicia Hinze	San Francisco, CA	Cindy Ann Cohn
Christopher L. Hirst	Seattle, WA	Paul J. Lawrence
Shawn Snider Holley	Los Angeles, CA	Johnnie L. Cochran, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Jay S. Horowitz	Denver, CO	David C. Frederick
Karen G. Horowitz	New York, NY	James Wilson Dabney
Michael Joseph Huppe	Washington, DC	Stanley Pierre-Louis
Keith A. Jones	Tulsa, OK	David A. Tracy
Thomas Joseph Kaiser	Cleveland, OH	Barbara A. Langhenry
David P. Karamessinis	Philadelphia, PA	David James MacMain
Hans Kennon	Orlando, FL	Alexander Billias
Jeremy Daniel Kernodle	Washington, DC	Robert Allen Long, Jr.
Laura T. Kidwell	Nashville, TN	Karl Foster Dean
Betsy Spalding Kimball	Sacramento, CA	David E. Boyd
Kenneth Kirschenbaum	Old Westbury, NY	Joan Gottesman Wexler
Louis T. Klein	Farmington Hills, MI	Todd A. Wyett
Kevin Holger Knutson	Sacramento, CA	Don Lee Stockett
Deborah Kooperstein	Southampton, NY	Mindy Ruth Zlotogura
Alan Michael Korn	Berkeley, CA	Ephraim Margolin
George William Kozeliski	Gallup, NM	Ronald J. VanAmberg
Sarah Johnson Kromer	Charlotte, NC	Jeffrey Jude Davis
Pamela Lambert	Columbia, MO	Mallory Varner Mayse
Dena Beth Langley	Greensboro, NC	Walter Lewis Hannah
Scott Donald Laufenberg	Bowling Green, KY	Henry Brent Brennenstuhl
David Jason Lender	New York, NY	James W. Quinn
Benjamin Jay Lieberman	New York, NY	Hilary Lorin Brunell
Jonathan Steven Liss	Philadelphia, PA	Stewart M. Weintraub
Yvonne K. Look	New York, NY	Henk J. Brands

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Jeffrey W. Lorell	Newark, NJ	Vincent Frank Papalia
Irene Lubin	Greensburg, PA	John W. Pollins, III
David Prince Lutz	Las Cruces, NM	William Lan Lutz
Alison Baird Macdonald	Washington, DC	John Winston Butler
Heidi Anne Malaczynski	Albany, NY	Mindy Ruth Zlotogura
Gilbert Micheal Malm	Atlanta, GA	Timothy A. Bumann
Melanie E. Mansell	Salem, OR	George Edwin Price
Mark J. Mansfield	Metairie, LA	Ronald S. Hagan
Roderick David Margo	Los Angeles, CA	Frank Anthony Silane
Steven M. Marks	Washington, DC	Stanley Pierre-Louis
David S. Markun	San Francisco, CA	Ann L. Strayer
Scott L. Masse	North Andover, MA	Paul Kevin Woods, Jr.
Christopher Thomas Massey	Denver, CO	Steven James Lechner
Linda M. Matteucci	Albuquerque, NM	William D. Slease
Katherine Gordon Maynard	Charlotte, NC	John Robbins Wester
John Alexander McCall	Albuquerque, NM	R. Raymond Twohig, Jr.
Brian Scott McCoy	Rock Hill, SC	Herbert W. Hamilton
William Francis McDermott	Chicago, IL	Gary Steven Schwab
James Gregory McDonald	Alexandria, VA	James Pinson Perry
Kevin Joseph McGough	Bronxville, NY	James B. Kobak, Jr.
Anthony Brian McIntosh	Cincinnati, OH	Robert L. Davis
Kristen Lee McKeever	Houston, TX	Lee Landa Kaplan
Elizabeth Barto McMahan	Louisville, KY	Daniel Tucker Goyette

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Joan E. McNichol	Smithtown, NY	Mindy Ruth Zlotogura
Alison W. Miller	Miami, FL	Eugene E. Stearns
Samuel R. Miller	Oakland, CA	Amitai Schwartz
Richard Francis Minicucci	Garden City, NY	Michael Stewart Cohen
Rosana Miramontes	Los Angeles, CA	John Albert Saurenman
Mary Jean Moltenbrey	Washington, DC	Claude Behney Stansbury
Robert W. Monroe	Cleveland, OH	William T. Monroe
Alfonse S. Monteferrante	Chalmette, LA	John Joseph Finckbeiner, Jr.
Susan Chertkof Munsat	Potomac, MD	Stanley Pierre-Louis
Thomas K. Murphy	Albany, NY	George H. Barber
Christopher J. Murray	Chicago, IL	Douglas A. Darch
David C. Najarian	Kempton, PA	Robert L. Steinberg
Matthew Alexander Neco	Santa Monica, CA	Richard Gary Taranto
Jason Adam Newfield	Garden City, NY	Todd David Muhlstock
Han Nguyen	Philadelphia, PA	Stewart M. Weintraub
Peter D. Nichols	Boulder, CO	Robert V. Trout
Douglas K. Norman	Corpus Christi, TX	Joseph Bonner Dorsey
Robert H. Oakley	Washington, DC	Jeffrey P. Minear
Vidal Armando Oaxaca	Albuquerque, NM	Stephen A. Slusher
Timothy R. Obitts	McLean, VA	A. Wray Fitch, III
Anthony Odom	Aiken, SC	Henry Franklin Young, III
Daniel J. O'Hanlon	Sacramento, CA	Janet K. Goldsmith
Kurt B. Opsahl	San Francisco, CA	Cindy Ann Cohn
Morris E. Osborn	Lynchburg, VA	Bruce W. Green
Michael Ostroff	Pasadena, CA	Thomas J. Perrelli

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Eugene M. Paige	San Francisco, CA	Honorable Anthony M. Kennedy, Associate Justice of the Supreme Court
Terese Paletta	Grand Rapids, MI	Richard N. Weintraub
Mary Elizabeth Peters	Washington, DC	David Odell Carson
Thomas G. Plant	Indianapolis, IN	James J. Kelley
Sarah Diane Pollyea	Chicago, IL	Mark M. Kitrick
D. Lucetta Pope	South Bend, IN	Christopher G. Scanlon
Ralph Terrance Rader	Bloomfield Hills, MI	Richard David Grauer
Irving S. Rappaport	Palo Alto, CA	Giacomo Anthony Russo
Earl D. Reiland	Minneapolis, MN	Robert Thomas Edell
Allegra R. Rich	Chicago, IL	Charles Clark Jackson
Sarah M. Riley	Grand Rapids, MI	John J. Bursch
Greg Anthony Riolo	White Plains, NY	Susan Meryl Corcoran
Hal Lance Rose	Bellmore, NY	Mark Lemle Amsterdam
Steven C. Rose	Kingsport, TN	Donald Franklin Mason, Jr.
W. Scott Rose	Nashville, TN	John Daniel Kitch
Michael G. Rosenberg	Chicago, IL	Steven Howard Gistenson
Richard B. Rosenthal	Miami, FL	Murray Austin Greenberg
Steven J. Rosenwasser	Beverly Hills, CA	Kelli L. Sager
John Scott Russo	Irvine, CA	Christian F. Dubia, Jr.
Richard J. Ryan	Glendale, CA	Dawn Cushman
Gary P. Schenk	Grand Rapids, MI	Frederick J. Boncher

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Jason M. Schultz	San Francisco, CA	Cindy Ann Cohn
Robert Steven Schwartz	Washington, DC	Seth D. Greenstein
Hal S. Scott	Cambridge, MA	Robert Bruce Barnett
William Lothian Sells, Jr.	Kelso, WA	Ronald Myron Reed
Robert J. Sergesketter	Houston, TX	Tynan Buthod
Jay B. Shapiro	Miami, FL	Eugene E. Stearns
Michael Owen Shea	Springfield, MA	Daniel Joseph O'Connell, III
Frances Maria Sheffield	Atlanta, GA	Daniel Lloyd Camp
Mi Young Shin	Los Angeles, CA	Dennis Allan Fischer
Robert Harley Shriver, III	Alexandria, VA	Gregory O'Duden
Jule Leon Sigall	Washington, DC	David Odell Carson
Theodore Corneil Simms, II	Washington, DC	August B. Landis
Atul R. Singh	New York, NY	Paul Fields
Christopher A. Slusher	Jefferson City, MO	Jay Angoff
James M. Smith	Kansas City, MO	Steven L. Hobson
Richard W. Smith	Washington, DC	Bobby Burchfield
Luke Stanton	Waltham, MA	Peter C. Hardy
Melanie T. Stella	Tacoma, WA	John Thomas Kugler
Mark Joseph Stepaniak	Cincinnati, OH	J. Mack Swigert
Arlus Jeremiah Stephens	Washington, DC	George R. Murphy
Robert C. Stern	New Orleans, LA	Wilton Ellwood Bland, III
Cameron A. Stewart	Los Angeles, CA	Johnnie L. Cochran, Jr.
Alan D. Strasser	Washington, DC	George Robert Schlossberg
Steve V. Suneson	Buffalo, NY	Marilyn A. Hochfield
Jeffrey R. Teeters	Cincinnati, OH	James R. Adams
M. Patricia Thayer	San Francisco, CA	Joseph T. McLaughlin

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Elizabeth E. Theran	Washington, DC	Susan Ruth Oxford
Andrew Jackson Thomas	Los Angeles, CA	Kelli L. Sager
Richard English Thomas	Albany, GA	Charles Callison Olson
Casey Trupin	Seattle, WA	Peter Greenfield
Matthew E. Van Tine	Chicago, IL	Dom J. Rizzi
Michael J. von Loewenfeldt	San Francisco, CA	James M. Wagstaffe
Don Waggoner	Kissimmee, FL	Robert E. Wildridge
Daniel F. Wake	Denver, CO	David C. Frederick
Wendelyn Kay Walberg	Denver, CO	David C. Gryce
Sarah Elizabeth Warren	Sarasota, FL	Richard R. Garland
Charles S. Webb, III	New York, NY	Olivia Cassin
John William Webb	Lawrenceburg, TN	Alan G. Lance, Sr.
Judge William H. Weir	St. Charles, IL	Kurt Peter Klein
Robert I. Weissler	Miami, FL	Eugene E. Stearns
Gina Beth Weitzenkorn	Denver, CO	Linda Jean Olson
M. Lacy West	Kingsport, TN	Donald Franklin Mason, Jr.
Jedediah James Whitaker	Coeur d' Alene, ID	Marc A. Lyons
Jonathan Whitehead	Washington, DC	Stanley Pierre-Louis
Bob Wicoff	Houston, TX	George Michael DeGeurin
Steven G. Wigrizer	Philadelphia, PA	Robert A. Newman
Julia Wilson	Brooklyn, NY	Mindy Ruth Zlotogura
Brett Michael Wood	Washington, DC	Paul J. Orfanedes
Jamie Elizabeth Wrage	Los Angeles, CA	Neil Michael Soltman
Jason N. Zimmer	Chicago, IL	William Truman Lake
Eric Michael David Zion	Charlotte, NC	Charles Archibald Edwards

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
David Lee Zuckerman	Elkins Park, PA	John W. Packel
Laura J. Zuckerman	San Francisco, CA	Kenneth P. Alex
Edward S. Zusman	San Francisco, CA	Ann L. Strayer

OPINIONS

No. **03-814**. Willard Stewart, Petitioner *v.* Dutra Construction Company. On writ of certiorari to United States Court of Appeals for the First Circuit. Judgment reversed, and case remanded to the United States Court of Appeals for the First Circuit for further proceedings consistent with the opinion of this Court. Opinion by Justice Thomas. The Chief Justice took no part in the decision of this case.

No. **03-8661**. Melvin T. Smith, Petitioner *v.* Massachusetts. On writ of certiorari to Appeals Court of Massachusetts. Judgment reversed, and case remanded to the Appeals Court of Massachusetts for further proceedings not inconsistent with the opinion of this Court. Opinion by Justice Scalia. Dissenting opinion by Justice Ginsburg, with whom The Chief Justice, Justice Kennedy, and Justice Breyer join.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Stuart Philip Slotnick	New York, NY	Barry Ivan Slotnick
Susan Ann Silverstein	Washington, DC	Stuart Robert Cohen
Maria Nora Stavropoulos	Enfield, CT	Wesley Wells Horton
Barnaby Wells Horton	Hartford, CT	Wesley Wells Horton
Edward D. McKirdy	Morristown, NJ	Benson A. Snaider
Harry J. Riskin	Morristown, NJ	Benson A. Snaider
Richard M. Carbonara	Chicago, IL	Anthony Alfred Iosco
William Kevin Kane	Chicago, IL	Anthony Alfred Iosco
Marina Popovic	Chicago, IL	Anthony Alfred Iosco
Bridget Healy Ryan	Chicago, IL	Anthony Alfred Iosco

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Donald James Storino	Chicago, IL	Anthony Alfred Iosco
John Riley Storino	Chicago, IL	Anthony Alfred Iosco

ORAL ARGUMENTS

No. **04-108**. Susette Kelo, et al., Petitioners *v.* City of New London, Connecticut, et al. Argued by Mr. Scott G. Bullock for the petitioners and by Mr. Wesley W. Horton for the respondents.

No. **04-163**. Linda Lingle, Governor of Hawaii, et al., Petitioners *v.* Chevron U. S. A. Inc. Argued by Mr. Mark J. Bennett for the petitioners, by Mr. Edwin S. Kneedler for the United States as *amicus curiae*, by special leave of the Court, supporting the petitioners, and by Mr. Craig E. Stewart for the respondent.

Adjourned until Wednesday, February 23, 2005, at 10 o'clock.

 SUPREME COURT OF THE UNITED STATES

Present: Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

Justice Stevens said:

“The Chief Justice is unable to be present today, but reserves the right to participate in the consideration and decision of these cases on the basis of the briefs and the transcripts of the oral arguments.”

OPINION

No. **03–636**. Garrison S. Johnson, Petitioner *v.* California, et al. On writ of certiorari to United States Court of Appeals for the Ninth Circuit. Judgment reversed, and case remanded to the United States Court of Appeals for the Ninth Circuit for further proceedings consistent with the opinion of this Court. Opinion by Justice O'Connor. Concurring opinion by Justice Ginsburg, with whom Justice Souter and Justice Breyer join. Dissenting opinion by Justice Stevens. Dissenting opinion by Justice Thomas, with whom Justice Scalia joins. The Chief Justice took no part in the decision of this case.

ADMISSION TO THE BAR ON ORAL MOTION

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Dave Rifkin	Falls Church, VA	Judge Juan Flores Vasquez

ORAL ARGUMENTS

No. **03–1566**. Francis A. Orff, et al., Petitioners *v.* United States, et al. Argued by Mr. William M. Smiland for the petitioners, by Mr. Jeffrey P. Minear for the respondent United States, and by Mr. Stuart L. Somach for the respondent Westlands Water District.

No. **03–1696**. Exxon Mobil Corporation, Exxon Chemical Arabia, Inc., and Mobil Yanbu Petrochemical Company, Inc., Petitioners *v.* Saudi Basic Industries Corporation. Argued by Mr. Gregory S. Coleman for the petitioners and by Mr. Gregory A. Castanias for the respondent.

Adjourned until Monday, February 28, 2005, at 10 o'clock.

SUPREME COURT OF THE UNITED STATES

Present: Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

Justice Stevens said:

"The Chief Justice is unable to be present today, but reserves the right to participate in the consideration and decision of the cases on the basis of the briefs and the transcripts of the oral arguments.

"Today's orders of the Court have been duly entered and certified, and filed with the Clerk, and they will not be otherwise announced."

CERTIORARI—SUMMARY DISPOSITIONS

No. **04-414**. Elizabeth R. Roach, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Seventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-1004**. Gustavo E. Coll, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6302**. Carlton Victor Smith, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7175**. Gary Michael Senn, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7290**. Prisciliano Jimenez-Cid, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7798**. Anthony Francis, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eighth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7804**. John Vang, Petitioner *v.* Minnesota. On petition for writ of certiorari to the Court of Appeals of Minnesota. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the Court of Appeals of Minnesota for further consideration in light of *Smith v. Massachusetts*, 543 U. S. — (2005).

No. **04-7844**. Bryan Winfred Smith, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7888**. Daniel Carson Lewis, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7903**. Quinton Wesley Deason, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth

Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7907**. Christopher Michael Mohr, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eighth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7917**. Robert Armstead, aka Robert Woodson, 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Third Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7921**. Richard Anthony Mandile, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7942**. Cheryl Burnette, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the First Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the First Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7957**. Lavan Maurice Walker, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7985**. Gerardo Jose Gutierrez, aka polsIII, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7986**. Johnny Lee Gore, aka Manager, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7991**. Jose Antonio Guzman-Reyes, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8030**. Manuel Villanueva, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8041**. Ronald Evans, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the First Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the First Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8065**. Robert Earl Edwards, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8071**. Ramon Mendoza-Mesa, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eighth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8073**. William L. Johnson, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8074**. Tyson Eugene Marshek, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8075**. Simon Marie Lowe, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8114**. Pablo Rodriguez, Jr., Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8128**. Mack Arthur Bowens, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth

Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–8130**. Anthony Lee Aaron, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–8162**. Marvin Edward Ross, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–8173**. James Howard Harris, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–8187**. John Jason Solleder, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–8189**. Davide Hudson, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–8207**. Carroll Holt, Petitioner *v.* United States. 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 pau-*

peris and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8216**. George Hubert Simpson, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8217**. Jorge Sanchez-Carrasco, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8238**. Paul Lee Jackson, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8255**. David Juaregui-Villareal, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8262**. Erik Bowker, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8274**. Carlos Smith, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8275**. Manuela Delarosa Civil, aka Manuela Delarosa Martinez, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8296**. Hoang Van Nguyen, aka Soi, aka Soy, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8298**. Antonio Loreda-Torres, aka Juan Vega Perez, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8299**. Victor Hugo Martinez, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8301**. Nickie Angelo Batten, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth

Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–8303**. Jose Arias-Hernandez, et al., Petitioners *v.* United States; Jose Aviles-Jaimes, Petitioner *v.* United States; Arturo Cortez-Espinoza, Petitioner *v.* United States; Alfredo Gonzalez-Trejo, Petitioner *v.* United States; Froilan Mendez-Marroquin, Petitioner *v.* United States; Noe Macias Ortiz, Petitioner *v.* United States; and Noe Perez Rodriguez, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Motion of petitioners for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–8304**. Francisco Jesus Martinez Alfaro, et al., Petitioners *v.* United States; Hector Avila-Fernandez, Petitioner *v.* United States; Jose Luis Cano-Robledo, Petitioner *v.* United States; Juan Manuel Castor-Lozano, Petitioner *v.* United States; Jose A. Contreras-Terrazas, Petitioner *v.* United States; Jorge Frausto-Garcia, Petitioner *v.* United States; Jose Jesus Garcia, Petitioner *v.* United States; Guillermo Hernandez-DeLaTorre, Petitioner *v.* United States; Pedro Jaquez-Tenorio, Petitioner *v.* United States; Nicolas Marrufo-Gutierrez, Petitioner *v.* United States; Jose Luis Miranda Moya, Petitioner *v.* United States; David Sanchez-Morales, Petitioner *v.* United States; Saul Navarro-Molina, Petitioner *v.* United States; Santos Herrera Nunez, Petitioner *v.* United States; Jose De Jesus Nunez-Retama, Petitioner *v.* United States; Ramon Ramirez-Viruetete, Petitioner *v.* United States; Jose Luis Robles-Vertiz, Petitioner *v.* United States; Jesus Rodriguez-Medina, Petitioner *v.* United States; and Cruz Villalobos-Lopez, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Motion of petitioners for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–8305**. Jacobo Moises Gonzalez-Amaro, et al., Petitioners *v.* United States; and Cesar Rios-Martinez, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Motion of petitioners for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Ap-

peals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8315**. Ubaldo Cantu-Marichalar, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8318**. Roberto Paghense, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Second Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Second Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8328**. Lawaylon Hackworth, aka Weezy, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8355**. Ricardo Garcia, Petitioner *v.* United States; and Zachary Brooks, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Motion of petitioners for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8356**. Maureen Gray, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8359**. Silvio A. De La Ossa, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for

the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8380**. Trinidad Ramos-Birrueta, Petitioner *v.* United States; Carlos Cenicerros-Flores, Petitioner *v.* United States; Joaquin Chavez-Cruz, Petitioner *v.* United States; Javier Espino-Mercado, Petitioner *v.* United States; Carlos Granados-Moreno, Petitioner *v.* United States; Misael Hernandez-Hernandez, Petitioner *v.* United States; Pedro Labra-Valladares, Petitioner *v.* United States; Valente Mendez-Mejia, Petitioner *v.* United States; Fredy Orosco Rios, Petitioner *v.* United States; Pedro Tabares-Rivera, Petitioner *v.* United States; and Raul Vega-Leon, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Motion of petitioners for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8389**. Terrell Saunders, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8401**. Carl H. Alpert, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8431**. Jorge Luiz Perez, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8442**. Gary J. Pierce, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

ORDERS IN PENDING CASES

No. **04M50**. William S. Johnson, Petitioner *v.* Burl Cain, Warden. Motion for leave to proceed *in forma pauperis* without an affidavit of indigency executed by petitioner denied.

No. **04M51**. John Brennan, Petitioner *v.* Mercedes Benz USA, et al. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **04M52**. Demetrius A. Wilson, Petitioner *v.* Ivan Bartos, Warden, et al. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **04M53**. Cortez N. Meadows, Petitioner *v.* Oklahoma, et al. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **04M54**. Thomas Henderson, Petitioner *v.* Michael Yarborough, Warden, et al. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **04M55**. Leon C. Baker P.C., Petitioner *v.* Merrill Lynch, Pierce, Fenner & Smith, Inc. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **04M56**. Don Hamrick, Petitioner *v.* George W. Bush, President of the United States, et al. Motion for leave to proceed as a seaman denied.

No. **03-9877**. Jon B. Cutter, et al., Petitioners *v.* Reginald Wilkinson, Director, Ohio Department of Rehabilitation and Correction, et al. Motion of the Acting Solicitor General for divided argument granted.

No. **04-277**. National Cable & Telecommunications Association, et al., Petitioners *v.* Brand X Internet Services, et al.; and

No. **04-281**. Federal Communications Commission and United States, Petitioners *v.* Brand X Internet Services, et al. Motion of the Acting Solicitor General for divided argument granted.

No. **04-278**. Town of Castle Rock, Colorado, Petitioner *v.* Jessica Gonzales, Individually and as Next Best Friend of Her Deceased Minor

Children, Rebecca Gonzales, Katheryn Gonzales, and Leslie Gonzales. Motion of the Acting Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. **04-607**. Laboratory Corporation of America Holdings, dba as LabCorp, Petitioner *v.* Metabolite Laboratories, Inc., et al. The Acting Solicitor General is invited to file a brief in this case expressing the views of the United States limited to the following question: Respondent's patent claims a method for detecting a form of vitamin B deficiency, which focuses upon a correlation in the human body between elevated levels of certain amino acids and deficient levels of vitamin B. The method consists of the following: First, measure the level of the relevant amino acids using any device, whether the device is, or is not, patented; second, notice whether the amino acid level is elevated and, if so, conclude that a vitamin B deficiency exists. Is the patent invalid because one cannot patent "laws of nature, natural phenomena, and abstract ideas"? *Diamond v. Diehr*, 450 U. S. 175, 185 (1981).

No. **04-7036**. Vincent M. Ventimiglia, Petitioner *v.* St. Louis County, Missouri, et al. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* denied.

No. **04-7799**. Ricardo Jalil, Petitioner *v.* Avdel Corporation, et al. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner allowed until March 21, 2005, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

No. **04-7854**. Zion Tsabbar, Petitioner *v.* 17 East 89th Street Tenants, Inc. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner allowed until March 21, 2005, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

No. **04-8325**. George High, et ux., Petitioners *v.* United States. Motion of petitioners for leave to proceed *in forma pauperis* denied. Petitioners allowed until March 21, 2005, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

CERTIORARI GRANTED

No. **04-473**. Gil Garcetti, et al., Petitioners *v.* Richard Ceballos. Motion of California State Association of Counties 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 granted.

No. **04-597**. Unitherm Food Systems, Inc., Petitioner *v.* Swift-Eckrich, Inc., dba Conagra Refrigerated Foods, et al. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit granted limited to the following question: Whether, and to what extent, a court of appeals may review the sufficiency of evidence supporting a civil jury verdict where the party requesting review made a motion for judgment as a matter of law under Rule 50(a) of the Federal Rules of Civil Procedure before submission of the case to the jury, but neither renewed that motion under Rule 50(b) after the jury's verdict, nor moved for a new trial under Rule 59?

No. **04-631**. Joan Wagnon, Secretary, Kansas Department of Revenue, Petitioner *v.* Prairie Band Potawatomi Nation. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit granted.

No. **04-712**. Lincoln Property Company, et al., Petitioners *v.* Christopher Roche, et ux. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit granted.

CERTIORARI DENIED

No. **04-450**. Panos T. Tsolainos, Petitioner *v.* Louisiana. Petition for writ of certiorari to the Court of Appeal of Louisiana, First Circuit, denied.

No. **04-489**. Broward Yachts, Inc., Petitioner *v.* Seagrove Trading, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-536**. City of New Orleans, Louisiana, Petitioner *v.* Municipal Administrative Services, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-570**. Mary Martin, Petitioner *v.* Boyd Gaming Corporation, dba M/V Treasure Chest Casino, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-624**. Duwayne D. Hammond, Jr., Coleen Grant, Larry Watson, and Severina Sam Haws, in Their Official Capacity as Commissioners of the Idaho State Tax Commission, Petitioners *v.* Coeur d'Alene Tribe of Idaho, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-668**. D. McBride, et al., Petitioners *v.* Jose Ortiz. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-705**. Tomi White Bryan, Petitioner *v.* BellSouth Telecommunications, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-718**. George A. Williams, et al., Petitioners *v.* Consolidated City of Jacksonville, Florida, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-819**. Swift-Eckrich, Inc., dba Conagra Refrigerated Foods, Petitioner *v.* Unitherm Food Systems, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-867**. Isidoro Rodriguez, Petitioner *v.* Guy Vander Jagt, et al.; and Isidoro Rodriguez, Petitioner *v.* HFP, Inc., et al. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **04-884**. Lottie J. Miller, Petitioner *v.* Firststar Bank N.A. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-887**. Mumu Cindy Soeth, et vir, Petitioners *v.* Alberto R. Gonzales, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-890**. Angelica De La Vega-Navarro, et vir, et al., Petitioners *v.* Alberto R. Gonzales, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-907**. Appolo Fuels, Inc., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-960**. Steven Spurgeon, Petitioner *v.* Gary Fleming, Superintendent, Monroe Correctional Complex. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-987**. David H. Zimmer, et al., Petitioners *v.* Fiserv Services, Inc., as Successor to Fiserv Correspondent Services, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-1003**. Thomas W. Dowty, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Armed Forces denied.

No. **04-1007**. Dwain Mercer, Petitioner *v.* United States. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **04-1013**. Randall Wallace, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-1019**. Gurmeet Singh Dhinsa, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-6030**. Don Ray Adams, Petitioner *v.* Frank D. Gillis, Superintendent, State Correctional Institution at Coal Township, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6444**. Oscar Andrews, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6524**. Walter Ogrod, Petitioner *v.* Pennsylvania. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Eastern District, denied.

No. **04-6711**. Vincent C. Oviedo, Petitioner *v.* Kelley M. Myers, fka Kelley M. Oviedo. Petition for writ of certiorari to the Superior Court of Georgia, Gwinnett County, denied.

No. **04-6713**. Jose Francisco Nunes, Petitioner *v.* Alberto R. Gonzales, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7040**. Piedad Barajas-Avalos, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7094**. Will Dixon, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Appeals of Texas, Ninth District, denied.

No. **04-7227**. Vernon Brown, Petitioner *v.* Al Luebbers, Superintendent, Farmington Correctional Center. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-7369**. Robert Rae Ramirez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-7430**. Kevin A. Conner, Petitioner *v.* Daniel R. McBride, Superintendent, Maximum Control Facility. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-7441**. Louise Lanzilotta-Dicks, Petitioner *v.* Thomas More College. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-7448**. Philip Ray Workman, Petitioner *v.* Paul Summers, Attorney General of Tennessee, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-7688**. Earl Richmond, Jr., Petitioner *v.* Marvin L. Polk, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7757**. Danielle Wagatha, Petitioner *v.* Satellite Beach Police Department. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **04-7814**. Thomas Robinson, Petitioner *v.* David DiGuglielmo, Superintendent, State Correctional Institution at Graterford, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-7822**. James Edward Martinez, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **04-7831**. Charles R. Marshall, Petitioner *v.* Law Offices of Richard Tanzer, Inc., et al. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **04-7835**. Dale Leo Bishop, Petitioner *v.* Mississippi. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. **04-7852**. J. W., a Minor, Petitioner *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **04-7853**. Rockie Lee Zimmerman, Petitioner *v.* Joe Ortiz, Executive Director, Colorado Department of Corrections, et al. Petition for writ of certiorari to the Court of Appeals of Colorado denied.

No. **04-7857**. Samuel H. Sloan, Petitioner *v.* Nero Graham, et al. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, Second Judicial Department, denied.

No. **04-7858**. Samuel H. Sloan, Petitioner *v.* Charles E. Knapp, et al. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, Second Judicial Department, denied.

No. **04-7859**. David Eugene Sinquefield, Petitioner *v.* Gwendolyn Mosely, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7862**. David Mullen, Petitioner *v.* Thomas Lavan, Superintendent, State Correctional Institution at Dallas, et al. Petition for

writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-7864**. Dzew Lee, Petitioner *v.* David Miller, Superintendent, Eastern Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-7865**. Robin S. Martin, Petitioner *v.* Michael Yarborough, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7867**. Mark S. Sokolsky, Petitioner *v.* Los Angeles County, California, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7873**. James Kang, Petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **04-7878**. William N. Omuna, Petitioner *v.* Thomas Fisher, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7883**. Gerry C. DuBose, Petitioner *v.* John D. Kelly, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-7891**. John Adi, Petitioner *v.* Prudential Property and Casualty Insurance Company, et al. Petition for writ of certiorari to the Court of Appeals of Texas, Fourteenth District, denied.

No. **04-7897**. Benjamin Pruitt, Petitioner *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **04-7900**. Willie Earl Clark, Petitioner *v.* Alberto R. Gonzales, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-7925**. Jerry Carter, Petitioner *v.* George J. Giurbino, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7930**. Christopher Lancaster, Sr., Petitioner *v.* Mississippi. Petition for writ of certiorari to the Court of Appeals of Mississippi denied.

No. **04-7936**. William Omuna, Petitioner *v.* Michael Garcia, Acting Commissioner, Immigration and Naturalization Service, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7952**. Theodore Luczak, Petitioner *v.* Stephen D. Mote, Warden. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **04-7980**. Willie Hampton, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8002**. Sacramento Valle, Petitioner *v.* Georgia Department of Corrections. Petition for writ of certiorari to the Court of Appeals of Georgia denied.

No. **04-8019**. Laurence Catalano, Petitioner *v.* New Jersey. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. **04-8027**. Amos Dwayne Stevenson, Petitioner *v.* Gail Lewis, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8057**. Roy Lee Adams, Petitioner *v.* Mississippi. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. **04-8132**. Gordon Wayne Watts, Petitioner *v.* Florida Commission on Human Relations. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **04-8151**. Neil Edward Wilkinson, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8180**. Thomas Woodberry, Petitioner *v.* David McKune, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-8229**. J. Brent Liedtke, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8241**. Terrance Lamont Moore, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8249**. Anthony Lee Sorrells, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8291**. Michael Anthony Bell, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8300**. Darryl Edward Jackson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8313**. Julio Cesar Elizondo-Rodriguez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8327**. Elmer Vernon Griffin, aka Elmo Griffin, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-8333**. Cleveland McLean, Jr., aka Junior, aka June, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8336**. Diveller Todd, III, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-8337**. Marnail Washington, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8347**. Miguel A. Vega-Cosme, Miguel Vega-Colon, Armando Garcia-Garcia, and Juan Soto-Ramirez, Petitioners *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-8351**. Anthony Rutherford, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8354**. Albert D. Hartley, aka Alvin Hartley, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8366**. John Lewis Reid, Jr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8375**. Christopher Ventrice, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8383**. Cindy Lewis, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-8387**. Clarence Clay, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8388**. Charles Louis Stewart, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8393**. Daniel Oriakhi, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-8398**. Gregory Taylor, Petitioner *v.* United States. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **04-8400**. Shon Conner Williams, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8403**. L. J. Britt, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8421**. Agustin Guerrero, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8427**. Nicanor Estrada-Soto, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8428**. Damon Dade, aka Johnny, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8434**. Damon Burse, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-704**. Benon John Trawinski, Petitioner *v.* United Technologies Carrier Corporation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied. Justice Breyer took no part in the consideration or decision of this petition.

No. **04-7869**. Roque T. Aranda, Petitioner *v.* Virginia Stewart, et al. Motion of petitioner for leave to proceed *in forma pauperis* denied,

and petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit dismissed. See Rule 39.8.

No. **04-8332**. James Joseph Owens-El, Petitioner *v.* Robert A. Hood, Warden. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit dismissed. See Rule 39.8.

HABEAS CORPUS DENIED

No. **04-8566**. In Re Thomas Franklin Bowling, Petitioner. Petition for writ of habeas corpus denied.

REHEARINGS DENIED

No. **03-10875**. Rosario Mendoza, Petitioner *v.* Jo Anne B. Barnhart, Commissioner of Social Security;

No. **04-5708**. Dagoberto Severo Cedano-Medina, Petitioner *v.* United States;

No. **04-6345**. Arthur D. Jackson, Petitioner *v.* Steven Cambra, Jr., Warden, et al.;

No. **04-6557**. David Michael Pruitt, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections;

No. **04-6708**. Devendra Prakash Babulal Bansal, Petitioner *v.* Lamar University, et al.;

No. **04-6818**. Jesse Edwin Richburg, Petitioner *v.* United States;

No. **04-7003**. In Re Daniel R. Vovak, Petitioner;

No. **04-7127**. James E. Pesci, Petitioner *v.* Richard Gansheimer, Warden;

No. **04-7287**. Derrice Deshawn Rohn, Petitioner *v.* United States;

No. **04-7300**. In Re Daniel R. Vovak, Petitioner;

No. **04-7318**. Ignacio Castro-Balderas, aka Stephen Medina-Telfino, aka Alfonso Luna, Petitioner *v.* United States; Norma Alicia Arvizo-Enriquez, Petitioner *v.* United States; Abel Chavez-Martinez, Petitioner *v.* United States; Jose Guadalupe Moreno-Amaya, aka Enrique Garcia, aka Jose G. Moreno, aka Jose Guadalupe Moreno, aka Jose Moreno, Petitioner *v.* United States; Gustavo Rodriguez-Lopez, Petitioner *v.* United States; and Alfredo Soto-Vaquera, aka Alfred Soto, aka Alfredo Soto, aka Alfredo Vaguerra Soto, aka Alfredo Soto Vaguerra, Petitioner *v.* United States;

No. **04-7323**. Juan Carlos Cisneros-Muniz, Petitioner *v.* United States; and Angel Navarrete-Morales, Petitioner *v.* United States;

No. **04-7324**. Tomas Aguilar-Garcia, Petitioner *v.* United States; Carlos Bracero-Lemus, Petitioner *v.* United States; Alfredo Centeno-

Sanchez, Petitioner *v.* United States; Jose Esparza-Robles, Petitioner *v.* United States; Servando Gonzalez-Vallejo, Petitioner *v.* United States; Miguel Mendieta-Gomez, Petitioner *v.* United States; Jorge Nava-Alvarez, Petitioner *v.* United States; Enrique Delgado-Perez, Petitioner *v.* United States; Margarito Torres-Pesina, Petitioner *v.* United States; Juan Rodriguez-Puente, Petitioner *v.* United States; Fredy Yovanny Santos-Salinas, Petitioner *v.* United States; and Gabriel Carreon-Suarez, Petitioner *v.* United States;

No. **04-7424**. Nakoma Townsend, Petitioner *v.* United States;

No. **04-7436**. Ricardo Anthony McKenzie, Petitioner *v.* United States;

No. **04-7479**. Susan C. Spry, Petitioner *v.* United States; and

No. **04-7535**. Lashonda R. Green, Petitioner *v.* United States. Petitions for rehearing denied.

No. **03-10956**. Albert Curtis Eckardt, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections. Motion for leave to file a petition for rehearing denied.

RECESS ORDER

The Court will take a recess from Monday, March 7, 2005, until Monday, March 21, 2005.

ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Janet Ellen Angell	Oakland, CA	Paul F. Utrecht
Christine M. Bae-Kim	New York, NY	Tai Yong Cho
Brad Allen Banasik	Lansing, MI	Anthony August Derezinski
Ana T. Barnett	Miami, FL	Eugene E. Stearns
Charlotte Gail Blake	Creston, NC	Don Willey
Joel M. Bondurant, Jr.	Greenville, SC	Boyd Benjamin Nicholson, Jr.
Richard Lee Boylan	Columbus, OH	James Michael Petro
J. David Breemer	Sacramento, CA	R. S. Radford
Keith Orr Brennenman	Mechanicsburg, PA	Richard C. Snelbaker
Cathryn Campbell	San Diego, CA	Donna M. Tanguay
Michael Kent Canada	Amarillo, TX	Tad Fowler

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Clifford A. Cantor	Sammamish, WA	Seth Richard Lesser
Stephen Hyunku Cha	Flushing, NY	Tai Yong Cho
Joseph E. Cheeley, III	Buford, GA	Joseph E. Cheeley, Jr.
Stephen M. Cox	Rock Hill, SC	John Robbins Wester
James O. Craven	New Haven, CT	Penny Quinn Seaman
James J. Dionne	Seattle, WA	Clifford D. Foster, Jr.
Patricia Kay Dyer	Hawley, TX	Morton Valdean Rucker, II
Matthew Leland Engle	Charlottesville, VA	Robert E. Lee, Jr.
Marc Fernich	New York, NY	Gerald L. Shargel
Howard Ray Foley	Meridian, ID	Allen R. Derr
Glen Ray Galbraith	Hammond, LA	Kenneth L. Ross
Martha K. Gooding	Irvine, CA	Robert E. Gooding, Jr.
Peter E. Goodstein	Flint, MI	M. Cathy Dowd
Steven N. Gordon	New York City, NY	Tai Yong Cho
Jonathan B. Gould	Chicago, IL	Arthur Irwin Gould
Andrew Thomas Hahn	New York, NY	Tai Yong Cho
Kim Sokchong Hahn	New York, NY	Tai Yong Cho
William McCoy Hefley	Orlando, FL	Michael R. D'Lugo
Theodore T. Herhold	Palo Alto, CA	Daniel J. Furniss
Leslie Marie Hill	Washington, DC	Kathleen Anne Behan
Zach Horowitz	Los Angeles, CA	Donald B. Verrilli, Jr.
Geoffrey R. Johnson	Philadelphia, PA	Richard A. Sprague
Chan-Yun Joo	New York, NY	Tai Yong Cho
Nandan Maheshchandra Joshi	Potomac, MD	Jacob Matthew Lewis
Angela C. Kachelski	Milwaukee, WI	James E. Kachelski

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Bong June Kim	New York, NY	Tai Yong Cho
Davina Tae Hui Kim	Englewood Cliffs, NJ	Tai Yong Cho
Soo Hyun Kim	New York, NY	Tai Yong Cho
Andrew A. Kimler	Lake Success, NY	Tai Yong Cho
Coleen Elizabeth Klasmeier	Washington, DC	Daniel E. Troy
Andrew K. Light	Indianapolis, IN	Lynne D. Lidke
Thaddeus Richard Lightfoot	Minneapolis, MN	Peter Lund Tester
Roger B. Linden	Potsdam, NY	Michelle Holmes Ladouceur
David Oscar Markus	Miami, FL	Stuart A. Markus
John Spencer Marwell	Greenwich, CT	P. Daniel Hollis, III
David Allen Melton	Sacramento, CA	Michael W. Pott
Jennifer Anne Mendelsohn	Ronkonkoma, NY	Mindy Ruth Zlotogura
Julianne Merten	Houston, TX	Thomas H. Wilson
Joslin Ham Murphy	Brookline, MA	George F. Driscoll, Jr.
David L. Nye	Santa Barbara, CA	David H. Hirsch
Timothy Gerard O'Connor	San Francisco, CA	William A. Helvestine
John R. Oh	New York, NY	Tai Yong Cho
Darrel F. Oman	Chicago, IL	Alan D. Goldberg
Andrew Ottaway	Granbury, TX	Robert James Kersey
Fabian A. Pal	Miami, FL	Lorelei A. Schumacher
Bonnie L. Patten	New Haven, CT	Penny Quinn Seaman
Joseph C. Peiffer	New Orleans, LA	Roy I. Liebman
Michael Stuart Pitts	Greenville, SC	Donald A. Cockrill
Jacqueline Phipps Polito	Rochester, NY	Mindy Ruth Zlotogura
Jorge R. Quintana-Lajara	Utuaado, PR	Antonio Montalvo-Nazario
Jonathan M. Radmacher	Portland, OR	Don Gray Carter
Marc John Randazza	Gloucester, MA	John H. Weston

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Barry Keith Robinson	Washington, DC	Stanley Pierre-Louis
Peter G. Rossi	Philadelphia, PA	Elliott Richard Feldman
Russell Weeks Rudolph	Covington, LA	T. Jay Seale, III
Steven R. Schilke	Neenah, WI	James A. Johnson
Stephen James Selden	Syracuse, NY	William Woodruff Taylor, III
Wendy Merrell Seltzer	San Francisco, CA	Lawrence Lessig
Samantha A. Shuler	Columbus, OH	Patrick Martin McGrath
Thomas Eugene Simmons	Rapid City, SD	Donald P. Knudsen
Jon Rodney Smith	Yuma, AR	Wm. Michael Smith
Matthew Watkins Stiles	Birmingham, AL	Stanley Jay Murphy
David J. Strachman	Providence, RI	Richard A. Sinapi
Katherine J. Strandburg	Chicago, IL	John Fitzgerald Duffy
Jonathan Y. Sue	New York, NY	Tai Yong Cho
Edward H. Suh	New York, NY	Tai Yong Cho
John William Sweeney, Jr	Fort Worth, TX	Charles William Blau
John Freman Theil	St. Louis, MO	Gilbert N. Beckemeier, Jr.
Craig Douglas Tindall	Phoenix, AZ	Michele Marie Iafrate
Jay Forrest Utley	Dallas, TX	Brian John Hurst
Ray M. Vargas, II	Albuquerque, NM	Michael B. Browde
Karyn Anne Villar	Hauppauge, NY	Mindy Ruth Zlotogura
Lawrence G. Walters	Orlando, FL	G. Randall Garrou
Andrew Weissmann	New York, NY	Sangita K. Rao
Julia Cyphers West	Kingsport, TN	Donald Franklin Mason, Jr.
Molly Barbara Wieser	Cleveland, OH	James Lloyd Hardiman
O. Joseph Williams	Norman, OK	Gary Stanley Pitchlynn

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Jennifer C. Wolfe	Cincinnati, OH	Michael Wesley Hawkins
Mark A. Wooster	Los Angeles, CA	Maren Jenice Christensen
Chun T. Wright	Washington, DC	Katherine A. Fallow
Robert H. Wright	Los Angeles, CA	Curtis Charles Cutting

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Richard McKewen	Washington, DC	David Charney Vladeck
Peter Howard Griesch	Washington, DC	Rolando Rafael Sanchez
Ronald J. Isriel	Miami, FL	Eric Michael Glazer
Michael A. Rajtar	Hallandale, FL	Eric Michael Glazer
Peter E. Wallis	Pompano Beach, FL	Eric Michael Glazer
John Balestriere	New York, NY	Marilyn J. Flood
Theresa P. Beltrani	Hauppauge, NY	Marilyn J. Flood
John V. Coulter, Jr.	New York, NY	Marilyn J. Flood
Richard Henry Dreyfuss	New York, NY	Marilyn J. Flood
Anne-Marie St. John McClellan	New York, NY	Marilyn J. Flood

ORAL ARGUMENTS

No. **03-1388**. Douglas Spector, et al., Petitioners *v.* Norwegian Cruise Line Ltd. Argued by Mr. Thomas C. Goldstein for the petitioners, by Mr. David B. Salmons for the United States as *amicus curiae*, by special leave of the Court, supporting the petitioners, by Mr. David C. Frederick for the respondent, and by Mr. Gregory G. Garre for The Bahamas as *amici curiae*, supporting the respondent.

No. **03-9627**. John A. Pace, Petitioner *v.* David DiGuglielmo, Superintendent, State Correctional Institution at Graterford, et al. Argued

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MONDAY, FEBRUARY 28, 2005

by Mr. David Wycoff for the petitioner and by Mr. Ronald Eisenberg
for the respondents.

Adjourned until Tuesday, March 1, 2005, at 10 o'clock.

 SUPREME COURT OF THE UNITED STATES

Present: Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

Justice Stevens said:

“The Chief Justice is unable to be present today, but reserves the right to participate in the consideration and decision of the cases on the basis of the briefs and the transcripts of the oral arguments.”

 OPINIONS

No. **02–1472**. Cherokee Nation of Oklahoma and Shoshone-Paiute Tribes of the Duck Valley Reservation, Petitioners *v.* Michael O. Leavitt, Secretary of Health and Human Services, et al. On writ of certiorari to the United States Court of Appeals for the Tenth Circuit; and

No. **03–853**. Michael O. Leavitt, Secretary of Health and Human Services, Petitioner *v.* Cherokee Nation of Oklahoma. On writ of certiorari to United States Court of Appeals for the Federal Circuit. Judgment in No. 03–853 affirmed, and case remanded to the United States Court of Appeals for the Federal Circuit for further proceedings consistent with the opinion of this Court. Judgment in No. 02–1472 reversed, and case remanded to the United States Court of Appeals for the Tenth Circuit for further proceedings consistent with the opinion of this Court. Opinion by Justice Breyer. Opinion by Justice Scalia concurring in part. The Chief Justice took no part in the decision of these cases.

No. **03–633**. Donald P. Roper, Superintendent, Potosi Correctional Center, Petitioner *v.* Christopher Simmons. On writ of certiorari to the Supreme Court of Missouri. Judgment affirmed. Opinion by Justice Kennedy. Concurring opinion by Justice Stevens, with whom Justice Ginsburg joins. Dissenting opinion by Justice O'Connor. Dissenting opinion announced by Justice Scalia, with whom The Chief Justice and Justice Thomas join.

 ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Richard Andrew Viczorek	San Mateo, CA	Glen R. Hines, Jr.
Mona E. Markus	Miami, FL	Eugene E. Stearns

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
John Ohland Renken	Washington, DC	Gregory Andrew Castanias
Audrey Roh	Alexandra, VA	John E. Crowley, Jr.
Patrick Joseph Grace	Washington, DC	John E. Crowley, Jr.
John Nolan	Washington, DC	John E. Crowley, Jr.
James Belton Nicholson, Jr.	Washington, DC	John E. Crowley, Jr.
Martha Arlene Rodriguez	Washington, DC	John E. Crowley, Jr.
Symantha Christeen Frankowski	Birmingham, AL	Craig Webre
Tammy C. Woolley	Birmingham, AL	Craig Webre
Timothy Allen Board	Santa Ana, CA	Craig Webre
Joseph A. Bradshaw, Jr.	West Palm Beach, FL	Craig Webre
W. Brent Hyde	Tifton, GA	Craig Webre
Rogelio Dominguez	Crown Point, IN	Craig Webre
A. Howard Williams	South Bend, IN	Craig Webre
Edwin H. Byrd, III	Shreveport, LA	Craig Webre
Gary C. May	Baltimore, MD	Craig Webre
Cynthia G. Peltzman	Baltimore, MD	Craig Webre
Harry Mark Stern	Bethesda, MD	Craig Webre
Warren Cleage Evans	Detroit, MI	Craig Webre
Timothy O'Connel Woods	Springfield, VA	Craig Webre
Thomas A. Mitchell	Albany, NY	Craig Webre
Craig Ellis Thayer	Colville, WA	Craig Webre

ORAL ARGUMENTS

No. **04-70**. Exxon Mobil Corporation, Petitioner *v.* Allapattah Services, Inc., et al.; and

No. **04-79**. Maria del Rosario Ortega, et al., Petitioners *v.* Star-Kist Foods, Inc. Argued by Mr. Carter G. Phillips for the petitioner in No. 04-70, by Mr. Robert A. Long, Jr., for the respondent in No. 04-79, by Mr. Eugene E. Stearns for the respondents in No. 04-70, and by Mr. Donald B. Ayer for the petitioners in No. 04-79.

No. **04-5293**. Carman L. Deck, Petitioner *v.* Missouri. Argued by Ms. Rosemary E. Percival for the petitioner and by Ms. Cheryl C. Nield for the respondent.

Adjourned until Wednesday, March 2, 2005, at 10 o'clock.

CERTIORARI DENIED

No. **04-8900**. Stephen A. Mobley, Petitioner *v.* Milton Nix, Chairman, Georgia Board of Pardons and Paroles, et al. Application for stay of execution of sentence of death presented to Justice Kennedy and by him referred to the Court denied. Petition for writ of certiorari to the Supreme Court of Georgia denied.

CERTIORARI DENIED

No. **04-8901**. Stephen A. Mobley, Petitioner *v.* Derrick Schofield, Warden. Application for stay of execution of sentence of death presented to Justice Kennedy and by him referred to the Court denied. Petition for writ of certiorari to the Supreme Court of Georgia denied.

SUPREME COURT OF THE UNITED STATES

Present: Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

Justice Stevens said:

“The Chief Justice is unable to be present today, but reserves the right to participate in the consideration and decision of the cases on the basis of the briefs and the transcripts of the oral arguments.”

OPINION

No. **03–1395**. George J. Tenet, Individually, Porter J. Goss, Director of Central Intelligence and Director of the Central Intelligence Agency, and United States, Petitioners *v.* John Doe, et ux. On writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Judgment reversed. Opinion by The Chief Justice announced by Justice Stevens. Concurring opinion by Justice Stevens, with whom Justice Ginsburg joins. Concurring opinion by Justice Scalia.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

Applicant	City and State	Movant
Joel L. Thollander	Austin, TX	Rafael Edward Cruz
Allyson Wagner Sonenshine	Newport Beach, CA	Justin S. Antonipillai
David S. Lill	Austin, TX	Kelly J. Shackelford
Alexander J. Luchenitser	Washington, DC	Richard Brian Katskee
Pamela Gail Haughton-Denniston	Washington, DC	Thomas C. Goldstein
Adam Brett Wolf	Los Angeles, CA	Mark D. Rosenbaum

ORAL ARGUMENTS

No. **03–1500**. Thomas Van Orden, Petitioner *v.* Rick Perry, in his Official Capacity as Governor of Texas and Chairman, State Preservation Board, et al. Argued by Mr. Erwin Chemerinsky for the petitioner, by Mr. Greg Abbott for the respondents, and by Mr. Paul D. Clement

for the United States as *amicus curiae*, by special leave of the Court, supporting the respondents.

No. **03-1693**. McCreary County, Kentucky, et al., Petitioners *v.* American Civil Liberties Union of Kentucky, et al. Argued by Mr. Matthew D. Staver for the petitioners, by Mr. Paul D. Clement for the United States as *amicus curiae*, by special leave of the Court, supporting the petitioners, and by Mr. David A. Friedman for the respondents.

Adjourned until Monday, March 7, 2005, at 10 o'clock.

SUPREME COURT OF THE UNITED STATES

Present: Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

Justice Kennedy said:

“Today’s orders of the Court have been duly entered and certified, and filed with the Clerk, and they will not be otherwise announced.”

CERTIORARI—SUMMARY DISPOSITIONS

No. **03–7999**. Anzel Keon Jones, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *Roper v. Simmons*, 543 U. S. — (2005).

No. **03–8067**. Edward Brian Capetillo, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *Roper v. Simmons*, 543 U. S. — (2005).

No. **03–10877**. Shermaine A. Johnson, Petitioner *v.* Virginia. On petition for writ of certiorari to the Supreme Court of Virginia. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the Supreme Court of Virginia for further consideration in light of *Roper v. Simmons*, 543 U. S. — (2005).

No. **03–11049**. Mauro M. Barraza, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. On petition for writ of certiorari to the Court of Criminal Appeals of Texas. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the Court of Criminal Appeals of Texas for further consideration in light of *Roper v. Simmons*, 543 U. S. — (2005).

No. **04-975**. Karen Lewis, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-6155**. Mark Anthony Duke, 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the Court of Criminal Appeals of Alabama for further consideration in light of *Roper v. Simmons*, 543 U. S. — (2005).

No. **04-6643**. Kelvin Dycus, aka Kevin Dycus, Petitioner *v.* Mississippi. On petition for writ of certiorari to the Supreme Court of Mississippi. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the Supreme Court of Mississippi for further consideration in light of *Roper v. Simmons*, 543 U. S. — (2005).

No. **04-7074**. Roberto Baez, Petitioner *v.* Bureau of Immigration and Customs Enforcement, et al. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *Clark v. Martinez*, 543 U. S. — (2005).

No. **04-7533**. Rodney Gordon, aka Kevin Jones, 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Third Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7589**. Terry L. Mortier, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Seventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8009**. Randy Greene, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8240**. Richard Burton Pidcoke, Jr., Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8251**. Terrance Opel Powell, aka Bobo, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8307**. Ramiro Sanchez-Flores, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8309**. Gene Smith, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8322**. Angel Martin Gaona-Tovar, Petitioner *v.* United States; and Adelfo Duarte-Juarez, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Motion of petitioners for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated,

and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8326**. Corey Gooden, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8357**. David Maurice Fulks, aka David Maurice Wellington, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8360**. Marco Antonio Cruz-Perez, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8369**. Rafael Lopez, aka Tito, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Second Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Second Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8374**. Meng Tuan Wang, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8396**. Sergio Tellez-Boizo, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for

the Seventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Seventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8402**. Richard Lee Bowden, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8422**. Darryl Green, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8429**. Luis Alonso Chicas-Sanchez, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8433**. Vernon Brooks, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8441**. Decarlos Antjuan Mitchell, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8455**. Charles Floyd Pipkins, aka Sir Charles and Andrew Moore, Jr., aka Batman, Petitioners *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8505**. Warrick Lashawn Levy, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

ORDERS IN PENDING CASES

No. **04M57**. Jacob Shechet, Petitioner *v.* Faige Shechet. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **04-480**. Metro-Goldwyn-Mayer Studios Inc., et al., Petitioners *v.* Grokster, Ltd., et al. Motion of the Acting Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. **04-495**. Reginald A. Wilkinson, Director, Ohio Department of Rehabilitation and Correction, et al., Petitioners *v.* Charles E. Austin, et al. Motion of the Acting Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. **04-603**. Grable & Sons Metal Products, Inc., Petitioner *v.* Darue Engineering & Manufacturing. Motion of respondent to dispense with printing the joint appendix granted. Motion of Jerome Milulski, et ux., for leave to file a brief as *amici curiae* granted.

CERTIORARI GRANTED

No. **04-759**. United States, Petitioner *v.* Joseph Olson, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit granted.

No. **04-905**. Volvo Trucks North America, Inc., Petitioner *v.* Reeder-Simco GMC, Inc. Motion of National Association of State Directors of Pupil Transportation for leave to file a brief as *amicus*

curiae granted. Motion of Truck Manufacturers Association, et al., for leave to file a brief as *amici curiae* granted. Motion of Washington Legal Foundation 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.

CERTIORARI DENIED

No. **04-510**. Anthony Riccardo, Petitioner *v.* Larry Rausch. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-589**. The Brink's Company, fka The Pittston Company, et al., Petitioners *v.* United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-602**. Robert Namer, et al., Petitioners *v.* Federal Trade Commission. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-626**. Glendale Federal Bank, FSB, Petitioner *v.* United States; and

No. **04-786**. United States, Petitioner *v.* Glendale Federal Bank, FSB. Petitions for writs of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-722**. Martin Bros. Container & Timber Products Corp., an Ohio Corporation, et al., Petitioners *v.* Raymond J. Martin, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-727**. Covad Communications Company, et al., Petitioners *v.* BellSouth Corporation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-736**. DaimlerChrysler Canada, Inc. and Mercedes-Benz Canada, Inc., Petitioners *v.* George Jaynes, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-740**. SSA Gulf, Inc., Petitioner *v.* Roosevelt Magee. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-742**. John Doe, Individually and on Behalf of All Others Similarly Situated, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-748**. Washington Metropolitan Area Transit Authority, Petitioner *v.* Adam Barbour, et al. Petition for writ of certiorari to the

United States Court of Appeals for the District of Columbia Circuit denied.

No. **04-766**. Lamers Dairy, Inc., Petitioner *v.* Department of Agriculture. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-768**. Michael Albert Cervini, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-888**. Heather Burton, et al., Petitioners *v.* Patricia Richmond, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-892**. Steven A. Rhoads, Petitioner *v.* Board of Trustees of the City of Calumet City Policemen's Pension Fund. Petition for writ of certiorari to the Appellate Court of Illinois, Fourth District, denied.

No. **04-897**. United Steelworkers of America, AFL-CIO, CLC, Petitioner *v.* Pension Benefit Guaranty Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-898**. Lisa Barclay and Ajamu M. Kafele, Petitioners *v.* Bank of New York. Petition for writ of certiorari to the Court of Appeals of Ohio, Franklin County, denied.

No. **04-902**. Jerry Murphy, Petitioner *v.* Metropolitan Transit Authority. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-906**. Sharon J. Zimmer, Petitioner *v.* Southwestern Bell Telephone Company. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-911**. Keystone Land & Development Company, Petitioner *v.* Xerox Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-921**. Bicycle Components Express, Inc., dba Soleus, Petitioner *v.* Brunswick Corporation, et al. Petition for writ of certiorari to the Appellate Court of Illinois, Second District, denied.

No. **04-927**. Connie Broussard, Petitioner *v.* CITGO Petroleum Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-931**. Vera Samodumova, Petitioner *v.* Alberto R. Gonzales, Attorney General; and Nikita Andrevich Samodumov and Andrey Andrevich Samodumov, Petitioners *v.* Alberto R. Gonzales, Attorney

General. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-936**. NIBCO, Inc., Petitioner *v.* Martha Rivera, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-940**. Illinois, Petitioner *v.* Jose Torres. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **04-943**. Kittery Retail Ventures, LLC, et al., Petitioners *v.* Town of Kittery, Maine. Petition for writ of certiorari to the Supreme Judicial Court of Maine denied.

No. **04-946**. Stephen Philip Keller, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Appeals of Texas, First District, denied.

No. **04-964**. Geraldine Mills, Petitioner *v.* Rhode Island Department of Health, Board of Medical Licensure and Discipline, et al. Petition for writ of certiorari to the Supreme Court of Rhode Island denied.

No. **04-998**. Gregory J. Covucci, Petitioner *v.* Service Merchandise Company, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-1008**. Artrone Cheatham, aka Moochie, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-1010**. Douglas Hilgers, Petitioner *v.* North Dakota. Petition for writ of certiorari to the Supreme Court of North Dakota denied.

No. **04-1015**. Michael Johnson, Petitioner *v.* Indiana. Petition for writ of certiorari to the Court of Appeals of Indiana, Second District, denied.

No. **04-7174**. Gerald James Holland, Petitioner *v.* Mississippi. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. **04-7458**. Frances E. Newton, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7497**. Frances E. Newton, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **04-7697**. Wayne E. Gilmore, Petitioner *v.* United States Postal Service. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-7880**. Henry L. Rudolph, Petitioner *v.* Hank Galetka, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-7887**. Danny E. McDaniel, Petitioner *v.* Charlie Crist, Attorney General of Florida, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7896**. Gregory A. Richardson, Petitioner *v.* James Sisk, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7899**. Billy Joe Winrow, Petitioner *v.* Oklahoma. Petition for writ of certiorari to the Court of Criminal Appeals of Oklahoma denied.

No. **04-7912**. Charles Phifer, Petitioner *v.* Wabash Valley Correctional Institution, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-7914**. Dennis Ray Moore, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Appeals of Texas, Fourteenth District, denied.

No. **04-7916**. John Webb, Petitioner *v.* Don Roper, Superintendent, Potosi Correctional Center. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-7924**. Charles Phifer, Petitioner *v.* Wabash Valley Correctional Facility, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-7932**. Blaine Pompe, Petitioner *v.* Craig Farwell, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7941**. Kyle R. Bishop, III, Petitioner *v.* Norfolk Southern Railway Company, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-7943**. Ricardo R. Anaya, Petitioner *v.* Scott Kernan, Acting Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7945**. Alfie Bearden, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7946**. Lawrence Branch, Petitioner *v.* Mississippi. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. **04-7948**. Stanley Jamison, Petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Sixth Appellate District, denied.

No. **04-7951**. Juventino Munoz, Petitioner *v.* Lynn Cooper, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7954**. Michael Scott Jenkins, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **04-7955**. Gualberto Lopez, Petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **04-7956**. Mario Diaz Maldonado, Petitioner *v.* Robert A. Olander, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-7960**. Keith Allen Warren, Petitioner *v.* Jackie Crawford, Director, Nevada Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7961**. James D. Wooten, Petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **04-7962**. Steven Hairl Wilhelm, Petitioner *v.* Michael Yarborough, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7963**. Daniel Torres, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Appeals of Texas, Eighth District, denied.

No. **04-7965**. Steven J. Romer, Petitioner *v.* Brion D. Travis, Chairperson, New York Board of Parole, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-7967**. Bryant David Steward, Petitioner *v.* Anthony A. Lamarque, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7968**. Albert Wayne Sample, Petitioner *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **04-7972**. Don Wayne Basey, Petitioner *v.* R. Wathen, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7976**. Christine Peterson, Petitioner *v.* Whole Foods Market California, Inc. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied.

No. **04-7977**. Ramon A. Murillo, Petitioner *v.* Tom L. Carey, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7982**. Lonnie Mosley, Petitioner *v.* Raymond J. Sobina, Superintendent, State Correctional Institution at Somerset. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-7987**. Korey Gray, Petitioner *v.* Massachusetts. Petition for writ of certiorari to the Appeals Court of Massachusetts denied.

No. **04-7992**. Dennis Leroy Hamilton, Petitioner *v.* Anthony C. Newland, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7993**. Thomas Woodberry, Petitioner *v.* Roger Werholtz, Secretary, Kansas Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-7997**. James G. Brown, aka Edward X. Williams, Petitioner *v.* Thomas L. Carroll, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-8003**. Jerry A. Hurst, Petitioner *v.* TRW, Incorporated. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8005**. Arturo Cota Ramirez, Petitioner *v.* Sharon Blacketter, Superintendent, Eastern Oregon Correctional Institution. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8006**. Eric Devon Queen, Petitioner *v.* North Carolina. Petition for writ of certiorari to the Supreme Court of North Carolina denied.

No. **04-8014**. Melvin Hammond, Petitioner *v.* Administrative Office of the Illinois Courts, et al. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. **04-8015**. Gretchen Lynn Hull, Petitioner *v.* State Farm Mutual Automobile Insurance Company. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-8016**. Jerry Lee Dyson, Petitioner *v.* Iowa. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-8017**. Larry Cook, Petitioner *v.* Donald A. Cabana. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8020**. Michael H. Chapel, Petitioner *v.* Hugh Smith, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8021**. Charles Lewis Shank, Petitioner *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **04-8022**. Johnny Roy Scott, Petitioner *v.* Stephen Upton, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8024**. Michael Paul Owen, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8026**. Stanley Jackson, Petitioner *v.* Paul Renico, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8032**. Dameion Thurmond, Petitioner *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **04-8035**. Gene Anthony Allen, Petitioner *v.* Nevada. Petition for writ of certiorari to the Supreme Court of Nevada denied.

No. **04-8051**. Luther Casteel, Petitioner *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, Second District, denied.

No. **04-8052**. Pierre James, Petitioner *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **04-8067**. Antonio L. Roberts, Petitioner *v.* W. Cohen, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8086**. Gregorio Marbou, Petitioner *v.* Alberto R. Gonzales, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8089**. Luis Felipe Casas-Castrillon, Petitioner *v.* Alberto R. Gonzales, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8094**. Jeffery Chapman, Petitioner *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **04-8109**. James Michael Myron, Petitioner *v.* Anthony A. Lamarque, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8156**. Dwayne Marcellus Odom, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8160**. Gilbert Romero, Petitioner *v.* Jim Hamlet, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8165**. Ronald Raymond LeTourneau, Petitioner *v.* R. Q. Hickman, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8201**. Robert Allen DeVore, Petitioner *v.* Jean Hill, Superintendent, Snake River Correctional Institution; and Robert Allen DeVore, Petitioner *v.* Jean Hill, Superintendent, Snake River Correctional Institution. Petition for writ of certiorari to the Supreme Court of Oregon denied.

No. **04-8232**. David Walton, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8243**. Gregory R. Daniels, et ux., Petitioners *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-8248**. Stephen Savarese, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-8278**. Stephen Ray Thacker, Petitioner *v.* Oklahoma. Petition for writ of certiorari to the Court of Criminal Appeals of Oklahoma denied.

No. **04-8279**. Tyrone Mapletoft Williams, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8293**. Michael Lee Spencer, Sr., Petitioner *v.* Belinda Easter, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8339**. Anthony Wooten, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8350**. Gerardo Vigil, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8377**. James Poggemiller, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-8381**. Jeffrey D. Stearns, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-8382**. Marc Scott, Petitioner *v.* William S. Haines, Warden. Petition for writ of certiorari to the Supreme Court of Appeals of West Virginia denied.

No. **04-8404**. Brent M. Baker, Petitioner *v.* Dora B. Schriro, Director, Arizona Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8406**. Edgar Romero-Gallardo, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-8409**. Terry Hronek, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8445**. Edward A. Langford, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-8451**. Silas Lee Smith, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8452**. Thomas E. Blackshear, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-8457**. Luis A. Jimenez, Petitioner *v.* Jake Mendez, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-8460**. Larry Dean Dusenbery, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8472**. Hilton Lawrence Brown, Petitioner *v.* Internal Revenue Service, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8474**. Jose Luis Alvarez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-8476**. Jesse B. Pollard, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8482**. Derrick LaKeith Bibb, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8488**. Jermaine A. Young, Petitioner *v.* Donald A. McKelvy, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8489**. Steven Camacho, aka Spank, aka Spanko, Antonio Feliciano, aka Tony, aka Guess, and Jaime Rodriguez, aka Jay, Petitioners *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-8502**. Sean J. Johnson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8509**. Jose Luis Barreiro, Sr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8510**. Brian K. Alford, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8522**. Alfonzo Mason, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8523**. Jose Rodriguez-Marrero, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-8539**. Jose Nicholas Sanches Montes, aka Jose Nicholas Montes, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8543**. Andre Thomas Sawyers, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8546**. Larry Dennis Wellons, aka Khalil Thomas, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8555**. Richard James Adamson, Jr., Petitioner *v.* United States District Court for the Northern District of Florida. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8562**. Darrell W. Samuel, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8563**. Jose Sigala-Lomeli, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8571**. Susan Marie Wood, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-8574**. Ahmed M. Ajaj, Petitioner *v.* Joseph V. Smith, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-889**. Milwaukee Metropolitan Sewerage District, Petitioner *v.* Friends of Milwaukee's Rivers, et al. Motion of Association of Metropolitan Sewerage Agencies, 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 Seventh Circuit denied.

HABEAS CORPUS DENIED

No. **04-8639**. In Re Andre J. Twitty, Petitioner. Petition for writ of habeas corpus denied.

MANDAMUS DENIED

No. **04-8023**. In Re Dwayne Cline Nimmons, Petitioner. Petition for writ of mandamus denied.

REHEARINGS DENIED

- No. **03-1293**. David Whitfield, Petitioner *v.* United States; and
No. **03-1294**. Haywood Eudon Hall, aka Don Hall, Petitioner *v.*
United States;
No. **03-9505**. Donald Lynn Taylor, Petitioner *v.* United States;
No. **04-384**. Ava Maureen Sawyer, Petitioner *v.* Dean S. Worcester,
et al.;
No. **04-614**. Karen Ann F. Kelly, Petitioner *v.* Orange County,
California;
No. **04-767**. Ralph Dewayne Moore, Petitioner *v.* Tennessee Depart-
ment of Children's Services;
No. **04-5911**. Jose Luis Arevalo, Petitioner *v.* United States;
No. **04-5990**. Yolanda N. Wayne, Petitioner *v.* Santa Clara Valley
Transportation Authority;
No. **04-6228**. Michael J. Vondette, Petitioner *v.* United States;
No. **04-6688**. David Scott Franks, Petitioner *v.* Georgia;
No. **04-6703**. Ernest Howard, Petitioner *v.* Sonny Perdue, Governor
of Georgia, et al.;
No. **04-6841**. Edward Buggage, Petitioner *v.* Sheehan Pipeline Con-
struction Company;
No. **04-6854**. Lawrence Dale Spidle, Petitioner *v.* Missouri;
No. **04-6909**. Melvin Bradley, Petitioner *v.* Doug Dretke, Director,
Texas Department of Criminal Justice, Correctional Institutions
Division;
No. **04-6950**. Rodolfo Ortiz-Rosas, Petitioner *v.* United States;
No. **04-7018**. John Paul Turner, Petitioner *v.* Virginia;
No. **04-7044**. James Everett, III, Petitioner *v.* Pennsylvania, et al.;
No. **04-7320**. Aurelio Santana-Martinez, Petitioner *v.* United States;
No. **04-7327**. Jeff Zhang, Petitioner *v.* Charles Town Races & Slots,
et al.;
No. **04-7414**. In Re Frankie K. Washington, Petitioner;
No. **04-7432**. In Re Ginn Doose, Petitioner;
No. **04-7578**. Norman Allen, Petitioner *v.* United States;
No. **04-7651**. Nathaniel Royal, Petitioner *v.* United States;
No. **04-7692**. Pascal Dore, Petitioner *v.* United States;
No. **04-7721**. Charles Nathaniel Dawson, Petitioner *v.* United
States; and
No. **04-7800**. Mary Catherine Jones, Petitioner *v.* United States. Pe-
titions for rehearing denied.

No. **04-5300**. Terrill McGee, Petitioner *v.* McDonald's Restaurants of California, Inc., 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>
Robert H. Albaral	Dallas, TX	Brian John Hurst
Gregory Henry Baum	Portland, OR	Steven W. Seymour
Meagan J. Beale	San Diego, CA	Gary W. Schons
David H. Bluestone	Chicago, IL	Meredith Martin Addy
Randall A. Brater	Washington, DC	D. Jacques Smith
Catherine Sheryl Bridge	Los Angeles, CA	Terri A. Southwick
Steven Michael Brom	Birmingham, AL	Albry Joe Peddy
Damien Benedict Brower	Redwood City, CA	Stanly Tokio Yamamoto
Karen Key Coffin	Sherman Oaks, CA	Jonathan Berres Cole
Morgan R. Evans	Irvine, CA	Douglass Farnsley
Jennifer Ann Handa	Chicago, IL	John J. Tharp, Jr.
Thomas E. Haney	Phoenix, AZ	Charles Fred Hyder
Sharon Renie Herron	Washington, DC	Dwayne Eric Gaines
Thomas Edward Hodges	Benson, NC	Matthew Gray Styers, Jr.
Lisa M. Kattan	Washington, DC	Robert Leon Wilkins
Ann R. Klee	Maurertown, VA	Thomas Lawrence Sansonetti
Stewart Junghwan Kong	New York, NY	Tai Yong Cho
Gretchen Witte Kraemer	Des Moines, IA	John F. Fatino
Koby J. C. Langley	Arlington, VA	Charles Lee Young, III
Denise Ann Leadbetter	San Francisco, CA	Paul F. Utrecht
Zoe Brigitta Littlepage	Houston, TX	Roy I. Liebman
Kyle A. Loven	Minneapolis, MN	Michael William Ward

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Joseph Glynn Stephen Lunney, Jr.	New Orleans, LA	George Marion Strickler, Jr.
Helen A. Marino	Philadelphia, PA	Stuart Brian Lev
Lance Parks McMillian	Newnan, GA	Kenneth L. Millwood
Edwin F. McPherson	Los Angeles, CA	David Odell Carson
Ali M. M. Mojdehi	San Diego, CA	Charles Henson Dick, Jr.
Gerald Thomas Murphy	Quincy, MA	Christopher Paul Ryan
Kevin M. Murphy	Washington, DC	William Joseph Carter
Tracy Edward Page	Crown Point, IN	Nick J. Thiros
Page Anthony Pate	Atlanta, GA	Jay Lester Strongwater
Bradley A. Patterson	Irvine, CA	Michael James Walsh
Emma Victoria Rolls	Oklahoma City, OK	Carolyn L. Merritt
Robert Douglas Shank	Cincinnati, OH	Matthew C. Blickensderfer
Ryan Michael Shuirman	Raleigh, NC	Kirk Gibson Warner
Nathan E. Siegel	Washington, DC	Lee Jay Levine
Daniel Snyder	Portland, OR	Corbett Gordon
Therese M. Stewart	San Francisco, CA	Andrew W. Schwartz
Bridget Joy Tartaglia	Saint James, NY	Mindy Ruth Zlotogura
Alan Douglass Tate	Los Angeles, CA	Paul Monroe Roadarmel, Jr.
Randall Todd Thompson	Hagatna, GU	David Alan Mair
Brain D. Vaughan	Los Angeles, CA	Martin H. Milas
Josette Anne Wallace	Makawao, HI	James Krueger
Peter Gallegos Weiner	Santa Monica, CA	Douglas W. Kmiec
Timothy Michael Weiner	Los Angeles, CA	Gabrielle Tracey Letteau

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Victoria B. Wilson	Los Angeles, CA	Donald Eugene De Nicola
Steven Eugene Wolter	Minneapolis, MN	Francis Xavier Hermann
Mathew Joel Zimmerman	San Francisco, CA	Cindy Ann Cohn

OPINIONS

No. **03-287**. Reginald A. Wilkinson, Director, Ohio Department of Rehabilitation and Correction, et al., Petitioners *v.* William Dwight Dotson, et al. On writ of certiorari to the United States Court of Appeals for the Sixth Circuit. Judgment affirmed, and case remanded to the United States Court of Appeals for the Sixth Circuit for further proceedings consistent with the opinion of this Court. Opinion by Justice Breyer. Concurring opinion by Justice Scalia, with whom Justice Thomas joins. Dissenting opinion by Justice Kennedy.

No. **03-184**. Claude M. Ballard, et ux., Petitioners *v.* Commissioner of Internal Revenue. On writ of certiorari to the United States Court of Appeals for the Eleventh Circuit; and

No. **03-1034**. Estate of Burton W. Kanter, Deceased, et al., Petitioners *v.* Commissioner of Internal Revenue. On writ of certiorari to the United States Court of Appeals for the Seventh Circuit. Judgment in No. 03-184 reversed, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further proceedings consistent with the opinion of this Court. Judgment in No. 03-1034 reversed, and case remanded to the United States Court of Appeals for the Seventh Circuit for further proceedings consistent with the opinion of this Court. Opinion by Justice Ginsburg. Concurring opinion by Justice Kennedy, with whom Justice Scalia joins. Dissenting opinion by The Chief Justice, with whom Justice Thomas joins.

No. **03-9168**. Reginald Shepard, Petitioner *v.* United States. On writ of certiorari to the United States Court of Appeals for the First Circuit. Judgment reversed, and case remanded to the United States Court of Appeals for the First Circuit for further proceedings. Justice Souter delivered the opinion of the Court, except as to Part III. Opinion by Justice Thomas concurring in part and concurring in the judgment. Dissenting opinion by Justice O'Connor, with whom Justice Kennedy and Justice Breyer join. The Chief Justice took no part in the decision of this case.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Nicholas F. Lancaster	Shelbyville, IN	Steven Floyd Lancaster
Michael Edward Brown	Kansas City, MO	Phillip S. Brown
Jason Lee Jones	Rockville, MD	Nieva Maria Santana Brock
Italia Adriana Carson	Anchorage, AL	Thomas Joseph Romig
Baucum Fulk	Little Rock, AK	Thomas Joseph Romig
Eric Ryan Carpenter	Sherman Oaks, CA	Thomas Joseph Romig
Brian C. Baldrate	Guilford, CT	Thomas Joseph Romig
Sean Thomas McGarry	Charlottesville, VA	Thomas Joseph Romig
Carlos Oscar Santiago	Charlottesville, VA	Thomas Joseph Romig
Jennifer Connelly Santiago	Charlottesville, VA	Thomas Joseph Romig
Devin C. Young	Charlottesville, VA	Thomas Joseph Romig
Joseph D. Copeland	Atlanta, GA	Thomas Joseph Romig
Patrick Loren Gary	Swainsboro, GA	Thomas Joseph Romig
Jayanth Jayaram	St. James, NY	Thomas Joseph Romig
Maureen Ann Kohn	Chicago, IL	Thomas Joseph Romig
Paul Martin Schimpf	Waterloo, IL	Thomas Joseph Romig
James Shepherd Tripp	Birmingham, MI	Thomas Joseph Romig
Elizabeth Garrison Kubala	Charlottesville, VA	Thomas Joseph Romig
Matthew R. Grant	Louisville, KY	Thomas Joseph Romig
Travis Leamon Rogers	Somerset, KY	Thomas Joseph Romig

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
John G. Terra	Dover, NH	Thomas Joseph Romig
Patricia Dolores Cika	Youngstown, OH	Thomas Joseph Romig
Jennifer Lynn Crawford	Charlottesville, VA	Thomas Joseph Romig
Michael Sean Devine	Charlottesville, VA	Thomas Joseph Romig
Brian Allan Hughes	Aberdeen, SD	Thomas Joseph Romig
Daniel Robert Kazmier	Washington, DC	Thomas Joseph Romig
Daniel A. Tanabe	Baltimore, MD	Thomas Joseph Romig
Daniel P. Saumur	Charlottesville, VA	Thomas Joseph Romig
Charles T. Kirchmaier	Crozet, VA	Thomas Joseph Romig
Kelli Lynn Petersen	Battle Mountain, NV	Thomas Joseph Romig
Alyssa Mary Schwenk	Southampton, NY	Thomas Joseph Romig
Michael Chan-Sing Wong	New York, NY	Thomas Joseph Romig
Rachael Barrett Bralliar	Charlottesville, VA	Thomas Joseph Romig
Steven P. Cullen	Clyde, OH	Thomas Joseph Romig
Christie Leigh Vault	Lewis Center, OH	Thomas Joseph Romig
Mark Andrew Visger	Earlysville, VA	Thomas Joseph Romig
Brent Edward Fitch	Oklahoma City, OK	Thomas Joseph Romig
John G. Baker	LeRoy, NY	Thomas Joseph Romig
Heather J. Fagan	Delran, NJ	Thomas Joseph Romig
Jeffrey A. Miller	Charlottesville, VA	Thomas Joseph Romig

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Devin Arlie Winklosky	Latrobe, PA	Thomas Joseph Romig
J. Harper Cook	Columbia, SC	Thomas Joseph Romig
Michael S. Martin	Vermillion, SD	Thomas Joseph Romig
Douglas F. Crabtree	West Point, UT	Thomas Joseph Romig
Jeremy Alan Ball	Charlottesville, VA	Thomas Joseph Romig
Richard P. DiMeglio	Platteville, WI	Thomas Joseph Romig
Daniel M. Froehlich	Shenandoah, VA	Thomas Joseph Romig
James Glenn Harwood	Oklahoma City, OK	Thomas Joseph Romig
Russell Keith Jackson	Charlottesville, VA	Thomas Joseph Romig
Billy Bernard Ruhling, II	Williamsburg, VA	Thomas Joseph Romig
Stephen Lee Harms	Spokane, WA	Thomas Joseph Romig
Larry Young Choong Lohman	Seattle, WA	Thomas Joseph Romig
Deon M. Green	Milwaukee, WI	Thomas Joseph Romig
Nora S. Anderson	New York, NY	Joan Gottesman Wexler
Alan M. Cass	New York, NY	Joan Gottesman Wexler
Steven S. Elbaum	Essex Fells, NJ	Joan Gottesman Wexler
Robert E. Grossman	New York, NY	Joan Gottesman Wexler
Gerald Kaiser	Old Westbury, NY	Joan Gottesman Wexler
Susan M. Karten	New York, NY	Joan Gottesman Wexler
Roger Noel Parker	New York, NY	Joan Gottesman Wexler

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
David H. Perecman	New York, NY	Joan Gottesman Wexler
Ellen Jaye Schneider	Washington, DC	Joan Gottesman Wexler
William H. Schrag	New York, NY	Joan Gottesman Wexler
Nancy Newton Sipp	New York, NY	Joan Gottesman Wexler
Paul Donald Williams	Hartford, CT	Joan Gottesman Wexler
Robert A. Spelke	Washington, DC	Judge John Joseph Farley, III
Carol A. Casazza Herman	New York, NY	Judge John Joseph Farley, III
Nuris E. Portuondo	Summit, NJ	Judge John Joseph Farley, III
William Schulder	West Orange, NJ	Judge John Joseph Farley, III
Alan Raymond Barr	Patchogue, NY	Judge John Joseph Farley, III
Lauren A. Baum	New York, NY	Judge John Joseph Farley, III
Eric Bruce Brettschneider	New York City, NY	Judge John Joseph Farley, III
Ralph H. Cathcart	New York, NY	Judge John Joseph Farley, III
Harvey J. Cavayero	Westbury, NY	Judge John Joseph Farley, III
Lauren Chite	Holbrook, NY	Judge John Joseph Farley, III
Bruce Joel Cohen	Jericho, NY	Judge John Joseph Farley, III
Phyllis Marilyn Gershon	New York City, NY	Judge John Joseph Farley, III
Jan Drew Goldman	Garden City, NY	Judge John Joseph Farley, III
Michael S. Gollub	New York, NY	Judge John Joseph Farley, III
Neil E. Herman	New York, NY	Judge John Joseph Farley, III

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Daniel J. Keane	Babylon, NY	Judge John Joseph Farley, III
Brian Jay Lester	East Hampton, NY	Judge John Joseph Farley, III
Melissa Marie Morrone	Bethpage, NY	Judge John Joseph Farley, III
Thomas J. Palmer	Jersey City, NJ	Judge John Joseph Farley, III
Francesco Sardone	New York, NY	Judge John Joseph Farley, III
Monica F. Sheehan	Brooklyn, NY	Judge John Joseph Farley, III
Eileen Chellman Billey	Greensberg, PA	Robert P. Boyer, Jr.
James Thomas Boggs	Greensburg, PA	Robert P. Boyer, Jr.
Richard F. Boyle, Jr.	Latrobe, PA	Robert P. Boyer, Jr.
Ronald J. Fonner	Greensburg, PA	Robert P. Boyer, Jr.
James Matthew Fox	Latrobe, PA	Robert P. Boyer, Jr.
Melissa Ann Guidy	Greensburgh, PA	Robert P. Boyer, Jr.
James A. Horchak	Greensburgh, PA	Robert P. Boyer, Jr.
Timothy Boone Kinney	Greensburgh, PA	Robert P. Boyer, Jr.
Maureen Kroll	North Huntingdon, PA	Robert P. Boyer, Jr.
James L. Liberto	New Kensington, PA	Robert P. Boyer, Jr.
Patrick T. Noonan	Greensburgh, PA	Robert P. Boyer, Jr.
Harry F. Smail, Jr.	Greensburgh, PA	Robert P. Boyer, Jr.
Gerald W. Yanity	Latrobe, PA	Robert P. Boyer, Jr.

MONDAY, MARCH 7, 2005

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Adjourned until Monday, March 21, 2005, at 10 o'clock.

CERTIORARI DENIED

No. **04-8992 (04A761)**. William H. Smith, Petitioner *v.* Carl S. Anderson, Warden. Application for a stay of execution of sentence of death presented to Justice Stevens and by him referred to the Court denied. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

CERTIORARI DENIED

No. **04-7613 (04A606)**. George Anderson Hopper, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Application for stay of execution of sentence of death presented to Justice Scalia and by him referred to the Court denied. Petition for writ of certiorari to the United States Court of Appeals for the United States Court of Appeals for the Fifth Circuit denied. Justice Stevens and Justice Ginsburg would grant the application for stay of execution.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

CERTIORARI DENIED

No. **04-8994 (04A769)**. William D. Powell, Petitioner *v.* North Carolina. Application for stay of execution of sentence of death presented to The Chief Justice and by him referred to the Court denied. Petition for writ of certiorari to the Supreme Court of North Carolina denied.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

ORDER

IT IS ORDERED that the revised Rules of this Court, today approved by the Court and lodged with the Clerk, shall be effective May 2, 2005, and be printed as an appendix to the United States Reports.

IT IS FURTHER ORDERED that the Rules promulgated January 27, 2003, see 537 U. S. 1247, shall be rescinded as of May 1, 2005, and that the revised Rules shall govern all proceedings in cases commenced after that date and, to the extent feasible and just, cases then pending.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

CERTIORARI DENIED

No. **04-9106 (04A787)**. Jimmie Ray Slaughter, Petitioner *v.* Oklahoma. Application for stay of execution of sentence of death presented to Justice Breyer and by him referred to the Court denied. Petition for writ of certiorari to the United States Court of Appeals for the Court of Criminal Appeals of Oklahoma denied.

HABEAS CORPUS DENIED

No. **04-9131**. In Re Stanley L. Hall, Petitioner. Application for stay of execution of sentence of death presented to Justice Thomas and by him referred to the Court denied. Petition for writ of habeas corpus denied.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

ORDER IN PENDING CASE

No. **04A801**. Robert and Mary Schindler, Individually and in their capacity as Next Friends of their daughter, Theresa Schindler Schiavo, Applicants *v.* Michael Schiavo, as Guardian of the person of Theresa Marie Schiavo. Application for stay of enforcement of judgment pending the filing and disposition of a petition for writ of certiorari presented to Justice Kennedy and by him referred to the Court denied.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

ORDER IN PENDING CASE

No. **04-5928**. Jose Ernesto Medellin, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Motion of the Acting Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted, to be divided as follows: 30 minutes for petitioner; 20 minutes for respondent; and 10 minutes for the United States.

ORDER IN PENDING CASE

No. **04A811**. Committee on Government Reform of the United States House of Representatives, Applicant *v.* Michael Schiavo, et al. Application for injunctive relief presented to Justice Kennedy and by him referred to the Court denied.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg and Justice Breyer.

The Chief Justice said:

“Today’s orders of the Court have been duly entered and certified, and filed with the Clerk, and they will not be otherwise announced.”

CERTIORARI—SUMMARY DISPOSITIONS

No. **03–8987**. Junior C. Menteer, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eighth Circuit for further consideration in light of *Shepard v. United States*, 544 U. S. — (2005).

No. **04–1064**. Jeremy Fish, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Seventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–6848**. Iyman Faris, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–6889**. Karsten Grant Kennedy, Petitioner *v.* Texas Board of Pardons and Paroles, et al. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *Wilkinson v. Dotson*, 544 U. S. — (2005).

No. **04–7702**. Jorge A. Gonzalez, Petitioner *v.* The Justices of the Municipal Court of Boston, et al. On petition for writ of certiorari to

the United States Court of Appeals for the First Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the First Circuit for further consideration in light of *Smith v. Massachusetts*, 543 U. S. — (2005).

No. **04–8295**. Craig Allen Pruitt, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–8479**. Ben Buffington, Jr., Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–8490**. Allen Dewayne Coates, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–8492**. Jose Antonio Rotger Perez, 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Third Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–8495**. Jose Breton-Pichardo, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8507**. Rosa Maigualida Marana, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8526**. Sammie L. Williams, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8529**. Cristopher Berwick, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Second Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Second Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8537**. Humberto Macias-Luna, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8538**. Jose Rolando Lizarraga-Orduno, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Tenth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8541**. Ronald A. X. Stokes, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the First Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the First

Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8542**. Michael Shane Satterfield, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8550**. Ivan Ricardo Cifuentes-Caycedo, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8585**. Jessie Hanna, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8589**. Eduardo Gutierrez-Aguiniga, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Tenth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8591**. Tyrone J. Weaks, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari 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 *United States v. Booker*, 543 U. S. — (2005).

No. **04-8599**. Andre Rice, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pau-*

peris and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–8601**. Paulette McTizic, aka Paulette Metizic, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–8604**. Joseph Lee Jackson, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–8605**. Miguel Angel Montalvo-Nunez, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–8619**. Alejandro Garcia Ramirez, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–8629**. Gregory Lamont Austin, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8631**. Victor Padilla, aka Victor Manuel Paddilla, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8650**. Dennis Calvin McCrimon, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8652**. Agustin Carrillo-Banuelos, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8705**. Judith Giglio, aka Judie Giglio, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

ORDERS IN PENDING CASES

No. **04M58**. Patricia J. Curto, Petitioner *v.* Nelson Roth, et al. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **04M59**. Brenda S., Petitioner *v.* St. Vincent's Services. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **04-7160**. In Re Regina Bledsoe, Petitioner. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* denied.

No. **04-7296**. Angel Ruiz Rivera, Petitioner *v.* Commissioner of Internal Revenue. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* denied.

No. **04-7297**. Angel Ruiz Rivera, Petitioner *v.* KPMG Peat Marwick, et al. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* denied.

No. **04-7317**. Michael Casey Carnohan, Petitioner *v.* Dina Newcomb. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* denied.

No. **04-8116**. S. C., et vir, Petitioners *v.* R. Y., et ux. Motion of petitioners for leave to proceed *in forma pauperis* denied. Petitioners allowed until April 11, 2005, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

CERTIORARI DENIED

No. **04-38**. Shannon Miller, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-544**. Gail Lewis, Warden, et al., Petitioners *v.* Michael Su Chia. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-559**. Bayer AG, et al., Petitioners *v.* Larry Paul. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-670**. Confidence Aleru, Petitioner *v.* Alberto R. Gonzales, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-692**. Carlton L. Chaney, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-716**. Kim Powers, et al., Petitioners *v.* Joe Harris, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-763**. Baxter International Inc., et al., Petitioners *v.* Brian Asher, et al.; and

No. **04-926**. Gary T. Brown, et al., Petitioners *v.* Baxter International Inc., et al. Petitions for writs of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-784**. Murray Allen, et al., Petitioners *v.* Corrections Corporation of America, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-788**. Eugene Frye, et al., Petitioners *v.* Rex Tarwater, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-793**. Caught-On-Bleu, Inc., Petitioner *v.* Anheuser-Busch, Inc. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-807**. Richard W. Seils and Lois Vreeland, Petitioners *v.* Rochester City School District, et al.; Mary Lou Bliss, Petitioner *v.* Rochester City School District; Donald Murphy, Petitioner *v.* Rochester City School District; and Nancy L. Coons, Petitioner *v.* Rochester City School District. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-816**. Philip Morris Inc., Petitioner *v.* Patricia Henley. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied.

No. **04-830**. Federal Kemper Life Assurance Company, Petitioner *v.* Charles Berry, Individually and on Behalf of All Others Similarly Situated. Petition for writ of certiorari to the Court of Appeals of New Mexico denied.

No. **04-833**. The Old Line Life Insurance Company of America, Petitioner *v.* Lisa M. Enfield, Individually and on Behalf of All Others Similarly Situated. Petition for writ of certiorari to the Court of Appeals of New Mexico denied.

No. **04-855**. Michael Mason Donohue, et al., Petitioners *v.* Gerald Hoey, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-896**. Larry DeSmyther, Petitioner *v.* Barbara Bouchard, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-912**. Rodney W. Lauck, Petitioner *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, Fifth District, denied.

No. **04-917**. B. W. Carr, Petitioner *v.* City of Cisco, Texas, et al. Petition for writ of certiorari to the Court of Appeals of Texas, Eleventh District, denied.

No. **04-918**. Ralph Nader, former Candidate for President of the United States, et al., Petitioners *v.* Geoffrey S. Connor, Texas Secre-

tary of State. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-919**. William Peach, Petitioner *v.* Ultramar Diamond Shamrock, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-920**. Paul S. Silvas, Petitioner *v.* Remington Oil and Gas Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-930**. Agwu Nwoke, Petitioner *v.* Cleotha Jones. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **04-932**. Crisanto Mendonca, Petitioner *v.* Supreme Judicial Court of Massachusetts, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-933**. William Q. Tingley, III, et al., Petitioners *v.* City of Grand Rapids, Michigan, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-934**. J. Trigg Adams, Petitioner *v.* Continental Airlines, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-938**. Trenton Millender, Petitioner *v.* Stanley Adams. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-941**. Sheila Hurdle, Petitioner *v.* Board of Education 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. **04-942**. Keshav S. Joshi, Petitioner *v.* St. Luke's Presbyterian-Episcopalian Hospital, Inc., et al. Petition for writ of certiorari to the Court of Appeals of Missouri, Eastern District, denied.

No. **04-945**. Bronco Wine Company, et al., Petitioners *v.* Jerry R. Jolly, Director, California Department of Alcoholic Beverage Control, et al. Petition for writ of certiorari to the Supreme Court of California denied.

No. **04-950**. City of Mobile, Alabama, Petitioner *v.* Phillip Horne, et al. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. **04-953**. Paul E. Wabeke, Petitioner *v.* Andrew J. Mulder. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-957**. Craig Boulanger, Petitioner *v.* Dunkin' Donuts Inc. Petition for writ of certiorari to the Supreme Judicial Court of Massachusetts denied.

No. **04-962**. James Carle Morris, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Appeals of Texas, Eighth District, denied.

No. **04-963**. Mobile Area Water & Sewer System, Board of Water & Sewer Commissioners of the City of Mobile, Alabama, Petitioner *v.* Phillip Horne, et al. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. **04-965**. Robert W. Grine, II, et al., Petitioners *v.* Ronald W. Coombs, Executor of the Estate of William R. Coombs, Deceased, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-966**. Donald E. Bradshaw and Christian Latovlovici, Petitioners *v.* Washington. Petition for writ of certiorari to the Supreme Court of Washington denied.

No. **04-968**. Charlotte County, Florida, Petitioner *v.* Elizabeth Armstrong. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-970**. Adriene Rodriguez, Petitioner *v.* Ansett Australia, Ltd., et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-974**. Lindsey K. Springer, Petitioner *v.* Supreme Court of the United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **04-988**. Phyliss Griffin, Lori Knutstrum, Juliet Alejandre, and Karen Fort, Petitioners *v.* Elaine Roupas, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-997**. The Chamberlain Group, Inc., Petitioner *v.* Skylink Technologies, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-1006**. Christopher L. Bakowski, Petitioner *v.* Calvin B. Kuri-mai, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-1022**. Walter Coburn and Linda A. Hampton, Petitioners *v.* Circuit Court of Mississippi, Winston County. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. **04-1026**. G. Mark Crisp, et ux., Petitioners *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-1027**. Kathy Payne DeArmond, Individually and as Administrator of the Estate of John G. DeArmond, and as Parent and Guardian of James Daniel DeArmond, et al., Petitioners *v.* Southwire Company. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-1030**. Raymond William Konan, Petitioner *v.* Virginia State Bar. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **04-1035**. Thomas E. Rubin, Petitioner *v.* John P. Pringle, Chapter 7 Trustee. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-1083**. Darrell R. Stirewalt, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Armed Forces denied.

No. **04-1093**. Richard O'Hara, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-1111**. Frank Gabaldon, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-5077**. Bennie Santos, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-5453**. Juan Carlos Salgado-Rodriguez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-5858**. Charles Franklin, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6831**. Charles Allen Meyer, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7253**. Thomas Cameron Kincade, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7293**. Larry Matthew Puckett, Petitioner *v.* Mississippi. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. **04-7553**. Ronald N. Johnson, Petitioner *v.* Thomas J. Carroll, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-8004**. Juma Sampson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-8013**. Jesse Joe Hernandez, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **04-8036**. TaJuan Chester, Petitioner *v.* Anthony A. Lamarque, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8038**. Timothy Corey, Petitioner *v.* Susan Reich, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8040**. Michael Reed Dorrough, Petitioner *v.* W. Sullivan, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8043**. Kurby Gerald Decker, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8046**. Caryn O. Cadman, Petitioner *v.* Scott N. Johansen, Judge, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-8047**. William J. Dockeray, Jr., Petitioner *v.* Joseph Price, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8048**. Kevin S. Epperson, Petitioner *v.* Delaware. Petition for writ of certiorari to the Supreme Court of Delaware denied.

No. **04-8050**. Benjamin Levine, Petitioner *v.* New Jersey Department of Law & Public Safety, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-8053**. Brian Sides, Petitioner *v.* City of Champaign, Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, Fourth District, denied.

No. **04-8055**. Altion Maxine Walker, Petitioner *v.* Alabama. Petition for writ of certiorari to the Court of Criminal Appeals of Alabama denied.

No. **04-8063**. Danny Howard Elder, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Appeals of Texas, Second District, denied.

No. **04-8066**. Billy Joe Sowell, Petitioner *v.* Margaret Bradshaw, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8068**. Michael Negron, Petitioner *v.* Roy L. Hendricks, Administrator, New Jersey State Prison, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-8072**. Walter E. Johnson, Jr., Petitioner *v.* Burl Cain, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8076**. Xavier Moxley, Petitioner *v.* Floyd Bennett, Superintendent, Elmira Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-8079**. Burns Alexander, Petitioner *v.* Phillip Geier, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-8080**. Charles Sylvester Bell, Petitioner *v.* Mississippi. Petition for writ of certiorari to the Court of Appeals of Mississippi denied.

No. **04-8081**. Anthony J. Bryant, Petitioner *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Third District, denied.

No. **04-8087**. Peter F. Mule', Petitioner *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. **04-8088**. Curtis V. Moore, Petitioner *v.* Ronnie Morris, Head of Operations, Atoka Highway & Maintenance, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-8091**. Alfred Bruce Cross, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8093**. Dwayne Cassidy, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Appeals of Texas, Third District, denied.

No. **04-8095**. Eddie Dudley, Petitioner *v.* Mississippi. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. **04-8096**. Bonnie Burnette Erwin, Petitioner *v.* J. B. Smith, Sheriff, Smith County, Texas, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8098**. Jason Smith, Petitioner *v.* Michael Yarborough, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8100**. David L. McDermott, Petitioner *v.* Missouri Department of Corrections. Petition for writ of certiorari to the Court of Appeals of Missouri, Western District, denied.

No. **04-8102**. Jeffrey Alan Wolverton, Petitioner *v.* Oregon. Petition for writ of certiorari to the Court of Appeals of Oregon denied.

No. **04-8103**. Cecil Larry Williams, Petitioner *v.* Donald L. Helling, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8108**. Gregory Scott Johnson, Petitioner *v.* Daniel McBride, Superintendent, Maximum Control Facility. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-8112**. John T. Josey, Petitioner *v.* Texas Department of Public Safety, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8121**. Richard D. Hofer, Petitioner *v.* DaimlerChrysler Corporation. Petition for writ of certiorari to the Court of Appeals of Michigan denied.

No. **04-8125**. Benjamin Ceddric Franklin, Petitioner *v.* City of Tampa, Florida, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8126**. Lonnette K. Gaddis, Petitioner *v.* Louisiana. Petition for writ of certiorari to the Court of Appeal of Louisiana, Second Circuit, denied.

No. **04-8127**. Billy Wayne Lewis, Petitioner *v.* Dan Smith, Sheriff, Bell County, Texas, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8129**. Dale R. Bertsch, Petitioner *v.* Dora B. Schriro, Director, Arizona Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8131**. Trod Okeka Buggs, Petitioner *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Fifth District, denied.

No. **04-8133**. Victor Martel, Petitioner *v.* John Ratelle, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8134**. Vontez King, Petitioner *v.* Kentucky. Petition for writ of certiorari to the Supreme Court of Kentucky denied.

No. **04-8135**. Rafael Castro Chavez, Petitioner *v.* George J. Giurbino, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8136**. Eugene Crane, Petitioner *v.* Crantford Samples, et al. Petition for writ of certiorari to the Court of Appeals of Georgia denied.

No. **04-8137**. Tony Colida, Petitioner *v.* Kyocera Wireless Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-8138**. William David Dunn, Jr., Petitioner *v.* Bonnie Boyette. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8140**. Kamsan Suon, Petitioner *v.* Tom L. Carey, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8142**. Clearthur Hardy, Petitioner *v.* Douglas Vasbinder, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8143**. Harold Henderson, Petitioner *v.* Tommy Reddish, Warden. Petition for writ of certiorari to the Superior Court of Georgia, Wayne County, denied.

No. **04-8145**. Leonard Hughes, Petitioner *v.* Pat Hurley, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8152**. Ira Dale Williams, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Appeals of Texas, Third District, denied.

No. **04-8153**. Timothy Earl Waters, Petitioner *v.* Tennessee. Petition for writ of certiorari to the Court of Criminal Appeals of Tennessee, Western Division, denied.

No. **04-8154**. Anthony Williams, Petitioner *v.* Jeri Ann Sherry, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8158**. Eugene Crane, Petitioner *v.* Richard Darnell, et al. Petition for writ of certiorari to the Court of Appeals of Georgia denied.

No. **04-8161**. James Lincoln Strong, Petitioner *v.* Pennsylvania. Petition for writ of certiorari to the Superior Court of Pennsylvania, Philadelphia Office, denied.

No. **04-8163**. Juan Luis Rivera, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8164**. Salvator Letizia, Petitioner *v.* John Burge, Superintendent, Auburn Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-8168**. Robert W. Myers, Petitioner *v.* Maggie Miller-Stout, Superintendent, Airway Heights Corrections Center. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8172**. Michael Hicks, Petitioner *v.* Dennis M. Straub, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8175**. Jamel Daniels, Petitioner *v.* Delaware. Petition for writ of certiorari to the Supreme Court of Delaware denied.

No. **04-8176**. Ms. S., Petitioner *v.* Vashon Island School District, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8182**. Daniel Edward Kelly and Steven George Kelly, Petitioners *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8183**. Jeffery Gorman, Petitioner *v.* Maine. Petition for writ of certiorari to the Supreme Judicial Court of Maine denied.

No. **04-8186**. Anthony W. Shafer, Petitioner *v.* Ohio. Petition for writ of certiorari to the Court of Appeals of Ohio, Cuyahoga County, denied.

No. **04-8188**. Phillip Westel Sedgwick, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **04-8190**. Anthony Carty, Petitioner *v.* William Phillips, Superintendent, Green Haven Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-8191**. Albert Arriola, Petitioner *v.* Cheryl K. Plier, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8192**. Jemaine Monteil Cannon, Petitioner *v.* Mike Mullin, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-8193**. Sirak Deneke Anagaw, Petitioner *v.* Alberto R. Gonzales, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8194**. Leland Harold Brooks, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8195**. Charles Henry Bryant, Petitioner *v.* Jeanne S. Woodford, Director, California Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8196**. John E. Belton, Petitioner *v.* Gary Kempker, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-8199**. Richard B. Wildin, Petitioner *v.* S. Frank Thompson. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8200**. Think Tran, Petitioner *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. **04-8213**. Patrick Lloyd, Petitioner *v.* R. Q. Hickman, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8220**. Michael A. Smith, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8222**. Richard Lynn Norton, Petitioner *v.* Tennessee. Petition for writ of certiorari to the Court of Criminal Appeals of Tennessee, Eastern Division, denied.

No. **04-8242**. Robert B. Oldham, Petitioner *v.* Delaware. Petition for writ of certiorari to the Supreme Court of Delaware denied.

No. **04-8254**. J. D., Petitioner *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **04-8258**. James Earl Pulford, Petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Third Appellate District, denied.

No. **04-8265**. Michael Barber, Petitioner *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **04-8267**. Loren Mark Ames, Petitioner *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, First District, denied.

No. **04-8268**. Dennis E. Abbott, Petitioner *v.* Randy Blades, Warden. Petition for writ of certiorari to the Supreme Court of Idaho denied.

No. **04-8269**. James H. Boldt, Petitioner *v.* Lia Boldt. Petition for writ of certiorari to the Supreme Court of Oregon denied.

No. **04-8270**. Ikechi Kallys Albert, Petitioner *v.* Minneapolis Public Housing Authority. Petition for writ of certiorari to the Supreme Court of Minnesota denied.

No. **04-8276**. Shawanna Domingue, Petitioner *v.* Jo Anne B. Barnhart, Commissioner of Social Security. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8280**. Cary A. McCord, Petitioner *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Fifth District, denied.

No. **04-8284**. Timothy Leach, Petitioner *v.* Ohio. Petition for writ of certiorari to the Court of Appeals of Ohio, Cuyahoga County, denied.

No. **04-8286**. Keith Douglas Wooten, Petitioner *v.* Tony Parker, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8290**. Albert L. Bosch, Petitioner *v.* Kansas. Petition for writ of certiorari to the Court of Appeals of Kansas denied.

No. **04-8314**. Stephen Dagley, Petitioner *v.* Massachusetts. Petition for writ of certiorari to the Supreme Judicial Court of Massachusetts denied.

No. **04-8329**. Gretchen Lynn Hull, Petitioner *v.* City of Santa Fe, New Mexico. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-8335**. Kenneth John Uncapher, Petitioner *v.* Michigan. Petition for writ of certiorari to the Court of Appeals of Michigan denied.

No. **04-8338**. Keith L. Gilcreast, Petitioner *v.* Ohio. Petition for writ of certiorari to the Court of Appeals of Ohio, Summit County, denied.

No. **04-8352**. Michael Rucker, Petitioner *v.* Kenneth D. Kyler, Superintendent, State Correctional Institution at Huntingdon, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-8361**. John Chamberlain, Petitioner *v.* Florida. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **04-8363**. Eric Massey, Petitioner *v.* James A. Gammon, Superintendent, Moberly Correctional Center. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-8367**. Inty Morales, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8370**. Ray Jones, Petitioner *v.* City of Los Angeles Department of Housing. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8372**. Lavell Roeshawn Jones, Petitioner *v.* John Burge, Superintendent, Auburn Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-8376**. Ralph Stephens Baze, Jr., Petitioner *v.* Philip Parker, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8378**. Bradley Morris Cunningham, Sr., Petitioner *v.* Oregon. Petition for writ of certiorari to the Supreme Court of Oregon denied.

No. **04-8379**. Miguel Soto, Petitioner *v.* Kentucky. Petition for writ of certiorari to the Supreme Court of Kentucky denied.

No. **04-8385**. Zacarias Moussaoui, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8390**. Hector Salgado, Petitioner *v.* Rosie B. Garcia, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8391**. Terry L. Young, Petitioner *v.* Florida. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **04-8408**. Thomas L. Rowland, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8410**. Jeen Young Han, Petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, Division Three, denied.

No. **04-8416**. Lloyd Edward Fisher, Petitioner *v.* James A. Gammon, Superintendent, Moberly Correctional Center. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-8417**. Thomas William Farr, Petitioner *v.* Tennessee. Petition for writ of certiorari to the Court of Criminal Appeals of Tennessee, Middle Division, denied.

No. **04-8418**. Elston A. Henry, Petitioner *v.* Alberto R. Gonzales, Attorney General, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-8419**. Timothy Grimes, Petitioner *v.* R. Fowler, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8426**. Gary Kevin Mattis, Petitioner *v.* Department of Justice, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8430**. Juan Nunez Sanchez, Petitioner *v.* Silvia Garcia, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8432**. Mohammed Moniruzzaman, Petitioner *v.* Alberto R. Gonzales, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-8435**. Mark P. Donaldson, Petitioner *v.* Central Michigan University, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8436**. Mark P. Donaldson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8443**. James Hubert Potts, Petitioner *v.* Oregon. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8444**. Danny McGleachie, Petitioner *v.* Mississippi. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. **04-8450**. Craig Anthony Stevenson, Petitioner *v.* Gail Lewis, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8466**. Frederick B. Rogers, Petitioner *v.* Jennifer Hellenbrand, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-8467**. Lamarr Rowell, Petitioner *v.* Nevada. Petition for writ of certiorari to the Supreme Court of Nevada denied.

No. **04-8481**. Kenneth Lamar Bryant, Petitioner *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, First District, denied.

No. **04-8483**. Maurice Brown, Petitioner *v.* David DiGuglielmo, Superintendent, State Correctional Institution at Graterford, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-8500**. Malik Omar Durham, Petitioner *v.* Louis E. Bruce, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-8512**. Christine D. Tomei, Petitioner *v.* Department of Education. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-8524**. Vincent Santana, Petitioner *v.* Nevada. Petition for writ of certiorari to the Supreme Court of Nevada denied.

No. **04-8532**. George Anthony Brown, Petitioner *v.* George W. Bush, President 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. **04-8533**. Russell Berger, Petitioner *v.* Larry Norris, Director, Arkansas Department of Correction. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-8544**. Frank Salmeron Walker, Petitioner *v.* Jo Anne B. Barnhart, Commissioner of Social Security, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8560**. Matthew James Rogers, Petitioner *v.* Ernest R. Sutton, Superintendent, Pasquotank Correctional Institution. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8564**. John Manley, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-8567**. Kendall Lee Adams, Petitioner *v.* North Carolina. Petition for writ of certiorari to the Superior Court of North Carolina, Forsyth County, denied.

No. **04-8575**. John Bradley, Petitioner *v.* R. Shannon, Superintendent, State Correctional Institution at Frackville, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-8582**. Jennifer L. Gray, Petitioner *v.* John E. Potter, Postmaster General. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-8583**. Kim Huynh, Petitioner *v.* Edwin R. Bowen, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-8584**. Harvey Hugs, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8586**. Jeffrey Hammer, Petitioner *v.* Anthony L. Trendl. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-8592**. Cheldon Kurt Parchment, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8593**. Thomas E. Null, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8594**. Denard Neal, Petitioner *v.* Harley G. Lappin, Director, Federal Bureau of Prisons, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8595**. Gustavo Sanches Montes, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8597**. Francis P. Saitta, Petitioner *v.* Maryland Department of Health and Mental Hygiene. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. **04-8600**. Hector Santiago, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-8602**. Anthony Edward Morgan, aka Danger, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-8603**. Harrison Jeffries, Jr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-8607**. Dino Iacullo, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8609**. Steven Ivey, Petitioner *v.* Department of the Treasury. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-8616**. Carl McDougle, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8622**. Charlie Leon Woodard, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8625**. Terry L. Reed, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8627**. Phillip Westel Sedgwick, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8634**. Ruben Martinez-Paramo, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8636**. Kathleen Chung, Petitioner *v.* Judicial Council of California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **04-8645**. Francis T. Deutsch, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-8647**. Anthony Byron Pridgen, aka Big Ant, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8653**. Martez Coleman, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8658**. Jerry Jackson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8663**. Gary Mullane, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-8665**. Michael Allen, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-8668**. Romeo Botello, Jr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8672**. Bruce Black, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8683**. William Correy Talley, aka Rat Rat, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8691**. Kenny A. Carter, Petitioner *v.* Alberto R. Gonzales, Attorney General, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8693**. Maurice Cortez Martin, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8699**. Graling Edward Arnold, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8700**. Todd W. Altschul, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8706**. William Ivon Turner, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8712**. Patricia J. Curto, Petitioner *v.* Cornell University College of Veterinary Medicine, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-8718**. Brigido Ortiz-Gonzalez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8723**. Brian Maddox, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-8727**. Thomas B. Davis, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-8731**. Donikki Hardy, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8733**. Bobby Hazel, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8741**. John Edward Schomaker, Petitioner *v.* Michael K. Nalley, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-8752**. Bevil Campbell, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-8753**. James Sherrill, Petitioner *v.* Commandant, United States Disciplinary Barracks, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-8756**. Gregory Maurice Smith, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8767**. Luis Ray Vela-Salinas, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8772**. Antoine Darnell Lane, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8774**. John T. Millner, Petitioner *v.* United States. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **04-8777**. David Earnest, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8779**. John B. Levy, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8785**. Danny Burgin, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8786**. Wayne Mark Brown, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8828**. Anthony Andrews, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8829**. John R. Antrim, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-386**. Ricky Bell, Warden, Petitioner *v.* Derrick Quintero. 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 Thomas, with whom The Chief Justice joins.

No. **04-787**. Qualchoice, Inc., Petitioner *v.* Robin Rowland. Motion of Trover Solutions 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. **04-828**. Peter Evans and Detree Jordan, Petitioners *v.* Denis Stephens, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied. Opinion by Justice Stevens respecting the denial of the petition for writ of certiorari.

No. **04-935**. South Carolina, Petitioner *v.* Michael H. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the Supreme Court of South Carolina denied.

No. **04-937**. South Carolina, Petitioner *v.* Herman Henry “Bud” Von Dohlen. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the Supreme Court of South Carolina denied.

No. **04-8218**. Kenneth W. Reed, Petitioner *v.* Arizona, et al. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit dismissed. See Rule 39.8.

No. **04-8638**. In *Soo Chun, Petitioner v. George H. W. Bush, former President of the United States, et al.* Petition for writ of certiorari before judgment to the United States Court of Appeals for the Ninth Circuit denied.

HABEAS CORPUS DENIED

No. **04-1119**. In *Re Henry Joseph Borelli, Petitioner*; and
No. **04-8807**. In *Re Ronald Wheeler, Petitioner*. Petitions for writs of habeas corpus denied.

REHEARINGS DENIED

No. **03-9560**. *Marlon Latodd Howell, aka Marlon Cox, Petitioner v. Mississippi*;
No. **04-394**. *Ricky Bell, Warden, Petitioner v. Gary Bradford Cone*;
No. **04-619**. *Steve G. Weil, Petitioner v. United States*;
No. **04-655**. *Ralph Urban, Petitioner v. William C. Hurley*;
No. **04-671**. *Edward VanGuilder, Petitioner v. United States*;
No. **04-733**. *Michael Ben Graves, Petitioner v. Mary M. Schroeder, Chief Judge, United States Court of Appeals for the Ninth Circuit, et al.; and Michael Ben Graves, Petitioner v. Gary Feess, et al.*;
No. **04-5616**. In *Re Jimmy Twilley, Petitioner*;
No. **04-6158**. *Manuel Chavez, Petitioner v. United States*;
No. **04-6325**. *Joel White, Petitioner v. Richard Morgan, Superintendent, Washington State Penitentiary*;
No. **04-6366**. *Damien Douglas, Petitioner v. United States*;
No. **04-6837**. *William Stephen Solesbee, Petitioner v. United States*;
No. **04-6856**. In *Re Alexandria Barkclay, Petitioner*;
No. **04-6876**. *Paul Travis Sanwick, Petitioner v. Utah*;
No. **04-6897**. *Tyrone Wallace, Petitioner v. Cheryl Pliler, Warden*;
No. **04-6902**. *Mary L. Hill, Petitioner v. Miami-Dade County Mayor, et al.*;
No. **04-6917**. In *Re Darrell Jay Mease, Petitioner*;
No. **04-6918**. In *Re Alexandria Barkclay, Petitioner*;
No. **04-6926**. *Phillip J. Townsend, Petitioner v. Blaine Lafler, Warden*;
No. **04-6954**. In *Re Alexandria Barkclay, Petitioner*;
No. **04-7023**. In *Re Alexandria Barkclay, Petitioner*;
No. **04-7024**. In *Re Alexandria Barkclay, Petitioner*;
No. **04-7085**. *Janice L. Schrader, Petitioner v. Jo Anne B. Barnhart, Commissioner of Social Security*;

- No. **04-7152**. Martha Jean Valentine, Petitioner *v.* Carrier Corporation;
- No. **04-7163**. In Re Alexandria Barkclay, Petitioner;
- No. **04-7200**. In Re Alexandria Barkclay, Petitioner;
- No. **04-7214**. In Re Alexandria Barkclay, Petitioner;
- No. **04-7215**. In Re Alexandria Barkclay, Petitioner;
- No. **04-7216**. In Re Alexandria Barkclay, Petitioner;
- No. **04-7218**. In Re Alexandria Barkclay, Petitioner;
- No. **04-7275**. In Re Terry L. Fish, Petitioner;
- No. **04-7406**. Robert Cyril Begordis, Petitioner *v.* Minnesota;
- No. **04-7412**. Clifton Williams, Petitioner *v.* James Wynder, Superintendent, State Correctional Institution at Dallas, et al.;
- No. **04-7505**. Darryl Keith Williams, Petitioner *v.* United States;
- No. **04-7526**. Devendra Prakash Babulal Bansal, Petitioner *v.* Immigration and Naturalization Service, et al.;
- No. **04-7529**. Carlos Gilberto Diaz, Petitioner *v.* United States;
- No. **04-7559**. James Cassano, Petitioner *v.* David Unger, Superintendent, Livingston Correctional Facility;
- No. **04-7581**. In Re Francisco Figueroa, Petitioner;
- No. **04-7696**. Constance E. Haddad, Petitioner *v.* Equal Employment Opportunity Commission;
- No. **04-7776**. Allen Mark Ajan, Petitioner *v.* United States;
- No. **04-7777**. Joseph Stafford, Petitioner *v.* United States;
- No. **04-7811**. Francisco Escovar-Madrid, aka Victor Valazquez, Petitioner *v.* United States;
- No. **04-7819**. Martin Martinez-Carrillo, Petitioner *v.* United States; and
- No. **04-7838**. Timothy Anthony Davis, Petitioner *v.* United States. Petitions for rehearing denied.
- No. **03-10346**. Sharman Walker, aka Lynn Smith, Petitioner *v.* United States. Motion for leave to file a petition for rehearing denied.

ATTORNEY DISCIPLINE

- No. **D-2387**. In the Matter of Disbarment of Adrian Palmer Ifill. Disbarment order entered.
- No. **D-2388**. In the Matter of Disbarment of Allan James Culver, Jr. Disbarment order entered.
- No. **D-2391**. In the Matter of Disbarment of George Guyer Young, III. Disbarment order entered.

No. **D-2392**. In the Matter of Disbarment of Joseph Philip Webber. Disbarment order entered.

No. **D-2393**. In the Matter of Disbarment of Mark David Frankel. Disbarment order entered.

No. **D-2394**. In the Matter of Disbarment of Ellis Howard Goodman. Disbarment order entered.

No. **D-2418**. In the Matter of Donald Elias George. Donald Elias George, of Akron, Ohio, 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 permitted to the practice of law before this Court. The Rule to Show Cause, issued on February 22, 2005, is discharged.

ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Cassiana Aaronson	San Francisco, CA	Todd Christopher Hedin
Alan Dale Albert	Norfolk, VA	Jerrold Gladstone Weinberg
Gary Joseph Arsenault	Alexandria, LA	Paul J. Tellarico
Heather Fai Auyang	Washington, DC	Thomas W. Krause
Kenneth Ian Ayers, Jr.	Jersey City, NJ	Susan Marie Beschta
Gordon Ball	Knoxville, TN	Thomas Stratton Scott, Jr.
Lisa J. Banks	Washington, DC	Debra S. Katz
Sylvia Whatley Beckham	Ojai, CA	Jonathan B. Steiner
Pamela Jean Beery	Portland, OR	Harry Michael Auerbach
Kevin Monroe Bell	Washington, DC	Richard J. Oparil
Leonard Anthony Bennett	Newport News, VA	Richard J. Rubin
Sara Stanton Berg	Helena, MT	Kimberly Beatty
J. Donald Best	Madison, WI	James Roberts Troupis
Michael David Bland	Matthews, NC	Forrest Andrew Ferrell
David B. Borsykowsky	Montpelier, VT	John Wallace Malley, Jr.
Lori Lynn Brand	Cheyenne, WY	Gay Woodhouse
William E. Brown	Mandeville, LA	Barry W. Ashe

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Salome Elizabeth Bryan Critton	Hartford, CT	Timothy Salo Hollister
Samuel W. Buell	Boston, MA	Susan R. Klein
Randolph Leslie Burns	Dallas, TX	Brady Sherrod Edwards
Benjamin Jon Butler	Minneapolis, MN	Lawrence Hammerling
William Douglas Campbell	Washington, DC	Bruce Gary Joseph
Cristi A. Charpentier	Philadelphia, PA	Matthew C. Lawry
Stanley N. Chervin	Atlanta, GA	Craig A. Gillen
Ariel H. Chico-Juarbe	Arecibo, PR	Antonio Montalvo-Nazario
Wanda Cintron-Valentin	San Juan, PR	Virgilio Ramos Gonzalez
Susan Cleveland-Knowles	San Francisco, CA	Andrew W. Schwartz
Marc S. Cwik	Las Vegas, NV	Leland Eugene Backus
Rafael Goodwin del Castillo	Honolulu, HI	Frank Kit Leong Yap, Jr.
Paul Curt Elsner	Portland, OR	Harry Michael Auerbach
Mauricio A. Flores	Irvine, CA	Rapheal V. Lupo
Colleen M. Fowler	Frackville, PA	Michael J. O'Connor
Seth L. Friedman	New York, NY	Christopher R. Harris
William Jeffers Furnish, Jr.	New Orleans, LA	T. Peter Breslin
Janeen Heany Gaffney	Oak Hill, VA	Ketanji Brown Jackson
Amanda Anne Gibson	Lothian, MD	John Winston Butler
James Sanford Gifford	Honolulu, HI	Peter Christian Wolff, Jr.
Ankur J. Goel	Washington, DC	Charles R. Work
John Andrew Goodridge	Evansville, IN	David L. Jones
William Ted Gotfryd	Chicago, IL	Arthur T. Susman

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Jennifer Stisa Granick	San Francisco, CA	Pamela Susan Karlán
Mary Ellen S. Greenlee	San Francisco, CA	Michael R. Snedeker
Andrea L. Gross	Oakland, CA	Malcolm J. Gross
Ronnie Lee Harper	Natchez, MS	Forrest A. Johnson, Jr.
Carol Rose Heise	Evanston, IL	Alan Michael Freedman
Robert M. Hoffer	Crestview Hills, KY	Kelleene A. Schoening
Beth L. Jacobson	Boston, MA	Patrick P. Dinardo
Aimee R. Jim	Greensburg, PA	Richard L. Jim
Toni Raven Johns-Estaville	Los Angeles, CA	Gena Bunn
Tracy Scott Johnson	Cleveland, OH	Mitchell Gerald Blair
Arleen D. Jouxson-Meyers	Honolulu, HI	L. Richard Fried, Jr.
Anne Rutledge Keyes MacIver	Chicago, IL	Evelyn Vincent Keyes
Jeffrey G. Knowles	San Francisco, CA	Jonathan Roger Bass
Robert Frank Knox	Mill Valley, CA	Sheryl Kathryn Leighton
Marc Robert Labgold	Washington, DC	Richard J. Oparil
Zachary Ben Lang	Boston, MA	Traver Clinton Smith, Jr.
Julie Sarah Lehrman	Washington, DC	John Townsend Rich
Beth Ann Levene	Washington, DC	David Evan Kendall
Scott David Levy	Houston, TX	George Howard Lugrin, IV
John M. Lichtenberg	Grand Rapids, MI	Michael C. Walton
Matthew Christopher Lucas	Tampa, FL	Matthew John Conigliaro
Gregory S. Lynam	Chicago, IL	Thomas V. M. Linguanti
Michael Joseph Malecek	Oakland, CA	Barbara A. Caulfield

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Grant William McGuire	Newark, NJ	William B. McGuire
Justin James McShane	Harrisburg, PA	Lawrence Francis Clark, Jr.
Bruce R. Meckler	Chicago, IL	Steven Dale Pearson
Richard Sherwin Miller	Honolulu, HI	Arthur B. Reinwald
Luis J. Mongil-Casasnovas	San Juan, PR	Joanne Pardo Marquez
Paul Andrew Moore, III Paul Michael Morgan	San Francisco, CA Kalamazoo, MI	Bill Lann Lee Bryan Robert Walters
Charles E. Noneman Colleen Moran O'Neil	Los Angeles, CA Cleveland, OH	John S. Miller, Jr. Mitchell Gerald Blair
Lamar Dwight Oxford	Orlando, FL	Forrest Scott Pendley
Daniel G. Padden	Cambridge, OH	Thomas Leyshon Tribbie
Dorothy Gill Raymond Thomas E. Reardon	Louisville, CO Sugar Land, TX	Mary Lou Steptoe Ralph W. Shelburne
Daniel R. Reed	San Francisco, CA	Barbara A. Caulfield
Eve Klindera Reed	Washington, DC	Andrew G. McBride
Robert Louis Roark Benjamin I. Sachs James H. Salter	Lexington, KY Denver, CO Santa Clara, CA	Stephen L. Barker Linda Jean Olson Geoffrey Leonard Beauchamp
John C. Scheller	Madison, WI	James Roberts Troupis
George Felix Shevlin, IV	Washington, DC	Charles Tracy Howell
Kyle Oliver Sollie	Philadelphia, PA	Stephen J. McConnell
Brian James Stabley Eric David Stubenvoll	Tallahassee, FL Chicago, IL	Eddie D. Evans Steven Dale Pearson

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
William R. Sullivan	Mill Creek, WA	Todd Charles Nichols
Gregory Francis Taylor	Alexandria, VA	Thomas Ludwig Holzman
Robert E. Terk	Worcester, MA	Judge Edward J. Reynolds
Mark L. Varboncouer	Chicago, IL	James M. Amend
Justin M. Waggoner	Houston, TX	Lee Landa Kaplan
Brian Weeks	Metuchen, NJ	Rachel J. Horowitz
Frederick James Weil	Redding, CA	Arthur L. Morgan
Christopher William Weller	Montgomery, AL	Bruce Johnson Downey, III
Charles Wender	Boca Raton, FL	Andrew M. Chansen
Matthew R. Wildermuth	Chicago, IL	Steven Dale Pearson
Andrew C. Wilson	New Orleans, LA	James G. Burke, Jr.
Benjamin Elihu Wizner	New York, NY	Jameel Jaffer
Kenneth Stephen Womack	Jackson, MS	Timothy D. Crawley
Jay B. Yacker	Hoboken, NJ	Jason Andrew Oshins
M. Seth Yorra	Rockport, MA	Ralph Compton Pino
George Chih-Lun Yu	San Francisco, CA	Barbara A. Caulfield

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Michael W. Field	Providence, RI	Harvey Rishikof
Frederick Newton Mattoon	Pueblo, CO	William F Mattoon
Jill S. Mattoon	Pueblo, CO	William F Mattoon
Bryan H. Babb	Indianapolis, IN	George Thomas Patton, Jr.
Trevor J. Crossen	Indianapolis, IN	George Thomas Patton, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Robert Edward Kirsch	Ligonier, IN	George Thomas Patton, Jr.
Thomas F. Macke	Valparaiso, IN	George Thomas Patton, Jr.
Jerry Lee McCullum	New Albany, IN	George Thomas Patton, Jr.
Misty Yvonne McDonald	Terre Haute, IN	George Thomas Patton, Jr.
Matthew W. Mellady	Woodstock, MD	George Thomas Patton, Jr.
Kevin L. Roots	Terre Haute, IN	George Thomas Patton, Jr.
Thomas M. Thompson	Connersville, IN	George Thomas Patton, Jr.
Gerald Robert Wright	Indianapolis, IN	George Thomas Patton, Jr.

ORAL ARGUMENTS

No. **04-278**. Town of Castle Rock, Colorado, Petitioner *v.* Jessica Gonzales, Individually and as Next Best Friend of Her Deceased Minor Children, Rebecca Gonzales, Katheryn Gonzales, and Leslie Gonzales. Argued by Mr. John C. Eastman for the petitioner, by Mr. John P. Elwood for the United States as *amicus curiae*, by special leave of the Court, supporting the petitioner, and by Mr. Brian J. Reichel for the respondents.

No. **03-9877**. Jon B. Cutter, et al., Petitioners *v.* Reginald Wilkinson, Director, Ohio Department of Rehabilitation and Correction, et al. Argued by Mr. Paul D. Clement for the respondent, the United States, supporting the petitioners, by Mr. David Goldberger for the petitioners, and by Mr. Douglas R. Cole for the respondents.

Adjourned until Tuesday, March 22, 2005, at 10 o'clock.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg and Justice Breyer.

OPINIONS

No. **03-1039**. Jill L. Brown, Warden, Petitioner *v.* William Charles Payton. On writ of certiorari to United States Court of Appeals for the Ninth Circuit. Judgment reversed. Opinion by Justice Kennedy. Concurring opinion by Justice Scalia, with whom Justice Thomas joins. Concurring opinion by Justice Breyer. Dissenting opinion by Justice Souter, with whom Justice Stevens and Justice Ginsburg join. The Chief Justice took no part in the decision of this case.

No. **03-1601**. City of Rancho Palos Verdes, California, et al., Petitioners *v.* Mark J. Abrams. On writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Judgment reversed, and case remanded to the United States Court of Appeals for the Ninth Circuit for further proceedings consistent with the opinion of this Court. Opinion by Justice Scalia. Concurring opinion by Justice Breyer, with whom Justice O'Connor, Justice Souter, and Justice Ginsburg join. Opinion by Justice Stevens, concurring in the judgment.

No. **03-1423**. Darin L. Muehler, et al., Petitioners *v.* Iris Mena. On writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further proceedings consistent with the opinion of this Court. Opinion by The Chief Justice. Concurring opinion by Justice Kennedy. Opinion by Justice Stevens, with whom Justice Souter, Justice Ginsburg, and Justice Breyer join, concurring in the judgment.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

Applicant	City and State	Movant
Toni-Diane Donnet	San Diego, CA	Donna L. Gerson
Gony Frieder	Washington, DC	Donna L. Gerson
Judith Rose Goldman	Washington, DC	Donna L. Gerson
Arlene Joy Simon	Fort Lauderdale, FL	Donna L. Gerson

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Elizabeth Ann Zwibel	Bradenton, FL	Donna L. Gerson
Kelly Louise Jackson	Leawood, KS	Donna L. Gerson
Dawn Laura Goldstein	Washington, DC	Donna L. Gerson
Beth H. Saltzman	Lynnfield, MA	Donna L. Gerson
Karen Jill Elliott	Annapolis, MD	Donna L. Gerson
Hollis Raphael Weisman	Clarksville, MD	Donna L. Gerson
Audrey B. Asher	Kansas City, KS	Donna L. Gerson
Rachel Blythe Ehrlich	New York, NY	Donna L. Gerson
Rhonda S. Farber	Newark, NJ	Donna L. Gerson
Susan Pamela Gilbert	Edison, NJ	Donna L. Gerson
Michelle Janice Rothfeld	Morristown, NJ	Donna L. Gerson
Samuel Adam Rothfeld	East Orange, NJ	Donna L. Gerson
Alix R. Rubin	West Caldwell, NJ	Donna L. Gerson
Candice Toll Aaron	Wilmington, DE	Donna L. Gerson
Valerie J. Crown	New City, NY	Donna L. Gerson
Roberts L. Korus	New York, NY	Donna L. Gerson
Sarene Paula Shanus	Mamaroneck, NY	Donna L. Gerson
Debra Sue Shifrin	Akron, OH	Donna L. Gerson
Eleanor W. Myers	Philadelphia, PA	Donna L. Gerson
Jessica E. Adler	Washington, DC	Donna L. Gerson

ORAL ARGUMENTS

No. **03-1488**. Ulysses Tory, et al., Petitioners *v.* Johnnie L. Cochran, Jr. Argued by Mr. Erwin Chemerinsky for the petitioners and by Mr. Jonathan B. Cole for the respondent.

No. **04-5286**. Michael Donald Dodd, Petitioner *v.* United States. Argued by Ms. Janice L. Bergmann for the petitioner and by Mr. James A. Feldman for the respondent.

Adjourned until Monday, March 28, 2005, at 10 o'clock.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg and Justice Breyer.

ORDER IN PENDING CASE

No. **04A825**. Theresa Marie Schindler Schiavo, ex rel. Robert Schindler and Mary Schindler, Applicant *v.* Michael Schiavo, et al. Application for stay of enforcement of judgment pending the filing and disposition of a petition for writ of certiorari presented to Justice Kennedy and by him referred to the Court denied.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg and Justice Breyer.

The Chief Justice said:

“Today’s orders of the Court have been duly entered and certified, and filed with the Clerk, and they will not be otherwise announced.”

CERTIORARI—SUMMARY DISPOSITIONS

No. **03–1503**. Jill L. Brown, Warden, Petitioner *v.* Fernando Belmontes, Jr. On petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *Brown v. Payton*, 544 U. S. — (2005).

No. **04–711**. Alfred J. Koonin, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–858**. Michael J. Grasso, Jr., Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Third Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Third Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–1086**. Marcus Robinson, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–7231**. George Billingslea, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated,

and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8657**. Jason W. Joyner, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8659**. Beverly Scott, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8667**. Julius Alcorn, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8670**. Ernesto Alvarado, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8678**. Miguel Nava Rivas, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8686**. Carlos Vazquez-Molina, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals

for the First Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the First Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–8709**. Mitchell McGuire, aka Mix, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the First Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the First Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–8713**. Hiram Garcia, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–8714**. James Helton, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–8715**. Leonardo Gomez-Morales, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–8722**. Robert Earl Lowry, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8724**. Juan Luis Madrazo-Constante, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8726**. Paulino Bautista-Sanchez, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8728**. William John Chappell, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8732**. Brandon M. Hollywood, aka Earl, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8744**. Jesse Vitela, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8751**. Robert William Larson, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Ap-

peals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–8761**. Kela Brown, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–8768**. Juan Carlos Trasvina Alvarez, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–8775**. Chad M. Elve, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–8881**. Dramond D. Hicks, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

ORDERS IN PENDING CASES

No. **04M60**. Mary D’Agostino, Petitioner *v.* Ver-A-Fast. Motion to direct the Clerk to file a petition for a writ of certiorari out-of-time denied.

No. **04–8205**. William E. Harvey, Petitioner *v.* United States. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* denied.

CERTIORARI GRANTED

No. **04-980**. Jill L. Brown, Warden, Petitioner *v.* Ronald L. Sanders. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for a writ of certiorari to the United States Court of Appeals for the Ninth Circuit granted limited to Questions 1 and 3 presented by the petition.

CERTIORARI DENIED

No. **03-10261**. Michael D. Legrand, Petitioner *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. **04-280**. Mekdes Kebede, Petitioner *v.* Alberto R. Gonzales, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-693**. Franklin Savings Corporation and Franklin Savings Association, Petitioners *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-694**. Jennie E. Chomic, Personal Representative of the Estate of James J. Gorjup, Deceased, Petitioner *v.* United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-703**. Lawrence Wasden, Attorney General of Idaho, et al., Petitioners *v.* Planned Parenthood of Idaho, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-714**. Triple A Fire Protection, Inc., Petitioner *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-806**. Arkansas, Petitioner *v.* Michael Shane Jolly. Petition for writ of certiorari to the Supreme Court of Arkansas denied.

No. **04-822**. Ammex, Inc., Petitioner *v.* United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-835**. AG Route Seven Partnership, et al., Petitioners *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-837**. Bret Tarver, Petitioner *v.* Bo-Mac Contractors, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-859**. Ralph H. Speken, et ux., Petitioners *v.* Thomas R. Moore. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, First Judicial Department, denied.

No. **04-860**. Ammex, Inc., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-972**. John G. Spirko, Jr., Petitioner *v.* Margaret Bradshaw, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-976**. PPG Industries, Inc., Petitioner *v.* Brian S. Nelson, dba Jamestown Glass Service, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-977**. Pam Capital Funding, L.P., et al., Petitioners *v.* National Gypsum Co., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-981**. The Toro Company, Petitioner *v.* White Consolidated Industries, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-982**. Charles J. Sellens, et ux., Petitioners *v.* Bryan E. Groth, et al. Petition for writ of certiorari to the Court of Appeals of Kansas denied.

No. **04-984**. Briarpatch Limited, L.P., et al., Petitioners *v.* Phoenix Pictures, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-990**. Michael Genthe, Petitioner *v.* Quebecor World Lincoln, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-993**. Huntington Restaurants Group, Inc., et al., Petitioners *v.* Franchise Holding II, LLC. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-999**. Virginia Department of State Police, Petitioner *v.* The Washington Post, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-1002**. Kimberly Wilder, Petitioner *v.* Village of Amityville, New York, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-1017**. United States, ex rel. Russell E. Dingle and Thomas L. Rempfer, Petitioners *v.* Bioport Corporation, et al. Petition for writ

of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-1051**. Mike Powers, Petitioner *v.* Simon L. Leis, Jr., Sheriff, Hamilton County, Ohio, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-1076**. Janet Marie Deyerberg, Petitioner *v.* Bob Woodward, et al. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. **04-1078**. Bert A. Robinson, Mary K. Luman, Toyia Urbaniak, and Kirk T. Garner, Petitioners *v.* Texas Automobile Dealers Association, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-1082**. Jason Mann, Petitioner *v.* Connecticut. Petition for writ of certiorari to the Supreme Court of Connecticut denied.

No. **04-1090**. Pamela J. Pratt, Petitioner *v.* Washington Department of Labor and Industries. Petition for writ of certiorari to the Court of Appeals of Washington, Division 1, denied.

No. **04-1097**. Braveheart, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-1109**. Mary Julia Hook, Petitioner *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-1122**. Patty Jean Cyrus, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-1125**. Ronald Craver Kline, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7326**. James E. Billiot, Petitioner *v.* Christopher B. Epps, Commissioner, Mississippi Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7361**. Lonny J. Andrews, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-7452**. William W. York, Petitioner *v.* Tennessee Board of Probation and Parole. Petition for writ of certiorari to the Court of Appeals of Tennessee, Middle Division, denied.

No. **04-7459**. Earl Wesley Berry, Petitioner *v.* Mississippi. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. **04-7521**. Ernesto Sanchez-Parra and Javier Esparza-Vela, Petitioners *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7609**. Roy William Wyatt, Petitioner *v.* Oregon. Petition for writ of certiorari to the Supreme Court of Oregon denied.

No. **04-7718**. Sedley Alley, Petitioner *v.* Tennessee. Petition for writ of certiorari to the Court of Criminal Appeals of Tennessee, Western Division, denied.

No. **04-7775**. Jose Delgado-Garcia, Jose L. Prado-Morales, and Cesar A. Bravo-Cedeno, Petitioners *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **04-7807**. Licho Escamilla, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **04-8181**. Ronald Clinton Lott, Petitioner *v.* Oklahoma. Petition for writ of certiorari to the Court of Criminal Appeals of Oklahoma denied.

No. **04-8219**. Nolan Wayne Scales, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8221**. Robert Charles Scherrer, Petitioner *v.* United States District Court for the Central District of California. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8225**. Richard M. Mesa, Petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **04-8230**. Chiedu John Obi, Petitioner *v.* Texas; and Chiedu John Obi, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **04-8234**. June R. Williams, Petitioner *v.* The Thomson Corporation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-8235**. Sean Matthew O'Neal, Petitioner *v.* Matthew C. Kramer, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8236**. Mark L. Mitcham, Petitioner *v.* Dora B. Schriro, Director, Arizona Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8239**. Michael Ray Money, Petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **04-8261**. Mikhail Amkhanitsky, Petitioner *v.* CTC Real Estate Services. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, Division One, denied.

No. **04-8264**. Kevin Adams, Petitioner *v.* Jim Moore, Superintendent, Northeast Correctional Center. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-8266**. Guillermo Barron-Baca, Petitioner *v.* Jannie Shoemaker, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-8281**. John Anthony Malan, Petitioner *v.* Melissa M. Malan. Petition for writ of certiorari to the Court of Appeals of Indiana, Fourth District, denied.

No. **04-8282**. Tyrone Shelton, Petitioner *v.* Charles Wilson, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8283**. James W. South, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8287**. Marion C. Wolfe, Jr., Petitioner *v.* C. Emmett Mahle; Marion C. Wolfe, Jr., Petitioner *v.* Sacramento County, California, et al.; and Marion C. Wolfe, Jr., Petitioner *v.* Sacramento County Bar Association, et al. Petition for writ of certiorari to the Court of Appeal of California, Third Appellate District, denied.

No. **04-8297**. Mark Oliveira, Petitioner *v.* Florida. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **04-8302**. Nawaz Ahmed, Petitioner *v.* Ohio. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **04-8317**. Robert Dale Conklin, Petitioner *v.* Derrick Schofield, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8330**. Anthony W. Hiracheta, Jr., Petitioner *v.* Bill Lockyer, Attorney General of California, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8331**. Leroy Fleming, Petitioner *v.* City of Detroit, Michigan, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8340**. Richard Garrett Turay, Petitioner *v.* Washington. Petition for writ of certiorari to the Supreme Court of Washington denied.

No. **04-8341**. Guillermo Vera, Petitioner *v.* United States District Court for the Eastern District of California. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8342**. Dan Thomas, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Appeals of Texas, Twelfth District, denied.

No. **04-8343**. Angela Michele Valdivia, Petitioner *v.* Officer Orosco, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-8344**. David Turner, Petitioner *v.* David L. Runnels, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8345**. Robert E. Wilkin, Petitioner *v.* Mike Kemna, Superintendent, Crossroads Correctional Facility, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-8346**. Cedwick Tillman, Petitioner *v.* Derrick Schofield, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8349**. Demetrius A. Wilson, Petitioner *v.* Superior Court of California, Pima County, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8353**. Nedro Gwen Parker, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8358**. Christopher Berry, Petitioner *v.* Edward J. Klem, Superintendent, State Correctional Institution at Mahanoy. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-8364**. Marion Dennis Murray, Petitioner *v.* Wendy Thompson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **04-8368**. James Gregory Marlow, Petitioner *v.* California. Petition for writ of certiorari to the Supreme Court of California denied.

No. **04-8371**. Richard Cordero, Petitioner *v.* Kenneth W. Gordon, Trustee, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-8373**. Joseph V. Foster, Jr., Petitioner *v.* Burl Cain, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8392**. Kevin L. Murphy, Petitioner *v.* Tom L. Carey, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8394**. Gabriel I. Pittman, Petitioner *v.* Kenneth D. Kyler, Superintendent, State Correctional Institution at Huntingdon, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-8395**. Jason Lamont Jackson, Petitioner *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, Third District, denied.

No. **04-8397**. Chandan S. Vora, Petitioner *v.* Jeff Crowder. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-8399**. Darnell A. Williams, Petitioner *v.* Margaret Bradshaw, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8405**. Thomas Cluster Burdsal, Jr., Petitioner *v.* Craig Farwell, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8407**. James W. Clark, Jr., Petitioner *v.* Corrections Corporation of America, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8411**. Angelo J. Foti, Petitioner *v.* Ohio. Petition for writ of certiorari to the Court of Appeals of Ohio, Lake County, denied.

No. **04-8438**. Ronald A. Couch, Petitioner *v.* Robert J. Hernandez, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8453**. Aaron Leigh Cyars, Petitioner *v.* Gerald Hofbauer, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8487**. Gary Lee Willoughby, Petitioner *v.* John Cason, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8491**. Casey O. Carroll, Petitioner *v.* George J. Giurbino, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8515**. Stephen Craig Christopher, Petitioner *v.* Al Estep, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-8549**. Mary Rollins, Petitioner *v.* Greg Smith, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-8556**. Jason Joseph Artiglio, Petitioner *v.* John Marshall, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8590**. Lee Helm, Petitioner *v.* Joe Ortiz, Executive Director, Colorado Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-8598**. William Ray, Petitioner *v.* Gail Lewis, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8617**. Adrian Dana Walker, Petitioner *v.* United States District Court for the District of Delaware, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-8654**. Lindy Ray Matthews, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8704**. Andrew Jimenez, Petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **04-8735**. Stephen Lewis Farrar, Petitioner *v.* Brian Belleque, Superintendent, Oregon State Penitentiary. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8770**. Timothy Lynn Williams, Jr., Petitioner *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **04-8792**. Douglas Nyhuis, Petitioner *v.* Stephen Dewalt, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-8793**. Charles Ray Smith, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8796**. Keith Charles Rapp, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8811**. Jose Alfonso Torres, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8813**. Hulon Ponder, Petitioner *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Second District, denied.

No. **04-8819**. Kent Leroy Clark, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-8826**. Ahmed Yousef Ahmed, Petitioner *v.* United States. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **04-8832**. Omar Yaphet Scott, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8833**. Gregory Lee Martin, Sr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-8835**. Keith Maynie, Jr., Petitioner *v.* Keith E. Olson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-8852**. James F. Pollender, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8855**. Mitchum Soberanis, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8862**. Ronald Lee Couch, Jr., aka Diablo, aka D, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8863**. Jermaine A. Young, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8868**. Winford Lamont Henley, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-8879**. Cesar Gonzalez-Quintana, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8891**. Manuel Carrasco-Mateo, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-8894**. Steven Mark Mackie, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8902**. Kory Ray Smith, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8905**. Richard Rupley, Sr., Edward Lee Baker, and Dwain Allen Baker, Petitioners *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8908**. Roderick Alexander, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8911**. Christopher Armour, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-8917**. Raymond Outler, Petitioner *v.* Marty Anderson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8939**. Robert John Moes, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-686**. Caroline Gomez, Petitioner *v.* Amoco Oil Co. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied. Justice Breyer took no part in the consideration or decision of this petition.

No. **04-856**. City of Evanston, Illinois, Petitioner *v.* Edward Franklin. Motion of International Municipal Lawyers Association, 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 Seventh Circuit denied.

No. **04-979**. Troy Publishing Company, Inc., et al., Petitioners *v.* James B. Norton, III, et al. Motion of Associated Press, et al., for leave to file a brief as *amici curiae* granted. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Middle District, denied.

HABEAS CORPUS DENIED

No. **04-1173**. In Re Charles Causey, Petitioner; and

No. **04-9003**. In Re Robert Manley Jones, Petitioner. Petitions for writs of habeas corpus denied.

MANDAMUS DENIED

No. **04-8260**. In Re Carlos Franklin Bell-Outlaw, Petitioner. Petition for writ of mandamus and/or prohibition denied.

REHEARINGS DENIED

No. **04-640**. 1690 Cobb L.L.C., dba Waterpipe World, et al., Petitioners *v.* City of Marietta, Georgia, et al.;

No. **04-691**. Keith J. Thompson, Petitioner *v.* National Railroad Passenger Corporation;

No. **04-5943**. William Abraham Hubbard, Petitioner *v.* United States;

No. **04-5976**. George Miller, Petitioner *v.* United States;

No. **04-7139**. Alice F. Ceasar, Petitioner *v.* United Services Automobile Association, et al.;

No. **04-7255**. Dwayne Nimmons, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections;

No. **04-7336**. George Junior Green, aka George Green, Petitioner *v.* Gene M. Johnson, Director, Virginia Department of Corrections;

No. **04-7339**. Larry C. Ives, Petitioner *v.* Oklahoma;

No. **04-7372**. Herbert Lewis, Jr., Petitioner *v.* United States;

No. **04-7623**. Colvin I. Bert, Petitioner *v.* John W. Snow, Secretary of the Treasury, et al.; and

No. **04-7649**. Fritz Artz Springmeier, Petitioner *v.* United States. Petitions for rehearing denied.

No. **03-6841**. Ifedoo Noble Enigwe, aka Damien Ifeddo Noble Enigwe, Petitioner *v.* United States. Motion for leave to file a petition for rehearing denied.

RECESS ORDER

The Court will take a recess from Monday, April 4, 2005, until Monday, April 18, 2005.

ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Dana Gardner Adelstein	Los Angeles, CA	Kent L. Richland
Jack F. Allen	Clayton, MO	John C. Rasp
Andreas Alexander	San Diego, CA	Elizabeth Ann
Borgeas		Smith-Chavez
Philip Borowsky	San Francisco, CA	Thomas C.
		Goldstein
Rudrick Edward Boucher	Detroit, MI	David Michael
		Barbour
Nichol L. Bunn	Dallas, TX	Gena Bunn
Steven E. Byrne	Farmington, CT	Thomas P. Byrne
Danilo Caamano	Clearwater, FL	Richard E. Fee
Miguel Caridad	Miami, FL	Richard C.
		Klugh, Jr.
Christopher Andrew	Detroit, MI	David Michael
Cornwall		Barbour
Andrea L. Cummings	Phoenix, AZ	Gary Verburg
Mark G. Davis	Washington, DC	Paul Devinsky
Christopher Dove	Houston, TX	Michael Austin
		Hatchell
Anthony Douglass	Houston, TX	Theodore B. Olson
Drumheller		
Ashley Darryl Dworsky	Chicago, IL	Steven VanDorf
Chris Edwards	Cody, WY	William L.
		Simpson
Gail I. Edwin	New York, NY	Stanley
		Pierre-Louis
James J. Farrell	Los Angeles, CA	Christopher R.
		Harris
Elizabeth Rose Feffer	San Marino, CA	Martin J. Mayer
Bruce Ross Fertel	Encino, CA	Neil David
		Greenstein
Terry Howard Gilbert	Cleveland, OH	Jules L. Lobel
Hallie Ward Gill, Jr.	Houston, TX	James Edward
		Brill

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Russell Hardin, Jr.	Houston, TX	Robert B. Fiske, Jr.
Kai Hecker	Dallas, TX	Gena Bunn
Shanan L. Hewitt	Sacramento, CA	Bruce Alan Kilday
Emmet Paul Hibson, Jr.	Milford, CT	William J. Nardini
Lara Hudgins	Houston, TX	Theodore B. Olson
Hollingsworth		
Lyle Stephen Hosoda	Honolulu, HI	Dennis Edward Watson O'Connor
James Francis Xavier Jerskey	Saint Paul, MN	Frank Eugene Villaume, III
Deborah L. Kim	Honolulu, HI	William A. Harrison
David Ellis Langford	Atlanta, GA	John Custer Jones
Jonathan E. Lauderbach	Midland, MI	Julia A. Close
Michael J. Lyle	Washington, DC	Peter M. Friedman
Maryanne Lyons	Houston, TX	Tony P. Rosenstein
Brooks Mackintosh	Rockville, MD	Robert Allen Long, Jr.
Thomas O. McGimpsey	Louisville, CO	Peter M. Friedman
Janise L. Miller	Atlanta, GA	R. Read Gignilliat
Alan Ira Model	Roseland, NJ	Russell J. McEwan
Catherine E. Palmer	New York, NY	Christopher R. Harris
Jonathan Benjamin Paul	Sacramento, CA	Bruce Alan Kilday
Linda Susan Platisha	Yorba Linda, CA	Dean Browning Webb
Paul Edward Poirot	Washington, DC	Paul Joseph Pantano, Jr.
Mark D. Pollack	Chicago, IL	Barry Levenstam
Gary Prichard	Glen Ellyn, IL	Alan Michael Freedman
Lynne M. Raimondo	Evanston, IL	Herbert L. Zarov
Andrew Ramzel	Houston, TX	Theodore B. Olson
Gian-Matthew Ranelli	New Haven, CT	Timothy Salo Hollister

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Howard W. Reese, III	Atlanta, GA	Kenneth Drew Jones
David Allen Rhodes	Washington, DC	Michael Francis Healy
Jesse Manuel Rivera	Sacramento, CA	Bruce Alan Kilday
Joe Mac Roden	Houston, TX	Theodore B. Olson
Jeffrey Monroe Sangster	Detroit, MI	David Michael Barbour
Laura Lee Scarry	Chicago, IL	James G. Sotos
Robert Michael Schwartz	Los Angeles, CA	Walter Dellinger
Terry Sellars	Lexington, KY	George Edward Henry, II
Joel William Shaddox	Dallas, TX	Richard Dwayne Danner
Jack G. Slover, Jr.	Atlanta, GA	Kenneth Drew Jones
Elizabeth Lee Sokol	Detroit, MI	David Michael Barbour
John A. Taylor, Jr.	Encino, CA	Jeremy Brooks Rosen
John Robert Taylor	Atlanta, GA	Patricia Beth Attaway
Dennis R. Thompson	Akron, OH	J. Dean Carro

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Richard Wade Helms	Santa Ana, CA	Cynthia June Rapp
Noah Adam Levine	New York, NY	Seth P. Waxman
Nancy L. Kemp	Salt Lake City, UT	Nadine Jean Wichern
Thomas Joseph Bollyky	New York, NY	Carl Jonas Micarelli
Catherine Mahnaz Amirfar	New York, NY	Carl Jonas Micarelli

ORAL ARGUMENTS

No. **04-340**. San Remo Hotel, L. P., et al., Petitioners *v.* City and County of San Francisco, California, et al. Argued by Mr. Paul Utrecht for the petitioners and by Mr. Seth P. Waxman for the respondents.

No. **04-5928**. Jose Ernesto Medellin, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Argued by Mr. Donald Francis Donovan for the petitioner, by Mr. R. Ted Cruz for the respondent, and by Mr. Michael R. Dreeben for the United States as *amicus curiae*, by special leave of the Court, supporting the respondent.

Adjourned until Tuesday, March 29, 2005, at 10 o'clock.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg and Justice Breyer.

The Chief Justice said:

“The Court now recognizes the Acting Solicitor General of the United States.

The Acting Solicitor General addressed the Court as follows:

“Mr. Chief Justice, and may it please the Court. I have the honor to present to the Court the Eightieth Attorney General of the United States, the Honorable Alberto R. Gonzales of Texas.

The Chief Justice said:

“General Gonzales, on behalf of the Court, I welcome you as the chief law officer of the United States government and as an officer of this Court. We welcome you to the performance of your very important duties that will rest upon you by virtue of your office. Your commission as Attorney General of the United States will be placed in the records of the Court, and we wish you well in your new office.”

The Attorney General said:

“Thank you, Mr. Chief Justice.”

OPINIONS

No. **03–855**. *City of Sherrill, New York, Petitioner v. Oneida Indian Nation of New York, et al.* On writ of certiorari to United States Court of Appeals for the Second Circuit. Judgment reversed, and case remanded to the United States Court of Appeals for the Second Circuit for further proceedings consistent with the opinion of this Court. Opinion by Justice Ginsburg. Concurring opinion by Justice Souter. Dissenting opinion by Justice Stevens.

No. **02–1672**. *Roderick Jackson, Petitioner v. Birmingham Board of Education.* On writ of certiorari to United States Court of Appeals for the Eleventh Circuit. Judgment reversed, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further proceedings consistent with the opinion of this Court. Opinion by Justice O'Connor. Dissenting opinion by Justice Thomas, with whom The Chief Justice, Justice Scalia, and Justice Kennedy join.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

Applicant	City and State	Movant
Alan N. Braverman	Burbank, CA	Seth P. Waxman
Steven Bruce Stein	Parsippany, NJ	Sandra J. Feuerstein
Richard Chern	New York, NY	Sandra J. Feuerstein
Marilyn Chinitz	New York, NY	Sandra J. Feuerstein
Luna Chou	New York, NY	Sandra J. Feuerstein
Joseph Ira Fontak	New York, NY	Sandra J. Feuerstein
Karen Cushman	New York, NY	Sandra J. Feuerstein
Steven Mark Hoffberg	White Plains, NY	Sandra J. Feuerstein
Nathan G. Lamm	New York, NY	Sandra J. Feuerstein
Steven Vsevolod Maksin	New York, NY	Sandra J. Feuerstein
Courtney B. Nadler	New York, NY	Sandra J. Feuerstein
Wanda Steinmann	White Plains, NY	Sandra J. Feuerstein
Rachel Lee Warren	New York, NY	Sandra J. Feuerstein
David Fredric Wertheim	Albany, NY	Sandra J. Feuerstein
Peter Kar-Ming Yu	East Lansing, MI	Sandra J. Feuerstein
Steven B. Imhoof	Orange, CA	Scott W. Howe
LaDonna Trapp Kienitz	Newport Beach, CA	Scott W. Howe
Alexandra McDermott- Wilcox	Irvine, CA	Scott W. Howe
Michael Andrew Simon	Laguna Beach, CA	Scott W. Howe
Denise Kay Mills	Denver, CO	Cheryl Lynn Palkovitz Hepfer

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Sarah D. Eldrich	New Haven, CT	Cheryl Lynn Palkovitz Hepfer
Victoria Santoro Calebrese	West Palm Beach, FL	Cheryl Lynn Palkovitz Hepfer
Kenneth P. Altshuler	Rortland, ME	Cheryl Lynn Palkovitz Hepfer
William Richard Wright	Jackson, MS	Cheryl Lynn Palkovitz Hepfer
Elizabeth StuhBorchers	Omaha, NE	Cheryl Lynn Palkovitz Hepfer
Sylvia Goldschmidt	Elmsford, NY	Cheryl Lynn Palkovitz Hepfer
Jason Thomas McLaren	Columbia, SC	Cheryl Lynn Palkovitz Hepfer
Linda Lea M. Viken	Rapid City, SD	Cheryl Lynn Palkovitz Hepfer
George David Carlock, III	Dallas, TX	Cheryl Lynn Palkovitz Hepfer

ORAL ARGUMENTS

No. **04-480**. Metro-Goldwyn-Mayer Studios Inc., et al., Petitioners *v.* Grokster, Ltd., et al. Argued by Mr. Donald B. Verrilli, Jr., for the petitioners, by Mr. Paul D. Clement for the United States as *amicus curiae*, by special leave of the Court, supporting the petitioners, and by Mr. Richard G. Taranto for the respondents.

No. **04-277**. National Cable & Telecommunications Association, et al., Petitioners *v.* Brand X Internet Services, et al.; and

No. **04-281**. Federal Communications Commission and United States, Petitioners *v.* Brand X Internet Services, et al. Argued by Mr. Thomas G. Hungar for the petitioners in No. 04-281, by Mr. Paul

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TUESDAY, MARCH 29, 2005

T. Cappuccio for the petitioners in No. 04-277, and by Mr. Thomas C. Goldstein for the respondents.

Adjourned until Wednesday, March 30, 2005, at 10 o'clock.

 SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg and Justice Breyer.

OPINIONS

No. **03–1696**. Exxon Mobil Corporation, Exxon Chemical Arabia, Inc., and Mobil Yanbu Petrochemical Company, Inc., Petitioners *v.* Saudi Basic Industries Corporation. On writ of certiorari to the United States Court of Appeals for the Third Circuit. Judgment reversed, and case remanded to the United States Court of Appeals for the Third Circuit for further proceedings consistent with the opinion of this Court. Opinion by Justice Ginsburg.

No. **03–9046**. Charles Russell Rhines, Petitioner *v.* Douglas Weber, Warden. On writ of certiorari to the United States Court of Appeals for the Eighth Circuit. Judgment vacated, and case remanded to the United States Court of Appeals for the Eighth Circuit to determine, consistent with the opinion of this Court, whether the United States District Court for the District of South Dakota's grant of a stay in this case constituted an abuse of discretion. Opinion by Justice O'Connor. Concurring opinion by Justice Stevens, with whom Justice Ginsburg and Justice Breyer join. Opinion by Justice Souter, with whom Justice Ginsburg and Justice Breyer join, concurring in part and concurring in the judgment.

No. **03–1160**. Azel P. Smith, et al., Petitioners *v.* City of Jackson, Mississippi, et al. On writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Judgment affirmed. Justice Stevens announced the judgment of the Court and delivered the opinion of the Court with respect to Parts I, II, and IV, and an opinion with respect to Part III, in which Justice Souter, Justice Ginsburg, and Justice Breyer join. Opinion by Justice Scalia, concurring in part and concurring in the judgment. Opinion by Justice O'Connor, with whom Justice Kennedy and Justice Thomas join, concurring in the judgment. The Chief Justice took no part in the decision of this case.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Marianne Pressman	Cincinnati, OH	Douglas Russell Cole

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Daniel Yitzchak Balsam	Baltimore, MD	Robert V. Percival
Mathew Todd Bergman	New York, NY	Judge Sandra J. Feuerstein
Helen Borjas	Astoria, NY	Judge Sandra J. Feuerstein
Jordan B. Comet	Englewood, NJ	Judge Sandra J. Feuerstein
Michelle M. Graham	New York, NY	Judge Sandra J. Feuerstein
Maurice W. Heller	New York, NY	Judge Sandra J. Feuerstein
Tahra Nicole Kerman-Mastour	New York, NY	Judge Sandra J. Feuerstein
Marc Ari Lieberstein	New York, NY	Judge Sandra J. Feuerstein
Mark Brian Stillman	New York, NY	Judge Sandra J. Feuerstein
Mark Stuart Yagerman	New York, NY	Judge Sandra J. Feuerstein

ORAL ARGUMENT

No. **04-495**. Reginald A. Wilkinson, Director, Ohio Department of Rehabilitation and Correction, et al., Petitioners *v.* Charles E. Austin, et al. Argued by Mr. James M. Petro for the petitioners, by Ms. Deanne E. Maynard for the United States as *amicus curiae*, by special leave of the Court, supporting the petitioners, and by Mr. Jules Lobel for the respondents.

Adjourned until Monday, April 4, 2005, at 10 o'clock.

ORDER IN PENDING CASE

No. **04A844**. Theresa Marie Schiavo, Incapacitated, ex rel. Robert Schindler, et ux., her parents and next friends, Applicants *v.* Michael Schiavo, Guardian: Theresa Schiavo, Incapacitated, Judge George W. Greer, The Hospice of the Florida Suncoast, Inc. Application for stay of enforcement of judgment pending the filing and disposition of a petition for writ of certiorari presented to Justice Kennedy and by him referred to the Court denied.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice O'Connor, Justice Thomas, Justice Ginsburg, and Justice Breyer.

The Chief Justice said:

“Today’s orders of the Court have been duly entered and certified, and filed with the Clerk, and they will not be otherwise announced.”

CERTIORARI—SUMMARY DISPOSITIONS

No. **03–6245**. William Lee Thompson, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *Rhines v. Weber*, 544 U. S. — (2005).

No. **03–7339**. Samar Ramon Akins, Petitioner *v.* Michael L. Kenney, Warden. On petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eighth Circuit for further consideration in light of *Rhines v. Weber*, 544 U. S. — (2005).

No. **04–1**. George Blaisdell, Petitioner *v.* City of Rochester, New Hampshire. On petition for writ of certiorari to the United States Court of Appeals for the First Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the First Circuit for further consideration in light of *Exxon Mobil Corp. v. Saudi Basic Industries Corp.*, 544 U. S. — (2005).

No. **04–745**. Robert D. Holloway, Petitioner *v.* Arkansas State Board of Architects, et al. On petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eighth Circuit for further consideration in light of *Exxon Mobil Corp. v. Saudi Basic Industries Corp.*, 544 U. S. — (2005).

No. **04-955**. KAPL, Inc., et al., Petitioners *v.* Clifford B. Meacham, et al. On petition for writ of certiorari to the United States Court of Appeals for the Second Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Second Circuit for further consideration in light of *Smith v. City of Jackson*, 544 U. S. — (2005).

No. **04-1073**. El Amin Bashir, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-1116**. Jonathan Wagner, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Second Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Second Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-1154**. Vander Moore Gore, Jr., Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7913**. Darryl Prevatte Mitchell, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8632**. Oscar Joseph Pinargote-Ramirez, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8794**. Rafael Serrano-Pinero, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for

the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–8812**. Michael Lewis Miller, 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Third Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–8814**. Alexis E. Alcantara, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–8817**. Lisa Beasley, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 544 U. S. — (2005).

No. **04–8834**. Sherri Ann Kaether, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–8836**. Clauce Montrel Mazyck, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8839**. Maurice Jackson, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8870**. David Higginbotham, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8871**. Tommy James Lee Horne, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8887**. Tavaris Mononneto Moore, aka Chilli Mac, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8893**. Daniel Lozano-Morales, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Tenth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9021**. Kamran Muzaffar Malik, aka Nasar A. Khara, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United

States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

ORDERS IN PENDING CASES

No. **04M61**. Andrew Weaver, Petitioner *v.* United States District Court for the Western District of Texas. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **03–1230**. American Trucking Associations, Inc. and USF Holland, Inc., Petitioners *v.* Michigan Public Service Commission, et al.; and

No. **03–1234**. Mid-Con Freight Systems, Inc., et al., Petitioners *v.* Michigan Public Service Commission, et al. Motion of the Acting Solicitor General for leave to participate in oral argument as *amicus curiae* granted. Motion of petitioners to deconsolidate the cases or, in the alternative, for an enlargement of time for oral argument denied. Motions for divided argument are granted to be divided as follows: 15 minutes for petitioners in No. 03–1230; 10 minutes for petitioners in No. 03–1234; 25 minutes for respondents; and 10 minutes for United States.

No. **03–1237**. Merck KGaA, Petitioner *v.* Integra Lifesciences I, Ltd., et al. Motion of the Acting Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. **03–1693**. McCreary County, Kentucky, et al., Petitioners *v.* American Civil Liberties Union of Kentucky, et al. Motion of petitioners for leave to file a supplemental brief after argument granted.

No. **04–169**. Graham County Soil & Water Conservation District, et al., Petitioners *v.* United States, ex rel. Karen T. Wilson. Motion of the Acting Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. **04–514**. Ricky Bell, Warden, Petitioner *v.* Gregory Thompson. Motion of respondent to allow Matthew M. Shors to argue *pro hac vice* granted.

No. **04–563**. Deneice A. Mayle, Warden, Petitioner *v.* Jacoby Lee Felix. Motion of the Acting Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. **04–603**. Grable & Sons Metal Products, Inc., Petitioner *v.* Darue Engineering & Manufacturing. Motion of the Acting Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted. Motion of Jerome Milulski, et ux., for leave

to participate in oral argument as *amici curiae* and for divided argument denied.

CERTIORARI GRANTED

No. **04-885**. Central Virginia Community College, et al., Petitioners *v.* Bernard Katz, Liquidating Supervisor for Wallace's Bookstores, Inc. Petition for a writ of certiorari to the United States Court of Appeals for the Sixth Circuit granted.

CERTIORARI DENIED

No. **03-1628**. George Mason University, Petitioner *v.* Annette Greco Litman. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-451**. Milburn Dearing, et al., Petitioners *v.* Texas Parks and Wildlife Department, et al. Petition for writ of certiorari to the Court of Appeals of Texas, Tenth District, denied.

No. **04-491**. Durand Dickerson, Petitioner *v.* G. Ronald Bates, Jr., et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-571**. Mary E. Gorecki, Petitioner *v.* Philip D. Carlson, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-723**. Stevedoring Services of America and Homeport Insurance Company, Petitioners *v.* Arel Price, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-741**. Richard A. Culbertson, Petitioner *v.* Jo Anne B. Barnhart, Commissioner of Social Security. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-870**. Joan Hall, et al., Petitioners *v.* Virginia, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-873**. Philadelphia Housing Authority, Petitioner *v.* Edward R. Williams, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-874**. David Gregory Smith, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Appeals of Texas, First District, denied.

No. **04-875**. Laffit Pincay, Jr., et al., Petitioners *v.* Vincent S. Andrews, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-883**. Gary McDowell, et ux., Petitioners *v.* Providence Health Plan; and

No. **04-1044**. Providence Health Plan, Petitioner *v.* Gary McDowell, et ux. Petitions for writs of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-910**. Maurice Clarett, Petitioner *v.* National Football League. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-991**. Robert Rosser, Petitioner *v.* Nancy Dickenson, Conservator for Sandra Robinson; and

No. **04-1005**. Nancy Dickenson, Conservator for Sandra Robinson, Petitioner *v.* Cardiac and Thoracic Surgery of Eastern Tennessee, P.C. Petitions for writs of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-996**. Dianna Clark, Petitioner *v.* Redland Insurance Company. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-1001**. William S. Turchyn, et ux., Petitioners *v.* John R. Nakonachny, et al. Petition for writ of certiorari to the Court of Appeals of Ohio, Cuyahoga County, denied.

No. **04-1018**. DLX, Inc., Petitioner *v.* Kentucky, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-1029**. Margaret Chamberlain, Petitioner *v.* Court of Appeals of Texas, Ninth District, Jefferson County, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-1031**. H. Richard Austin, Petitioner *v.* Downs, Rachlin & Martin, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-1037**. Rickie Allen Wilson, Petitioner *v.* Colorado. Petition for writ of certiorari to the Court of Appeals of Colorado denied.

No. **04-1039**. Randall Industries, Inc., et al., Petitioners *v.* Christopher Pease, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-1040**. Fran Jones, Petitioner *v.* Rockdale County, Georgia. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-1043**. Republic of Congo, et al., Petitioners *v.* Af-Cap, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-1046**. Township of Upper Moreland, Pennsylvania, Petitioner *v.* Northwood Construction Company. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Middle District, denied.

No. **04-1063**. Rita C. Ferguson, Petitioner *v.* Township of Hamburg, Michigan. Petition for writ of certiorari to the Court of Appeals of Michigan denied.

No. **04-1069**. David M. Sinnott, et ux., Petitioners *v.* North Carolina. Petition for writ of certiorari to the Court of Appeals of North Carolina denied.

No. **04-1075**. Tony Esenwah, Petitioner *v.* Alberto R. Gonzales, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-1087**. Marshall Sanders, Petitioner *v.* Rosalyn Vine, Executrix of the Estate of Harry Sanders. Petition for writ of certiorari to the Court of Appeals of Tennessee, Middle Division, denied.

No. **04-1105**. Ergonome Incorporated, et al., Petitioners *v.* Compaq Computer Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-1117**. William A. Cohn, Petitioner *v.* Board of Professional Responsibility of the Supreme Court of Tennessee. Petition for writ of certiorari to the Supreme Court of Tennessee, Western Division, denied.

No. **04-1142**. Raymond L. Bledsoe, et al., Petitioners *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-1158**. Anthony Morelli, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-1176**. Shawn R. Washburn, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-7073**. Eddie Brock, Petitioner *v.* Mike Wilson, Superintendent, Mississippi State Penitentiary. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7286**. David Courtney Sack, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-7357**. Everett Gerod Jackson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-7421**. Michael Ray Lounsbury, Petitioner *v.* Brian Belleque, Superintendent, Oregon State Penitentiary. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7820**. John S. Klahn, Petitioner *v.* Wyoming. Petition for writ of certiorari to the Supreme Court of Wyoming denied.

No. **04-7824**. Douglas Alan Roberts, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7860**. Johnny Lee Barnes, Petitioner *v.* Jeanne S. Woodford, Director, California Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7901**. Karen Elaine Cash, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-7928**. Chev R. Carter, Petitioner *v.* Meadowgreen Associates. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **04-8412**. Michael D. Harris, Petitioner *v.* United States Court of Appeals for the Sixth Circuit. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8415**. Jose Fremonde, Petitioner *v.* City of New York, New York, et al. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. **04-8420**. Daniel Felder, Petitioner *v.* Brian Fischer, Superintendent, Sing Sing Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-8423**. John Griffin Headrick, Petitioner *v.* Joseph Lehman, Director, Washington Department of Corrections. Petition for writ of

certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8424**. Ronnie Joe Greer, Petitioner *v.* Jim Hamlet, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8437**. Ronald Coleman, Petitioner *v.* Rudolph Giuliani, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-8439**. Ronald Christmas, Petitioner *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **04-8440**. Orlando Trujillo, Petitioner *v.* Craig Farwell, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8446**. James M. Krzykowski, Petitioner *v.* Workers' Compensation Appeals Board, et al. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, Division One, denied.

No. **04-8447**. Mitchell Makidon, Petitioner *v.* Michigan. Petition for writ of certiorari to the Court of Appeals of Michigan denied.

No. **04-8448**. DeShawn Crenshaw, Petitioner *v.* Michigan. Petition for writ of certiorari to the Court of Appeals of Michigan denied.

No. **04-8454**. Ronald Cooper, Petitioner *v.* Oklahoma. Petition for writ of certiorari to the Court of Criminal Appeals of Oklahoma denied.

No. **04-8456**. Ellis Jennings, Petitioner *v.* Wanza Jackson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8458**. Walter Ray Mackintrush, Petitioner *v.* Larry B. Norris, Director, Arkansas Department of Correction. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-8461**. Anthony Q. Davis, Petitioner *v.* Florida. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8462**. Alfred Montoya, Petitioner *v.* Claude E. Finn, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8463**. Joel Perez, Petitioner *v.* James Wynder, Superintendent, State Correctional Institution at Dallas, et al. Petition for writ of

certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-8464**. Jeffrey T. Wilson, Petitioner *v.* Charles L. Hinsley, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-8468**. Tavares Reed, Petitioner *v.* Mississippi. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. **04-8469**. Samaad-Saqqara Bishop, Petitioner *v.* James E. Porter, Jr., et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-8470**. Firoozeh H. Butler, Petitioner *v.* MBNA Technology, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8471**. Darryl Lamarr Applewhite, Petitioner *v.* Michigan. Petition for writ of certiorari to the Court of Appeals of Michigan denied.

No. **04-8473**. William J. Barnes, Petitioner *v.* Anthony Zon, Superintendent, Wende Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-8475**. Michael A. Kelley, Jr., Petitioner *v.* Reginald A. Wilkinson, Director, Ohio Department of Rehabilitation and Correction, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8477**. Leonardo T. Morales, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8480**. Phyllis Lantz Allen, Petitioner *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **04-8484**. Leon Shelby Brown, Jr., Petitioner *v.* George J. Giurbino, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8485**. Shytour Williams, Petitioner *v.* Kurt Jones, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8486**. Corine D. Wallace, Petitioner *v.* YWCA of Chemung County, et al. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, Third Judicial Department, denied.

No. **04-8493**. Nathaniel Williams, Petitioner *v.* Claude E. Finn, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8494**. Domenick Pagnotti, Petitioner *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Fourth District, denied.

No. **04-8497**. Paul DeLeon, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8498**. Jerry L. Cary, Petitioner *v.* Supreme Court of Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **04-8499**. Alden J. Daniel, Jr., Petitioner *v.* Lee Ann Stabler, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8501**. Freddie Lee Roberson, Jr., Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **04-8504**. Robert L. Leach, Jr., Petitioner *v.* Tennessee. Petition for writ of certiorari to the Supreme Court of Tennessee, Middle Division, denied.

No. **04-8508**. Jose Beltran, Petitioner *v.* Michael Yarborough, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8511**. Charles A. Treece, Petitioner *v.* Orleans Parish City Government Judicial Branch, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8513**. Curtis Middlebrooks, Petitioner *v.* New York. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, Fourth Judicial Department, denied.

No. **04-8514**. James Andrade Cardwell, Petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, Division Three, denied.

No. **04-8534**. Ravun Muong, Petitioner *v.* David L. Runnels, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8559**. Steven Shane Tole, Petitioner *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, First District, denied.

No. **04-8641**. David William Becker, Petitioner *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, First District, denied.

No. **04-8644**. Tony Colida, Petitioner *v.* Sanyo North America Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-8676**. Gerald Neal Babineaux, Petitioner *v.* Burl Cain, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8698**. James A. Burtchett, Petitioner *v.* Idaho. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8749**. Bruce Leslie, Petitioner *v.* Scott Abbott, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-8760**. James Franklin Brown, Petitioner *v.* Wyoming. Petition for writ of certiorari to the Supreme Court of Wyoming denied.

No. **04-8790**. Brian J. O'Neill, II, Petitioner *v.* Richland County Board, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-8851**. Jeremiah D. Manning, Petitioner *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. **04-8873**. Alejandro Garcia-Plancarte, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8877**. Antonio Galeana-Flores, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8909**. Clyde Edward Young, Sr., Petitioner *v.* United States District Court for the Southern District of Alabama. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8947**. Richard Kenneth Wallen, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8954**. Charles R. Rivera, Petitioner *v.* Federal Bureau of Prisons, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-8957**. Glen M. Davis, aka Glen Davis, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8958**. Cliber Canpaz, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8961**. Keith A. Elsesser, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8963**. Jesus Ayala-Mercado, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8966**. Orestes Bruzon, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8971**. Daniel David Garcia and Ramon Garcia, Jr., Petitioners *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8983**. Eric Alan Mayo, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8993**. Alejandro Esparza, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9002**. Kyle Johnson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-9004**. Jesus Morejon, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9005**. Valentino Montgomery, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-9007**. James Robert Mairel, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9014**. Corey A. Williams, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-9015**. Karl Wingo, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-9024**. Roger Byrd and Herman Junior Byrd, Petitioners *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9027**. Timothy Adams, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9032**. Robert Beltz, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-9034**. Jesse Wright, Jr., aka Jessie Wright, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-576**. Brian Belleque, Superintendent, Oregon State Penitentiary, Petitioner *v.* Michael Ray Lounsbury. 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. **04-746**. Will Kempton, Director, California Department of Transportation, Petitioner *v.* Nano Maldonado. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Justice Breyer took no part in the consideration or decision of this petition.

No. **04-899**. Attica Central Schools, Petitioner *v.* J. S., By His Parent and Natural Guardian, N. S., et al. Motion of National School Boards Association, 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. **04-1011**. Albert L. Freeman, Petitioner *v.* Duke Power Company, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied. Justice Breyer took no part in the consideration or decision of this petition.

No. **04-1107**. Focus Media, Inc., Petitioner *v.* National Broadcasting Company, Inc., et al. Motion of Latino Coalition 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. **04-1150**. Don Hamrick, Petitioner *v.* George W. Bush, President of the United States, et al. Petition for writ of certiorari before judg-

ment to the United States Court of Appeals for the District of Columbia Circuit denied.

HABEAS CORPUS DENIED

No. **04-9147**. In Re Lonzie Wayne McQuirter, Petitioner. Petition for writ of habeas corpus denied.

MANDAMUS DENIED

No. **04-1014**. In Re Oleksiy Leonichev and Viktoriya Leonicheva, Petitioners;

No. **04-1016**. In Re Raymond L. Schlagel, Petitioner; and

No. **04-8449**. In Re Jerry L. Cary, Sr., Petitioner. Petitions for writs of mandamus denied.

PROHIBITION DENIED

No. **04-8633**. In Re Dwayne C. Nimmons, Petitioner. Petition for writ of prohibition denied.

REHEARINGS DENIED

No. **04-672**. Diane Sank, Petitioner *v.* City University of New York, et al.;

No. **04-738**. Clair A. Callan, Petitioner *v.* George W. Bush, President of the United States;

No. **04-7229**. James N. Parsons, Petitioner *v.* Janette H. Price, Warden;

No. **04-7309**. Thomas R. Fuller, Petitioner *v.* United States;

No. **04-7378**. In Re Dwayne Cline Nimmons, Petitioner;

No. **04-7403**. John Scott Roblyer, Petitioner *v.* Pennsylvania Department of Corrections;

No. **04-7666**. Kirk R. Smith, Petitioner *v.* United States; and

No. **04-8008**. Vincent Curtis Conyers, Petitioner *v.* Merit Systems Protection Board. Petitions for rehearing denied.

No. **03-7700**. Donald F. Stumpf, Petitioner *v.* Alaska, 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>
Roy Allen Adkins	Denver, CO	Paul James Mooney
Rebecca M. Alcantar	Dallas, TX	LaDawn Horn Conway

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Richard Alex Asselta	Fort Lauderdale, FL	Mary Catherine Bonner
Lea Anne Batson	Baton Rouge, LA	Mary E. Roper
James Marshall Biddle	Conway, SC	Ronald Ray Norton
Mark Howard Bodner	Fairfax, VA	Willis James Spaulding, II
Derek Benjamin Brett	Orlando, FL	Mark Lawrence Horwitz
Dianne Winter Brookins	Honolulu, HI	Ellen Godbey Carson
Caroline K. Cheng	New York, NY	Jeffrey E. Stone
Karan Cummings Ciotti	Houston, TX	Lloyd P. Lochrige, Jr.
Alan D. Copsey	Olympia, WA	William B. Collins
Robert J. Custis	Portland, OR	Christopher Harding Kent
Mark F. Daly	Washington, DC	Jeffrey J. Resetarits
David Raymond Dubin	Detroit, MI	Roy I. Liebman
Jeffrey P. Dunlaevy	Greenville, SC	Thomas M. Christina
William Donald Gardner	New York, NY	Stephen Aaron Weingrad
Katherine Eastmoore Giddings	Tallahassee, FL	Joseph Woodrow Hatchett
Jennie L. Goldsmith	Washington, DC	Rebecca Susan Snyder
Felipe nery Gomez	Chicago, IL	Michael Radzilowsky
Mark Louis Greenwald	San Antonio, TX	Bernard William Fischman
Sebastian Kaoru Gruson	New York, NY	Michael Gruson
Benjamin A. Hamilton	Salt Lake City, UT	Lynn Clark Donaldson
Dean A. Heyl	Washington, DC	Alan G. Lance, Sr.
Jayne Taylor Kacer	Orange, CA	Parham Williams
Paul Michael Kaplan	New York, NY	Ronald Michael Green

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Richard L. Kaspari	Minneapolis, MN	Robert Dale Metcalf
Brian S. King	Salt Lake City, UT	Eva T. Cantarella
Eric Keith Krasle	Athens, GA	Gerald R. Weber
Jon Hill Kurland	Chelmsford, MA	Herbert Pitta, Jr.
Steven David Liddle	Detroit, MI	Roy I. Liebman
Richard S. Lovering	Columbus, OH	Randolph Carson Wiseman
David A. Manspeizer	Madison, NJ	Robert D. Bajefsky
Edith Sophia Marshall	Washington, DC	Thomas Hylden
Doraine Faye Meyer	Los Angeles, CA	Roger H. Granbo, Jr.
Ian Hugh Morrison	Chicago, IL	Allegra R. Rich
K. Shannon Mrksich	Chicago, IL	Meredith Martin Addy
David L. Newman	Chicago, IL	George H. Gerstman
Brian J. Paul	Carmel, IN	L. Alan Whaley
Amy Promislo	Philadelphia, PA	Brian Thomas Ortelere
Michelle A. Reinglass	Laguna Hills, CA	Norman Pine
Mark D. Robins	Boston, MA	Joseph C. Tanski
David Edward Rook	Albany, NY	Dale M. Thuillez
Daniel H. Royalty	Seattle, WA	Paul J. Lawrence
Nedra Ruiz	San Francisco, CA	Randolph E. Daar
David Clayton Sander	Austin, TX	Louis Frank Oliver
Michael Emil Shanahan	New York, NY	Frederick L. Whitmer
Neil Sorensen	San Rafael, CA	Alfred Dovbish
Peter Raymond Spurzem	Hollister, CA	Gary James Clifford
Graydon G. Stevens	Portland, ME	Michael A. Duddy
William A. Streff, Jr.	Chicago, IL	James M. Amend
Priscillia Suntoso	West Roxbury, MA	Linda Rose

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Charles D. Tobin	Washington, DC	George DeSaussure Gabel, Jr.
Tracey Lynn Truesdale	Chicago, IL	Arthur B. Smith, Jr.
Robert C. Weill	Fort Lauderdale, FL	James Charles Sawran
Richard William Westling R. Tate Young	New Orleans, LA Houston, TX	John Wilson Reed Wayne Trenchard Hill

OPINIONS

No. **03-1407**. Richard Gerald Rousey, et ux., Petitioners *v.* Jill R. Jacoway. On writ of certiorari to United States Court of Appeals for the Eighth Circuit. Judgment reversed, and case remanded to the United States Court of Appeals for the Eighth Circuit for further proceedings consistent with the opinion of this Court. Opinion by Justice Thomas.

No. **03-9685**. Robert Johnson, Jr., Petitioner *v.* United States. On writ of certiorari to United States Court of Appeals for the Eleventh Circuit. Judgment affirmed. Opinion by Justice Souter announced by Justice O'Connor. Dissenting opinion by Justice Kennedy, with whom Justice Stevens, Justice Scalia, and Justice Ginsburg join.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Hugo Marcelino Villagra	Cape Coral, FL	Cynthia June Rapp
Kimberley Keyes	Arlington, VA	Gregg P. Leslie
Claire Fish Mootz	Denver, CO	Chris H. Mootz
Morris Philip Evans	Denver, CO	Chris H. Mootz
Michael John Wolter	Washington, DC	Luci Jankowski McClure
I. Barry Guerke	Dover, DE	Luci Jankowski McClure
Kevin A. Guerke	Wilmington, DE	Luci Jankowski McClure
William Michael Lafferty	Wilmington, DE	Luci Jankowski McClure

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Katherine Siddon O'Brien	Chicago, IL	Luci Jankowski McClure
Twila Mynhier Brooks	Lexington, KY	Luci Jankowski McClure
James M. McCreedy	Morristown, NJ	Luci Jankowski McClure
Jon Walter Olson	Mendham, NJ	Luci Jankowski McClure
Christy Michelle Appleby	Palmyra, PA	Luci Jankowski McClure
Heather Dolores Barron	Thornton, PA	Luci Jankowski McClure
Jeffrey David Bukowski	Reading, PA	Luci Jankowski McClure
Joseph Edward De Ritis	Stroudsburg, PA	Luci Jankowski McClure
Jessica Charis Diamondstone	Carlisle, PA	Luci Jankowski McClure
Jennifer Anne Ermilio	Paoli, PA	Luci Jankowski McClure
Mark David Fetterman	Chadds Ford, PA	Luci Jankowski McClure
Debra P. Furlas	Harrisburg, PA	Luci Jankowski McClure
Eric D. Gerst	Newtown Square, PA	Luci Jankowski McClure
Christina E. Hale	Frackville, PA	Luci Jankowski McClure
Linda S. Hollinger	Carlisle, PA	Luci Jankowski McClure
Darren John Holst	Harrisburg, PA	Luci Jankowski McClure
Anne Marie Howells	Scranton, PA	Luci Jankowski McClure
Sandra Dee Baker Jumper	Carlisle, PA	Luci Jankowski McClure
Christopher Mauk Kazmaier	Carlisle, PA	Luci Jankowski McClure
Susan V. Metcalfe	Lancaster, PA	Luci Jankowski McClure

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Edward Andrew Paskey	York, PA	Luci Jankowski McClure
Salil P. Patel	Philadelphia, PA	Luci Jankowski McClure
Karl E. Rominger	Carlisle, PA	Luci Jankowski McClure
Ann Marie Scarpino	Carbondale, PA	Luci Jankowski McClure
Kenneth P. Walsh	State Collage, PA	Luci Jankowski McClure
Matthew Benjamin Weisberg	Philadelphia, PA	Luci Jankowski McClure
Carol Louise Weitzel	Harrisburg, PA	Luci Jankowski McClure
John David Purdy	Clifton, VA	Luci Jankowski McClure
Theodore A. Cohen	Los Angeles, CA	Leon Silverman
Marlo Dickman	Los Angeles, CA	Leon Silverman
Iris Weinmann	Los Angeles, CA	Leon Silverman
Terence J. Gallagher, III	White Plains, CT	Leon Silverman
Patrick John McHugh	Stamford, CT	Joseph Ginsburg
Rowena Amanda Moffett	Old Saybrook, CT	Leon Silverman
Daniel L. Schwartz	Stamford, CT	Leon Silverman
Demetrios Christos Batsides	Newark, NJ	Leon Silverman
Paul Francis Cullum, III	Newark, NJ	Leon Silverman
Patrick C. Dunican, Jr.	Newark, NJ	Leon Silverman
Perry Matthew Fonseca	Newark, NJ	Leon Silverman
Peter J. Torcicollo	Newark, NJ	Leon Silverman
Joseph S. Ugarte	New York, NY	Leon Silverman
Thomas J. Bean	Colts Neck, NJ	Leon Silverman
Michael Quinn Carey	New York, NY	Leon Silverman
Sarah Loomis Cave	New York, NY	Leon Silverman
Peter V. Christiansen	New York, NY	Leon Silverman
Howard D. Geneslaw	Newark, NJ	Leon Silverman
Cheryl Ann Gorman	Newark, NJ	Leon Silverman
Barbara T. Hoffman	New York, NY	Leon Silverman
Constance Crawford Hamilton Jameson	New York, NY	Leon Silverman

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Sarita Kedia	New York, NY	Leon Silverman
James R. Lynch	New York, NY	Leon Silverman
Patricia B. Miller	New York, NY	Leon Silverman
Natalie Ann Napierala	New York, NY	Leon Silverman
Catherine G. Patsos	New York, NY	Leon Silverman
Thomas N. Pieper	New York, NY	Leon Silverman
Jeanette Redmond	New York, NY	Leon Silverman
Kevin J. Walsh	New York, NY	Leon Silverman
Teressa Marie Sanzio	Phoenix, AZ	Elizabeth Davis Beall
Ardele Yvonne Float	Rancho Santa Margarita, CA	Elizabeth Davis Beall
Phyllis Marie Gallagher	Wrightwood, CA	Elizabeth Davis Beall
John Christopher Jay	Encino, CA	Elizabeth Davis Beall
Janice M. Greening	Englewood, CO	Elizabeth Davis Beall
Ghada A. Anis	Washington, DC	Elizabeth Davis Beall
Janet Elizabeth Michael	Portland, ME	Elizabeth Davis Beall
Edith Ann Brous	New York, NY	Elizabeth Davis Beall
Imelda Kathleen Harrington	New York, NY	Elizabeth Davis Beall

Adjourned until Monday, April 18, 2005, at 10 o'clock.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

ORDERS IN PENDING CASES

No. **03-10198**. Antonio Dwayne Halbert, Petitioner *v.* Michigan. Motion of Louisiana, et al., for leave to participate in oral argument as *amici curiae* and for divided argument granted.

No. **04-6432**. Aurelio O. Gonzalez, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections. Motion of the Acting Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

ORDER IN PENDING CASE

No. **04A891**. Richard Longworth, Applicant *v.* Jon E. Ozmint, Director, South Carolina Department of Corrections, et al. Application for stay of execution of sentence of death presented to The Chief Justice and by him referred to the Court denied. Justice Stevens would grant the application for stay of execution.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

The Chief Justice said:

“Today’s orders of the Court have been duly entered and certified, and filed with the Clerk, and they will not be otherwise announced.”

CERTIORARI—SUMMARY DISPOSITIONS

No. **03–9629**. Derrick Rivers, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *Johnson v. United States*, 544 U. S. — (2005).

No. **03–10354**. Eduardo Rodriguez, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *Johnson v. United States*, 544 U. S. — (2005).

No. **04–1164**. Joseph W. Saladino, Jr., Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Seventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–1188**. Jerry Wayne Wren, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–7335**. Warrick A. Griffin, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma*

pauperis and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *Johnson v. United States*, 544 U. S. — (2005).

No. **04–8692**. Malcolm Pritchett, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–8720**. Larry Banks, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–8898**. Miguel Angel Alcantara, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–8903**. Jacqueline O. Richardson, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–8916**. Jason Edward Stevens, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–8923**. Jose Reyes Ramos-Ruiz, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–8927**. Oscar Gomez-Trujillo, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–8937**. Pedro Pacheco, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the First Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the First Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–8945**. Andres Sanchez-Cruz, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Tenth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–8960**. Lance Morgan Caulk, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–8967**. Isauro Samora-Sanchez, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Ap-

peals for the Tenth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–8972**. Edmond N. Gaudelli, 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Third Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–8976**. Darin Heath West, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–8979**. Jerry Deckard, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–8986**. Keith Elliott Byrd, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–8998**. Hector F. Morales, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the First Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the First Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–9011**. Arteria Louise Watson, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit. Motion of petitioner for leave to proceed *in forma*

pauperis and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eighth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9013**. George Alberto Varela-Medina, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9029**. Randy Patterson, aka Roho, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9035**. Noel Osvaldo Nieves-Bogado, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9037**. Patrick Eugene Clark, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9060**. William Morris Risby, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9063**. Manuel Huerta-Vargas, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9082**. Ivan Constant, 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Third Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9095**. Owen Robinson, Kendall Schuyler, and William M. Parros, Petitioners *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioners for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9113**. Harles Portes Herrera, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9114**. Donald Lynn Fields, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9117**. Darrell West, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth

Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9122**. Nicole Cloutier, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the First Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the First Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9132**. Richard L. Craig, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9133**. Roberto Cruz-Ayon, aka Alberto Aguinaga-Ceja, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9142**. Terrence T. Jones, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Tenth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

ORDERS IN PENDING CASES

No. **04A695 (04-8680)**. Jerry A. Torres, Applicant *v.* David B. Moon, Jr., et al. Application for stay addressed to Justice Breyer and referred to the Court denied.

No. **04M48**. Cheryl Ann Clark, Petitioner *v.* Elsey Maxwell McLeod. Renewed motion for leave to file a petition for writ of certiorari under seal with redacted copies for the public record granted.

No. **04M62**. William E. Downs, Jr., Petitioner *v.* South Carolina. Motion for leave to proceed *in forma pauperis* without an affidavit of indigency executed by petitioner denied.

No. **04M63**. Doudou B. Jannah, Petitioner *v.* Manpower Inc. of New York, et al. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **04M64**. Gordon Wayne Watts, Petitioner *v.* Florida Department of State. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **04M65**. Jeffery W. Wansley, Petitioner *v.* Mike Wilson, Superintendent, Mississippi State Penitentiary, et al. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **04M66**. David Calderon, Petitioner *v.* Brian Fischer, Superintendent, Sing Sing Correctional Facility. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **04-1049**. Carpenters Health and Welfare Trust for Southern California, Petitioner *v.* Timothy Vonderharr, et al. The Acting Solicitor General is invited to file a brief in this case expressing the views of the United States.

No. **04-8614**. Basil N. Stephanatos, Petitioner *v.* New Jersey, et al. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner allowed until May 9, 2005, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

CERTIORARI GRANTED

No. **04-373**. Maryland, Petitioner *v.* Leeander Jerome Blake. Petition for writ of certiorari to the Court of Appeals of Maryland granted.

No. **04-1067**. Georgia, Petitioner *v.* Scott Fitz Randolph. Petition for writ of certiorari to the Supreme Court of Georgia granted.

No. **04-1084**. Alberto R. Gonzales, Attorney General, et al., Petitioners *v.* O Centro Espirita Beneficiente Uniao Do Vegetal, et al. Petition for a writ of certiorari to the United States Court of Appeals for the Tenth Circuit granted.

CERTIORARI DENIED

No. **04-530**. Paul Nagy, Petitioner *v.* FMC Butner. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-731**. Eastern Shoshone Tribe of the Wind River Reservation, et al., Petitioners *v.* United States; and

No. **04-929**. United States, Petitioner *v.* Eastern Shoshone Indian Tribe of the Wind River Reservation, et al. Petitions for writs of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-803**. Maisie Shenandoah, et al., Petitioners *v.* Arthur Raymond Halbritter, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-809**. Norfolk Dredging Co., Inc., Petitioner *v.* United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-869**. Nissan Motor Co., Ltd., et al., Petitioners *v.* Nissan Computer Corporation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-901**. Oren Benton, Petitioner *v.* Cameco Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-916**. Hartford Steam Boiler Inspection and Insurance Company, Petitioner *v.* Underwriters at Lloyd's and Companies Collective, et al. Petition for writ of certiorari to the Supreme Court of Connecticut denied.

No. **04-939**. Mary Ann McGuire, et al., Petitioners *v.* Thomas F. Reilly, Attorney General of Massachusetts, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-948**. Rashmika Patel, Petitioner *v.* Alberto R. Gonzales, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-949**. Carrie A. McMellon, et al., Petitioners *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-952**. Cholla Ready Mix, Inc., Petitioner *v.* Victor Mendez, Secretary, Arizona Department of Transportation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-985**. Raymond Burnett, et al., Petitioners *v.* Sonnie E. Potts, et al. Petition for writ of certiorari to the Court of Appeals of Tennessee, Middle Division, denied.

No. **04-1028**. California, ex rel. Bill Lockyer, Attorney General of California, Petitioner *v.* Dynegy, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-1042**. Nick A. Kolev, Petitioner *v.* Tonya M. Prescott, et al. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, Division Three, denied.

No. **04-1048**. David Enlow, Petitioner *v.* Salem-Keizer Yellow Cab Company, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-1050**. Craig Dickhaus, Dennie Miller, and Richard Woodside, Petitioners *v.* Calvin B. Champion. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-1053**. Kenneth A. Goldblatt, Petitioner *v.* A&W Industries, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-1059**. Michael Monroe, Petitioner *v.* Raymond Booker, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-1060**. Multnomah County, Oregon, et al., Petitioners *v.* Alpha Energy Savers, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-1061**. David Phillips, et al., Petitioners *v.* Richard Bowles, et al. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied.

No. **04-1062**. Steven Rushing, Petitioner *v.* Board of Supervisors of the University of Louisiana System (Southeastern Louisiana University). Petition for writ of certiorari to the Court of Appeal of Louisiana, First Circuit, denied.

No. **04-1065**. Intercontinental Electronics, S.p.A., Petitioner *v.* American Keyboard Products, Inc., et al. Petition for writ of certiorari to the Court of Appeals of Michigan denied.

No. **04-1068**. John S. Barth, Petitioner *v.* Town of Sanford, Maine, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-1070**. Wei Ye, et al., Petitioners *v.* Jiang Zemin, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-1071**. Walker International Holdings Limited, Petitioner *v.* Republic of Congo, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-1072**. Raymond Abrams, et al., Petitioners *v.* Societe Nationale des Chemins de Fer Francais. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-1074**. Territory of Guam and Edna T. Paulino, Petitioners *v.* Pacificare Health Insurance Company of Micronesia, Inc., dba Pacificare Asia Pacific. Petition for writ of certiorari to the Supreme Court of Guam denied.

No. **04-1077**. Kathleen Raven, et vir, Petitioners *v.* Countrywide Home Loans, Inc., et al. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **04-1080**. Agwu Nwoke, Petitioner *v.* Stuart E. Palmer. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-1081**. Frank J. Crosby, Individually and on Behalf of All Others Similarly Situated, Petitioner *v.* Bowater Incorporated Retirement Plan for Salaried Employees of Greater Northern Paper Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-1085**. Stanley N. Drinkwater, Jr., Petitioner *v.* Parker, McCay & Criscuolo. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. **04-1088**. Luis Humberto Silva, et ux., Petitioners *v.* Alberto R. Gonzales, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-1089**. Sydney A. Rose, Petitioner *v.* Alan LeBovidge, Massachusetts Commissioner of Revenue. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-1091**. Christopher Nnamdi Amaechi, Petitioner *v.* University of Kentucky, College of Education, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-1092**. S. E. W. Friel, et al., Petitioners *v.* Maryland State Roads Commission, et al. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. **04-1096**. Sheriff Saudi, Petitioner *v.* Acomarit Maritimes Services, S. A. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-1098**. Emerson M. F. Jou, Petitioner *v.* First Insurance Company of Hawaii, Ltd. Petition for writ of certiorari to the Supreme Court of Hawaii denied.

No. **04-1099**. Carol Stavropoulos, Petitioner *v.* Evan Firestone, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-1100**. Laurene Cuvillier, Petitioner *v.* Rockdale County, Georgia, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-1101**. Daniel E. Zurla, Petitioner *v.* City of Daytona Beach, Florida, et al. Petition for writ of certiorari to the District Court of Appeal of Florida, First District, denied.

No. **04-1102**. Guillermo Berriochoa Lopez, et al., Petitioners *v.* William J. Clinton, former President 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. **04-1104**. Charlene Demus, Petitioner *v.* San Diego County, California. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-1118**. David Craig Kanz, Petitioner *v.* Matthew J. Frank, Secretary, Wisconsin Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-1129**. Irene Romaniuk, Petitioner *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, Fifth District, denied.

No. **04-1132**. Limagrain Genetics Corporation, Petitioner *v.* Midwest Oilseeds, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-1133**. Julian Christian Long, Petitioner *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. **04-1159**. Kadiatou Camara, et al., Petitioners *v.* Alberto R. Gonzales, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-1160**. Chapman Children's Trust II, Petitioner *v.* John E. Potter, Postmaster General. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-1165**. Andrew Bevan, Petitioner *v.* Florida Bar. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **04-1172**. Bolivarian Republic of Venezuela, Petitioner *v.* Elder Offshore Leasing, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-1174**. Sheila Jeanne Malbrain, et al., Petitioners *v.* Washington State Department of Agriculture. Petition for writ of certiorari to the Court of Appeals of Washington, Division 1, denied.

No. **04-1187**. Video Management, Inc., dba C&C Video, Petitioner *v.* City of Charleston Board of Zoning Appeals, et al. Petition for writ of certiorari to the Supreme Court of South Carolina denied.

No. **04-1190**. Michael Kobold, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-1195**. Lee E. Gahr, Petitioner *v.* Securities and Exchange Commission. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-1200**. Board of County Commissioners of El Paso County, Colorado, et al., Petitioners *v.* Mark Shook, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-1201**. Henry Caldwell, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-1204**. United States, ex rel. Dan Graves and Susan Newman, Petitioners *v.* ITT Educational Services, Inc., et al.; and United States, ex rel. James F. Bowman, Petitioner *v.* Education America, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-1217**. Delmon Lee, Jr., Petitioner *v.* E. Norris Tolson, Secretary, North Carolina Department of Revenue. Petition for writ of certiorari to the Court of Appeals of North Carolina denied.

No. **04-1228**. Richard E. Wall, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-1254**. Gregory S. Moses, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Armed Forces denied.

No. **04-1261**. Ronald Moran Cadillac, Inc., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-1262**. Ziyad Shalash, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-1265**. Hany Al Hedaithy and Riyadh Al-Aiban, Petitioners *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-1272**. Pioneer Commercial Funding Corporation, Petitioner *v.* Corestates Bank, N. A. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Eastern District, denied.

No. **04-7415**. Darin L. Williams, Petitioner *v.* Zettie R. Cotton, Superintendent, Pendleton Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-7489**. Timothy Hugh Queen, Petitioner *v.* W. B. Purser. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7698**. Randy Lee Guzek, Petitioner *v.* Oregon. Petition for writ of certiorari to the Supreme Court of Oregon denied.

No. **04-7802**. Larry Mack, Petitioner *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **04-7854**. Zion Tsabbar, Petitioner *v.* 17 East 89th Street Tenants, Inc. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, First Judicial Department, denied.

No. **04-7988**. Anthony Hernandez, Petitioner *v.* Kansas. Petition for writ of certiorari to the Supreme Court of Kansas denied.

No. **04-8028**. Kylleen Hargrave-Thomas, Petitioner *v.* Joan Yukins, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8034**. Floyd D. Oster, Petitioner *v.* Mary Kelly Sutton, et al. Petition for writ of certiorari to the Supreme Court of New Hampshire denied.

No. **04-8064**. Chad L. Conner, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-8078**. Dalton Babineaux, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8084**. Mohammed Alrubiay, Petitioner *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **04-8105**. Rosemary Zavrel, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-8107**. Jay E. Lentz, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8159**. Daniel E. Salley, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-8197**. Diane Andrew, Petitioner *v.* Lincoln Park Housing Commission. Petition for writ of certiorari to the Court of Appeals of Michigan denied.

No. **04-8503**. Larry Eugene Hall, Petitioner *v.* Jon E. Ozmint, Director, South Carolina Department of Corrections. Petition for writ of certiorari to the Supreme Court of South Carolina denied.

No. **04-8506**. Michael J. Caperton, Petitioner *v.* Pamela Withrow, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8516**. Donald Leroy Davis, Petitioner *v.* Victor L. Walker, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8517**. Steve Michael Cox, Petitioner *v.* Basa, Bates, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8518**. Carlos Lenin Contreras, Petitioner *v.* Arthur Calderon, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8519**. Terry McCoy, aka James Mason, Petitioner *v.* Lea Ann Chrones, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8520**. Max Carrillo, Petitioner *v.* Lea Ann Chrones, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8521**. Wallace Long, Petitioner *v.* Richard E. Early, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8527**. Antonio L. Walker, Petitioner *v.* California. Petition for writ of certiorari to the Supreme Court of California denied.

No. **04-8528**. Clayton N. Jordan, Petitioner *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, Second District, denied.

No. **04-8535**. J. P. Parnell, Petitioner *v.* Jill L. Brown, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8540**. Ali M. Muthana, Petitioner *v.* Gerald Hofbauer, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8545**. Marlon L. Watford, Petitioner *v.* Kankakee Police Department, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-8547**. Chris Payton, Petitioner *v.* Brian Fischer, Superintendent, Sing Sing Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-8548**. Viveca Sanai, Petitioner *v.* Sassan Sanai. Petition for writ of certiorari to the Court of Appeals of Washington, Division 1, denied.

No. **04-8551**. Pasqualino DePace, Petitioner *v.* Massachusetts. Petition for writ of certiorari to the Supreme Judicial Court of Massachusetts denied.

No. **04-8552**. Joseph M. Walls, Petitioner *v.* Delaware. Petition for writ of certiorari to the Supreme Court of Delaware denied.

No. **04-8553**. Xavier Brown, Petitioner *v.* Mississippi. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. **04-8554**. William G. Allen, Petitioner *v.* Tennessee. Petition for writ of certiorari to the Court of Criminal Appeals of Tennessee, Middle Division, denied.

No. **04-8558**. Inocencio Lara Trujillo, Petitioner *v.* Dr. Arce, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8561**. Salvatore Siracusa, Petitioner *v.* Marvin Polk, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8565**. Aaron Marsh, Petitioner *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, First District, denied.

No. **04-8568**. Najee Sabree Blackman, Petitioner *v.* Gregory Lloyd Lewis, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-8570**. Mark Dwayne Bryant, Petitioner *v.* Michigan. Petition for writ of certiorari to the Court of Appeals of Michigan denied.

No. **04-8572**. Donta Lelon Thornton, Petitioner *v.* Gene M. Johnson, Director, Virginia Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8573**. Miriam D. Watt, Petitioner *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **04-8577**. James K. Elman, Jr., Petitioner *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, First District, denied.

No. **04-8578**. David R. Corbin, Petitioner *v.* Bladen County Child Support Agency, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8579**. Gerald Morgan, Petitioner *v.* Anthony A. Lamarque, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8580**. Marcus F. Miller, Petitioner *v.* W. Stephen Bullard, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8581**. Gordon E. Fitzgerald, Petitioner *v.* McCormick Ranch Property Owners' Association, et al. Petition for writ of certiorari to the Court of Appeals of Arizona, Division One, denied.

No. **04-8587**. Robert E. Howell, Sr., Petitioner *v.* Fred Brown. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8588**. Bryan Edmond Hunt, Petitioner *v.* Maurice M. Paul, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8596**. Desiree Ann Shaw, Petitioner *v.* Charlie Harris, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8608**. Kevin W. Gentry, Petitioner *v.* D. K. Butler, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8610**. Al Fame, Petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, Division One, denied.

No. **04-8612**. George Elton Hinnant, Petitioner *v.* North Carolina. Petition for writ of certiorari to the Supreme Court of North Carolina denied.

No. **04-8613**. Billy Slagle, Petitioner *v.* Margaret Bagley, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8615**. Elijah W. Ratcliff, Petitioner *v.* Polk County Title, Inc., et al. Petition for writ of certiorari to the Court of Appeals of Texas, Ninth District, denied.

No. **04-8618**. Arthur Dennis Rutherford, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8620**. Willie Lee Williams, Petitioner *v.* Florida. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **04-8621**. Norbert Steven Wilcox, Petitioner *v.* Kentucky. Petition for writ of certiorari to the Supreme Court of Kentucky denied.

No. **04-8626**. Dana L. Rose, Petitioner *v.* Sara B. Thomas, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8628**. Sarah Whittier Brown, Petitioner *v.* Roger A. Finzel, et al. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **04-8630**. Samuel Aldridge, Petitioner *v.* Kentucky. Petition for writ of certiorari to the Court of Appeals of Kentucky denied.

No. **04-8635**. Geneal Martin, Petitioner *v.* Andrew Jackson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8637**. Duke Stewart Elliott, Petitioner *v.* Jay T. Morgan, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8642**. Arthur Paul Baird, II, Petitioner *v.* Cecil K. Davis, Superintendent, Indiana State Prison. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-8643**. Tony Colida, Petitioner *v.* Qualcomm Incorporated. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-8646**. Shirley Ann Charles, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **04-8648**. Christopher S. Oguaju, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **04-8649**. Cordell Sanjuan Powell, Petitioner *v.* Michigan. Petition for writ of certiorari to the Court of Appeals of Michigan denied.

No. **04-8651**. Raymond Arthur Price, Petitioner *v.* Larry Reid, Superintendent, Centennial Correctional Facility, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-8655**. Shajsultan Jaffer, Petitioner *v.* The National Black Caucus and Center on Black Aged, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8656**. Lamont Antoine Lodge, Petitioner *v.* R. L. Candelaria, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8661**. Teon Mitchell, Petitioner *v.* Blaine Lafler, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8662**. Norris Nash, Petitioner *v.* Timothy Wilkinson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8666**. Juan E. Alvarado, Petitioner *v.* Larry Small, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8669**. Daniel Burson, Petitioner *v.* Lawrence Greer, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8671**. Ross Barton, Petitioner *v.* Sherman Hatcher, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8673**. John H. Burrell, Petitioner *v.* Anderson County Criminal Court, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8674**. Waymare Billups, Petitioner *v.* Boyd Bennett, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8675**. Roger Brown, Petitioner *v.* Trinity Industrial. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8677**. Michael Smith, Petitioner *v.* Brian Fischer, Superintendent, Sing Sing Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-8679**. Jeffrey Wright, Petitioner *v.* Mississippi. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. **04-8680**. Jerry A. Torres, Petitioner *v.* David B. Moon, Jr., et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8681**. David A. Valdivia, Petitioner *v.* A. K. Scribner, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8682**. Juan Antonio Tapia-Ortiz, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-8684**. Gary L. Yeats, Petitioner *v.* Brian Sandoval, Attorney General of Nevada. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8685**. Randall Conner Wade, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Appeals of Texas, Second District, denied.

No. **04-8687**. Bruce X. Cooper, Petitioner *v.* P. Johnson, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-8688**. Godfrey Cadogan, Petitioner *v.* Paul Renico, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8689**. Jesse Carter, Jr., Petitioner *v.* Burl Cain, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8690**. Amber Rae Eberhart, Petitioner *v.* Gwendolyn Mitchell, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8694**. Joseph Delfin Rodriguez, Petitioner *v.* R. A. Castro, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8695**. Donald Lee Williams, Jr., Petitioner *v.* Branch Banking and Trust Company, et al. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **04-8696**. Jeff B. Zhang, Petitioner *v.* Apex Home and Business Rentals, Inc. Petition for writ of certiorari to the Circuit Court of West Virginia, Jefferson County, denied.

No. **04-8697**. James E. Shorter, Jr., Petitioner *v.* Ohio. Petition for writ of certiorari to the Court of Appeals of Ohio, Montgomery County, denied.

No. **04-8701**. Michael Wayne Howell, Petitioner *v.* Tennessee. Petition for writ of certiorari to the Supreme Court of Tennessee, Western Division, denied.

No. **04-8703**. Frank Cornelius, Petitioner *v.* Linda Cornelius. Petition for writ of certiorari to the Court of Appeals of Georgia denied.

No. **04-8707**. Edward Nathaniel Bell, Petitioner *v.* William Page True, Warden. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **04-8708**. Kirk Douglas Murphy, Petitioner *v.* J. Valadez, Acting Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8710**. Simon Mark Balaj, et ux., Petitioners *v.* Alberto R. Gonzales, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8711**. Larry Nalls, Petitioner *v.* Ohio. Petition for writ of certiorari to the Court of Appeals of Ohio, Montgomery County, denied.

No. **04-8716**. Johndell Henderson, Jr., Petitioner *v.* R. A. Castro, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8717**. Greigory Holmes, Petitioner *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, Fourth District, denied.

No. **04-8721**. Dennis Christensen, Petitioner *v.* Randy Stammen. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-8725**. Jesus Acosta, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8729**. Alfonso Hartwell, Petitioner *v.* E. Richard Bazzle, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8737**. Eddie Dean Hall, Petitioner *v.* Tennessee. Petition for writ of certiorari to the Court of Criminal Appeals of Tennessee, Eastern Division, denied.

No. **04-8739**. Pakistan Algier Gary, Petitioner *v.* George Hinkle, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8740**. Greg A. Glass, Petitioner *v.* Michael Kenney, Warden. Petition for writ of certiorari to the Supreme Court of Nebraska denied.

No. **04-8750**. Asim Mack, Petitioner *v.* Robert D. Shannon, Superintendent, State Correctional Institution at Frackville, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-8758**. Joshua Kevin Brink, Petitioner *v.* Mississippi. Petition for writ of certiorari to the Court of Appeals of Mississippi denied.

No. **04-8759**. Larry Steve Blackwell, Petitioner *v.* South Carolina, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8763**. Goronwy Olden, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8769**. Jermaine E. Williams, Petitioner *v.* Kentucky. Petition for writ of certiorari to the Supreme Court of Kentucky denied.

No. **04-8781**. Lonnie Wayne Pursley, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8791**. Joseph M. McNoriell, Petitioner *v.* Michigan. Petition for writ of certiorari to the Court of Appeals of Michigan denied.

No. **04-8800**. John T. Josey, Petitioner *v.* Bell County, Texas, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8805**. Terrance Spawn Curry, Petitioner *v.* Richard L. Morgan, Superintendent, Washington State Penitentiary. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8808**. Marcus M. Walton, Petitioner *v.* William S. Stickman, Superintendent, State Correctional Institution at Pittsburgh, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-8818**. Timothy Dixon, Petitioner *v.* William Phillips, Superintendent, Green Haven Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-8820**. Michael Covington, Petitioner *v.* Paul Renico, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8840**. Jamel Miller, Petitioner *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **04-8842**. Elijah White Ratcliff, Petitioner *v.* State Bar of Texas, et al. Petition for writ of certiorari to the Court of Appeals of Texas, Seventh District, denied.

No. **04-8845**. Eric Scott, Petitioner *v.* Connecticut. Petition for writ of certiorari to the Supreme Court of Connecticut denied.

No. **04-8864**. James Widner, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8865**. David Turner, Petitioner *v.* Neal K. Mechling, Sr., Superintendent, State Correctional Institution at Fayette, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-8876**. JoJulien Z. Hicks, Petitioner *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, Fifth District, denied.

No. **04-8896**. Lealton Chears, Petitioner *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **04-8899**. Ralph Mlaska, Petitioner *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **04-8904**. Jose Ramirez, Petitioner *v.* Pennsylvania. Petition for writ of certiorari to the Superior Court of Pennsylvania, Philadelphia Office, denied.

No. **04-8906**. Willie Ray Mazon, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-8915**. Tommy Lee Monk, Petitioner *v.* Larry B. Norris, Director, Arkansas Department of Correction, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-8920**. Gregory Paxton Payton, Petitioner *v.* Mississippi. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. **04-8924**. Charles Winslow, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8925**. Paul Glen Everett, Petitioner *v.* Florida. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **04-8930**. Johnnie Davis, Petitioner *v.* Jack McMahon, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-8933**. Daniel E. Clark, Petitioner *v.* William J. Wolfe, Superintendent, State Correctional Institution at Albion, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-8946**. Earl X, Petitioner *v.* Nancy Howton, Superintendent, Oregon State Correctional Institution. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8965**. Gary Womack McDonald, Petitioner *v.* North Carolina. Petition for writ of certiorari to the Court of Appeals of North Carolina denied.

No. **04-9001**. Lawrence M. Martin, Petitioner *v.* Douglas Waddington, Superintendent, Stafford Creek Corrections Center. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9033**. Gerhard Franz Josef Ullmann, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-9039**. Alfredo Ceballos, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-9042**. Bruce H. Mason, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-9044**. Orville Wynter, Petitioner *v.* New York. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, Second Judicial Department, denied.

No. **04-9051**. Robert Gerard Horn, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-9059**. Rodney Simms, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9061**. Jeffrey Collins, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9064**. Bernard Gibson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9066**. Kimberly K. Bailey, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9069**. Yami F. Olu, Petitioner *v.* United States. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **04-9073**. Jose Wilmer Gamez-Reyes, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9074**. Richard Fisher, Petitioner *v.* United States. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **04-9076**. Rafael S. Hernandez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9083**. Auburn Calloway, Petitioner *v.* United States District Court for the Western District of Tennessee. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-9088**. Gordon O. Hoff, Sr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-9099**. Randy Oliver, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9108**. Willie Harris, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-9109**. Lorenzo E. Flint, Jr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9111**. Steven Griggs, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-9115**. Frankie Gonzalez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-9126**. Arthur Lee Hairston, Sr., Petitioner *v.* United States Court of Appeals for the Fourth Circuit. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9127**. Robert James Gadsen, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9137**. Grayson Ramsburg, Jr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9140**. Ismael Martinez-Mata, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9150**. Conrad Foxx, Petitioner *v.* Jake Mendez, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-9152**. Sebastian Gomez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9154**. Lonnie M. Ford, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-9156**. Wayne Gaskin, aka Atiba, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-9157**. Brian Davis, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-9165**. Edwin Lionel Jones, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9166**. Karamoke M. Fuse, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-9171**. Robert Bernay, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9173**. Luke Allen, Petitioner *v.* Joseph M. Brooks, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9179**. Katrell B. Morris, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-9196**. Jerry Industrious, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9199**. Lucky Irorere, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-9205**. Rodney Slusher, Petitioner *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **04-9211**. Darren L. Carter, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-9217**. Stan T. Stanford, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-9225**. John Hayden, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-9233**. Jose A. Trejo-Pasaran, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-9234**. Donald Glenn Tolbert, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-9240**. Dorian Maurice Leniar, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9244**. Eugene Michael Romero, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-9245**. Rafael Aguilar-Delgado, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9247**. Alan Bernitt, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-9260**. Thomas Brown, Jr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9265**. Alfredo Castillo Reyes, Petitioner *v.* United States. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **04-9267**. Joseph Pungitore, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-9275**. Tommy Lee Cathey, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9279**. Don Antonio Dandridge, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9297**. Carlos Ortiz-Hernandez, aka Carlos Ortiz-Vaca, aka Junior Rudolfo Colunga, aka Hipolito Carreon Ortiz, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9298**. William Bingham O'Dell, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9300**. Carlos E. Navarro-Morales, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-674**. American Home Products Corporation, et al., Petitioners *v.* Bryan D. Collins, et al. Motion of Washington Legal Foundation 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. Justice Breyer took no part in the consideration or decision of this motion and this petition.

No. **04-679**. Bill Lockyer, Attorney General of California, Petitioner *v.* Robert E. Kennedy. 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. **04-775**. Blaine County, Montana, et al., Petitioners *v.* United States. Motion of petitioners to strike brief of private respondents Joseph F. McConnell, et al., granted. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-808**. Jon E. Ozmint, Director, South Carolina Department of Corrections, Petitioner *v.* Larry Eugene Hall. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the Supreme Court of South Carolina denied.

No. **04-831**. Illinois Central Railroad Company, et al., Petitioners *v.* Kelli Smallwood. Motion of Chamber of Commerce of the United States, et al., for leave to file a brief as *amici curiae* granted. Motion of Association of American Railroads for leave to file a brief as *amicus curiae* granted. Motion of American Security Insurance Company for leave to file a brief as *amicus curiae* granted. Motion of Bryan D. Collins, 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 Fifth Circuit denied.

No. **04-847**. California, Petitioner *v.* Michael Anthony Hanks. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the Court of Appeal of California, Fifth Appellate District, denied.

No. **04-913**. Illinois, Petitioner *v.* Steve A. Gilbert. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for

writ of certiorari to the Appellate Court of Illinois, Fourth District, denied.

No. **04-1058**. Jerome R. Mikulski, et al., Petitioners *v.* Centerior Energy Corp., et al. Petition for a writ of certiorari before judgment to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8525**. Kenneth W. Reed, Petitioner *v.* Arizona. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for a writ of certiorari to the United States Court of Appeals for the Ninth Circuit dismissed. See Rule 39.8. As petitioner has repeatedly abused this Court's process, the Clerk is directed not to accept any further petitions in noncriminal matters from petitioner unless the docketing fee required by Rule 38(a) is paid and petition submitted in compliance with Rule 33.1. See *Martin v. District of Columbia Court of Appeals*, 506 U. S. 1 (1992) (*per curiam*). Justice Stevens dissents. See *id.*, at 4, and cases cited therein.

No. **04-8719**. Kathleen Chung, Petitioner *v.* Bank of America. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied. Justice Breyer took no part in the consideration or decision of this petition.

HABEAS CORPUS DENIED

No. **04-9394**. In Re Luther Bernard Davenport, Petitioner. Petition for writ of habeas corpus denied.

MANDAMUS DENIED

No. **04-1079**. In Re Gary R. Wall, Petitioner;
No. **04-8531**. In Re Hugo P. Absalon, Petitioner;
No. **04-8640**. In Re David Velez, Petitioner;
No. **04-8736**. In Re Martin E. Grant, Petitioner;
No. **04-8950**. In Re Guy Edwin Sparkman, Petitioner;
No. **04-9046**. In Re James Morris, Petitioner;
No. **04-9079**. In Re Timothy Grimsley, Petitioner;
No. **04-9174**. In Re Allah Burman, Petitioner; and
No. **04-9230**. In Re Maurice Riley, Jr., Petitioner. Petitions for writs of mandamus denied.

No. **04-8623**. In Re Earnest A. Darden, Petitioner. Petition for writ of mandamus and/or prohibition denied.

REHEARINGS DENIED

No. **04-517**. Christopher Village, L. P. and Wilshire Investments Corp., Petitioners *v.* United States;

No. **04-570**. Mary Martin, Petitioner *v.* Boyd Gaming Corporation, dba M/V Treasure Chest Casino, et al.;

No. **04-697**. John Hudson, Petitioner *v.* American Arbitration Association, Inc., et al.;

No. **04-796**. Roque R. Morales, Petitioner *v.* Keystone Development Company, LLC, et al.;

No. **04-824**. Southeastern Rubber Recycling, a Division of Sunrise Garden Mart, Inc., et al., Petitioners *v.* Alabama Department of Public Health, et al.;

No. **04-826**. Lloyd U. Nsek, Sr., Petitioner *v.* Circle K Stores, et al.;

No. **04-862**. Jeanne Brown, et vir, Petitioners *v.* Premiere Designs, Inc.;

No. **04-959**. Bonnie Harbuck, Petitioner *v.* United States;

No. **04-1023**. In Re Richard Louis Adam, Petitioner;

No. **04-5378**. Kevin Wells, Petitioner *v.* Pamela Johnson, Judge, Juvenile Court of Louisiana, East Baton Rouge Parish;

No. **04-6550**. Curtis Richardson, Petitioner *v.* Willie Eagleton, Warden, et al.;

No. **04-6936**. John Jay Humphrey, Petitioner *v.* New York;

No. **04-7050**. Curtis W. Hart, Petitioner *v.* Multnomah County, Oregon, et al.;

No. **04-7051**. Curtis W. Hart, Petitioner *v.* United States, et al.;

No. **04-7056**. David Muresan, Petitioner *v.* Washington Department of Social and Health Services;

No. **04-7194**. Cheryl R. Richardson, Petitioner *v.* Safeway, Inc.;

No. **04-7239**. Chester L. Wilms, Jr., Petitioner *v.* Craig A. Hanks, Superintendent, Wabash Valley Correctional Facility;

No. **04-7377**. Jesha D. Miller, Petitioner *v.* John VanNatta, Superintendent, Miami Correctional Facility;

No. **04-7480**. Jeff M. Potts, Petitioner *v.* Margaret Bagley, Warden;

No. **04-7503**. Charles Mack Young, Jr., Petitioner *v.* Doug Vasbinder, Warden;

No. **04-7516**. Joseph F. De Melo, Petitioner *v.* Department of Veterans Affairs;

No. **04-7531**. Mark Allen Murdock, Petitioner *v.* American Axle & Manufacturing, Inc.;

No. **04-7563**. Gerald Hinrick Miller, Petitioner *v.* Georgia;

No. **04-7605**. Elena von Bressendorf, et vir, Petitioners *v.* United States;

No. **04-7657**. Philip S. Bayoud, Petitioner *v.* Ellen Bayoud, et al.;

No. **04-7665**. Alex D. Ramos, Petitioner *v.* United States;

No. **04-7690**. Roberto Esquivel-Cabrera, Petitioner *v.* United States;

No. **04-7695**. William V. Owen, Petitioner *v.* Billy Mitchem, Warden, et al.;

No. **04-7711**. David Reeves, Petitioner *v.* Calvin D. Morton, Warden;

No. **04-7726**. Dorina Pizio, Petitioner *v.* New Jersey;

No. **04-7727**. Tammy T. Fadael, Petitioner *v.* S & S Strand;

No. **04-7748**. Lavert Roberson, Jr., Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division;

No. **04-7752**. Elihah W. Ratcliff, Petitioner *v.* IndyMac Bank, F. S. B.;

No. **04-7986**. Johnny Lee Gore, aka Manager, Petitioner *v.* United States;

No. **04-8044**. Alex Cruz, Petitioner *v.* United States;

No. **04-8061**. Monroe L. Coleman-Bey, Petitioner *v.* United States;

No. **04-8070**. Luanne Moore, Petitioner *v.* Exxon Mobil Corporation, fka Mobil Oil Corporation;

No. **04-8077**. Eugene W. Brown, Jr., Petitioner *v.* Illinois Labor Relations Board Panel, et al.;

No. **04-8110**. John Robert Hasson, aka Heloneti Galera, aka Jack Hasson, Petitioner *v.* United States;

No. **04-8350**. Gerardo Vigil, Petitioner *v.* United States;

No. **04-8375**. Christopher Ventrice, Petitioner *v.* United States; and

No. **04-8387**. Clarence Clay, Petitioner *v.* United States. Petitions for rehearing denied.

No. **96-6839**. Hugo Roman Almendarez-Torres, Petitioner *v.* United States. Second motion for leave to file a petition for rehearing denied.

No. **04-6911**. Larry Dean Burns, Petitioner *v.* United States. Motion for leave to file a petition for rehearing denied.

RECESS ORDER

The Court will take a recess from Monday, May 2, 2005, until Monday, May 16, 2005.

ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Mary C. Albert	Washington, DC	Robert L. Hoegle

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Mark E. Anderson	Durham, NC	Robert Morris Clay
Deborah Bryant Andrews	Elizabeth City, NC	Donalt J. Eglinton
Julia G. Ayres	Annapolis, MD	William J. Collins, Jr.
Katherine A. Bacal	San Diego, CA	Charles Henson Dick, Jr.
Brian P. Barrett	Indianapolis, IN	Kenneth John Meyers
Barak Aharon Bassman	Philadelphia, PA	Stephen J. Sundheim
Christine E. Baur	San Diego, CA	Charles Henson Dick, Jr.
Andrew J. Bellwoar	Chester Springs, PA	Joseph J. Mittleman
Paul R. Bernard	Ann Arbor, MI	Dennis Wayne Archer
Bradford Scott Bernstein	Rockville, MD	Rachel Theora McGuckian
Paula Louise Bilton	Chicago, IL	Dean H. Bilton
Patricia Blair	Tyler, TX	Elizabeth Davis Beall
Donald Carl Brey	Columbus, OH	Diane Richards Brey
Stafford G. Bullock	Raleigh, NC	Ripley Eagles Rand
Ron Thomas Capehart	Houston, TX	Marvin B. Peterson, Jr.
David J. Cardiff	Oakland, CA	Eileen Anne Scallen
Daniel Jay Cohen	St. Louis, MO	Jeffrey Andrew James Millar
Ed Reynolds Davies, Jr.	Nashville, TN	Ed R. Davies
Beth Modlin Deere	Little Rock, AR	Philip S. Anderson, Jr.
Melanie Kathryn Dotson	Jackson, MS	Marvin Luther White, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Kathrine E. Cameron Downing	Raleigh, NC	Ronald Conrad Dilthey
Judith A. Endejan	Seattle, WA	David Mark Byers
Peter D. Enrich	Boston, MA	Daniel Givelber
Bruce Elliot Evans	Boca Raton, FL	Charles Wender
Cory S. Fein	Houston, TX	Edward K. Fein
John Joseph Feldt, Jr.	Denton, TX	David L. Finney
Donald R. Frederico	Boston, MA	Edward Paul Leibensperger
Matthew Wilhelm Friedrich	Washington, DC	Sangita K. Rao
Roger L. Gabel	Boise, ID	David G. High
Paul Francis Gallant	Washington, DC	Paul L. Glenchur
Stephen P. Garvey	Ithaca, NY	John H. Blume
Steven M. Gombos	Fairfax, VA	John Edward Ritzert, Jr.
David R. Goodnight	Seattle, WA	James Nicholson Westwood
Heather L. Gosselin	Columbus, OH	Douglas Russell Cole
Benjamin S. Gross	Daytona Beach, FL	Terence Robert Perkins
Darren Michael Harris	Tustin, CA	Stan Andrei Grombchevsky
Christopher James Hayes	San Francisco, CA	David Brian Cruz
Suzanne Margaret Henry	Los Angeles, CA	Richard P. Crane, Jr.
Robert J. Hobaugh, Jr.	Reading, PA	Forrest G. Schaeffer, Jr.
Derek S. Hollingsworth	Houston, TX	Theodore B. Olson
Sean Michael Howley	Sterling, VA	Daniel Edward Toomey, Sr.
Aaron S. Jacobs	Menlo Park, CA	Nicholas W. Van Aelstyn
William O. "Bill" James, Jr.	Little Rock, AR	Jeffrey Marx Rosenzweig
Lisa-Gail Kingsley Jenkins	Hunt Valley, MD	Robert Douglas Jones
Newton Donald Jenkins, Jr.	Van Buren, AR	W. Asa Hutchinson, III

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Carlene Booth Johnson	Midlothian, VA	Paul Windels, III
Stephen S. Kaye	Washington, DC	Rodney F. Page
John Travis Ketner	El Paso, TX	Luther Jones
Kim Martin Lewis	Cincinnati, OH	Mark Alan VanderLaan
Peter S. Leyton	Fairfax, VA	John Edward Ritzert, Jr.
Christopher Lyle Ludmer	Washington, DC	James E. McPherson
Duncan J. MacCallum	Portsmouth, NH	William H. Shaheen
Stephen Edward Maher	Columbus, OH	Douglas Russell Cole
Lyle N. Marshall	Lansing, MI	Fred E. Bell, III
Paul D. Matukaitis	Califon, NJ	Nicolas G. Barzoukas
Anne-Jo Pennock McTague	Albany, NY	Elizabeth Davis Beall
Philip Boswell Mears	Iowa City, IA	Randall Craig Wilson
Jose Montes, Jr.	El Paso, TX	Fernando Chacon
E. Raymond Moore, III	Columbia, SC	J. R. Murphy
Lia Metaxas Nickerson	Washington, DC	David Walter Barnes
Michael Anthony Nickerson	Lansing, MI	David Alan Voges
Jason Douglas Oxman	Washington, DC	Steven A. Augustino
Arthur Frank Patterson, Jr.	Lanett, AL	Robert D. Segall
Brice Cornell Paul	Clarks Summit, PA	Myles R. Wren
Travis Dwain Poindexter	Kansas City, MO	Raymond C. Conrad, Jr.
Mathew Bryan Rabin	Los Angeles, CA	Anthony Michael Solis
Jeffrey G. Randall	Palo Alto, CA	Allan M. Soobert
Mark Stephen Renner	San Jose, CA	Robert E. Jesinger
John H. Ridge	Seattle, WA	James Nicholson Westwood

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Kimberly A. Schaefer	Dallas, TX	Bryan Gerald Rutherford
Stephan Jacob Schlegelmilch	Cleveland, OH	Thomas David Warren
Jeffrey Howard Schultz	Carbondale, IL	Roy I. Liebman
Susan E. Seager	Los Angeles, CA	Andrew Jackson Thomas
Marc Seguinot	Fairfax, VA	Marta Ceballos
Shannon Sumerell	Charlotte, NC	William Erwin Spainhour
Paul L. Stephanides	Naperville, IL	Howard Philip Levine
Carl L. Stine	New York, NY	Lester L. Levy
Timothy A. Stoepker	Detroit, MI	Dennis Wayne Archer
Mark William Straface	Denver, CO	James E. Hooper
Jason Paul Sultzer	New York, NY	James C. Ughetta
Glen Eric Summers	Denver, CO	Fred H. Bartlit, Jr.
Andrew Tauber	Washington, DC	Julia Tarver
David Hansen Thomas	Columbus, OH	R. William Meeks
Jonathan Thompson Velie	Norman, OK	Franklin B. Velie
Adolph Louis Visconti	Los Angeles, CA	Gerald M. Kennedy
Alonzo Wickers, IV	Los Angeles, CA	Andrew Jackson Thomas
Charles Lawrence Wille	Columbus, OH	Douglas Russell Cole
Gabrielle R. Wolohojian	Boston, MA	Jerome P. Facher
Kay Kyungsun Yu	Philadelphia, PA	Stephen J. Sundheim

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Diana Lynn Kupchella	Lorton, VA	Daniel K. Inouye
Martin J. Arbus	Ocean Twp., NJ	Cynthia June Rapp
Sam Maybruch	Hazlet, NJ	Cynthia June Rapp
Melissa Susan Paull	Buffalo, NY	Joel Henry Paull

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Mark William Warren	Buffalo, NY	Dennis James Bischof, Jr.
Karen Gaughan Scott	Buffalo, NY	Dennis James Bischof, Jr.
Thomas P. Kawalec	Buffalo, NY	Dennis James Bischof, Jr.
Renata Kowalczyk	Buffalo, NY	Dennis James Bischof, Jr.
Michael Joseph Chmiel	Buffalo, NY	Dennis James Bischof, Jr.
Toni Lyn Frain	Buffalo, NY	Dennis James Bischof, Jr.

ORAL ARGUMENTS

No. **04-603**. Grable & Sons Metal Products, Inc., Petitioner *v.* Darue Engineering & Manufacturing. Argued by Mr. Eric H. Zagrans for the petitioner, by Mr. Michael C. Walton for the respondent, and by Mr. Irving L. Gornstein for the United States as *amicus curiae*, by special leave of the Court, supporting the respondent.

No. **04-6964**. Jay Shawn Johnson, Petitioner *v.* California. Argued by Mr. Stephen B. Bedrick, appointed by this Court, for the petitioner, and by Mr. Seth K. Schalit for the respondent.

Adjourned until Tuesday, April 19, 2005, at 10 o'clock.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

OPINION

No. **03–932**. *Dura Pharmaceuticals, Inc., et al., Petitioners v. Michael Broudo, et al.* On writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Judgment reversed, and case remanded to the United States Court of Appeals for the Ninth Circuit for further proceedings consistent with the opinion of this Court. Opinion by Justice Breyer.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
James Vincent Canepa	Columbus, OH	Douglas Russell Cole
J. Dennis McQuaid	Sonoma, CA	Irene Louise Ringwood
Lisa Jeong Cummins	Monte Sereno, CA	John Michael Cummins
Kevin M. Kinross	Columbus, OH	Jack A. Guttenberg
Shannon Colleen Kinross	Columbus, OH	Jack A. Guttenberg
Christine Bobbey Lippe	Columbus, OH	Jack A. Guttenberg
Gay Lynn McCurdy	Dublin, OH	Jack A. Guttenberg
James Preston Schuck	Columbus, OH	Jack A. Guttenberg

ORAL ARGUMENTS

No. **04–637**. Margaret Bradshaw, Warden, Petitioner *v.* John David Stumpf. Argued by Mr. Douglas R. Cole for the petitioner and by Mr. Alan M. Freedman, appointed by this Court, for the respondent.

No. **04–563**. Deneice A. Mayle, Warden, Petitioner *v.* Jacoby Lee Felix. Argued by Mr. Matthew K. M. Chan for the petitioner, by

Ms. Lisa S. Blatt for the United States as *amicus curiae*, by special leave of the Court, supporting the petitioner, and by Mr. David M. Porter for the respondent.

Adjourned until Wednesday, April 20, 2005, at 10 o'clock.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Roy A. Cooper, Jr.	Nashville, NC	Roy A. Cooper, III
John Josef Molenda	New York, NY	John M. Whealan
Alan W. Hammond	Carlsbad, CA	Beth Susan Brinkmann
Robyn Robinson Joseffer	Washington, DC	Daryl Langdon Joseffer
Theodore Joon Kim	McLean, VA	Gary Alan Jones
Gina M. Antonelli	Utica, NY	Robert V. Ward, Jr.
David Jonathan Berger	Far Rockaway, NY	Robert V. Ward, Jr.
Hawley Bigelow	Marion, MA	Robert V. Ward, Jr.
Lynda A. Diamante	Cranston, RI	Robert V. Ward, Jr.
Ruth Ann Ferreira	Fall River, MA	Robert V. Ward, Jr.
Laurie Grant	Plymouth, MA	Robert V. Ward, Jr.
Michele Louise Pearsall Hall	Fall River, MA	Robert V. Ward, Jr.
Tracy A. Little	New Bedford, MA	Robert V. Ward, Jr.
Susan E. Maloney	New Bedford, MA	Robert V. Ward, Jr.
Vassil Nenkov	Taunton, MA	Robert V. Ward, Jr.
Robert S. Nesom	E. Sandwich, MA	Robert V. Ward, Jr.
Peter Carey Parent, Jr.	Marion, MA	Robert V. Ward, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Diane Norma Poirier	New Bedford, MA	Robert V. Ward, Jr.
Anna Maria Sorgi	Boston, MA	Robert V. Ward, Jr.
Edmond P. Tremblay, Jr.	Swansea, MA	Robert V. Ward, Jr.

ORAL ARGUMENTS

No. **03-1237**. Merck KGaA, Petitioner *v.* Integra Lifesciences I, Ltd., et al. Argued by Mr. E. Joshua Rosenkranz for the petitioner, by Mr. Daryl Joseffer for the United States as *amicus curiae*, by special leave of the Court, supporting the petitioner, and by Mr. Mauricio A. Flores for the respondents.

No. **04-169**. Graham County Soil & Water Conservation District, et al., Petitioners *v.* United States, ex rel. Karen T. Wilson. Argued by Mr. Christopher G. Browning, Jr., for the petitioners, by Mr. Mark Hurt for the respondent, and by Mr. Douglas Hallward-Driemeier for the United States as *amicus curiae*, by special leave of the Court, supporting the respondent.

Adjourned until Monday, April 25, 2005, at 10 o'clock.

CERTIORARI DENIED

No. **04-9632**. Bill J. Benefiel, Petitioner *v.* Cecil Davis, Warden. Application for stay of execution of sentence of death presented to Justice Stevens and by him referred to the Court denied. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

The Chief Justice said:

“Today’s orders of the Court have been duly entered and certified, and filed with the Clerk, and they will not be otherwise announced.”

CERTIORARI—SUMMARY DISPOSITIONS

No. **04–1263**. Jack Kenneth Boyd, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–8789**. Danny Ray Bishop, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–9028**. Robert Koch, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–9040**. Angelo J. Giordano, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–9107**. Abed Elhakim Higassi, aka Samuel Moshe Agassi, aka Abdel Hakim Heggassi, Petitioner *v.* United States. On petition for

writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9138**. Kevin Doral Robinson, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9146**. Maurice C. Pittman, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Seventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9169**. Douglas Blocher, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9189**. Robert Wayne Montgomery, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9191**. Michael Anthony Nash, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth

Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9208**. Douglas Arthur Coupar, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9209**. Juan Delgado-Gama, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9215**. Preston Joseph Robinson, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9216**. Alan Todd Sloan, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9236**. James W. Thibodaux, Jr., Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9246**. Bryan Gene Berryman, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9251**. James Shannon Oliver, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9257**. Vance Bowers, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9271**. Jorge Hernandez-Noriega, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Tenth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9272**. Kevin Ray Hall, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9273**. Roberto Fernandez-Rodriguez, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9276**. Ramon Gerardo Chacon-Avitia, Petitioner *v.* United States; Humberto Conejo-Cano, Petitioner *v.* United States; Juan Gallegos-Luera, aka Juan Jose Torres-Monsisvais, Petitioner *v.* United States; Enrique Gonzalez-Barraza, Petitioner *v.* United States; Alejandro Gonzalez-Calderon, Petitioner *v.* United States; Eulalio Granados-Vasquez, Petitioner *v.* United States; Leopoldo Lujan-Chavez, Petitioner *v.* United States; Lorenzo Martinez-Morales, aka Luis Rodolfo Maldonado, aka Luis R. Martinez, Petitioner *v.* United States; Francisco Munoz-Marquez, Petitioner *v.* United States; Luis Ontiveros, aka Jose Luis Saucedo-Ontiveros, Petitioner *v.* United States; Juan Jose Ornelas-Estrada, Petitioner *v.* United States; Gustavo Adolfo Paxtor, Petitioner *v.* United States; Erik Pompa-Estrada, Petitioner *v.* United States; Sergio Ponce-Sanchez, Petitioner *v.* United States; Mario Reyes-Gurrola, Petitioner *v.* United States; Hector Rivas-Garcia, Petitioner *v.* United States; Roman Ruiz-Levario, aka Ramon Ruiz, Petitioner *v.* United States; Adan Ruiz-Loera, aka Adan Ruiz Loera, aka Eugenio Rivera-Hernandez, Petitioner *v.* United States; Jose Luis Roldan-Gil, aka Jose Roldan-Gil, Petitioner *v.* United States; Carlos Noe Salazar-Montes, aka Carlos Noe Salazar, aka Carlos Salazar, Petitioner *v.* United States; Javier Valenzuela-Luna, Petitioner *v.* United States; Sergio Vasquez-Soria, Petitioner *v.* United States; and Hipolito Aranda-Cruz, aka Hipolito Arnada-Cruz, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Motion of petitioners for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9278**. Constantino Carrasco-Avitia, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9280**. Cristobal Sanchez-Pena, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth

Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9288**. Gabriel Martinez-Esparza, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9292**. Leoncio Ortiz Jacobo, aka Leoncio Ortiz-Jacobo, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9296**. Patrick Moye, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9299**. Cleveland Morris, aka Shyem Khalil Morris, 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Third Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9301**. Alejandra Brisada Perez, aka Dalia Arrellano-Gomez, aka Alejandrea Brisada Perez, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9302**. Buichecu Thomas Taiwo, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9310**. Todd W. Altschul, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9312**. Gregory Ben, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9313**. Martin Enrique Bernal-Isler, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9317**. Mario Alberto Muniz-Tapia, Petitioner *v.* United States; Glafiro De La Cruz, Petitioner *v.* United States; and Jesus Tapia, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Motion of petitioners for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9390**. Shawkat Suleiman, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Elev-

enth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9391**. Wesley Dean Standridge, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Tenth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

ORDERS IN PENDING CASES

No. **03A511**. Edward Maxwell, Applicant *v.* David Smith. Application for a certificate of appealability addressed to Justice O'Connor and referred to the Court denied.

No. **03-7434**. Daniel Benitez, Petitioner *v.* Michael Rozos, Field Office Director, Miami, Florida, Immigration and Customs Enforcement. Motion of petitioner for attorney's fees under Equal Access to Justice Act denied without prejudice to filing in the United States Court of Appeals for the Eleventh Circuit.

No. **04-1095**. Ministry of Defense and Support for the Armed Forces of the Islamic Republic of Iran, Petitioner *v.* Dariush Elahi. The Acting Solicitor General is invited to file a brief in this case expressing the views of the United States.

CERTIORARI GRANTED

No. **04-593**. Domino's Pizza, Inc., et al., Petitioners *v.* John McDonald. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit granted.

No. **04-848**. Barbara Dolan, Petitioner *v.* United States Postal Service, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit granted.

No. **04-881**. James Lockhart, Petitioner *v.* United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit granted.

No. **04-1140**. Gerald T. Martin, et ux., Petitioners *v.* Franklin Capital Corporation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit granted.

No. **04-928**. Oregon, Petitioner *v.* Randy Lee Guzek. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the Supreme Court of Oregon granted.

CERTIORARI DENIED

No. **04-973**. Jessica Rodriguez-Freytas, Petitioner *v.* New York City Transit Authority; and

No. **04-1137**. New York City Transit Authority, Petitioner *v.* Jessica Rodriguez-Freytas. Petitions for writs of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-1103**. Barbara Scarborough, Individually and on Behalf of Decedent William A. Scarborough, et al., Petitioners *v.* Clemco Industries, Inc., aka Clemco-Clemintina Ltd., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-1108**. Phillip H. Frazier, Petitioner *v.* Carl E. Frazier, et al. Petition for writ of certiorari to the Court of Appeal of California, Sixth Appellate District, denied.

No. **04-1110**. Leonard Gregory, Petitioner *v.* South Carolina Department of Transportation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-1112**. Air Conditioning Trades Association Unilateral Apprenticeship Committee, et al., Petitioners *v.* California Apprenticeship Counsel, et al. Petition for writ of certiorari to the Court of Appeal of California, Third Appellate District, denied.

No. **04-1120**. Don R. Davis, et ux., Petitioners *v.* Brazos County, TX, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-1121**. Thornbury Noble, Ltd., Petitioner *v.* Thornbury Township, Pennsylvania, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-1123**. Leslie Morgan, et al., Petitioners *v.* United Parcel Service of America, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-1124**. Mack A. O'Baner, Petitioner *v.* Tennessee. Petition for writ of certiorari to the Court of Criminal Appeals of Tennessee, Western Division, denied.

No. **04-1126**. Howard McDougall, et al., Petitioners *v.* C.C. Mid West, Inc. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. **04-1143**. Banner Restorations, Inc., Petitioner *v.* Bricklayers Local 21 of Illinois Apprenticeship and Training Program, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-1147**. William A. Budde, Petitioner *v.* Harley Davidson, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-1167**. George Jalil Abi Saleh, Petitioner *v.* Alberto R. Gonzales, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-1184**. Stanley William Stark, et ux., Petitioners *v.* EMC Mortgage Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-1185**. Eleanor Breitingner and John M. Baron, Petitioners *v.* New Jersey Department of Environmental Protection. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. **04-1215**. George Alan Lewis, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-1234**. Renee S. Thurlow, Personal Representative of the Estate of Justin Haase, Deceased, Petitioner *v.* United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-1235**. Darryl Tolbert, Individually and as Personal Representative of the Estate of Steven L. Tolbert, a Deceased Minor, Petitioner *v.* Candis Tolbert, as Administrator of the Estate of Anna Jane Key, Deceased. Petition for writ of certiorari to the Supreme Court of Alabama denied.

No. **04-1266**. Sabrina A. Skeldon, Petitioner *v.* Alberto R. Gonzales, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-1278**. Elizabeth Klimas, Petitioner *v.* Department of the Treasury, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-1287**. Texas, Petitioner *v.* Alberto Valdez. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **04-7596**. Theodore G. Manassis, Petitioner *v.* New York City Department of Transportation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-7810**. Isatah Mary Conteh, Petitioner *v.* Alberto R. Gonzales, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8386**. Stephen Cole, Petitioner *v.* California. Petition for writ of certiorari to the Supreme Court of California denied.

No. **04-8530**. Wesley Eugene Baker, Petitioner *v.* Maryland. Petition for writ of certiorari to the Court of Appeals of Maryland denied.

No. **04-8557**. Harold Robert Whitney, Jr., Petitioner *v.* Wyoming. Petition for writ of certiorari to the Supreme Court of Wyoming denied.

No. **04-8730**. Henry Eric Hamilton, Petitioner *v.* Maryland. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. **04-8734**. Larry Edward Hendricks, Petitioner *v.* Colie Rushton, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8738**. John B. Felder, Petitioner *v.* Brian McKinney, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-8742**. Zachary Tyler Smith, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Appeals of Texas, Eleventh District, denied.

No. **04-8745**. Cedric Dewayne Coleman, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8746**. Gilbert Ray Waldon, Petitioner *v.* Larry B. Norris, Director, Arkansas Department of Correction. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-8747**. Erick Lamar Moseley, Petitioner *v.* A. K. Scribner, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8748**. Michael S. Owen, Petitioner *v.* Massachusetts. Petition for writ of certiorari to the Appeals Court of Massachusetts denied.

No. **04-8754**. Craig W. Jackson, Petitioner *v.* South Carolina, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8755**. Jose Rodriguez, Petitioner *v.* Glenn S. Goord, Commissioner, New York Department of Correctional Services. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-8757**. Donald E. Smith, Petitioner *v.* Andrew Gambrell, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8766**. Leonard D. Vignolo, Petitioner *v.* Michael Budge, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8771**. Christine A. Tate, Petitioner *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **04-8776**. Darian Wayne Parks, Petitioner *v.* Bonnie Boyette, Superintendent, Nash Correctional Institution. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8778**. William S. Ellis, Jr., Petitioner *v.* Richard Emery, Trustee, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8780**. Eric Preston Clark, Petitioner *v.* Missouri Board of Probation and Parole. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-8782**. Marcus Mungo, Petitioner *v.* Gary Greene, Superintendent, Great Meadow Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-8783**. De'Andre X. Manson, Petitioner *v.* Jerry Hofbauer, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8784**. John L. Morris, Petitioner *v.* Court of Appeals of North Carolina, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8787**. Jeffrey S. Blaney, Petitioner *v.* Gene M. Johnson, Director, Virginia Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8788**. Anthony Bradley, Petitioner *v.* Michigan. Petition for writ of certiorari to the Court of Appeals of Michigan denied.

No. **04-8795**. William Riley, Petitioner *v.* Georgia. Petition for writ of certiorari to the Supreme Court of Georgia denied.

No. **04-8797**. Thomas Coleman Sosa, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8798**. Maurice Munson, Petitioner *v.* Linda Metrish, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8799**. Donte A. Lofton, Petitioner *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, Fourth District, denied.

No. **04-8801**. Michael F. Jackson, Petitioner *v.* City of Sikeston Police Department. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-8802**. Johnnie Lee Justice, Petitioner *v.* Gene M. Johnson, Director, Virginia Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8803**. Leroy Johnson, Jr., Petitioner *v.* David Bobby, Warden. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **04-8804**. Zdzislaw B. Kwiatkowski, Petitioner *v.* J.P. Morgan Chase & Co. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-8806**. Patrick Turner, Petitioner *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **04-8809**. Demetris Omarr Thomas, Petitioner *v.* Florida. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **04-8810**. Willie Williams, Jr., Petitioner *v.* Margaret Bradshaw, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8815**. Tedroy Alexander Bovell, Petitioner *v.* Alberto R. Gonzales, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8816**. Kenneth K. Burgess, Petitioner *v.* Missouri. Petition for writ of certiorari to the Court of Appeals of Missouri, Southern District, denied.

No. **04-8821**. Carl Porter, Petitioner *v.* Lawrence R. Greer, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8822**. Kofi Opong-Mensah, Petitioner *v.* Warren Curtis Stracener, et al. Petition for writ of certiorari to the Court of Appeal of California, Third Appellate District, denied.

No. **04-8824**. Thomas Coleman Sosa, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institu-

tions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8825**. John J. Petralia, II, Petitioner *v.* Ohio. Petition for writ of certiorari to the Court of Appeals of Ohio, Lake County, denied.

No. **04-8827**. Antonio Barry, Petitioner *v.* Oklahoma. Petition for writ of certiorari to the Court of Criminal Appeals of Oklahoma denied.

No. **04-8830**. Barbara Burns, Petitioner *v.* Minnesota. Petition for writ of certiorari to the Supreme Court of Minnesota denied.

No. **04-8837**. Daniel Kevin Schmidt, Petitioner *v.* United States District Court for the Northern District of Florida. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8867**. Patrick Jay Hurley, Petitioner *v.* Qwest Communications Inc. Employees; et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8878**. Alfredo Gerardo Gutierrez, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **04-8892**. Vinicio Deoleo, Petitioner *v.* David Miller, Superintendent, Eastern New York Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-8912**. Dwayne Brown, Petitioner *v.* Joseph W. Chesney, Superintendent, State Correctional Institution at Retreat, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-8919**. Ronald Miles, Petitioner *v.* Gene M. Johnson, Director, Virginia Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8935**. Frank C. Johnson, Jr., Petitioner *v.* John H. Wilbur, et al. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **04-8951**. Derek D. Smith, Petitioner *v.* Virginia. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8956**. Martin Jack Stallings, Petitioner *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. **04-8962**. Keri A. Burr, Petitioner *v.* Richard L. Huff, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-8970**. Mamie Sanders, Petitioner *v.* Irwin D. Rozner. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **04-8987**. John H. Bengé, Jr., Petitioner *v.* Delaware. Petition for writ of certiorari to the Supreme Court of Delaware denied.

No. **04-8999**. Guy Ralph Perea, Petitioner *v.* George W. Bush, President of the United States, et al.; and Guy Ralph Perea, Petitioner *v.* George W. Bush, President of the United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9047**. Dana L. Rose, Petitioner *v.* Pam Sonnen, Administrator, Idaho Department of Correction, Operations Division. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9052**. Scott A. Falkiewicz, Petitioner *v.* Harold White, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-9070**. Elwaldo R. James, Petitioner *v.* Rickie Harrison, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9075**. Tommy Lee Gaines, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections. Petition for writ of certiorari to the District Court of Appeal of Florida, First District, denied.

No. **04-9087**. Emilio Roberto Fernandez, Petitioner *v.* Maryland. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. **04-9105**. Lennox Weston Bryan, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9112**. Anthony Gomez, Petitioner *v.* Gene M. Johnson, Director, Virginia Department of Corrections. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **04-9128**. Kenneth Adrian Fuller, Petitioner *v.* Jeff Conway, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9151**. Anthony Grandison, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9161**. Wilfred H. Evicci, Petitioner *v.* Kathleen M. Dennehy, Commissioner, Massachusetts Department of Correction. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-9163**. Kathrean Johnson, Petitioner *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **04-9178**. Jon Kurrie Peterson, Petitioner *v.* Ron King, Superintendent, South Mississippi Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9186**. Robert Eak, Petitioner *v.* Neal K. Mechling, Sr., Superintendent, State Correctional Institution at Fayette. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-9187**. Dwayne M. Cruthird, Petitioner *v.* District Attorney, Suffolk District, Massachusetts. Petition for writ of certiorari to the Appeals Court of Massachusetts denied.

No. **04-9206**. Robert W. Ritchie, Petitioner *v.* David Cluff, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9224**. Cynthia Fuller, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9226**. Robert Mills, aka Robo, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9254**. John E. Blubaugh, Petitioner *v.* American Contract Bridge League, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-9266**. James Munson, Petitioner *v.* Eugene McAdory, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-9268**. Greg Smith, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9277**. Juan Jose Castro, aka Ray Sanchez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9281**. Clarence Shambry, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-9285**. John That Luong, aka Ah Sing, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9287**. Jorge Lopez-Munoz, Petitioner *v.* United States; and Luis Orduna-Carillo, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9289**. Ronald T. Masko, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9293**. Michael Christopher Cameron, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9294**. Raymondo Contreras-Velasquez, aka Ernesto Contreras, aka Javier Ramirez, aka Javier Ramirez Contreras, aka Raymundo Leon Contreras, Petitioner *v.* United States; Manuel Ramirez-Torres, aka Celestino Zavalsa-Rivera, Petitioner *v.* United States; and Jose Luis Regil-Rodriguez, aka Casimiro Fiqueroa-Rios, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9303**. Steven Hoyle Wood, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9304**. James Andrew Wall, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9319**. Julio A. Medina-Martinez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-9321**. Andre Lewis, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-9325**. Fernando Nino, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9327**. Pedro Pablo Jimenez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9330**. Alexis Antuna, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-9339**. Anthony Southard, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-9340**. McArthur Russ, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9345**. Mark Reneau, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-9350**. James A. Mason, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9352**. Berto Ordaz, aka Popi, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-9355**. Renee P. Sharp, Petitioner *v.* Hennepin County Medical Center. Petition for writ of certiorari to the Court of Appeals of Minnesota denied.

No. **04-9358**. Thomas Daniels, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-9361**. Akeem Alim-Nafi Abdullah-Malik, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9367**. Dawud Yamini Islam, Petitioner *v.* D. A. Braxton, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9372**. Earl Cain, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-9374**. Miguel Angel Cuevas, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-9376**. Kenneth Marcel Wingate, Jr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9377**. James E. Waddell, aka Amin Abdus Salaam, Petitioner *v.* United States. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **04-9387**. Navarro Hutcherson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9389**. Kevin Wongus, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-9393**. Isaias Diaz-Reyes, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9395**. Mario Londono-Tabarez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-9397**. James F. Bidwell, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9398**. Charles Ray Brooks, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9402**. Benigno Gomez-Ballesteros, aka Pedro Chavez, Petitioner *v.* United States; Cesar Victoriano Gonzalez, Petitioner *v.* United States; Juan Manuel Roano-Bustian, aka Manuel Roano-Bastian, Petitioner *v.* United States; and Jesus Manuel Salazar-Montes, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9404**. Anthony Emanuel Kirksey, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-9408**. Ramiro Cruz-Canseco, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9411**. Robert Lee Spencer, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-9416**. Donald Wayne Johnson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9418**. Hoang Ai Le, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9419**. Ray Washington, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-9421**. Juan Muza, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9423**. Jonathan James Munro, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-9433**. Jimmy Sanchez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9439**. Clay Means, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9445**. Kenya Teemer, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-9447**. Jose Manuel Trevino-Zaragoza, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9449**. Mitchell D. Osborne, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-9450**. Peter Blair Neptune, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9451**. Joseph S. Pontillo, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-9459**. Nathaniel A. Richardson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9461**. Deshawn Sanderson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9463**. Arnulfo Hernandez Cardenas, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9470**. James Dennis Walsh, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9472**. Emanuel Brown, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9474**. Odies Cole, Jr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-9483**. Garland Jeffers, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-9484**. Douglas J. Carpa, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-820**. Clifford Acree, et al., Petitioners *v.* Republic of Iraq, et al. Motion of Washington Legal Foundation, et al., for leave to file a brief as *amici curiae* granted. Motion of St. Mary's University School of Law, et al., for leave to file a brief as *amici curiae* granted. Motion of Center for Justice & Accountability and International Law Scholars for leave to file a brief as *amici curiae* granted. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **04-1216**. Sage Hospitality Resources, LLC, Petitioner *v.* Hotel Employees and Restaurant Employees Union, Local 57. Motion of National Right to Work Legal Defense Foundation, et al., for leave to file a brief as *amici curiae* granted. Motion of Chamber of Commerce of the United States, 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 Third Circuit denied.

No. **04-8764**. Herbert William Mullin, 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. Justice Breyer took no part in the consideration or decision of this petition.

No. **04-8838**. Holli Lundahl, Petitioner *v.* Eli Lilly & Co., et al. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit dismissed. See Rule 39.8. As petitioner has repeatedly abused this Court's process, the Clerk is directed not to accept any further petitions in noncriminal matters from petitioner unless the docketing fee required by Rule 38(a) is paid and petition submitted in compliance with Rule 33.1. See *Martin v. District of Columbia Court of Appeals*, 506 U. S. 1 (1992) (*per curiam*). Justice Stevens dissents. See *id.*, at 4, and cases cited therein. Justice O'Connor took no part in the consideration or decision of this motion and this petition.

No. **04-9364**. Garry David Gallardo, Petitioner *v.* United States Court of Appeals for the Fifth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit dismissed. See Rule 39.8.

HABEAS CORPUS DENIED

No. **04-9519**. In Re Marzuq A. Al-Hakim, Petitioner. Petition for writ of habeas corpus denied.

MANDAMUS DENIED

No. **04-8940**. In Re Florence Wilson Nzongola, Petitioner. Petition for writ of mandamus denied.

REHEARINGS DENIED

No. **04-750**. Enoch E. Gould, Petitioner *v.* United States District Court for the District of Minnesota;

No. **04-5054**. Raul Ernesto Israel, Petitioner *v.* United States;

No. **04-6390**. Victor Hugo Martinez-Jaramillo, Petitioner *v.* Alberto R. Gonzales, Attorney General;

No. **04-6713**. Jose Francisco Nunes, Petitioner *v.* Alberto R. Gonzales, Attorney General;

No. **04-7430**. Kevin A. Conner, Petitioner *v.* Daniel R. McBride, Superintendent, Maximum Control Facility;

No. **04-7580**. Robert Gerber, Petitioner *v.* Camp Hope Children's Bible Fellowship of New York, Inc.;

No. **04-7591**. Henry Perry Bey, Petitioner *v.* Stan Young, Warden;

No. **04-7952**. Theodore Luczak, Petitioner *v.* Stephen D. Mote, Warden;

No. **04-8139**. Jeffrey Coplin, Petitioner *v.* United States;

No. **04-8166**. Wilfredo Gonzalez Lora, Petitioner *v.* United States;

No. **04-8237**. Mitchell Frederick Paster, Petitioner *v.* United States; and

No. **04-8586**. Jeffrey Hammer, Petitioner *v.* Anthony L. Trendl. Petitions for rehearing denied.

ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
William V. Allen	Denver, CO	Friedrick Charles Haines
Eric M. Berman	Babylon, NY	Scott Evan Kossove
Denis Binder	San Francisco, CA	Frank John Doti
Ronald R. Bradley	Minneapolis, MN	Eric S. Janus
William G. Carter	Medford, OR	G. Philip Arnold
Gregory R. Crochet	Atlanta, GA	Alan D. Strasser
Tobias Andrew Dorsey	Washington, DC	George F. Martin
Carolyn A. Dubay	McLean, VA	Stuart Alan Raphael
Keith D. Duerr	Louisville, KY	Reford Harold Coleman
David Murray Dunlap	Memphis, TN	John R. Dunlap
Robert Lawrence Fitzke	E. Lansing, MI	Thomas Emmett Woods, III
Michael Todd Gebhart	Henderson, NV	Jay Scott Bybee
Patricia Williams Goodson	Raleigh, NC	James T. Williams, Jr.
Joseph A. Gear	Chicago, IL	George Clark Summerfield, Jr.
Jane Tower Gunnison	New York, NY	Kenneth Beaumont Herman
Toni L. Harris	Dewitt, MI	Michael Eugene Cavanaugh

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Ralph M. Hinman, III	Dalton, GA	James C. Bonner, Jr.
Jack Phillips Holmes	Anaheim, CA	Kenneth A. Roberts
Brent M. Johnson	Salt Lake City, UT	John Frederic Voros, Jr.
Anna True Katselas	Washington, DC	Mary Alice Thurston
Yolanda J. King	New Orleans, LA	G. Edward Williams, Jr.
Gary Scott Klein	Stamford, CT	Jay H. Sandak
David S. Kupetz	Los Angeles, CA	Steven Richard Wainess
Lisa Pupo Lenihan	Pittsburgh, PA	Judge Ralph J. Cappy
Jean Lin	New York, NY	Michelle M. Aronowitz
Kristin Lee Lingren	Chicago, IL	Steven J. Baron
Perrin R. Love	Salt Lake City, UT	Neil Alan Kaplan
Laura L. Mall	West Palm Beach, FL	Christine D. Hanley
Stephen A. Mallozzi	Philadelphia, PA	Michael Mark Mustokoff
Matt McNair	Lincoln, NE	Jon Cumberland Bruning
Bruce N. Menkes	Chicago, IL	Steven J. Baron
Paul J. Millenbach	Farmington Hills, MI	Nancy L. Kahn
Joyce M. Mocek	Atlanta, GA	Alan D. Strasser
Paula Mangini Montonye	Branford, CT	Richard Emanuel
Jimmie V. Reyna	Washington, DC	Julian Leigh Shepard
Walter A. Romney, Jr.	Salt Lake City, UT	Neil Alan Kaplan
Terry Alan Sides	Birmingham, AL	Thomas Summers Hale
Ralph C. Simpson	Detroit, MI	Michael J. Steinberg

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Steven Louis Tarshis	Newburgh, NY	Joseph Armistice Catania, Jr.
Teresa S. Valderrama	Houston, TX	Richard R. Brann
Keith A. Vogt	Chicago, IL	George Clark Summerfield, Jr.
David R. Woodcock, Jr.	Austin, TX	Christopher Herbert Hahn

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Brenda E. Turner	Lansing, MI	Thomas L. Casey
Elizabeth A. L. Lambert	Boston, MA	Catherine Rosemary Romano
Jill A. Duffy	Washington, DC	Catherine Rosemary Romano
Patrick Allard Tillou	Washington, DC	Gene Clayton Schaerr
John Adam Bain	Indianapolis, IN	Quynh Vu Bain
Gary Lee Goldsholle	Washington, DC	Gerald H. Goldsholle
Frances Kay Behm	Grand Blanc, MI	Susan Philpott Preketes
Michael J. Behm	Grand Blanc, MI	Susan Philpott Preketes
Richard J. Behm	Flint, MI	Susan Philpott Preketes
Thomas Richard Behm	Grand Rapids, MI	Susan Philpott Preketes
Kurtis L. V. Brown	Flint, MI	Susan Philpott Preketes
Bernhardt D. Christenson, III	Flint, MI	Susan Philpott Preketes
James David Cole	Flint, MI	Susan Philpott Preketes
Craig Richard Fiederlein	Clarkston, MI	Susan Philpott Preketes

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Roberta J. F. Wray	Flint, MI	Susan Philpott Preketes
Trachell C. Young	Flint, MI	Susan Philpott Preketes

ORAL ARGUMENTS

No. **03-10198**. Antonio Dwayne Halbert, Petitioner *v.* Michigan. Argued by Mr. David A. Moran for the petitioner, by Mr. Bernard E. Restuccia for the respondent, and by Mr. Gene C. Schaerr for Louisiana, et al., as *amici curiae*, by special leave of the Court, supporting the respondent.

No. **04-6432**. Aurelio O. Gonzalez, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections. Argued by Mr. Paul M. Rashkind for the petitioner, by Mr. Christopher M. Kise for the respondent, and by Ms. Patricia A. Millett for the United States as *amicus curiae*, by special leave of the Court, supporting the respondent.

Adjourned until Tuesday, April 26, 2005, at 10 o'clock.

ORDERS

Ordered:

1. That the Federal Rules of Bankruptcy Procedure be, and they hereby are, amended by including therein amendments to Bankruptcy Rules 1007, 2002, 3004, 3005, 7004, 9001, 9006, and 9036.

2. That the foregoing amendments to the Federal Rules of Bankruptcy Procedure shall take effect on December 1, 2005, and shall govern in all proceedings in bankruptcy cases thereafter commenced and, insofar as just and practicable, all proceedings then pending.

3. That The Chief Justice be, and hereby is, authorized to transmit to the Congress the foregoing amendments to the Federal Rules of Bankruptcy Procedure in accordance with the provisions of Section 2075 of Title 28, United States Code.

Ordered:

1. That the Federal Rules of Criminal Procedure be, and they hereby are, amended by including therein amendments to Criminal Rules 12.2, 29, 32.1, 33, 34, 45, and new Rule 59.

2. That the foregoing amendments to the Federal Rules of Criminal Procedure shall take effect on December 1, 2005, and shall govern in all proceedings thereafter commenced and, insofar as just and practicable, all proceedings then pending.

3. That The Chief Justice be, and hereby is, authorized to transmit to the Congress the foregoing amendments to the Federal Rules of Criminal Procedure in accordance with the provisions of Section 2072 of Title 28, United States Code.

Ordered:

1. That the Federal Rules of Civil Procedure be, and they hereby are, amended by including therein the amendments to Civil Rules 6, 27, and 45, and to Rules B and C of the Supplemental Rules for Certain Admiralty and Maritime Claims.

2. That the foregoing amendments to the Federal Rules of Civil Procedure and the Supplemental Rules for Certain Admiralty and Maritime Claims shall take effect on December 1, 2005, and shall govern in all proceedings thereafter commenced and, insofar as just and practicable, all proceedings then pending.

3. That The Chief Justice be, and hereby is, authorized to transmit to the Congress the foregoing amendments to the Federal Rules of Civil Procedure in accordance with the provisions of Section 2072 of Title 28, United States Code.

Ordered:

1. That the Federal Rules of Appellate Procedure be, and they hereby are, amended by including therein amendments to Appellate Rules 4, 26, 27, 28, 32, 34, 35, 45, and new Rule 28.1.

2. That the foregoing amendments to the Federal Rules of Appellate Procedure shall take effect on December 1, 2005, and shall govern in all proceedings thereafter commenced and, insofar as just and practicable, all proceedings then pending.

3. That The Chief Justice be, and hereby is, authorized to transmit to the Congress the foregoing amendments to the Federal Rules of Appellate Procedure in accordance with the provisions of Section 2072 of Title 28, United States Code.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

OPINIONS

No. **03-750**. Gary Sherwood Small, Petitioner *v.* United States. On writ of certiorari to United States Court of Appeals for the Third Circuit. Judgment reversed, and case remanded to the United States Court of Appeals for the Third Circuit for further proceedings consistent with the opinion of this Court. Opinion by Justice Breyer. Dissenting opinion by Justice Thomas, with whom Justice Scalia and Justice Kennedy join. The Chief Justice took no part in the decision of this case.

No. **03-725**. David B. Pasquantino, Carl J. Pasquantino, and Arthur Hiltz, Petitioners *v.* United States. On writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Judgment affirmed. Opinion by Justice Thomas. Dissenting opinion by Justice Ginsburg, with whom Justice Breyer joins, and Justice Scalia and Justice Souter join as to Parts II and III.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

Applicant	City and State	Movant
Mary M. Calkins	Washington, DC	Daniel M. Friedman
James Grafton Randall	Anaheim Hills, CA	Tonia Jones Powell
Gregory M. Feary	Indianapolis, IN	Lynne D. Lidke
Lynn Marie Marshall	Ellicott City, MD	F. Todd Taylor, Jr.

ORAL ARGUMENTS

No. **03-1230**. American Trucking Associations, Inc. and USF Holland, Inc., Petitioners *v.* Michigan Public Service Commission, et al.; and

No. **03-1234**. Mid-Con Freight Systems, Inc., et al., Petitioners *v.* Michigan Public Service Commission, et al. Argued by Mr. Robert Digges, Jr., for the petitioners in No. 03-1230, by Mr. James H. Hanson for the petitioners in No. 03-1234, by Mr. Henry J. Boynton for the

respondents, and by Mr. Malcolm L. Stewart for the United States as *amicus curiae*, by special leave of the Court, supporting the respondents.

No. **04-514**. Ricky Bell, Warden, Petitioner *v.* Gregory Thompson. Argued by Ms. Jennifer L. Smith for the petitioner, and by Mr. Matthew Shors, *pro hac vice*, by special leave of the Court, for the respondent.

Adjourned until Wednesday, April 27, 2005, at 10 o'clock.

CERTIORARI DENIED

No. **04-9765 (04A903)**. Donald Jones, Petitioner *v.* Missouri. Application for stay of execution of sentence of death presented to Justice Thomas and by him referred to the Court denied. Petition for writ of certiorari to the Supreme Court of Missouri denied.

CERTIORARI DENIED

No. **04-9817 (04A912)**. Donald Jones, Petitioner *v.* James D. Purkett, Superintendent, Eastern Reception, Diagnostic and Correctional Center. Application for stay of execution of sentence of death presented to Justice Thomas and by him referred to the Court denied. Petition for writ of certiorari to the Supreme Court of Missouri denied.

CERTIORARI DENIED

No. **04-9848 (04A917)**. Donald Jones, Petitioner *v.* Larry Crawford, Director, Missouri Department of Corrections, et al. Application for stay of execution of sentence of death presented to Justice Thomas and by him referred to the Court denied. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

OPINIONS

No. **03-388**. Dennis Bates, et al., Petitioners *v.* Dow Agrosciences LLC. On writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further proceedings consistent with the opinion of this Court. Opinion by Justice Stevens. Concurring opinion by Justice Breyer. Opinion by Justice Thomas, with whom Justice Scalia joins, concurring in the judgment in part and dissenting in part.

No. **03-9627**. John A. Pace, Petitioner *v.* David DiGuglielmo, Superintendent, State Correctional Institution at Graterford, et al. On writ of certiorari to United States Court of Appeals for the Third Circuit. Judgment affirmed. Opinion by The Chief Justice. Dissenting opinion by Justice Stevens, with whom Justice Souter, Justice Ginsburg, and Justice Breyer join.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

Applicant	City and State	Movant
Christine Burdick	Santa Cruz, CA	Earle Forrest Lasseter
Julia A. Emede	San Jose, CA	Earle Forrest Lasseter
Laura V. Farber	Pasadena, CA	Earle Forrest Lasseter
Warren F. Fitzgerald	Boston, MA	Earle Forrest Lasseter
Martin William Healy	Boston, MA	Earle Forrest Lasseter
Susan Mae Holden	Minneapolis, MN	Earle Forrest Lasseter
David L. Stowman	Detroit Lakes, MN	Earle Forrest Lasseter
Nena Cook	Portland, OR	Earle Forrest Lasseter

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Teresa Johnson Schmid	Phoenix, AZ	Earle Forrest Lasseter
Thomas C. Barnett, Jr.	Pierre, SD	Earle Forrest Lasseter
G. Verne Goodsell	Rapid City, SD	Earle Forrest Lasseter

ORAL ARGUMENT

No. **04-368**. Arthur Andersen, LLP, Petitioner *v.* United States. Argued by Ms. Maureen E. Mahoney for the petitioner and by Mr. Michael R. Dreeben for the respondent.

Adjourned until Monday, May 2, 2005, at 10 o'clock.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

MOTION DENIED

No. **04M73 (04A923)**. Mario G. Centobie, Petitioner *v.* Donal Campbell, Commissioner, Alabama Department of Corrections. Application for stay of execution of sentence of death presented to Justice Kennedy and by him referred to the Court denied. Motion for leave to proceed *in forma pauperis* without an affidavit of indigency executed by petitioner denied.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

The Chief Justice said:

“Today’s orders of the Court have been duly entered and certified, and filed with the Clerk, and they will not be otherwise announced.”

CERTIORARI—SUMMARY DISPOSITIONS

No. **03–1427**. European Community, et al., Petitioners *v.* RJR Nabisco, Inc., et al. On petition for writ of certiorari to the United States Court of Appeals for the Second Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Second Circuit for further consideration in light of *Pasquantino v. United States*, 544 U. S. — (2005).

No. **04–81**. BASF Corporation, Petitioner *v.* Ronald Peterson, et al. Motion of CropLife America for leave to file a brief as *amicus curiae* granted. Motion of Chamber of Commerce of the United States of America for leave to file a brief as *amicus curiae* granted. Motion of Product Liability Advisory Council, Inc., for leave to file a brief as *amicus curiae* granted. On petition for writ of certiorari to the Supreme Court of Minnesota. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the Supreme Court of Minnesota for further consideration in light of *Bates v. Dow Agrosciences LLC*, 544 U. S. — (2005).

No. **04–579**. Wayne Charles Oken, Petitioner *v.* Monsanto Company, et al. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *Bates v. Dow Agrosciences LLC*, 544 U. S. — (2005).

No. **04–1021**. Michigan High School Athletic Association, Inc., on Behalf of Itself and its Members, Petitioner *v.* Communities for Equity, on Behalf of Itself, its Members and All Others Similarly Situated, et al. Motion of Michigan Interscholastic Athletic Administrators Association for leave to file a brief as *amicus curiae* granted. Motion of Michigan Association of School Boards for leave to file a brief as *amicus curiae* granted. Motion of Basketball Coaches Association of Michi-

gan for leave to file a brief as *amicus curiae* granted. Motion of National Federation of State High School Associations for leave to file a brief as *amicus curiae* granted. On petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *Rancho Palos Verdes v. Abrams*, 544 U. S. — (2005).

No. **04-7904**. Francisco Javier Cruz, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8921**. Anthony Quinones, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9121**. Yosvany Jesus Castro, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9170**. Romes Bruce Biffle, Jr., Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9210**. Jean Robert Cleidanor, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated,

and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9212**. David Franklin Cotney, Jr., Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9261**. Victor Garry Baxter, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9295**. Pablo Roberto Campos-Aizpuro, Petitioner *v.* United States; Antonio Campos-Cruz, Petitioner *v.* United States; Jose Servando Chavez-Delgado, Petitioner *v.* United States; Jorge Hector Hernandez-Escajeda, Petitioner *v.* United States; Martin Eduardo Magallanes-Rodriguez, Petitioner *v.* United States; Lisa Moya, Petitioner *v.* United States; Victor Manuel Valenzuela-Rivera, aka Victor Rivera-Caldera, Petitioner *v.* United States; and Cesar Vizcaino-Amaro, aka Ricardo Vizcaino, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Motion of petitioners for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9306**. Miguel Angel Vences, Petitioner *v.* United States; Juan Guardado-Ortega, aka Jorge Guardado-Ortega, Petitioner *v.* United States; Jose Luis Lopez-Tovar, Petitioner *v.* United States; Cesar Trejo-Hernandez, Petitioner *v.* United States; Carlos Andres Sauzo-Izaguirre, Petitioner *v.* United States; and Gabriel Loredano-Pecina, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Motion of petitioners for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States

Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9308**. Shirley Thibodeaux, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9309**. Jesus Mario Veloz, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9314**. Jose Barron-Torres, Petitioner *v.* United States; Victor Camacho-Munoz, Petitioner *v.* United States; Angel Dionicio Capellan-Figueroa, Petitioner *v.* United States; Rubicel Jimenez-Cordova, Petitioner *v.* United States; Sergio Macias-Ortiz, Petitioner *v.* United States; Gregorio Mendez-Chavez, Petitioner *v.* United States; Victor Rodriguez-Vera, Petitioner *v.* United States; Juan Manuel Trejo-Lopez, Petitioner *v.* United States; and Mario Andres Venegas-Quezada, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Motion of petitioners for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9315**. Adolfo Baez, Petitioner *v.* United States; Adrian Castorena-Ramirez, Petitioner *v.* United States; Gregorio Gonzalez-Laborico, Petitioner *v.* United States; Edgar Gutierrez-Guevara, Petitioner *v.* United States; Eliezer Hernandez-Garcia, Petitioner *v.* United States; Javier Herrera-Flores, Petitioner *v.* United States; Joel Ibarra-Arellano, Petitioner *v.* United States; Cesar Ramirez-Garcia, Petitioner *v.* United States; Juan Ramos-Zuniga, Petitioner *v.* United States; Jose Felix Rodriguez-Gaspar, Petitioner *v.* United States; Alberto Rojas-De-La Rosa, Petitioner *v.* United States; Lucio Sanchez-Mendez, Petitioner *v.* United States; and Mauricio Vasquez-Ramos, Petitioner *v.* United States. On petition for writ of certiorari to the United States

Court of Appeals for the Fifth Circuit. Motion of petitioners for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9316**. Rogelio de la Cruz-Gonzalez, Petitioner *v.* United States; Humberto Lopez-Cruz, Petitioner *v.* United States; Raul Araguz-Ramirez, Petitioner *v.* United States; Oscar Cantu-Rios, Petitioner *v.* United States; Armando Castillo-Bustamante, aka Jorge Garcia, Petitioner *v.* United States; Jose Mendoza-Sifuentes, Petitioner *v.* United States; Armando Torres-Avila, Petitioner *v.* United States; Jose Vladimir Hernandez-Gonzalez, Petitioner *v.* United States; Luis Ray Vela-Salinas, Petitioner *v.* United States; Guadalupe Nieves-Alvarez, Petitioner *v.* United States; Juan Carlos Ramirez-Santana, Petitioner *v.* United States; Julio Cesar Vasquez-Alejos, aka Andre Maya-Galvan, Petitioner *v.* United States; Carlos Perez-Tostado, Petitioner *v.* United States; Luis Manuel Sayas-Montoya, Petitioner *v.* United States; Sergio Arturo Rosales, Petitioner *v.* United States; Douglas M. Cruz, Petitioner *v.* United States; Hugo Alberto Arvizu-Garcia, Petitioner *v.* United States; Miguel Vaca-Hernandez, Petitioner *v.* United States; Jose Reyes Espinoza-Cortez, Petitioner *v.* United States; Samir Lopez-Cruz, Petitioner *v.* United States; Arturo San Martin, aka Ricardo Hernandez-Lozano, Petitioner *v.* United States; Jose Antonio Garcia, Petitioner *v.* United States; Genaro Gonzalez-Mata, aka Francisco Gonzalez, Petitioner *v.* United States; Elias Gutierrez-Suarez, Petitioner *v.* United States; Sergio Alanis-Gonzales, aka Juan Antonio Robledo-Pesina, Petitioner *v.* United States; Jose Alexander Romero Rodriguez, Petitioner *v.* United States; Cesar Alfredo Cisneros-Cavazos, Petitioner *v.* United States; Angel Silvestre Arellano-Rios, Petitioner *v.* United States; Antonio Ramos-Lucas, Petitioner *v.* United States; Sergio Duran-Gomez, Petitioner *v.* United States; Emerito Zelaya-Vasquez, Petitioner *v.* United States and Alfredo Albarenga-Villalobo, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Motion of petitioners for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9348**. Deric Deshon Calton, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9349**. Stephan Dewayne Longbine, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9365**. Santiago Gomez, aka Santiago, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eighth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9381**. Javier Garcia-Vargas, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9382**. John Ray Flores, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9384**. Eduardo Garcia, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9385**. Arlette Y. Hernandez-Baide, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Tenth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9401**. Carlos Gonzalez-Antuna, Petitioner *v.* United States; Alfonso Menchaca-Moreno, aka Alfonso Amundo Menchaca, Petitioner *v.* United States; Pedro Navarrete-Castillo, aka Pedro Castillo-Navarrete, Petitioner *v.* United States; and Victor Manuel Varela-Marquez, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Motion of petitioners for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9407**. Jesus DeLeon-Garcia, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9412**. John Shannon Welch, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9414**. Marcelino Najera-Morales, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Tenth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9424**. Darrell Christopher Jacobs, aka Big D, aka DJ Big D, Petitioner *v.* United States. On petition for writ of certiorari to the

United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9425**. Christopher Jones, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9429**. Kevin Szabo, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9436**. Salvador Navarro-Gonzalez, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9453**. Juan Barrera-Gonzalez, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9465**. Robert Jack Counterman, Jr., Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9480**. Michael Emmett Beck, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9516**. Jesus Quejada-Pomare, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9524**. Michael Johnson, aka Tremichael Powell, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9528**. Jose Restrepo, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9577**. Jesus Meraz-Amado, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

ORDERS IN PENDING CASES

No. **04M67**. Oscar Humberto Garcia-Mejia, Petitioner *v.* United States. Motion for leave to file a petition for writ of certiorari under seal with redacted copies for the public record granted.

No. **04M68**. Willie C. Slaughter, Petitioner *v.* Linda Metrish, Warden. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **04M69**. Richard Dean Turner, Petitioner *v.* California. Motion for leave to proceed *in forma pauperis* without an affidavit of indigency executed by petitioner denied. Justice Stevens and Justice Breyer would grant the motion.

No. **04-980**. Jill L. Brown, Warden, Petitioner *v.* Ronald L. Sanders. Motion of respondent for appointment of counsel granted. Nina Rivkind, Esq., of San Francisco, California, is appointed to serve as counsel for the respondent in this case.

No. **04-8116**. S. C., et vir, Petitioners *v.* R. Y., et ux. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* denied.

CERTIORARI GRANTED

No. **04-1152**. Donald H. Rumsfeld, Secretary of Defense, et al., Petitioners *v.* Forum for Academic and Institutional Rights, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit granted.

No. **04-721**. Mike Evans, Acting Warden, Petitioner *v.* Reginald Chavis. 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 granted.

CERTIORARI DENIED

No. **04-294**. John Fountain, aka Chick, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-1009**. International Union, United Automobile, Aerospace and Agricultural Implement Workers of America, et al., Petitioners *v.* David Fink, Director, Michigan Office of the State Employer, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-1012**. Ernest B. Haire, III, Petitioner *v.* Deborah R. Meshulam. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **04-1024**. Mary Christine O'Connor, Petitioner *v.* Church of St. Ignatius Loyola, et al. Petition for writ of certiorari to the Appel-

late Division, Supreme Court of New York, First Judicial Department, denied.

No. **04-1055**. Safe Air For Everyone, Petitioner *v.* Wayne Meyer, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-1141**. Timothy Kyles, Petitioner *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **04-1145**. Leroy Bensel, et al., Petitioners *v.* Allied Pilots Association, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-1151**. Roy Pitts, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-1155**. Kenneth Graham, Petitioner *v.* E-J Electric Installation Company, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-1156**. Citizens Financial Group, Inc., Petitioner *v.* Citizens National Bank of Evans City, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-1161**. Edward VanGuilder, Petitioner *v.* New York. Petition for writ of certiorari to the Supreme Court of New York, Washington County, denied.

No. **04-1163**. Randall G. Stephens, Petitioner *v.* Union Carbide Corporation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-1166**. Michael J. Rossi, dba InternetMovies.com, Petitioner *v.* Motion Picture Association of America, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-1192**. Guy Heide, Michael A. Kosel, and Duane Taylor, Petitioners *v.* Federal Aviation Administration. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-1194**. Clarence Harley, Petitioner *v.* Robert Adler, et al. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, Second Judicial Department, denied.

No. **04-1212**. Anton Dodaj, et al., Petitioners *v.* Alberto R. Gonzales, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-1222**. Warren Davis, et al., Petitioners *v.* United Automobile Workers of America. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-1223**. Gabriel Orlando Grajales, Petitioner *v.* Alberto R. Gonzales, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-1231**. Jonathan Tolliver, Petitioner *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **04-1245**. Calvin P. Roach, Petitioner *v.* Terri L. Roach. Petition for writ of certiorari to the Court of Appeals of Arizona, Division Two, denied.

No. **04-1251**. MedPointe Healthcare, Inc., Petitioner *v.* Hi-Tech Pharmacal Co., Inc. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-1256**. Leslie E. White, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-1267**. Edward O. C. Ord, Petitioner *v.* Securities and Exchange Commission, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **04-1271**. James P. Rutti, Jr., Petitioner *v.* Wyoming. Petition for writ of certiorari to the Supreme Court of Wyoming denied.

No. **04-1308**. Donna Fleischli, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-8841**. Joseph O’Gara, Petitioner *v.* New York. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, First Judicial Department, denied.

No. **04-8843**. Alfredo Sancho, Petitioner *v.* Kathy Ramirez, et al. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **04-8844**. Jerry E. Smith, Petitioner *v.* Anthony A. Lamarque, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8846**. Richard Redden, Petitioner *v.* John J. Rafferty, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-8847**. Ronald Cleveland Mooney, Petitioner *v.* Georgia. Petition for writ of certiorari to the Court of Appeals of Georgia denied.

No. **04-8848**. Joe Angel Duarte, Petitioner *v.* Patrick Snedeker, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-8853**. Barabbas Raymond Curtis, Petitioner *v.* Tony Turpin, Warden. Petition for writ of certiorari to the Supreme Court of Georgia denied.

No. **04-8857**. Donald O'Dell Towne, Jr., Petitioner *v.* Craig Farwell, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8858**. Gregory Leon Young, Petitioner *v.* W. J. Sullivan, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8859**. Roman Pete Wansing, Petitioner *v.* D. Smelser, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-8860**. Vincent Mark Castillo, Petitioner *v.* C. Spain, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8866**. Robert Eugene Beene, Petitioner *v.* Cal A. Terhune, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8874**. Kwang-Wei Han, Petitioner *v.* John E. Ryan, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8875**. David Mark Hill, Petitioner *v.* South Carolina. Petition for writ of certiorari to the Supreme Court of South Carolina denied.

No. **04-8880**. Ricardo Herashio Gates, Petitioner *v.* James Wynder, Superintendent, State Correctional Institution at Dallas, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-8882**. Robert L. Grooms, Jr., Petitioner *v.* Gene M. Johnson, Director, Virginia Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8883**. Martin Hunsinger, Petitioner *v.* New Jersey. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. **04-8884**. Patrick Gardner, Petitioner *v.* James Wynder, Superintendent, State Correctional Institution at Dallas, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-8885**. Albert Gary Taylor, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Appeals of Texas, Eighth District, denied.

No. **04-8886**. Juanita Washington, Petitioner *v.* American Drug Stores, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-8890**. Troy Wayne Johnson, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8895**. Prince Eshan, Petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, Division Two, denied.

No. **04-8897**. Janet Lamar-Hogan, Petitioner *v.* Georgia Department of Labor. Petition for writ of certiorari to the Superior Court of Georgia, Hancock County, denied.

No. **04-8907**. Raymond Alonzo Bingham, Jr., Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8910**. Richard Allen Appleby, Petitioner *v.* Diana Butler, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8913**. James Dulaney, Petitioner *v.* Rick Toney, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8914**. Timothy L. King, Petitioner *v.* Ohio. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8918**. Thomas Mills, Petitioner *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, Second District, denied.

No. **04-8922**. Anthony Daniel, Petitioner *v.* Brian Fischer, Superintendent, Sing Sing Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-8926**. Andrill Tyrell, Petitioner *v.* New York. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, Second Judicial Department, denied.

No. **04-8928**. Eric John Wolfgang, Petitioner *v.* Joseph W. Chesney, Superintendent, State Correctional Institution at Retreat, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-8929**. Michael Tyrone Walker, Petitioner *v.* Jeffrey A. Beard, Secretary, Pennsylvania Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-8931**. Celestino Cervante, Petitioner *v.* Terry Pitcher, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8936**. Jeffrey Glen Walls, Petitioner *v.* Security Enforcement Bureau of New York, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-8941**. Damion Johnson, Petitioner *v.* Bret Fatkin, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-8943**. Leonard Eugene Jones, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Appeals of Texas, Fifth District, denied.

No. **04-8944**. Richard E. Sloane, Petitioner *v.* Leonard A. Portuondo, Superintendent, Shawangunk Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-8948**. Sheila M. Eyajan, Petitioner *v.* Carolyn E. Smith, et al. Petition for writ of certiorari to the Court of Appeals of Ohio, Ashtabula County, denied.

No. **04-8952**. Larriante Sumbry, Petitioner *v.* Allen Sharp, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **04-8953**. Michael R. Ray, Petitioner *v.* New Jersey. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. **04-8955**. Richard Redden, Petitioner *v.* John J. Rafferty, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-8964**. William Gerald Mitchell, aka William Jerald Mitchell, Petitioner *v.* Mississippi. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. **04-8968**. Michael E. Keeling, Petitioner *v.* Robert D. Shannon, Superintendent, State Correctional Institution at Frackville, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-8977**. Michael Lynn Waters, Petitioner *v.* Teresa A. Schwartz, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8978**. Willy Handoko Djap, Petitioner *v.* Alberto R. Gonzales, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-8981**. Edward L. Cook, Petitioner *v.* A. K. Scribner, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8988**. Jason Oric Williams, Petitioner *v.* Alabama. Petition for writ of certiorari to the Court of Criminal Appeals of Alabama denied.

No. **04-8997**. Scott McBane, Petitioner *v.* Sheriff Reilly, Nassau County Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-9016**. Martina Van Hoef, Petitioner *v.* Bureau of Immigration and Customs Enforcement. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9026**. Lawrence Lee Adams, Petitioner *v.* Robert Treon, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9031**. Eddie M. Marcus, Petitioner *v.* Jim Nicholson, Secretary of Veterans Affairs. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-9041**. Nicholas Christakis, Petitioner *v.* Gerald McMahon. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-9045**. Maria Brito-De Figueroa, et al., Petitioners *v.* Alberto R. Gonzales, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-9078**. Michael Gaynor, Petitioner *v.* Kenneth D. Kyler, Superintendent, State Correctional Institution at Huntingdon. Petition for

writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-9096**. John Stanley Steffen, Petitioner *v.* Tom L. Carey, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9120**. Wilbert C. Coleman, Petitioner *v.* Louisiana. Petition for writ of certiorari to the Court of Appeal of Louisiana, Fourth Circuit, denied.

No. **04-9134**. Ronnie E. Johnson, Petitioner *v.* Floyd E. Emerson, Sr., et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-9144**. James Edward Parks, Petitioner *v.* United States; and

No. **04-9508**. Anthony Morris Johnson, Petitioner *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9160**. Lloyd Lamar Camp, Petitioner *v.* California. Petition for writ of certiorari to the Supreme Court of California denied.

No. **04-9164**. Marlon D. Jackson, Petitioner *v.* Kansas. Petition for writ of certiorari to the Court of Appeals of Kansas denied.

No. **04-9175**. Keith Wayne Burdette, Petitioner *v.* Thomas McBride, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9177**. P. S., Petitioner *v.* Montana. Petition for writ of certiorari to the Supreme Court of Montana denied.

No. **04-9181**. Melvin White, Petitioner *v.* Robert D. Shannon, Superintendent, State Correctional Institution at Frackville, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-9182**. Richard Allen Westley, Petitioner *v.* Colorado. Petition for writ of certiorari to the Court of Appeals of Colorado denied.

No. **04-9192**. Oscar Lopez, Petitioner *v.* Anthony A. Lamarque, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9227**. Willie Earl McClellan, Petitioner *v.* Pennsylvania, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-9231**. Andrew Reid, Petitioner *v.* Brian Fischer, Superintendent, Sing Sing Correctional Facility. Petition for writ of certio-

rari to the United States Court of Appeals for the Second Circuit denied.

No. **04-9237**. Kenneth A. Womack, Jr., Petitioner *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. **04-9238**. Frederick Douglas Johnson, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9250**. Travis D. Petersen, Petitioner *v.* Jean Hill, Superintendent, Snake River Correctional Institution. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9252**. Theodore Trigones, Petitioner *v.* Massachusetts. Petition for writ of certiorari to the Supreme Judicial Court of Massachusetts denied.

No. **04-9269**. Richard Hollihan, Petitioner *v.* Raymond J. Sobina, Superintendent, State Correctional Institution at Somerset, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-9291**. Bryan K. Morgan, Petitioner *v.* C. M. Lensing, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9311**. Roy Bush, Petitioner *v.* Raymond J. Sobina, Superintendent, State Correctional Institution at Somerset, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-9320**. Lawrence Wayne Person, Petitioner *v.* Steve Dotson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9324**. Lavern Moorner, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-9336**. Tresa L. Bowen, Petitioner *v.* City of Los Angeles, California. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9366**. Salvador Galdamez, Petitioner *v.* Brian Fischer, Superintendent, Sing Sing Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-9380**. Jo Whigham, Petitioner *v.* City of San Francisco, California. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9403**. Alphonso Hubanks, Petitioner *v.* Matthew J. Frank, Secretary, Wisconsin Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-9428**. Clifton Clark, aka Clifton Burns Clark, III, Petitioner *v.* Mississippi. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. **04-9434**. Glen Eric Rice, Petitioner *v.* Wyoming. Petition for writ of certiorari to the Supreme Court of Wyoming denied.

No. **04-9443**. Alber I. Said, 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. **04-9476**. Rickey Don Cutbirth, Petitioner *v.* Wyoming Department of Corrections, et al. Petition for writ of certiorari to the Supreme Court of Wyoming denied.

No. **04-9486**. Bonnie Lynne Brown, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9492**. Larry Eugene Taylor, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9495**. Pedro Carbajal-Depaz, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9497**. Alexander Volis, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9499**. Christina Athanasiades, Petitioner *v.* Harlan Edelman. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **04-9500**. Marlon Bramwell, Petitioner *v.* B. G. Compton, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9501**. Armondo Benetiz, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9504**. Donnell Pickens, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-9514**. Jose Rivas-Martinez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9520**. Grady Lassiter, Jr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9521**. Hamili Milligan, aka Hamili Anthony Milligan, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9522**. Kenyatta Pinkston, aka Yatta, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-9525**. Robert S. Jackson-Bey, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9526**. Scottie Ballard, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9527**. Joe Franklin Sanders, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9529**. Eric Habu McKeith, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9536**. Christopher Robinson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-9551**. Jose Sanchez, aka Victor Albino, aka Juan Carlos Rodriguez, aka Sammy, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-9558**. Fernando Becerra, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-1510**. United States, Petitioner *v.* Rohan Ingram. 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. **04-1000**. UNUM Life Insurance Company of America, Petitioner *v.* Shirley O. Fought. Motion of America's Health Insurance Plans, 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.

No. **04-1056**. EMC Mortgage Corporation, Petitioner *v.* Stanley William Stark, et ux. Motion of Chamber of Commerce of the United States, 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 Eighth Circuit denied.

No. **04-1233**. Dallas E. Butler, et al., Petitioners *v.* Federal Aviation Administration. Motion of AGE60Tule.com (Samuel D. Woolsey) for leave to file a brief as *amicus curiae* denied. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **04-8854**. Wayne Douglas Butts, Petitioner *v.* Roy W. Cherry, Superintendent, Hampton Roads Regional Jail, et al. Petition for a writ of certiorari before judgment to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9020**. Habakkuk E. Ben Yowel, aka B. Robinson, Petitioner *v.* Gene M. Johnson, Director, Virginia Department of Corrections, et al. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit dismissed. See Rule 39.8.

No. **04-9203**. Kenneth W. Reed, Petitioner *v.* Arizona, et al. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of certiorari to the Court of Appeals of Arizona, Division One, dismissed. See Rule 39.8.

HABEAS CORPUS DENIED

No. **04-9534**. In Re Charles Young-Cooper, Petitioner;

No. **04-9595**. In Re John H. Burrell, Petitioner; and

No. **04-9619**. In Re Salahuddin Ali, Petitioner. Petitions for writs of habeas corpus denied.

MANDAMUS DENIED

No. **04-8934**. In Re Kevin M. Cardwell, Petitioner. Petition for writ of mandamus denied.

REHEARINGS DENIED

No. **04-766**. Lamers Dairy, Inc., Petitioner *v.* Department of Agriculture;

No. **04-7400**. Albert Lee Stevenson, Jr., Petitioner *v.* Bonnie Boyette, Superintendent, Nash Correctional Institution;

No. **04-7555**. Opal Covey, Petitioner *v.* Natural Foods, Inc.;

No. **04-7640**. Rosemary Wooten, Petitioner *v.* St. Francis Medical Center;

No. **04-7687**. Dennis C. Tomoson, Petitioner *v.* Richard Morgan, Superintendent, Washington State Penitentiary;

No. **04-7714**. Andrew McGraw, Petitioner *v.* Burl Cain, Warden;

No. **04-7733**. Cecilia Jabaay, Petitioner *v.* James Jabaay, et al.;

No. **04-7753**. Raymond Simmons, Petitioner *v.* Max Malone, et al.;

No. **04-7887**. Danny E. McDaniel, Petitioner *v.* Charlie Crist, Attorney General of Florida, et al.;

No. **04-8002**. Sacramento Valle, Petitioner *v.* Georgia Department of Corrections;

No. **04-8003**. Jerry A. Hurst, Petitioner *v.* TRW, Incorporated;

No. **04-8123**. Wayne Anthony Hastings, Petitioner *v.* United States;

No. **04-8202**. Carmen Gricco, Petitioner *v.* United States;

No. **04-8284**. Timothy Leach, Petitioner *v.* Ohio;

No. **04-8377**. James Poggemiller, Petitioner *v.* United States; and

No. **04-8555**. Richard James Adamson, Jr., Petitioner *v.* United States District Court for the Northern District of Florida. Petitions for rehearing denied.

ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Edward William Allred	San Antonio, TX	Lamont A. Jefferson
Larry Barker	San Diego, CA	David Albert Niddrie
Sharon Tracey Barrett	Asheville, NC	George Ward Hendon
Ivan Jules Bates	Baltimore, MD	Kenneth W. Ravenell
John Edward Benedict	Washington, DC	Harold Richard Juhnke
Sue Marvin Todd Bentsch	Fredericksburg, TX	Stephanie L. Barclay

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Stanford P. Berenbaum	Palm Desert, CA	Irwin M. Alterman
Robert R. Biechlin	San Antonio, TX	Laura Anne Cavaretta
Valarie Tatem Bomar	Chicago, IL	Deric J. Bomar
Jennifer L. Bowman	New Bern, NC	J. Troy Smith, Jr.
Walter Andrew Boyd, III	Houston, TX	Richard Haynes
Sylvia A. Cardona	San Antonio, TX	Xavier Rodriguez
Joseph Cho	Los Angeles, CA	Donald Josef Sands
John A. Cirello	New Haven, CT	Lawrence A. Ouellette, Jr.
Ronald L. Clark	San Antonio, TX	Richard Tinsman
Richard S. Cody	Mystic, CT	Thomas R. Gerarde
Richard D. Cohen	Boca Raton, FL	Steven M. Goldsmith
Kurt Alan Corley	Marble Falls, TX	Eugene Young Stratton
John Allen Daniels	San Antonio, TX	Michael Luis McIntyre
Jason Davis	San Antonio, TX	William Royal Furgeson, Jr.
Charles A. Deacon	San Antonio, TX	William Wendell Hall
Rochelle Stutman Eisenberg	Columbia, MD	Leslie Robert Stellman
Kris Elliott	New Orleans, LA	George A. Frilot, III
Clemens Allen Erdahl, II	Cedar Rapids, IA	Charles H. Nadler
Matthew Anselm Sodaro Esworthy	Baltimore, MD	Kenneth W. Ravenell
David Montgomery Evans	San Antonio, TX	Luther H. Soules, III
Richard L. Fenton	Chicago, IL	James Andrew Klenk
Stephen Richard Fogle	San Antonio, TX	Nissa Mykleby Sanders
Dana Frix	Washington, DC	Michael H. Salsbury

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Kurian V. George	White Plains, NY	Eileen Campbell O'Brien
Kathleen Elizabeth Gill	New Rochelle, NY	Peter Alexander Meisels
Peter H. Gold	Libertyville, IL	Michael G. Millman
Katherine A. Hansen	Denver, CO	John J. Krause
William Joseph Hatley	Overland Park, KS	William Kansas Waugh, III
David Stephen Hope	Miami, FL	Murray Austin Greenberg
Kunihiko Phillip Ishikawa	No. Potomac, MD	Alan Michael Freeman
Robert L. Kirby, Jr.	Boston, MA	George James Skelly
David R. Koepsell	Amherst, NY	Edward Z. Tabash
Jeffrey H. Leib	Washington, DC	Erik S. Jaffe
Clarissa LaMar Lopez	San Antonio, TX	Forrest Alan Futrell
Julia Wommack Mann	San Antonio, TX	Donald R. Philbin, Jr.
Audrey Ellen Manriquez	San Antonio, TX	Paul D. Barkhurst, Jr.
Renee F. McElhaney	San Antonio, TX	Ellen B. Mitchell
Donna Kay McElroy	San Antonio, TX	Ellen B. Mitchell
Steven L. Merouse	Chicago, IL	James Andrew Klenk
Alex M. Miller	San Antonio, TX	Xavier Rodriguez
Michael E. Miller	Dallas, TX	Lawrence Blake Mitchell
Paul Andrew Mireles	San Antonio, TX	Lamont A. Jefferson
Lacey Ann Mallowney	Austin, TX	Russell D. Hunt, Jr.
David Kalo Neidert	Reno, NV	Judge Richard Alfred Wagner
Tom L. Newton, Jr.	San Antonio, TX	Forrest Alan Futrell
Jon Michael Paladini	Glendale, AZ	James M. Flenner

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Carlos I. Prieto-Padilla	San Juan, PR	Edilberto Berrios-Perez
Katherine I. Puzone	Montgomery, AL	Robert Sellers Smith
Donna Shelton Rayes	Pleasanton, TX	Forrest Alan Futrell
Jacqueline Sailer	New York, NY	William Prickett
Brett William Schouest	San Antonio, TX	Ellen B. Mitchell
Silvia Sepulveda-Hambor	Washington, DC	Daniel Gerard Steele
Alex R. Sluzas	Philadelphia, PA	James Charles McConnon
Russell M. Soloway	Austin, TX	William Royal Furgeson, Jr.
Robert Lee Soza, Jr.	San Antonio, TX	Diego Jesus Pena
John J. Specia, Jr.	San Antonio, TX	Forrest Alan Futrell
James M. Truss	San Antonio, TX	Ellen B. Mitchell
Patrick G. Vickers	Greene, IA	Ronald J. Pepples
James L. Walker	San Antonio, TX	Stephen Philip Allison
Thomas A. Withers	Savannah, GA	Craig A. Gillen
Matthew S. Yeo	Washington, DC	Charles Glaston Cole

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Suzanne Gluck Morris	Washington, DC	Constantine N. Katsoris
Joseph Augustine Small, Jr.	Trenton, NJ	Constantine N. Katsoris
David Aaron	New York, NY	Constantine N. Katsoris
Elizabeth C. Aivars	New York, NY	Constantine N. Katsoris
D. Benjamin Barros	Harrisburg, PA	Constantine N. Katsoris
Martin John Carrara	Hillsborough, NJ	Constantine N. Katsoris

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Dutch D. Chung	Washington, DC	Constantine N. Katsoris
Gregory Michael Cooke	Washington, DC	Constantine N. Katsoris
Steven Mark Cordero	New York, NY	Constantine N. Katsoris
Floyd G. Cottrell	Newark, NJ	Constantine N. Katsoris
Michael D. Elbert	Bronx, NY	Constantine N. Katsoris
Scevia Storr Ellis	Queens, NY	Constantine N. Katsoris
Yolanda E. Figueroa	New York, NY	Constantine N. Katsoris
William J. Geller	New York, NY	Constantine N. Katsoris
Hilary R. Kastleman	New York, NY	Constantine N. Katsoris
Darcy Fanchon Katzin	New York, NY	Constantine N. Katsoris
Pouya Lavian	New York, NY	Constantine N. Katsoris
Michael J. Lonergan	Slingerlands, NY	Constantine N. Katsoris
Jeffrey Marder	Elmsford, NY	Constantine N. Katsoris
Kirke Wright Marsh	New York, NY	Constantine N. Katsoris
Michelle Mancino Marsh	New York, NY	Constantine N. Katsoris
Anne Frances McCaughey	New York, NY	Constantine N. Katsoris
Daniel B. Midvidy	Arlington, VA	Constantine N. Katsoris
Joseph Paul Muriana	New York City, NY	Constantine N. Katsoris
Mary Lynn Nicholas	New York, NY	Constantine N. Katsoris
Shamsey Oloko	New York, NY	Constantine N. Katsoris

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Daniel Thomas O'Neil	Houston, TX	Constantine N. Katsoris
Robert Peter Oppenheim	New York, NY	Constantine N. Katsoris
Daren M. Orzechowski	New York, NY	Constantine N. Katsoris
Gerald Padian	New York, NY	Constantine N. Katsoris
Gregg Adam Paradise	New York, NY	Constantine N. Katsoris
Michael Perna	New York, NY	Constantine N. Katsoris
John J. Phelan, III	Boca Raton, FL	Constantine N. Katsoris
Suzanne Jeanne Romajas	Washington, DC	Constantine N. Katsoris
Chad I. Rosenthal	New York, NY	Constantine N. Katsoris
Eddy Salcedo	New York, NY	Constantine N. Katsoris
Karla Grace Sanchez	New York, NY	Constantine N. Katsoris
Maria Scheuring-Elbert	Bronx, NY	Constantine N. Katsoris
Joel M. Sciascia	New York, NY	Constantine N. Katsoris
Cathy E. Shore-Sirotin	Ardsley, NY	Constantine N. Katsoris
Danielle Lyn Sullivan	New York, NY	Constantine N. Katsoris
Alexander Suslensky	New York, NY	Constantine N. Katsoris
Richard G. Tashjian	New York, NY	Constantine N. Katsoris
Deborah Powell Nason-Naples	Philadelphia, PA	Constantine N. Katsoris
Darryl M. Manning	Tampa, FL	Claire C. McKeever
Michelle Star Babbitt	New York, NY	Claire C. McKeever

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Kevin Michael Callanan	New York, NY	Claire C. McKeever
Mitchell Jay Carlinsky	Hicksville, NY	Claire C. McKeever
Christine Anna Dunn	Smithtown, NY	Claire C. McKeever
Michael Charles Dunn	Hicksville, NY	Claire C. McKeever
Michael A. Finamore	Manhasset, NY	Claire C. McKeever
Laura J. Akscin Foord	Jersey City, NJ	Claire C. McKeever
Cathy Ann Gallagher	New York, NY	Claire C. McKeever
Alan B. Hodish	Garden City, NY	Claire C. McKeever
Jeffrey Lawrence Levin	Scarsdale, NY	Claire C. McKeever
Pankaj Malik	East Elmhurst, NY	Claire C. McKeever
Valentim Neves	New York, NY	Claire C. McKeever
Antonio Pasquariello	Brooklyn, NY	Claire C. McKeever
Christy Lee Reuter	New York, NY	Claire C. McKeever
Jose L. Rios	New York, NY	Claire C. McKeever
Manuel D. Ron	Tarrytown, NY	Claire C. McKeever
Fred Lawrence Seeman	New York, NY	Claire C. McKeever
Gary Lee Steffanetta	Babylon, NY	Claire C. McKeever
Dennis Joseph Sweeny	Williston Park, NY	Claire C. McKeever
Paul Robert Walsh	New York, NY	Claire C. McKeever
Steven Michael Crass	Merced, CA	William K. Lietzau

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Wilbur Lee	Washington, DC	William K. Lietzau
Mark Harold Herrington	Woodbine, IA	William K. Lietzau
Craig Allen Poulson	Washington, DC	William K. Lietzau
Robert Earl Salyer	Alexandria, VA	William K. Lietzau
Anthony Sunggiu Yim	Chicago, IL	William K. Lietzau
Charles Richard Zelnis	Springfield, VA	William K. Lietzau
Jessica Mary Hudson	Washington, DC	William K. Lietzau
Jon Andrew Mellis	Annapolis, MD	William K. Lietzau
Guillermo Justo Rojas	Columbus, OH	William K. Lietzau
Christopher Michael Williams	College Station, TX	William K. Lietzau
Kathleen A. Helmann	Alexandria, VA	William K. Lietzau
Alfred John Welsh	Louisville, KY	Raymond Donald Battocchi
Donald Mitchell Griswold	Washington, DC	M. Miller Baker
Nancy DeFrancesco Griswold	McLean, VA	M. Miller Baker
Michael William Tompkins	Alexandria, VA	Daniel Joseph Burke
Ronald Victor Minionis	Annandale, VA	Daniel Joseph Burke

Adjourned until Monday, May 16, 2005, at 10 o'clock.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

CERTIORARI DENIED

No. **04-9938 (04A927)**. Lonnie Wayne Pursley, Petitioner *v.* Texas. Application for stay of execution of sentence of death presented to Justice Scalia and by him referred to the Court denied. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

CERTIORARI DENIED

No. **04-9966 (04A940)**. Earl Richmond, Jr., Petitioner *v.* North Carolina. Application for stay of execution of sentence of death presented to The Chief Justice and by him referred to the Court denied. Petition for writ of certiorari to the Supreme Court of North Carolina denied.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

HABEAS CORPUS DENIED

No. **04-10068 (04A961)**. In Re George J. Miller, Petitioner. Application for stay of execution of sentence of death presented to Justice Breyer and by him referred to the Court denied. Petition for writ of habeas corpus denied.

ORDER IN PENDING CASE

No. **04A964**. Duane Ziemba, on behalf of himself and all persons similarly situated, Applicants v. M. Jodi Rell, Theresa Lantz, David N. Strange, in their official capacities. Application for stay of execution of sentence of death presented to Justice Ginsburg and by her referred to the Court denied.

CERTIORARI DENIED

No. **04-1518 (04A965)**. Michael B. Ross, By His Next Friend, Donna Dunham, Petitioner *v.* Theresa C. Lantz, Commissioner, Connecticut Department of Correction, et al. Application for stay of execution of sentence of death presented to Justice Ginsburg and by her referred to the Court denied. Motion for leave to proceed on 8½ x 11 inch paper granted. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

The Chief Justice said:

“Today’s orders of the Court have been duly entered and certified, and filed with the Clerk, and they will not be otherwise announced.”

CERTIORARI—SUMMARY DISPOSITIONS

No. **04–914**. Florida, Petitioner *v.* James Rabb. On petition for writ of certiorari to the District Court of Appeal of Florida, Fourth District. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the District Court of Appeal of Florida, Fourth District, for further consideration in light of *Illinois v. Caballes*, 543 U. S. — (2005).

No. **04–1094**. Cecilio Nunez, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–1316**. Joe Bob Moncrief, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–1325**. Stephen Leslie McElwee, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–1331**. Wayne Allen Fletcher, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Ap-

peals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-1364**. Raylate Brooks, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-7979**. Pedro Quintana-Perez, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the First Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the First Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8308**. Emeterio Sandoval-Quinones, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8576**. Oscar Cardona, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9496**. William Washington, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9502**. Bernard Cunningham, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated,

and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9509**. Charles A. Gravenhorst, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the First Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the First Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9515**. Rashaan Cardell Rogers, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9540**. Vernon Andre Jackson, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9547**. Marcus Washington, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9549**. Jose Sanchez-Villar, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Second Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Second Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9550**. Elander Mark Lachney, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9552**. Robert E. Watkins, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eighth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9555**. Sayyid Coggins, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the First Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the First Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9563**. James Herndon, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9568**. Richard Erick Hansen, Jr., Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9569**. Cedrick Wayne Hoof, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9576**. Calvin W. Pennywell, Jr., Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9601**. Dudley Earl Myers, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9603**. Sean Messano, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9620**. Terrance Branch, 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Third Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9665**. Gadier Nazario, aka Bimbo, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9701**. Siegfried Douglas McGhee, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed

in forma pauperis and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9754**. Nevin Parrish McLeran, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

ORDERS IN PENDING CASES

No. **04M70**. Brian Evans, Petitioner *v.* L. Christine Scott. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **04M71**. Alphonso Jointer, Petitioner *v.* John E. Potter, Postmaster General, et al. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **03-1693**. McCreary County, Kentucky, et al., Petitioners *v.* American Civil Liberties Union of Kentucky, et al. Motion of petitioners for leave to file a supplemental brief after argument granted.

No. **04-623**. Alberto R. Gonzales, Attorney General, et al., Petitioners *v.* Oregon, et al. Motion of the Acting Solicitor General to dispense with printing the joint appendix granted.

No. **04-881**. James Lockhart, Petitioner *v.* United States, et al. Motion of petitioner to dispense with printing the joint appendix granted.

CERTIORARI GRANTED

No. **04-944**. Jenifer Arbaugh, Petitioner *v.* Y & H Corporation, dba The Moonlight Cafe. Petition for a writ of certiorari to the United States Court of Appeals for the Fifth Circuit granted.

No. **04-1203**. United States, Petitioner *v.* Georgia, et al.; and

No. **04-1236**. Tony Goodman, Petitioner *v.* Georgia, et al. Petitions for writs of certiorari to the United States Court of Appeals for the Eleventh Circuit granted. The cases are consolidated and a total of one hour is allotted for oral argument.

CERTIORARI DENIED

No. **04-923**. Mobil Oil Exploration & Producing Southeast, Inc., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-951**. Matthew S. English, Petitioner *v.* Sherry Burt, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-1038**. Rajinder Singh, aka Satinger Singh, Petitioner *v.* Alberto R. Gonzales, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-1127**. Premiere Global Services, Inc., fka Premiere Technologies, Inc., et al., Petitioners *v.* APA Excelsior III L.P., et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-1134**. Linda Metrish, Warden, Petitioner *v.* Darrin T. Hatchett. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-1169**. Sandra Wheatley, et al., Petitioners *v.* Wicomico County, Maryland. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-1171**. St. Jude Medical, Inc., et al., Petitioners *v.* Cardiac Pacemakers, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-1178**. Peter Houston, Petitioner *v.* Aramark Corporation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-1180**. Leo Roger Dugas, Petitioner *v.* Claron Corp. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-1181**. Coastal Salvadoran Power Ltd., et al., Petitioners *v.* Crystal Power Company. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-1189**. Michael Reid Wood, Petitioner *v.* Appellate Division, Superior Court of California, Alameda County. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied.

No. **04-1193**. Marlene Miller Golds, Petitioner *v.* William Franklin Golds. Petition for writ of certiorari to the Court of Appeals of North Carolina denied.

No. **04-1197**. Leonard F. Prescott, et al., Petitioners *v.* Little Six, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-1199**. United States, ex rel. Edward Totten, Petitioner *v.* Bombardier Corporation, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **04-1202**. United States, ex rel. Ann Gay and Jayne McCabe, Petitioners *v.* Lincoln Technical Institute, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-1205**. James J. Clancy, Petitioner *v.* AT&T Corp.; and James J. Clancy, Petitioner *v.* Comcast Corporation, et al. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **04-1206**. Michael J. Carolan, Petitioner *v.* Cardiff University, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-1209**. Martin A. Politzer, Petitioner *v.* Salomon Smith Barney, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-1211**. Hilda Leah Floyd, Petitioner *v.* Maryland. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-1220**. Bobbie Osburn, Petitioner *v.* Atlanta Center for Dermatologic Diseases, et al. Petition for writ of certiorari to the Court of Appeals of Georgia denied.

No. **04-1229**. Anatoly Sverdlin, Individually and Derivatively On Behalf of Automated Marine Propulsion Systems, Inc., Petitioner *v.* Mark Swank, et al. Petition for writ of certiorari to the Court of Appeals of Texas, First District, denied.

No. **04-1232**. Thomas J. Quinn, Petitioner *v.* Philips Medical Systems, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-1241**. Silver Spur Reserve, a California General Partnership, dba Silver Spur Mobile Manor, Petitioner *v.* City of Palm Desert, California, et al. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, Division Two, denied.

No. **04-1242**. South Carolina Department of Corrections, Petitioner *v.* Gary R. Slezak. Petition for writ of certiorari to the Supreme Court of South Carolina denied.

No. **04-1243**. O. Bruton Smith and Helen W. Smith, Executrix for Bill Smith, Petitioners *v.* United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-1248**. Vernon Bellecourt, et al., Petitioners *v.* City of Cleveland, Ohio, et al. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **04-1258**. John R. Connor, Executor of the Estate of Helen T. Hanlon, Petitioner *v.* Michael O. Leavitt, Secretary of Health and Human Services. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-1274**. Juan de Dios Diaz Flores, Petitioner *v.* Alberto R. Gonzales, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-1290**. Bruce Edwards, Petitioner *v.* Department of Education. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-1294**. Rudolf Kern, et al., Petitioners *v.* Siemens Corporation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-1296**. John L. Corrigan, Petitioner *v.* Washington. Petition for writ of certiorari to the Superior Court of Washington, Adams County, denied.

No. **04-1306**. Elizabeth Mollinger-Wilson, et vir, Petitioners *v.* The Quizno's Franchise Company. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-1307**. Kenneth Chatone Manokey, Petitioner *v.* Lloyd L. Waters, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-1319**. Roger Melton, Individually and as Next Friend of His Son, Jason Melton, et al., Petitioners *v.* Dallas Area Rapid Transit. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-1323**. Harry A. Conners, Petitioner *v.* New York Commissioner of Labor. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, Third Judicial Department, denied.

No. **04-1337**. Douglas N. Pearson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-1373**. Ivania M. Couto, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-1378**. Michael O'Keefe, Sr., Gary Bennett, and John O'Brien, Petitioners *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-1388**. Michelle M. Valencia, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6794**. Pedro Edwardo Gutierrez, aka Pete Gutierrez, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Appeals of Texas, Third District, denied.

No. **04-7514**. Brian A. Davis, Carlos Cleveland, Philip Davis, and Antwan Woods, Petitioners *v.* United States Congress. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **04-7808**. Len Davis, Petitioner *v.* United States; and

No. **04-8171**. Paul Hardy, aka P., aka Cool, Petitioner *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-7944**. Albert Adefemi, Petitioner *v.* Alberto R. Gonzales, Attorney General, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8018**. Richard D. Clay, Petitioner *v.* Don Roper, Superintendent, Potosi Correctional Center. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-8198**. John R. Alleman, Petitioner *v.* Burl Cain, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8292**. Uno Mattias Baum, Petitioner *v.* South Carolina. Petition for writ of certiorari to the Court of Appeals of South Carolina denied.

No. **04-8310**. Jose Juan Ramirez-Robles, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8569**. Alan L. Matheney, Petitioner *v.* Cecil K. Davis, Superintendent, Indiana State Prison. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-8973**. Autry Morgan Vaughn, Jr., Petitioner *v.* Texas; and Autry Morgan Vaughn, Jr., Petitioner *v.* Court of Appeals of Texas, Seventh District. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **04-8974**. Timothy Toines, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8975**. Mondrea Vinning-El, Petitioner *v.* Jonathan R. Walls, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-8984**. Lamar A. Lenoir, Petitioner *v.* Deb Timmerman-Cooper, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8985**. Steven A. Miller, Petitioner *v.* E. K. McDaniel, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8989**. Chandan S. Vora, Petitioner *v.* Strassburger, McKenna, Messer, Shilobod and Gutnick. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-8995**. Lucio G. Rivera, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Criminal Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9000**. Jimmie Lynn Lucas, Petitioner *v.* Arizona. Petition for writ of certiorari to the Court of Appeals of Arizona, Division Two, denied.

No. **04-9006**. John Edward Mapp, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Appeals of Texas, First District, denied.

No. **04-9008**. Mark A. Misiak, Petitioner *v.* Richard C. Kimberly. Petition for writ of certiorari to the Court of Appeals of Washington, Division 1, denied.

No. **04-9009**. Jeffrey Marcus Pease, Petitioner *v.* Colorado. Petition for writ of certiorari to the Court of Appeals of Colorado denied.

No. **04-9010**. Johnny Tarver, Petitioner *v.* J. Valadez, Acting Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9017**. Jeremy Randall Thomas, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9018**. Edwin Horton Witherspoon, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9019**. Carlos John Williams, Petitioner *v.* United States District Court for the Western District of Washington. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9023**. Eglon Bascom, Petitioner *v.* Ethan Fried, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-9025**. Jon Lee Allen, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9030**. Joe Mendoza, Petitioner *v.* John G. Lane, et al. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, Division One, denied.

No. **04-9036**. Reginald Smith, Petitioner *v.* Pat Hurley, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-9038**. Sean P. Doyle, Petitioner *v.* Jeanne S. Woodford, Director, California Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9043**. Arthur Bell, Petitioner *v.* Unknown Curtis, Officer, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-9048**. Larry P. Raymer, Petitioner *v.* Ohio. Petition for writ of certiorari to the Court of Appeals of Ohio, Hamilton County, denied.

No. **04-9049**. Dana L. Rose, Petitioner *v.* Antonio J. Bernad, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9050**. Thomas Sosa, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9053**. John R. Hicks, Petitioner *v.* Terry Collins, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-9057**. James E. Crittenden, Petitioner *v.* L. Garza, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9058**. Paul George Schlueter, Petitioner *v.* James Wynder, Superintendent, State Correctional Institution at Dallas, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-9062**. Vincent Mark Castillo, Petitioner *v.* Cornel M. Hubert, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9065**. Theodore MacArthur, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9067**. Bryan Eric Wolfe, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9071**. Russell Adam Pelletier, Petitioner *v.* Whitney Coleman, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9077**. John Covington, Petitioner *v.* Dale Artus, Superintendent, Clinton Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-9080**. Euel Donahou, Petitioner *v.* Joan M. Donahou. Petition for writ of certiorari to the Court of Civil Appeals of Oklahoma, Fourth Division, denied.

No. **04-9081**. Isaiah Crawford, et ux., Petitioners *v.* Jacqueline Lusting, et al. Petition for writ of certiorari to the Appellate Court of Illinois, Third District, denied.

No. **04-9086**. Adrian Hollis, Petitioner *v.* Kenny Robinson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-9089**. Kyle Hebert, Petitioner *v.* Burl Cain, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9090**. Dennis Georgeson, Petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Fifth Appellate District, denied.

No. **04-9091**. Curtis Leon Horne, Petitioner *v.* Hugh Smith, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9092**. Scott Alan Falkiewicz, Petitioner *v.* Henry N. Grayson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-9093**. Lenir Richardson, Petitioner *v.* Andrew Lee Richardson, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9101**. Thomas Ocean, Petitioner *v.* Raymond Cunningham, Superintendent, Woodbourne Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-9103**. Jami Naturalite, Petitioner *v.* Brian A. Pepler, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-9104**. P. G. B., Father, Petitioner *v.* Florida Department of Children and Families, et al. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **04-9110**. Keon Hicks, Petitioner *v.* Charles L. Hinsley, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-9118**. Josephus Davis, IV, aka Josephus Davis, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Appeals of Texas, Second District, denied.

No. **04-9123**. Franklin Falu, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9124**. Oscar Saavedra Hernandez, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **04-9125**. Shawn Green, Petitioner *v.* New York, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-9129**. Daniel Temple, aka Dan Temple, Petitioner *v.* Oconee County Memorial Hospital, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9130**. Mamie Sanders, Petitioner *v.* Chicago & Northwestern Railroad Company, et al. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **04-9141**. Anarian Chad Jackson, Petitioner *v.* Arkansas. Petition for writ of certiorari to the Supreme Court of Arkansas denied.

No. **04-9143**. Fernando Laniohan, Petitioner *v.* Mike Knowles, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9145**. Robert Munawwar, Petitioner *v.* Woodwest Realty. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. **04-9148**. Ralph Franklin Fredrick, Petitioner *v.* United States District Court for the Western District of North Carolina. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9149**. Robert C. Garnett, Sr., Petitioner *v.* Gary Golder, Warden. Petition for writ of certiorari to the Supreme Court of Colorado denied.

No. **04-9153**. Ricardo Acosta Gallegos, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9155**. Ramon Luis Gonzales, Petitioner *v.* Stephen Lieberman, Judge, Court of Common Pleas of Pennsylvania, Berks County. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Middle District, denied.

No. **04-9158**. Steve Michael Cox, Petitioner *v.* Jim Benedetti, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9159**. Jean Cearc, Petitioner *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Third District, denied.

No. **04-9168**. Loyd Beasley, Petitioner *v.* Linda J. Clarke, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9176**. Richard Allison, Petitioner *v.* Edward Ficco, Superintendent, Souza-Baranowski Correctional Center, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-9180**. Tyrone K. Woods, Petitioner *v.* Paul Renico, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-9183**. Tyrone Deshawn Wilson, Petitioner *v.* Tom L. Carey, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9184**. Earnest A. Darden, Petitioner *v.* Peralta Community College District, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9195**. Fred R. Frigo, Petitioner *v.* Duane Steiner. Petition for writ of certiorari to the Court of Appeals of Ohio, Richland County, denied.

No. **04-9197**. Norris Howard, Petitioner *v.* Larry B. Norris, Director, Arkansas Department of Correction. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-9200**. Diana Holden and John Holden, Petitioners *v.* South Carolina Department of Social Services. Petition for writ of certiorari to the Court of Appeals of South Carolina denied.

No. **04-9213**. Marlon McSwain, Petitioner *v.* Ohio. Petition for writ of certiorari to the Court of Appeals of Ohio, Cuyahoga County, denied.

No. **04-9220**. Robert Lee Woodard, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **04-9305**. Rey David Vargas, Petitioner *v.* Hilton Hall, Warden. Petition for writ of certiorari to the Supreme Court of Georgia denied.

No. **04-9360**. Sarah B. Allen, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9378**. Kelly D. Warfield, Petitioner *v.* South Dakota. Petition for writ of certiorari to the Supreme Court of South Dakota denied.

No. **04-9396**. Stanley Theodore Adams, Petitioner *v.* Ohio. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **04-9420**. John Jackson, Petitioner *v.* Maryland. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9430**. Anthony D. Jones, Petitioner *v.* Amy Haske. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-9438**. Gregory McKinney, Petitioner *v.* Anthony King, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9452**. Jewel L. Ballentine, Petitioner *v.* Illinois State Police. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-9462**. Nathaniel W. Ellibee, Petitioner *v.* Stanton A. Hazlett, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-9467**. Timothy Charles Parle, Petitioner *v.* David L. Runnels, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9505**. Oliver Morgan, Petitioner *v.* James Walsh, Superintendent, Sullivan Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-9548**. Anthony E. Wall, Petitioner *v.* North Carolina. Petition for writ of certiorari to the Superior Court of North Carolina, Craven County, denied.

No. **04-9562**. Dominick Shewmaker Gonzales, aka Solo, aka Dominick Gonzales, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9564**. Ernesto Ferro, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9565**. Princeton Hummingway, aka Arthur Goldenstein, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9566**. Mauricio Grinard-Henry, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9579**. Gary Allen Kemper, Petitioner *v.* Jo Anne B. Barnhart, Commissioner of Social Security. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-9580**. Jeffrey D. Knickmeier, Petitioner *v.* Office of Lawyer Regulation. Petition for writ of certiorari to the Supreme Court of Wisconsin denied.

No. **04-9586**. Neftali Lamar Patrick, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-9587**. Jorge Rodriguez-Rodriguez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9592**. Douglas B. Leuschen, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-9597**. Jessie Zamora, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-9600**. Larry McCoullum, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-9604**. William F. McCray, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9610**. Danny Joiner, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-9611**. Tracy Johnson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9617**. John Adams Thropay, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-9624**. Joseph H. Brown, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-9626**. Connell Lee Berry, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9628**. Tony E. Emery, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-9635**. Herman H. Stevenson, Petitioner *v.* Michael Pettiford, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9636**. Allen S. Stratton, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-9644**. Sala-Thiel Thompson, Petitioner *v.* Wayne Choinski, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9650**. Dameon G. B. Daley, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9656**. Carlos Martinez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-9659**. Jonathan Craig Hawkins, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-9660**. Randolph Carpenter, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-9663**. Mark D. Huggins, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-9667**. Linton Maurice Hargrove, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-9669**. Owen R. Fox, aka Seal C, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9670**. Donald Albin Blom, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-9672**. Billy Gene Howard, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-9673**. Darlene Anderson Goforth, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9674**. Frank Fernandez, Roy Galvador, and Suzanne Schoenberg Sanchez, Petitioners *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9676**. Gudell Singletary, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9683**. Alonzo A. Voelker, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-9687**. David Toro Chase, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9694**. Alan Wade Berger, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9697**. Antenor Berrios, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-9700**. Daryl Lonard Parker, aka Daryl Lenard Parker, aka Junior Parker, aka JR Parker, aka JR, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-9717**. Jerome Cross, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-9738**. Rafael Rivera, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-9752**. Jean Joseph Frank, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9753**. Jason Evans Herrick, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-900**. BP West Coast Products LLC, et al., Petitioners *v.* Federal Energy Regulatory Commission, et al.; and

No. **04-903**. SFPP, L. P., Petitioner *v.* Federal Energy Regulatory Commission, et al. Petitions for writs of certiorari to the United States

Court of Appeals for the District of Columbia Circuit denied. Justice Breyer took no part in the consideration or decision of these petitions.

No. **04-971**. Serra Canyon Company, Ltd., Petitioner *v.* California Coastal Commission, et al. Motion of California Association of Realtors for leave to file a brief as *amicus curiae* out-of-time denied. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **04-995**. Merck & Co., Inc., et al., Petitioners *v.* Celeslie Epps-Malloy. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied. Justice O'Connor and Justice Breyer took no part in the consideration or decision of this petition.

No. **04-1047**. Warner-Lambert Company, et al., Petitioners *v.* Mary Rose Wakefield, Individually, and as Personal Representative, Trustee, and Executor of the Estate of Michael Holmes Wakefield and Mary Louise Wakefield. Motion of Chamber of Commerce of the United States of America, et al., for leave to file a brief as *amici curiae* granted. Motion of Pharmaceutical Research and Manufacturers for leave to file a brief as *amicus curiae* granted. Petition for writ of certiorari to the Court of Civil Appeals of Oklahoma, Fourth Division, denied.

No. **04-1054**. Baltimore City Department of Social Services, Petitioner *v.* Teresa B. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the Court of Appeals of Maryland denied.

No. **04-1198**. John Melvin Alexander, et al., Petitioners *v.* Oklahoma, et al. Motion of Professional Historians 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.

No. **04-1246**. Maurice Bessinger, et al., Petitioners *v.* Food Lion, LLC, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied. Justice Breyer took no part in the consideration or decision of this petition.

No. **04-1255**. Kemal Uzan, et al., Petitioners *v.* Motorola Credit Corporation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Justice Breyer took no part in the consideration or decision of this petition.

No. **04-1339**. Leonardo's Pizza by the Slice, Inc. and 710 Corp., Petitioners *v.* Wal-Mart Stores, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Justice Breyer took no part in the consideration or decision of this petition.

No. **04-9055**. Thomas Sosa, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit dismissed. See Rule 39.8.

No. **04-9056**. Thomas Sosa, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Criminal Institutions Division. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit dismissed. See Rule 39.8.

No. **04-9068**. Booker T. Woodard, Petitioner *v.* Sundstrand Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied. Justice Breyer took no part in the consideration or decision of this petition.

No. **04-9623**. James Claude Bailey, Petitioner *v.* Terry O'Brien, Warden. Petition for a writ of certiorari before judgment to the United States Court of Appeals for the Sixth Circuit denied.

HABEAS CORPUS DENIED

No. **04-9646**. In Re Mickey Miles, Petitioner;
No. **04-9685**. In Re Gregory A. Taylor, Petitioner;
No. **04-9704**. In Re William Bennett, Jr., Petitioner;
No. **04-9715**. In Re Alfonso Pedraza, Petitioner;
No. **04-9763**. In Re William R. Underwood, Petitioner; and
No. **04-9786**. In Re Robert Bellavia, Petitioner. Petitions for writs of habeas corpus denied.

MANDAMUS DENIED

No. **04-1182**. In Re Cooper Industries, Inc., Petitioner;
No. **04-1320**. In Re Leonard Peltier and Yorie Von Kahl, Petitioners;
No. **04-9162**. In Re Theodore Luczak, Petitioner;
No. **04-9681**. In Re Kevin Paul Woodruff, Petitioner; and
No. **04-9719**. In Re Francis T. Deutsch, Petitioner. Petitions for writs of mandamus denied.

REHEARINGS DENIED

No. **03-1039**. Jill L. Brown, Warden, Petitioner *v.* William Charles Payton;
No. **04-932**. Crisanto Mendonca, Petitioner *v.* Supreme Judicial Court of Massachusetts, et al.;

- No. **04-953**. Paul E. Wabeke, Petitioner *v.* Andrew J. Mulder;
No. **04-1111**. Frank Gabaldon, Petitioner *v.* United States;
No. **04-7523**. Mack Henry Richardson, Petitioner *v.* Federal Bureau of Investigation;
No. **04-7764**. Herbert Feist, Petitioner *v.* Sun A. Berg, et al.;
No. **04-7891**. John Adi, Petitioner *v.* Prudential Property and Casualty Insurance Company, et al.;
No. **04-7961**. James D. Wooten, Petitioner *v.* California;
No. **04-8111**. Darren L. Keys, Petitioner *v.* United States;
No. **04-8120**. Derrick Griffin, Petitioner *v.* United States, et al.;
No. **04-8132**. Gordon Wayne Watts, Petitioner *v.* Florida Commission on Human Relations;
No. **04-8144**. Lloyd E. Fisher, Petitioner *v.* Fred W. Copeland, Judge, Circuit Court of Missouri, 34th Circuit;
No. **04-8186**. Anthony W. Shafer, Petitioner *v.* Ohio;
No. **04-8188**. Phillip Westel Sedgwick, Petitioner *v.* United States;
No. **04-8219**. Nolan Wayne Scales, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division;
No. **04-8260**. In Re Carlos Franklin Bell-Outlaw, Petitioner;
No. **04-8287**. Marion C. Wolfe, Jr., Petitioner *v.* C. Emmett Mahle; Marion C. Wolfe, Jr., Petitioner *v.* Sacramento County, California, et al.; and Marion C. Wolfe, Jr., Petitioner *v.* Sacramento County Bar Association, et al.;
No. **04-8351**. Anthony Rutherford, Petitioner *v.* United States;
No. **04-8400**. Shon Conner Williams, Petitioner *v.* United States;
No. **04-8416**. Lloyd Edward Fisher, Petitioner *v.* James A. Gammon, Superintendent, Moberly Correctional Center;
No. **04-8450**. Craig Anthony Stevenson, Petitioner *v.* Gail Lewis, Warden;
No. **04-8638**. In Soo Chun, Petitioner *v.* George H. W. Bush, former President of the United States, et al.; and
No. **04-8786**. Wayne Mark Brown, Petitioner *v.* United States. Petitions for rehearing denied.

RECESS ORDER

The Court will take a recess from Monday, May 16, 2005, until Monday, May 23, 2005.

ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Imad Dean Abyad	Washington, DC	John F. Daly
Cushman D. Anthony	Portland, ME	Earl C. Dudley, Jr.
Marcia L. Ashdown	Morgantown, WV	Jacques Ralph Andre Williams
Fernando A. Baerga-Ibanez	San Juan, PR	Manuel Fernandez Bared
Vicki M. Baldwin	Salt Lake City, UT	J. Michael Bailey
Catherine Clare Bernhard	Red Oak, TX	Michael David Byck
Norwood Pitt Blanchard, III	Wilmington, NC	Patricia L. Holland
Kimberly Ann Bliss	San Francisco, CA	Therese M. Stewart
Patrick J. Bouldin	Louisville, KY	Francis William Heft, Jr.
Alexander Fournier Braswell	Demopolis, AL	Ralph Leon Liverman
Eve L. Brensike	Rockville, MD	Michael R. Braudes
Todd Robert Brown	Pittsburgh, PA	John Michael Burkoff
Aaron Robert Caruso	Rockville, MD	Samuel D. Williamowsky
Anthony Victor Clarke	Bradford, PA	Christopher George Hauser
Mark Douglas Colley	Washington, DC	Andrew W. Stephenson
Amy Elizabeth Constantine	Pittsburgh, PA	Catherine Ford Elliott
Lisa Dolores Cooper	Washington, DC	James E. Macklin
Amy L. Coopman	Shawnee, KS	W. James Foland
Michael Edward Crawford	Great Falls, VA	Robert Walker Adams
Juan E. Curbelo-Piza	San Juan, PR	Manuel Fernandez Bared
Mark C. Dangerfield	Phoenix, AZ	Jay Dushoff
Andrew Scott Dashevsky	Philadelphia, PA	Jeffrey L. Dashevsky

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Woodford W. Dinning, Jr.	Demopolis, AL	Ralph Leon Liverman
David Keith Dorenfeld	Calabasas, CA	Michael Winston Brown
Paul Anthony Dull	Roanoke, VA	Dennis Paul Brumberg
Stuart W. Emmons	Oklahoma City, OK	A. Daniel Woska
Alberto R. Estrella-Arteaga	San Juan, PR	Manuel Fernandez Bared
William B. Federman	Oklahoma City, OK	A. Daniel Woska
David J. Feldman	Las Vegas, NV	Craig Samuel Newman
Stephen Leon Geries	Yukon, OK	Jason C. Wagner
Jose Ramon Gonzalez-Magaz	Washington, DC	Jeffrey F. Pryce
Jerry Russell Graf	Las Vegas, NV	Craig Samuel Newman
Kevin Bradford Hart	Washington, DC	Kenneth Nelson Hart
Susan Elizabeth Henning	New Orleans, LA	James Albert Cobb, Jr.
Michael Eugene Hess	Sinton, TX	James Dennis Rosenkild
Michael Brent Hicks	Baton Rouge, LA	Michael H. Rubin
Joshua Michael Hummel	Lansdale, PA	Frederick Charles Horn
Celene Harrell Humphries	Tampa, FL	Valeria Hendricks
Zachary Arthur Ives	Albuquerque, NM	Charles Wesley Daniels
Gary Alan Kessler	Newport Beach, CA	George King
Christopher J. King	Miami, FL	R. Lawrence Bonner
Paul I. Klein	Charlotte, NC	William Howard Elam
John W. Kung	Wilmington, DE	Melvyn Mark Kassenoff

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Cynthia Lakeman	Tampa, FL	Daniel Lawrence Castillo
Pamela Mariam Leeming	Chicago, IL	Lester Wolfe Finkle
Scott A. Lemond	Houston, TX	James M. Lemond
Janet P. Littlejohn	San Antonio, TX	Forrest Alan Futrell
Marshall Dore Louis	Miami, FL	Paul A. Louis
James Hall McGrew	Washington, DC	Joseph Michel Marcoux
David M. McLean	Missoula, MT	Stanley T. Kaleczyc, Jr.
LaNelle Linnstaedter McNamara	Waco, TX	Norbert James McDermitt
Mary Campbell McQueen	Williamsburg, VA	Roger K. Warren
Robert James McWhirter	Tempe, AZ	Jon M. Sands
Mathew M. Meyer	Minneapolis, MN	Peter Anthony Koller
Matt Anderson Vazquez Mitcham	Tampa, FL	B. Anderson Mitcham
Kenneth Dale Myers	Cleveland, OH	Denise J. Knecht
Merideth C. Nagel	Chicago, IL	Kristen Elise Fligel
Mala Narayanan	Trenton, NJ	Patrick DeAlmeida
K. Greg Peterson	Sacramento, CA	Marian M. Johnston
Jason Ross Pickholz	New York, NY	Joyce Merrick Pickholz
Andre D. Pierre	Miami, FL	Marie G. Estime- Thompson
Robert J. Pomeroy	Plymouth, MA	Dwight Gerard Duncan
Reynaldo A. Quintana-Latorre	San Juan, PR	Manuel Fernandez Bared
Joseph Y. Rahmi, II	Savannah, GA	David Royce Smith
Mark Alan Ralphs	Placerville, CA	Michael Bradley Bigelow

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Angel Omy Rey-Seijo	San Juan, PR	Manuel Fernandez Bared
Mark C. Rogers	Boston, MA	Wilson D. Rogers, Jr.
Ilana Simone Rubel	Boise, ID	Laurence F. Pulgram
Daniel R. Settana, Jr.	Columbia, SC	Douglas McKay, Jr.
Lisa Y. Settles	Towson, MD	Leslie Robert Stellman
Benjamin Freedman Sidbury	Charlotte, NC	Leigh Morrissey Levine
Franklin P. Solomon	Merchantville, NJ	John McNeill Broaddus
Craig E. Stewart	Boston, MA	Scott P. Lewis
Blake Stone	Robinson, IL	Robert L. Minor
Benjamin A. Street	Grundy, VA	Stanford Thomas Mullins
Thomas Theophilos	Buffalo, NV	Timothy William Hoover
Marissa Michelle Tirona	San Francisco, CA	Terisa Eileen Chaw
Leslie Parker Tullier	New Orleans, LA	Valentin M. Solino
Andrew J. Vance	Washington, DC	John Michael Jakes
Alejandro Vazquez-Sanchez	Miami, FL	Jesus F. Fuentes
Alexander Hopkins Whiteaker	New York, NY	Robert Bruce Wallace
Theodore D. Willard, Jr.	Columbia, SC	Grady Leslie Patterson, III
Joseph Patrick Williams	New York, NY	Charles Reuben Strugatz

OPINION

No. **03-1116**. Jennifer M. Granholm, Governor of Michigan, et al., Petitioners *v.* Eleanor Heald, et al.;

No. **03-1120**. Michigan Beer & Wine Wholesalers Association, Petitioner *v.* Eleanor Heald, et al.; On writs of certiorari to the United States Court of Appeals for the Sixth Circuit; and

No. **03-1274**. Juanita Swedenburg, et al., Petitioners *v.* Edward D. Kelly, Chairman, New York Division of Alcoholic Beverage Control, State Liquor Authority, et al. On writ of certiorari to the United States Court of Appeals for the Second Circuit. Judgment of the United States Court of Appeals for the Sixth Circuit affirmed. Judgment of the United States Court of Appeals for the Second Circuit reversed, and case remanded for further proceedings consistent with the opinion of this Court. Opinion by Justice Kennedy. Dissenting opinion by Justice Stevens, with whom Justice O'Connor joins. Dissenting opinion by Justice Thomas, with whom The Chief Justice, Justice Stevens, and Justice O'Connor join.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
David Allen Higbee	Washington, DC	Larry D. Thompson
Mark J. Hagopian	Providence, RI	Jacob Hagopian
Lisa M. Alexander	Washington, DC	Louis T. Kleinr
Frank P. Willey	Jacksonville, FL	Judge Victoria A. Graffeo
John Arter Jackson	Washington, DC	Judge Victoria A. Graffeo
James Gustav Pauli	Silver Spring, MD	Judge Victoria A. Graffeo
Claudia Mireya Ima	Miami, FL	Judge Victoria A. Graffeo
Tara Anne Colangione	Boston, MA	Judge Victoria A. Graffeo
Anthony Quincy Vale	Wilmington, MA	Judge Victoria A. Graffeo
Margaret I. Adkins	Vooreesville, NY	Judge Victoria A. Graffeo
Michele Augusta Baptiste	Freeport, NY	Judge Victoria A. Graffeo
Gary Lee Bennett	Lyons, NY	Judge Victoria A. Graffeo
Cara Johnson Brousseau	Albany, NY	Judge Victoria A. Graffeo
Shawn F. Brousseau	Albany, NY	Judge Victoria A. Graffeo

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Joseph Rosario Cardamone	Slingerlands, NY	Judge Victoria A. Graffeo
James Anthony Carlucci	Hudson, NY	Judge Victoria A. Graffeo
Cindy Chandler	Buffalo, NY	Judge Victoria A. Graffeo
Louis W. Chicatelli, Jr.	Schenectady, NY	Judge Victoria A. Graffeo
Joanne Therese Ciaramella	White Plains, NY	Judge Victoria A. Graffeo
Peter H. Cohen	Chappaqua, NY	Judge Victoria A. Graffeo
Jacqueline Rose Conti	Albany, NY	Judge Victoria A. Graffeo
Heather Davis	Albany, NY	Judge Victoria A. Graffeo
Margery Corbin Eddy	Albany, NY	Judge Victoria A. Graffeo
Michael A. Fakhoury	Fishkill, NY	Judge Victoria A. Graffeo
Edward D. Falso	Atlanta, GA	Judge Victoria A. Graffeo
Todd Matthew Friedman	New York, NY	Judge Victoria A. Graffeo
Christopher John Garvey	New York, NY	Judge Victoria A. Graffeo
Stephen H. Gersowitz	New York, NY	Judge Victoria A. Graffeo
Matthew Mark Grobosky	Liverpool, NY	Judge Victoria A. Graffeo
Christopher Joseph Hanifin	Albany, NY	Judge Victoria A. Graffeo
Catherine M. Hedgeman	Albany, NY	Judge Victoria A. Graffeo
David Michael Heim	North Tonawanda, NY	Judge Victoria A. Graffeo
Mary Dawn Herkenham	Wynantskill, NY	Judge Victoria A. Graffeo
Kelly K. Huang	Fort Myers, FL	Judge Victoria A. Graffeo

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Kevin E. Jones	Albany, NY	Judge Victoria A. Graffeo
George E. LaMarche, III	Troy, NY	Judge Victoria A. Graffeo
Sharon L. Landers	San Jose, CA	Judge Victoria A. Graffeo
Brian Scott Lyda	Albany, NY	Judge Victoria A. Graffeo
Ian Scott MacDonald	Fishkill, NY	Judge Victoria A. Graffeo
Mary Ann McGinn	Albany, NY	Judge Victoria A. Graffeo
John T. McManus	Valatie, NY	Judge Victoria A. Graffeo
Ted M. Mitchell	Metairie, LA	Judge Victoria A. Graffeo
Aaron Wesley O'Brien	Hadley, NY	Judge Victoria A. Graffeo
Carol Elizabeth Owens	Rochester, NY	Judge Victoria A. Graffeo
Mary T. Pasqualino	Albany, NY	Judge Victoria A. Graffeo
Theodore P. Robinson	Albany, NY	Judge Victoria A. Graffeo
Llinet Beltre Rosado	Bronx, NY	Judge Victoria A. Graffeo
Patricia E. Salkin	Albany, NY	Judge Victoria A. Graffeo
Trisha R. Schell-Guy	Glenmont, NY	Judge Victoria A. Graffeo
Paul David Soares	Albany, NY	Judge Victoria A. Graffeo
Mark David Spinner	Vestal, NY	Judge Victoria A. Graffeo
Gerard William Wallace	Washingtonville, NY	Judge Victoria A. Graffeo
Debra Jill Young	Albany, NY	Judge Victoria A. Graffeo
Julie Marie Hess	West Chester, PA	Judge Victoria A. Graffeo

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
David Kenneth Beach	Washington, DC	Susan Smotherman Demers
Edward Patrick Buntz	Tampa, FL	Susan Smotherman Demers
Mercedes M. Buntz	Clearwater, FL	Susan Smotherman Demers
Jeffrey Peters Coleman	Clearwater, FL	Susan Smotherman Demers
Richard Earl Davis	Tampa, FL	Susan Smotherman Demers
Elizabeth A. DeConti	Tampa, FL	Susan Smotherman Demers
Sandra Fascell Diamond	Seminole, FL	Susan Smotherman Demers
George Francis Gramling, III	Tampa, FL	Susan Smotherman Demers
Walter L. Grantham, Jr.	Clearwater, FL	Susan Smotherman Demers
Dawn Austin Hulbert	St. Petersburg, FL	Susan Smotherman Demers
Timothy Michael Ingram	Clearwater, FL	Susan Smotherman Demers
Elizabeth Vinson Kelley	Tampa, FL	Susan Smotherman Demers
David Scott Nelson	Tampa, FL	Susan Smotherman Demers

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Cynthia Irene Rice	Clearwater, FL	Susan Smotherman Demers
Charles F. Robinson	Clearwater, FL	Susan Smotherman Demers
Susan Steinberg Sandler	Tampa, FL	Susan Smotherman Demers
Wesley R. Stacknik	Seminole, FL	Susan Smotherman Demers
Alan Summers-Powell	Palm Harbor, FL	Susan Smotherman Demers
Elizabeth Spivey Wheeler	Brandon, FL	Susan Smotherman Demers
Linda Lee Wynn	Clearwater, FL	Susan Smotherman Demers
Mary Ellen Chajkowski	Pittsburgh, PA	Tonia Jones Powell
Christy L. Cherpes	Pittsburgh, PA	Tonia Jones Powell
Carrie Matesevac Collins	Pittsburgh, PA	Tonia Jones Powell
Matthew Christian Collins	Pittsburgh, PA	Tonia Jones Powell
James F. Glunt	Pittsburgh, PA	Tonia Jones Powell
Jonette Moore Joseph	Pittsburgh, PA	Tonia Jones Powell
Christine Marie Kosovac	Pittsburgh, PA	Tonia Jones Powell
Pamela Jane Mayer	Johnstown, PA	Tonia Jones Powell
Marci L. Miller	Somerset, PA	Tonia Jones Powell

MONDAY, MAY 16, 2005

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<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Terry Anthony Shulsky, Jr.	Pittsburgh, PA	Tonia Jones Powell
Randi J. Silverman	Johnstown, PA	Tonia Jones Powell
Gregory Lee Taddonio	Pittsburgh, PA	Tonia Jones Powell
Lisa Marie Vari	Pittsburgh, PA	Tonia Jones Powell
Thomas N. White	Pittsburgh, PA	Tonia Jones Powell

Adjourned until Monday, May 23, 2005, at 10 o'clock.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

ORDER IN PENDING CASE

No. **04A977 (04-10180)**. Vernon Brown, Applicant *v.* Larry Crawford, Director, Missouri Department of Corrections, et al. Application for stay of execution of sentence of death presented to Justice Thomas and by him referred to the Court denied. Temporary stay heretofore entered vacated. Justice Stevens, with whom Justice Ginsburg and Justice Breyer join, dissenting. Because the state has not disputed the merits of petitioner's challenge to the chemical protocol used by Missouri to carry out lethal injections, I would grant the stay for the reasons stated in Judge Bye's dissenting opinion. Assuming the Prison Litigation Reform Act of 1995 applies, see 42 U. S. C. § 1997e(a), the state conceded at oral argument before the district court that there is no available remedy that petitioner has failed to invoke. Justice Souter would grant the application for stay of execution.

CERTIORARI DENIED

No. **04-9596 (04A935)**. Vernon Brown, Petitioner *v.* Missouri. Application for stay of execution of sentence of death presented to Justice Thomas and by him referred to the Court denied. Petition for writ of certiorari to the Supreme Court of Missouri denied.

CERTIORARI DENIED

No. **04-10165 (04A972)**. Vernon Brown, Petitioner *v.* Larry Crawford, Director, Missouri Department of Corrections, et al. Application for stay of execution of sentence of death presented to Justice Thomas and by him referred to the Court denied. Petition for writ of certiorari to the Supreme Court of Missouri denied.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

CERTIORARI DENIED

No. **04-10199 (04A982)**. Richard Cartwright, Petitioner *v.* Texas. Application for stay of execution of sentence of death presented to Justice Scalia and by him referred to the Court denied. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

The Chief Justice said:

“Today’s orders of the Court have been duly entered and certified, and filed with the Clerk, and they will not be otherwise announced.”

CERTIORARI—SUMMARY DISPOSITIONS

No. **04–9585**. David Mendoza-Salinas, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–9633**. Luis Alonso Rodriguez-Gutierrez, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–9648**. Tyrone Melvin Servance, Jr., Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–9655**. Elbert Alan Hale, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9666**. Christopher Wendell Hartman, aka Chris, 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Third Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9675**. Jose Salvador Lira-Lopez, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9698**. Fredy Bautista, 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Third Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9781**. Jose Rodrigo Garcia-Sauza, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

ORDERS IN PENDING CASES

No. **04M72**. Gholam Ali Alai, Petitioner *v.* Educational Management Corporation. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **04-9561**. Steve Gates, Petitioner *v.* Discovery Communications Inc., et al. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner allowed until June 13, 2005, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

CERTIORARI GRANTED

No. **04-1144**. Kelly A. Ayotte, Attorney General of New Hampshire, Petitioner *v.* Planned Parenthood of Northern New England, et al. Petition for a writ of certiorari to the United States Court of Appeals for the First Circuit granted.

CERTIORARI DENIED

No. **04-978**. D.A.S. Sand & Gravel, Inc., Petitioner *v.* Elaine L. Chao, Secretary of Labor, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-1057**. Lorraine “Jade” McKenzie, Petitioner *v.* Mark Benton, Sheriff, Natrona County, Wyoming. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-1114**. City of Sequim, Washington, et al., Petitioners *v.* Anthony L. Johnson. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-1157**. Steven A. Odom, et al., Petitioners *v.* Pedro Yang, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-1162**. Ricoh Electronics, Inc., Petitioner *v.* James Haluck, et al. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, Division Three, denied.

No. **04-1183**. Philip D. Overstreet, Petitioner *v.* Lexington-Fayette Urban County Government Civil Service Commission. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-1237**. Eugenia Wynne Sams, Petitioner *v.* Hoechst Aktiengesellschaft, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-1250**. St. Paul Albanian Catholic Community, Petitioner *v.* Adam Maida, et al. Petition for writ of certiorari to the Court of Appeals of Michigan denied.

No. **04-1253**. Lorena Ackerman, et al., Petitioners *v.* Tracy Edwards, et al. Petition for writ of certiorari to the Court of Appeal of California, Third Appellate District, denied.

No. **04-1259**. MetroNet Services Corporation, Petitioner *v.* Qwest Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-1260**. City of Portland, Oregon, Petitioner *v.* Qwest Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-1268**. Tamara Jean Parks, Individually and as Trustee for the Heirs and Next of Kin of Perry Michael Parks, Petitioner *v.* Michael Pomeroy, in his Individual Capacity as an Officer of the Woodbury Police Department. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-1269**. Robert Relford, Petitioner *v.* Lexington-Fayette Urban County Government. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-1273**. Frances Younger, Petitioner *v.* Collin L. Younger, Sr. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. **04-1279**. Rachel Kaplan, Petitioner *v.* Spencer Kagan. Petition for writ of certiorari to the Appeals Court of Massachusetts denied.

No. **04-1285**. Christopher L. Falcone, Petitioner *v.* University of Minnesota. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-1289**. Timothy Morrison, Petitioner *v.* Richard L. Warren, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-1295**. Albert J. Avenal, Jr., et al., Petitioners *v.* Louisiana, et al. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. **04-1301**. D. L., Individually, as the Next Friend of J. L. and as the Administratrix of the Estate of R. L., and P. P., Petitioners *v.* Unified School District No. 497, Douglas County, Kansas, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-1302**. Abdul Aziz Kahn, et al., Petitioners *v.* Alberto R. Gonzales, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-1313**. Shelby J. Scott, Petitioner *v.* Department of the Army. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-1321**. Gregory Tucker, Petitioner *v.* City of Richmond, Kentucky, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-1344**. Allen Payne, et ux., Petitioners *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-1391**. Homi N. Amirmokri, Petitioner *v.* Samuel W. Bodman, Secretary of Energy. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-1403**. Levon Markarian, et ux., Petitioners *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-1412**. Morris A. Weiner, et al., Petitioners *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-1425**. Walter C. Morgan, Petitioner *v.* United States District Court for the Central District of California. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-7583**. Christopher Coleman, Petitioner *v.* Connecticut. Petition for writ of certiorari to the Appellate Court of Connecticut denied.

No. **04-9136**. Kenneth Raymond, Petitioner *v.* George J. Giurbino, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9188**. Arthur DeBose, Petitioner *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Fifth District, denied.

No. **04-9190**. Steven Michael Woods, aka Halo, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **04-9193**. Michael Lou Garrett, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9194**. Michael Lou Garrett, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9198**. Dannez W. Hunter, Petitioner *v.* Bill Lockyer, Attorney General of California, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9202**. Ronald Sheppard, Petitioner *v.* Bill Bedingfield, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9207**. Claude Rowe, Petitioner *v.* Robert Half International, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9214**. Cornelius Ogunsalu, Petitioner *v.* Mohan S. Nair, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9219**. Jeffrey Lee Weaver, Petitioner *v.* Florida. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **04-9221**. Danny R. Dunlap, Petitioner *v.* Diane Marie Hathaway, Judge, Circuit Court of Michigan, 3rd Circuit. Petition for writ of certiorari to the Court of Appeals of Michigan denied.

No. **04-9222**. Brian Tyrall Espritt, Petitioner *v.* A. K. Scribner, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9223**. Kenneth Wayne Glover, Petitioner *v.* Texas Board of Pardons and Paroles. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9228**. Floyd Cummings, Petitioner *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **04-9229**. Earnestine J. Saunders, Petitioner *v.* City of Petersburg Police Department, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9232**. Jose Manuel Salinas, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9235**. Fernander Thompson, Petitioner *v.* James A. Yates, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9241**. Ronald C. Joseph, Petitioner *v.* Robert L. Ayers, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9242**. Joseph J. Jones, Petitioner *v.* Terry Sherman, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-9243**. Kenneth C. Smith, Petitioner *v.* Jimmy Stegall, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-9249**. Albeno S. Carmichael, Petitioner *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, First District, denied.

No. **04-9253**. Wenying Zhou, Petitioner *v.* Sun Microsystems, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9255**. Bryan Christopher Bell, Petitioner *v.* North Carolina. Petition for writ of certiorari to the Supreme Court of North Carolina denied.

No. **04-9256**. Marshall Webster Barnes, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9258**. William B. Brothers, Jr., Petitioner *v.* David DiGuglielmo, Superintendent, State Correctional Institution at Graterford, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-9262**. Tawana S. Allen, Petitioner *v.* Ford Credit. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9263**. Tawana S. Allen, Petitioner *v.* Iveys. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9264**. Lorenzo Manley, Petitioner *v.* North Carolina. Petition for writ of certiorari to the Court of Appeals of North Carolina denied.

No. **04-9283**. Randy Stilley, Petitioner *v.* George M. Galaza, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9284**. Sharieff Imani Sallahdin, aka Michael Lannier Pennington, Petitioner *v.* Mike Mullin, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-9290**. Sammy Davis King, Jr., Petitioner *v.* Patsy Thomas, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9322**. Edward Leary, Petitioner *v.* New York. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, First Judicial Department, denied.

No. **04-9323**. Nathaniel H. Jones, Petitioner *v.* Dudley Saleeby, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9326**. Joseph Scelzi, Petitioner *v.* Becker & Poliakoff, et al. Petition for writ of certiorari to the District Court of Appeal of Florida, Fourth District, denied.

No. **04-9328**. Paul F. Lee, Jr., Petitioner *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **04-9332**. Marvin Binns, Petitioner *v.* Housing Authority of the County of Cook. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **04-9333**. Nathaniel Bar-Jonah, Petitioner *v.* Montana. Petition for writ of certiorari to the Supreme Court of Montana denied.

No. **04-9335**. David Adams, Petitioner *v.* Mississippi. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. **04-9337**. Gary Sterling, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9341**. William Henry Roach, Petitioner *v.* Robert E. Maxey, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9342**. Daniel Singleton, Petitioner *v.* Brian Fischer, Superintendent, Sing Sing Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-9343**. Joey Stakey, Petitioner *v.* Dave Paskett, Warden, et al. Petition for writ of certiorari to the Court of Appeals of Idaho denied.

No. **04-9344**. Jeffery Shoemaker, Petitioner *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, First District, denied.

No. **04-9346**. Sebastian Rangel, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9347**. Vaclav Plch, Petitioner *v.* Jane E. Coplan, Warden. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-9359**. Roger Anthony Dennis, Petitioner *v.* Alberto R. Gonzales, Attorney General, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-9422**. William F. Morris, Petitioner *v.* Jim Nicholson, Secretary of Veterans Affairs. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-9431**. Craig Robert Licari, Petitioner *v.* Minnesota. Petition for writ of certiorari to the Court of Appeals of Minnesota denied.

No. **04-9456**. Bakri Awiis, Petitioner *v.* Carol F. Porter, Superintendent, Washington Corrections Center. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9458**. Maria Luz Arias, Petitioner *v.* Alberto R. Gonzales, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9460**. Domingo Sierra, Petitioner *v.* Blain Lafler, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-9468**. Shirley Phillips, Petitioner *v.* Jo Anne B. Barnhart, Commissioner of Social Security. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9532**. Jason Carl Wallager, Petitioner *v.* Ken McKee, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-9572**. Charles Davis, Petitioner *v.* Sally B. Johnson, Superintendent, Orleans Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-9606**. Galina Pungina, Petitioner *v.* James E. McGreevey, former Governor of New Jersey. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. **04-9609**. Dale Wayne Lash, Petitioner *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, Fourth District, denied.

No. **04-9616**. Lee Knowlin, Jr., Petitioner *v.* Daniel J. Benik, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-9618**. Rusttee Allan Torres, Petitioner *v.* Minnesota. Petition for writ of certiorari to the Supreme Court of Minnesota denied.

No. **04-9629**. Dianna Z. Diaz-Crispin, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-9688**. David Moorer, Petitioner *v.* Meristar for Marriott, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9689**. Collins Stephanie Wilson, Petitioner *v.* David Hubbard, Superintendent, McCain Correctional Hospital. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9703**. Eric Barkley, Petitioner *v.* Pennsylvania. Petition for writ of certiorari to the Superior Court of Pennsylvania, Philadelphia Office, denied.

No. **04-9726**. Martiniano Rodriguez-Villarreal, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9729**. Charles Robinson, Petitioner *v.* Arkansas. Petition for writ of certiorari to the Court of Appeals of Arkansas denied.

No. **04-9742**. Frederick Eugene Jackson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9749**. Kafayat Abimbola-Amoo, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-9750**. Antuan Bronshtein, Petitioner *v.* Jeffrey A. Beard, Secretary, Pennsylvania Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-9764**. Maggie Louise Turpin, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-9767**. Paris Tiwand Pulley, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9769**. Bryant Pierre Boone, aka Ice, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9771**. Charles Sherman, Petitioner *v.* United States. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **04-9774**. Robert Anderson, Petitioner *v.* David DiGuglielmo, Superintendent, State Correctional Institution at Graterford, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-9777**. James Jackson Moore, Jr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9780**. Larry Finch, Petitioner *v.* United States. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **04-9782**. Jesus Roberto Flores-Guzman, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9787**. Corey Lyndell Blount, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9797**. Stanley Hoberek, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9810**. Kimberly Dawn Martin, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9811**. Cordell James, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-9816**. Richard Allen Smith, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9831**. Miasha Staple, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9833**. Solomon Tranell Burton, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-9834**. Fredi Ademaj, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-9835**. Luis Humberto Barbosa, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-9846**. Usama Sadik Ahmed Abdel Whab, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-9852**. Timothy Jerod Wells, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-872**. Sandra Kucera, et al., Petitioners *v.* Bill Bradbury, Oregon Secretary of State, et al. Petition for writ of certiorari to the Supreme Court of Oregon denied. Justice Breyer would grant the petition for writ of certiorari.

No. **04-1282**. Tien Fu Hsu, et al., Petitioners *v.* County of Clark, Nevada. Motion of Pacific Legal Foundation for leave to file a brief as *amicus curiae* granted. Petition for writ of certiorari to the Supreme Court of Nevada denied.

No. **04-1283**. Kimberlye Finch, Petitioner *v.* Eddie Lee Galaway, Administrator, on Behalf of Estate of Bradford Wayne Galaway. Motion of Guardian Life Insurance Company of America for leave to file a brief as *amicus curiae* out-of-time denied. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9185**. Derrick R. Coombs, Petitioner *v.* Pennsylvania. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of certiorari to the Superior Court of Pennsylvania, Harrisburg Office, dismissed. See Rule 39.8.

No. **04-9201**. Kenneth W. Reed, Petitioner *v.* Yuma County, Arizona, et al. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit dismissed. See Rule 39.8.

No. **04-9329**. Timothy M. Avery, Petitioner *v.* Raymond Reed, Superintendent, Manning Correctional Institution. Petition for writ of certiorari before judgment to the United States Court of Appeals for the Fourth Circuit denied.

HABEAS CORPUS DENIED

No. **04-9775**. In Re Robert Anderson, Petitioner;

No. **04-9836**. In Re Victor J. Bravo, Petitioner;

No. **04-9845**. In Re Michael Anthony Wood, Petitioner; and

No. **04-9849**. In Re Dennis E. Williams, Petitioner. Petitions for writs of habeas corpus denied.

REHEARINGS DENIED

No. **03-855**. City of Sherrill, New York, Petitioner *v.* Oneida Indian Nation of New York, et al.;

No. **03-6270**. Antonio R. Cabrera, Petitioner *v.* United States;

No. **03-10261**. Michael D. Legrand, Petitioner *v.* Louisiana;

No. **04-1014**. In Re Oleksiy Leonichev and Viktoriya Leonicheva, Petitioners;

No. **04-5337**. Humberto Santos, Petitioner *v.* United States;

No. **04-7743**. Johnny Lee Howze, Petitioner *v.* Michael Yarborough, Warden, et al.;

No. **04-7783**. Purvis Holloway, Petitioner *v.* Jim Hamlet, Warden;

No. **04-7861**. Luis Manuel Alvarado-Rivera, Petitioner *v.* United States;

No. **04-8012**. Gregory Gelman, Petitioner *v.* William Phillips, Superintendent, Green Haven Correctional Facility, et al.;

No. **04-8017**. Larry Cook, Petitioner *v.* Donald A. Cabana;

No. **04-8048**. Kevin S. Epperson, Petitioner *v.* Delaware;

No. **04-8137**. Tony Colida, Petitioner *v.* Kyocera Wireless Corporation;

No. **04-8346**. Cedwick Tillman, Petitioner *v.* Derrick Schofield, Warden;

No. **04-8408**. Thomas L. Rowland, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al.;

No. **04-8419**. Timothy Grimes, Petitioner *v.* R. Fowler, et al.;

No. **04-8435**. Mark P. Donaldson, Petitioner *v.* Central Michigan University, et al.;

No. **04-8486**. Corine D. Wallace, Petitioner *v.* YWCA of Chemung County, et al.;

No. **04-8532**. George Anthony Brown, Petitioner *v.* George W. Bush, President of the United States, et al.;

No. **04-8607**. Dino Iacullo, Petitioner *v.* United States;

No. **04-8712**. Patricia J. Curto, Petitioner *v.* Cornell University College of Veterinary Medicine, et al.;

No. **04-9015**. Karl Wingo, Petitioner *v.* United States; and

No. **04-9147**. In Re Lonzie Wayne McQuirter, Petitioner. Petitions for rehearing denied.

No. **03-7922**. Randy Harris, Petitioner *v.* United States;

No. **04-6006**. Cardinal Marvin Dames, Petitioner *v.* United States;
and

No. **04-6014**. Robert Charles Burns, Petitioner *v.* United States.
Motions for leave to file petitions for rehearing denied.

RECESS ORDER

The Court will take a recess from Monday, May 23, until Tuesday,
May 31, 2005.

ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

Applicant	City and State	Movant
David Edward Ballard	South Bend, IN	Robert Joseph Palmer
Kathleen Bridget Barry	Chicago, IL	Kimball R. Anderson
Michael E. Baughman	Philadelphia, PA	Jon A. Baughman
Stanley A. Berman	Seattle, WA	Eric Redman
Darren M. Bevan	Sacramento, CA	Dianne M. Fetzer
David P. Blanke	Austin, TX	Christopher A. Knepp
James F. Botana	Chicago, IL	Gerard Andrew McInnis
Cheryl Rose Brawley	Honolulu, HI	Sheila Soi Heong Sue
Brian J. Brislen	Omaha, NE	William M. Lamson, Jr.
Elizabeth Ray Butler	Montgomery, AL	Philip H. Butler
Merrell C. Cashion, Jr.	Fredericksburg, VA	Chung K. Pak
Charles D. Chalmers	Mill Valley, CA	Randall G. Dick
Carol Ruffee Cohen	Boston, MA	Laurence M. Johnson
Reid Alan Cox	Alexandria, VA	Erik S. Jaffe
Joshua Alex Cristobal	Seattle, WA	Timothy K. Ford
M. Stephen Dampier	Fairhope, AL	Patrick D. Vellone
Marilyn Hattie David	Biloxi, MS	Clare Sekul Hornsby
Ashley O'Dwyer Day	New Orleans, LA	William Ewing Hester, III
Michael D. Eriksen	West Palm Beach, FL	John Fletcher Romano

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Patrick J. Fitzgerald	Chicago, IL	James P. Fleissner
Moses Garcia	Denver, CO	Patrick D. Vellone
Michael A. Greene	Los Angeles, CA	Richard E. Posell
Kenneth Gribetz	New City, NY	Deborah Wolikow Loewenberg
Van Douglas Gunter	Jackson, MS	James Warren Nobles, Jr.
John F. Haviland	Dayton, OH	Michael William Krumholtz
Geoffrey James Hill	Park Ridge, NJ	William Bruce Cummings
Peter James Hobson	Tampa, FL	Lee Statton Damsker
Brian Wesley Jeffcoat	Columbia, SC	Daun C. Steigner
Brian T. Johnson	Columbus, OH	H. Ritchey Hollenbaugh
Todd R. Legon	Miami, FL	Sergio Daniel Ponce
Colby Merlound Lessmann	Sioux City, IA	Stanley Edwin Munger
Richard A. Levy	Torrance, CA	Nancy Ina Gaynor
Joseph M. Lipner	Los Angeles, CA	Gregory Radin Smith
Douglas Hayes Napier	Fort Madison, IA	George E. Wright
Derek Alan Newman	Seattle, WA	Charles Dean Little
Isabelle L. Ord	Costa Mesa, CA	Edward Otho Cresap Ord
Michelle Renae Points	Boise, ID	Jess Bradford Hawley
John Joseph Rock	Chicago, IL	Philip Joseph Rock
Keith Jay Rosenblatt	Mahwah, NJ	Keith R. McMurdy
Frank Schwartz	Miami, FL	Michael Perry Mirer
Michael Stewart Schwartz	Bridgewater, NJ	Miriam R. Acosta
Peter K. Stris	Los Angeles, CA	Rafael Edward Cruz
Donald B. Susswein	Bethesda, MD	V. Gerard Comizio

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
David Richard Toups	College Station, TX	James W. Bartlett, Jr.
Roger M. Townsend	Seattle, WA	Charles Dean Little
Brian C. Unitt	Riverside, CA	William Robert DeWolfe
E. Clayton Yates	Fort Pierce, FL	F. Paul Bland, Jr.

OPINIONS

No. **04-5293**. Carman L. Deck, 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 Breyer. Dissenting opinion by Justice Thomas, with whom Justice Scalia joins.

No. **04-37**. Michael Clingman, Secretary, Oklahoma State Election Board, et al., Petitioners *v.* Andrea L. Beaver, et al. On writ of certiorari to United States Court of Appeals for the Tenth Circuit. Judgment reversed, and case remanded to the United States Court of Appeals for the Tenth Circuit for further proceedings. Opinion by Justice Thomas except as to Part II-A. Opinion by Justice O'Connor, with whom Justice Breyer joins except as to Part III, concurring in part and concurring in the judgment. Dissenting opinion by Justice Stevens, with whom Justice Ginsburg joins, and with whom Justice Souter joins as to Parts I, II, and III.

No. **03-1164**. Mike Johanns, Secretary of Agriculture, et al., Petitioners *v.* Livestock Marketing Association, et al.; and

No. **03-1165**. Nebraska Cattlemen, Inc., et al., Petitioners *v.* Livestock Marketing Association, et al. On writs of certiorari to the United States Court of Appeals for the Eighth Circuit. Judgment vacated, and cases remanded to the United States Court of Appeals for the Eighth Circuit for further proceedings consistent with the opinion of this Court. Opinion by Justice Scalia. Concurring opinion by Justice Thomas. Concurring opinion by Justice Breyer. Opinion by Justice Ginsburg, concurring in the judgment. Dissenting opinion by Justice Kennedy. Dissenting opinion by Justice Souter, with whom Justice Stevens and Justice Kennedy join.

No. **04-163**. Linda Lingle, Governor of Hawaii, et al., Petitioners *v.* Chevron U. S. A. Inc. On writ of certiorari to the United States Court

of Appeals for the Ninth Circuit. Judgment reversed, and case remanded to the United States Court of Appeals for the Ninth Circuit for further proceedings consistent with the opinion of this Court. Opinion by Justice O'Connor. Concurring opinion by Justice Kennedy.

No. **04-5928**. Jose Ernesto Medellin, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. On writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Writ of certiorari dismissed as improvidently granted. Opinion *per curiam* announced by The Chief Justice. Concurring opinion by Justice Ginsburg, with whom Justice Scalia joins as to Part II. Dissenting opinion by Justice O'Connor, with whom Justice Stevens, Justice Souter, and Justice Breyer join. Dissenting opinion by Justice Souter. Dissenting opinion by Justice Breyer, with whom Justice Stevens joins.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Tina Michele Chappell	Washington, DC	Judge Randall R. Rader
Malan Dennis Rampton	Vienna, VA	Judge Randall R. Rader
Jasemine Choy Chambers	Washington, DC	Judge Randall R. Rader
Shannon Lee Goessling	Atlanta, GA	L. Lynn Hogue
Rachel Sullivan	Miami, FL	Joseph John Frank
Patricia Astrid Weinert	Washington, DC	George Fredrick Braun
Harold Dean Davis	Fort Smith, AR	Imelda Kathleen Harrington
Nicole Simone Forbes	New Orleans, LA	Imelda Kathleen Harrington
Salena Doretta Bowman-Davis	Falls Church, VA	Imelda Kathleen Harrington
Virginia M. Crutcher	Falls Church, VA	Imelda Kathleen Harrington
Melissa Leanne Burns	Dallas, TX	Imelda Kathleen Harrington
Carol J. Antoff	Bear, DE	Judge Randy J. Holland
Curtis J. Crowther	Linwood, PA	Judge Randy J. Holland

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Arthur L. Dent	Wilmington, DE	Judge Randy J. Holland
Maureen Avila	Sarasota, FL	Judge Randy J. Holland
Darren Mark Finebloom	Sarasota, FL	Judge Randy J. Holland
David Ashley Haenel	Sarasota, FL	Judge Randy J. Holland
David Corey Kotler	Boca Raton, FL	Judge Randy J. Holland
Michika Renee Reynolds-Quillin	Atlanta, GA	Judge Randy J. Holland
Jason Eric Fisher	Bethesda, MD	Judge Randy J. Holland
Scott L. Little	Upper Marlboro, MD	Judge Randy J. Holland
Raymond A. Batten	Avalon, NJ	Judge Randy J. Holland
Jeanne Andrea DiGrazio	Arlington, VA	Judge Randy J. Holland
Daniel J. Gallagher	Atlantic City, NJ	Judge Randy J. Holland
Timothy P. Inemer	Ocean City, NJ	Judge Randy J. Holland
Fatima Leonard	Morris Plains, NJ	Judge Randy J. Holland
Scott G. Leonard	Springfield, NJ	Judge Randy J. Holland
Gary Peter Levin	Northfield, NJ	Judge Randy J. Holland
George K. Miller, Jr.	Atlantic City, NJ	Judge Randy J. Holland
Daniel F. Wilton	Spring Lake, NJ	Judge Randy J. Holland
Stefany Wolfe	West Orange, NJ	Judge Randy J. Holland
Richard Evan Weltman	New York, NY	Judge Randy J. Holland
Kathleen Conn	Media, PA	Judge Randy J. Holland

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Michele F. Conte	Philadelphia, PA	Judge Randy J. Holland
Linda Dobbins	Philadelphia, PA	Judge Randy J. Holland
Brian B. Gazo	Lehigh, PA	Judge Randy J. Holland
Steven Alan Greenspan	Conshohocken, PA	Judge Randy J. Holland
Daniel Louis Grill	Lancaster, PA	Judge Randy J. Holland
Damian Gregory Guerin	Philadelphia, PA	Judge Randy J. Holland
Lara Christine Glenn Hoffert	Reading, PA	Judge Randy J. Holland
John A. Jaros, Jr.	Kennett Square, PA	Judge Randy J. Holland
Leanna Johannes	Flourtown, PA	Judge Randy J. Holland
Donald G. Karpowich	Drums, PA	Judge Randy J. Holland
Matthew Roy Kessler	Plymouth Meeting, PA	Judge Randy J. Holland
David Lawrence Lieberman	Wilmington, DE	Judge Randy J. Holland
Robert O. Lindefjeld	Pittsburgh, PA	Judge Randy J. Holland
Pami Robin Maugham	Harrisburg, PA	Judge Randy J. Holland
Deborah M. McCreery	Plymouth Meeting, PA	Judge Randy J. Holland
Tracy L. McCurdy	Harrisburg, PA	Judge Randy J. Holland
Patrick J. Murphy	New Hope, PA	Judge Randy J. Holland
Michael Victor Naseef	Chadds Ford, PA	Judge Randy J. Holland
Jonathan E. Peri	Philadelphia, PA	Judge Randy J. Holland
Jeffrey Solomon Proden	Uniontown, PA	Judge Randy J. Holland

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Bruce J. Rogers	Chalfont, PA	Judge Randy J. Holland
Steven Carl Skoff	Harrisburg, PA	Judge Randy J. Holland
Christopher B. Slusser	Sugarloaf, PA	Judge Randy J. Holland
Jill Moler Spott	Clarks Summit, PA	Judge Randy J. Holland
Diane Mary Sullivan	Rockville, MD	Judge Randy J. Holland
Jennifer Cremins Markley	Fairfax, VA	Judge Randy J. Holland
Arthur H. Bonner	Rockville Centre, NY	Jerome H. Ehrlich
Frank T. Cara	New Rochelle, NY	Jerome H. Ehrlich
Jacqueline A. Cara	Garden City, NY	Jerome H. Ehrlich
Megan Frances Carroll	New Hyde Park, NY	Jerome H. Ehrlich
Maureen Dougherty	Garden City, NY	Jerome H. Ehrlich
David Andrew Ehrlich	Albany, NY	Jerome H. Ehrlich
Homira Riaz Farrell	New York, NY	Jerome H. Ehrlich
Stephen B. Kass	New York, NY	Jerome H. Ehrlich
Henry E. Kruman	Malverne, NY	Jerome H. Ehrlich
Sandra Lieberman	Hempstead, NY	Jerome H. Ehrlich
Jane M. Maguire	Garden City, NY	Jerome H. Ehrlich
Chandra Mary Ortiz	Baldwin Harbor, NY	Jerome H. Ehrlich
Peter Hosea Paretsky	New York, NY	Jerome H. Ehrlich
George E. Patsis	Jericho, NY	Jerome H. Ehrlich
Jesus J. Pena	New York, NY	Jerome H. Ehrlich
Jeanne Schilling Schieik	Mineola, NY	Jerome H. Ehrlich
Howard A. Baker	Commack, NY	William Taber Ferris, III
Darrin Berger	Huntington, NY	William Taber Ferris, III
William Boltrek, III	Stony Brook, NY	William Taber Ferris, III
Vincent J. Ferro	East Islip, NY	William Taber Ferris, III

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Michael Gilbert	New York, NY	William Taber Ferris, III
Jeanette Grabie	Smithtown, NY	William Taber Ferris, III
Thomas S. Gulotta	Garden City, NY	William Taber Ferris, III
Dawn Lynne Hargraves	Hauppauge, NY	William Taber Ferris, III
Lindsay Patrick Henry	Garden City, NY	William Taber Ferris, III
Marie Kuhnla	Wantagh, NY	William Taber Ferris, III
Anne Marie Ladia	Amityville, NY	William Taber Ferris, III
John E. Lawlor	Mineola, NY	William Taber Ferris, III
Susan W. Lawlor	Melville, NY	William Taber Ferris, III
Robert G. McDermott	Melville, NY	William Taber Ferris, III
Cheryl F. Mintz	Huntington, NY	William Taber Ferris, III
Gary Mitchell Mionis	Hauppauge, NY	William Taber Ferris, III
Patricia C. Moore	Southold, NY	William Taber Ferris, III
William D. Moore	Southold, NY	William Taber Ferris, III
Laurette Domingo Mulry	Islip, NY	William Taber Ferris, III
Brian Edward O'Donoghue	Huntington, NY	William Taber Ferris, III
David L. Rosinsky	Jericho, NY	William Taber Ferris, III
Craig M. Sandles	Islip, NY	William Taber Ferris, III
Danielle Ivy Schwager	Hauppauge, NY	William Taber Ferris, III
Michael Joseph Stacchini	Garden City, NY	William Taber Ferris, III

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MONDAY, MAY 23, 2005

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Stephanie Denise Tong	East Northport, NY	William Taber Ferris, III
Russell A. Weber	Amityville, NY	William Taber Ferris, III

Adjourned until Tuesday, May 31, 2005, at 10 o'clock.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

HABEAS CORPUS DENIED

No. **04-10284 (04A992)**. In Re Gregory S. Johnson, Petitioner. Application for stay of execution of sentence of death presented to Justice Stevens and by him referred to the Court denied. Petition for writ of habeas corpus denied.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg and Justice Breyer.

The Chief Justice said:

“Today’s orders of the Court have been duly entered and certified, and filed with the Clerk, and they will not be otherwise announced.”

CERTIORARI—SUMMARY DISPOSITIONS

No. **03–1043**. Michigan Pork Producers Association, Inc., et al., Petitioners *v.* Campaign for Family Farms, et al.; and

No. **03–1180**. Mike Johanns, Secretary of Agriculture, et al., Petitioners *v.* Campaign for Family Farms, et al. On petitions for writs of certiorari to the United States Court of Appeals for the Sixth Circuit. Petitions for writs of certiorari granted. Judgment vacated, and cases remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *Johanns v. Livestock Marketing Association*, 544 U. S. — (2005).

No. **04–23**. William Dwight Landreneau, Secretary for the Louisiana Department of Wildlife and Fisheries, Petitioner *v.* Pelts & Skins, LLC. On petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *Johanns v. Livestock Marketing Association*, 544 U. S. — (2005).

No. **04–166**. Fred Lovell, et al., Petitioners *v.* Joseph S. Cochran, et ux.; and

No. **04–446**. Mike Johanns, Secretary of Agriculture, et al., Petitioners *v.* Joseph S. Cochran, et ux. On petitions for writs of certiorari to the United States Court of Appeals for the Third Circuit. Petitions for writs of certiorari granted. Judgment vacated, and cases remanded to the United States Court of Appeals for the Third Circuit for further consideration in light of *Johanns v. Livestock Marketing Association*, 544 U. S. — (2005).

No. **04–1345**. William Allen Arnold, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for

the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9776**. Edward L. Springs, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9799**. Germain Florentino, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the First Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the First Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9800**. Darian Terrence Harris, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9844**. Fredy Fernando Velasco-Ortega, Petitioner *v.* United States; Isabel Martinez-Gonzalez, Petitioner *v.* United States; Vicente Lua-Gutierrez, Petitioner *v.* United States; Jaime Madrigal-Refugio, Petitioner *v.* United States; and Jose Alfredo Guerrero-Hernandez, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9850**. Dennis Keith Miles, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9932**. Jimmie Lee Byrd, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

ORDERS IN PENDING CASES

No. **65, Original**. State of Texas, Plaintiff *v.* State of New Mexico. Motion of River Master for fees and expenses granted, and the River Master is awarded a total of \$2,712.00 for the period January 1, 2005, through March 31, 2005, to be paid equally by the parties.

No. **03-9168**. Reginald Shepard, Petitioner *v.* United States. Motion of counsel for petitioner for excess compensation denied.

No. **03-10198**. Antonio Dwayne Halbert, Petitioner *v.* Michigan. Motion of petitioner for leave to file a supplemental brief after argument granted.

CERTIORARI GRANTED

No. **04-1170**. Kansas, Petitioner *v.* Michael Lee Marsh, II. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for a writ of certiorari to the Supreme Court of Kansas granted. In addition to the Question presented by the petition, the parties are directed to brief and argue the following Questions: “Does this Court have jurisdiction to review the judgment of the Kansas Supreme Court under 28 U. S. C. Sec. 1257, as construed by *Cox Broadcasting Corp. v. Cohn*, 420 U. S. 469 (1975)?”; “Was the Kansas Supreme Court’s judgment adequately supported by a ground independent of federal law?”

CERTIORARI DENIED

No. **04-279**. Andrew Messina, Jr., et al., Petitioners *v.* Parish of St. Charles, Louisiana, et al. Petition for writ of certiorari to the Court of Appeal of Louisiana, Fifth Circuit, denied.

No. **04-854**. William Ethridge Hill, Jr., Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Appeals of Texas, Third District, denied.

No. **04-894**. Michael S. Czichray, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-1130**. Thomas Sharpe, Petitioner *v.* Charles P. Conole, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-1135**. Vilasini Nair Kottaram, Petitioner *v.* Bank Leumi, USA, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-1146**. Jeffrey Bubna, Petitioner *v.* Anchorage Equal Rights Commission, et al. Petition for writ of certiorari to the Supreme Court of Alaska denied.

No. **04-1275**. Gregory Bruce Dunagan, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-1277**. Martha Graham School and Dance Foundation, Inc., et al., Petitioners *v.* Eliot Spitzer, Attorney General of New York. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-1280**. Lakeside Equipment Corporation, Petitioner *v.* Town of Chester, Vermont. Petition for writ of certiorari to the Supreme Court of Vermont denied.

No. **04-1281**. Jimmy L. Grabach, et ux., Petitioners *v.* Larsson Family Trust, et al. Petition for writ of certiorari to the Court of Appeal of California, Fifth Appellate District, denied.

No. **04-1284**. Global Naps, Inc., Petitioner *v.* Verizon New England, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-1288**. Ngoc Nu Trinh, Petitioner *v.* Medtronic, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-1293**. Louise E. Luallen, Petitioner *v.* Guilford Health Care Center, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-1298**. UnitedHealth Group, Inc., fka United HealthCare Corporation, et al., Petitioners *v.* Leonard J. Klay, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-1305**. Kevin Baldado, Petitioner *v.* Hawaii Management Alliance Association. Petition for writ of certiorari to the Supreme Court of Hawaii denied.

No. **04-1309**. Montgomery Blair Sibley, Petitioner *v.* Juan Ramirez, Jr., et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-1310**. Larry Paul Conway, Petitioner *v.* Edith Nusbaum, Trustee for Dr. Mark Nusbaum. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-1326**. Allen V. Jaffe, Petitioner *v.* Ronald Mark Landess. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **04-1348**. Jeffrey Royal, Petitioner *v.* Tom Reid. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-1355**. John Stanton, Petitioner *v.* District of Columbia Court of Appeals. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **04-1356**. Reginald L. Cyrus, Petitioner *v.* Department of the Air Force. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-1386**. Claudine Woolf, Petitioner *v.* Mary Kay Inc. Petition for writ of certiorari to the Court of Appeals of Texas, Fifth District, denied.

No. **04-1393**. Adam Porter, Petitioner *v.* Ascension Parish School Board, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-1399**. Yolanda Frank, Petitioner *v.* Harris County, Texas. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-1417**. Jamell Birt, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-1418**. Samuel L. Whitt, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-1436**. Andrew G. Shank, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-1437**. Jeffrey Schneider, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-1450**. Terence Anderson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6120**. Sylvester Pearl, Petitioner *v.* John Cason, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-7033**. William A. Snyder, Petitioner *v.* Alabama. Petition for writ of certiorari to the Court of Criminal Appeals of Alabama denied.

No. **04-7520**. Travis Eugene Jayne, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **04-7875**. James Robert Duke, Petitioner *v.* Wyoming. Petition for writ of certiorari to the Supreme Court of Wyoming denied.

No. **04-7893**. Gabriel Solache, Petitioner *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **04-7910**. Anthony Doss, Petitioner *v.* Mississippi. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. **04-7940**. Derrick S. Sams, Petitioner *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, Fourth District, denied.

No. **04-7990**. Richard Hackett, Petitioner *v.* Louis S. Folino, Superintendent, State Correctional Institution at Greene, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-8288**. Angel Valencia, Petitioner *v.* Richard J. Kirkland, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8324**. Richard Junior Frazier, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8536**. Lisa Michelle Lambert, Petitioner *v.* Charlotte Blackwell, Administrator, Edna Mahan Correctional Facility for Women, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-8614**. Basil N. Stephanatos, Petitioner *v.* New Jersey, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-8849**. Cynthia Lynn Coffman, Petitioner *v.* California; and

No. **04-8889**. James Gregory Marlow, Petitioner *v.* California. Petitions for writs of certiorari to the Supreme Court of California denied.

No. **04-9259**. Jovan Ladaris Haskell, Petitioner *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **04-9338**. Jesse Sandoval, Petitioner *v.* Officer Bentley, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9353**. Paul Metzler, Petitioner *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. **04-9354**. Samuel Alexander Meredith, Petitioner *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Fifth District, denied.

No. **04-9357**. Albert Junior Craft, Petitioner *v.* Dolan Waller, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9362**. James A. Smith, Petitioner *v.* Matthew J. Frank, Secretary, Wisconsin Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-9363**. Alan LeClair Avery, Petitioner *v.* Michigan. Petition for writ of certiorari to the Circuit Court of Michigan, Antrim County, denied.

No. **04-9368**. Tom Galandreo, Petitioner *v.* Kenneth S. Perlman, Superintendent, Mohawk Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-9370**. Randall E. Ellis, Petitioner *v.* Michael J. Udovic. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9371**. Lamont Crossley, Petitioner *v.* Bill Lockyer, Attorney General of California, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9373**. Mario English, Petitioner *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, Third District, denied.

No. **04-9375**. Theron Thomas, Petitioner *v.* Bob Neuman, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9383**. Ronnie George, Petitioner *v.* Brian Sandoval, Attorney General of Nevada, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9386**. Mark Figetakis, Petitioner *v.* City of Cuyahoga Falls, Ohio, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-9388**. Nathan J. Yancey, Jr., Petitioner *v.* J. W. Johnson, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9392**. Weissinger Newberry, III, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **04-9399**. James Bailey, Petitioner *v.* Michigan. Petition for writ of certiorari to the Court of Appeals of Michigan denied.

No. **04-9400**. Ricardo Jalomo Lopez, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9405**. James F. Karls, Petitioner *v.* Circuit Court of Wisconsin, Dane County, et al. Petition for writ of certiorari to the Supreme Court of Wisconsin denied.

No. **04-9406**. Dorian Davis, Petitioner *v.* Cheryl K. Piler, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9410**. Robert John Rae, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9415**. Joe McNair, Petitioner *v.* Florida. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **04-9426**. Neil Cornell Matthews, Petitioner *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **04-9427**. Angel Lopez, Petitioner *v.* Thomas Poole, Superintendent, Five Points Correctional Facility, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-9432**. Jeffrey Sanders, Petitioner *v.* Wayne County, Michigan, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-9435**. Darrell Standberry, Petitioner *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, First District, denied.

No. **04-9440**. Thomas Sosa, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Criminal Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9442**. Brett C. Cagley, Petitioner *v.* W. A. Duncan, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9448**. Joseph Cohen, Petitioner *v.* Thurbert E. Baker, Mayor of the City of Savannah, Georgia, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9455**. Damon James Armstrong, Petitioner *v.* George Grigas, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9457**. John Henry Allen, Petitioner *v.* Deborah Maxwell-Hodges, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9464**. Steve Michael Cox, Petitioner *v.* Dan L. Papez, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9466**. Vernon Ezzard, Petitioner *v.* Teddy Rewis, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9469**. Dennis R. Cookish, Petitioner *v.* Angela Rouleau, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-9471**. James Bunch, Petitioner *v.* Richard L. Stalder, Secretary, Louisiana Department of Public Safety and Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9478**. Mark D. Estrada, Petitioner *v.* Jim Hamlet, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9485**. Michael W. Ryan, Petitioner *v.* Harold W. Clarke, Director, Nebraska Department of Correctional Services. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-9506**. Theodore T. Miller, Petitioner *v.* George W. Bush, President 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. **04-9530**. Aundra Lavell Riddley, Petitioner *v.* Christopher B. Epps, Commissioner, Mississippi Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9531**. Budha Tor, Petitioner *v.* Gary Greene, Superintendent, Great Meadow Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-9537**. Solomon Omar Osiris, Petitioner *v.* Brian Belleque, Superintendent, Oregon State Penitentiary. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9554**. Paul H. Cossette, Petitioner *v.* Department of Agriculture. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-9571**. Ronald Coleman, Petitioner *v.* Edward R. Korman, Chief Judge, United States District Court for the Eastern District of New York. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-9608**. Jerri Brackett, Petitioner *v.* Howard M. Kirshbaum, et al. Petition for writ of certiorari to the Court of Appeals of Colorado denied.

No. **04-9640**. Amali Thomas Okpoju, Petitioner *v.* Michael Chertoff, Secretary of Homeland Security, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9641**. Juan Tapia, Petitioner *v.* Jeanne S. Woodford, Director, California Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9649**. Henry Rankin, Petitioner *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. **04-9661**. Anthony Carter, Petitioner *v.* Connecticut. Petition for writ of certiorari to the Appellate Court of Connecticut denied.

No. **04-9662**. Patricia Evans and Authurine Brisbon, Petitioners *v.* Department of Housing and Urban Development, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9668**. Jason Harold Foster, Petitioner *v.* North Carolina. Petition for writ of certiorari to the Court of Appeals of North Carolina denied.

No. **04-9695**. Vincent Brady Allen, Petitioner *v.* Lawrence Solomon, Superintendent, Odom Correctional Institution. Petition for writ of

certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9699**. Patrick Todd Bayliff, Petitioner *v.* North Carolina, et al. Petition for writ of certiorari to the Court of Appeals of North Carolina denied.

No. **04-9705**. Michael J. Riley, Sr., Petitioner *v.* Supreme Court of Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. **04-9741**. Ray Luebbe, Petitioner *v.* Linn Booth, et ux. Petition for writ of certiorari to the Court of Appeals of Texas, Twelfth District, denied.

No. **04-9818**. Eric Terry, Petitioner *v.* Gene M. Johnson, Director, Virginia Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9855**. Leroy A. Moses, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-9856**. Alejandro Guerrero Lopez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9861**. Catalin Livio Buculei, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9866**. James Calvin Curry, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9868**. Josue G. Reyes-Hernandez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-9877**. Audrey Klimawicze, Petitioner *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, Second District, denied.

No. **04-9882**. James Otis Cater, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9884**. Lee Arthur Callender, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-9886**. Lee Ronald Stevenson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9888**. Jose Ramos-Cartagena, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-9904**. Maurice Warren, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9911**. Sostenez Calderon-Beltran, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9923**. Bantie Kassie Mandefro, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9934**. Tyrus McNair, aka Mike Smith, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-9936**. Porfirio Paz-Aguirre, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9937**. Juan Antonio Mijares-Andrade, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9956**. Johnny Jackson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-908**. Michael Yarborough, Warden, Petitioner *v.* Clifton Maxwell. 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. **04-1299**. Julio Cesar Wilson Stajano, et al., Petitioners *v.* United Technologies Corporation, et al. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, First Judicial Department, denied. Justice Breyer took no part in the consideration or decision of this petition.

No. **04-7212**. Daniel Angel Plata, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions

Division. Motion of petitioner to stay further proceedings denied. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9351**. Gracie McBroom, Petitioner *v.* Techneglas, Inc., et al. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of certiorari to the Court of Appeals of Ohio, Franklin County, dismissed. See Rule 39.8.

HABEAS CORPUS DENIED

No. **04-9939**. In Re Sonia Lee LaSeur, Petitioner;
No. **04-9961**. In Re Felix Anthony Price, Petitioner;
No. **04-9981**. In Re Joseph J. Schepis, Petitioner; and
No. **04-10000**. In Re Timmy E. Adams, Petitioner. Petitions for writs of habeas corpus denied.

MANDAMUS DENIED

No. **04-9441**. In Re Philip J. Shea, Petitioner. Petition for writ of mandamus denied.

No. **04-9379**. In Re Samuel Theodore Wright, Petitioner. Petition for writ of mandamus and/or prohibition denied.

REHEARINGS DENIED

No. **04-1037**. Rickie Allen Wilson, Petitioner *v.* Colorado;
No. **04-1087**. Marshall Sanders, Petitioner *v.* Rosalyn Vine, Executrix of the Estate of Harry Sanders;
No. **04-1107**. Focus Media, Inc., Petitioner *v.* National Broadcasting Company, Inc., et al.;
No. **04-7997**. James G. Brown, aka Edward X. Williams, Petitioner *v.* Thomas L. Carroll, Warden;
No. **04-8222**. Richard Lynn Norton, Petitioner *v.* Tennessee;
No. **04-8349**. Demetrius A. Wilson, Petitioner *v.* Superior Court of California, Pima County, et al.;
No. **04-8462**. Alfred Montoya, Petitioner *v.* Claude E. Finn, Warden;
No. **04-8643**. Tony Colida, Petitioner *v.* Qualcomm Incorporated;
No. **04-8644**. Tony Colida, Petitioner *v.* Sanyo North America Corporation;
No. **04-8646**. Shirley Ann Charles, Petitioner *v.* Texas; and
No. **04-8696**. Jeff B. Zhang, Petitioner *v.* Apex Home and Business Rentals, Inc. Petitions for rehearing denied.

ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Charles William Armbruster, III	St. Charles, MO	Jeffrey Andrew James Millar
Robert E. Arroyo	Chicago, IL	Gerard Andrew McInnis
David Matthew Ashton	Austin, TX	Gena Bunn
Rick E. Bailey	Wichita, KS	Terry Long Mann
Daniel Wayne Baker	Los Angeles, CA	Elizabeth Mitchell Munisoglu
Paul Edwin Baylor	Anderson, IN	Daryl E. Scott
Charles Jones Bethel	Dalton, GA	Allen F. Wallace
Jacqueline Mary Carolan	Philadelphia, PA	Kean K. McDonald
James J. Carrigan	Lynn, MA	Hugh Samson
Maria E. Dalmanieras	Coral Gables, FL	David Robert Cassetty
Raymond M. Davis	East Lansing, MI	Patrick J. Berardo
Joshua S. Grossman	Boston, MA	Gary S. Matsko
Erika Hiramatsu	San Diego, CA	Peter Quon, Jr.
Chad Eric Jacobs	Monroe, GA	Mary Beth Westmoreland
Janet Elizabeth James	Chalreston, WV	Barbara H. Fleisher
Alexia M. Kulwicz	Countryside, IL	Helen L. Morgan
Elizabeth A. LaRose	Countryside, IL	Helen L. Morgan
Michael M. Lonergan	Concord, NH	Edward Martin Kaplan
Jonathan A. Margolies	Kansas City, MO	Carter G. Phillips
Joseph W. Marion	Durham, NC	William Graham Harriss
Ian D. McKelvy	Roswell, NM	Charles H. Coll
Brian Michaels	Eugene, OR	Marianne Guenevere Dugan
Marjorie A. Murphy	Houston, TX	Joseph Gregory Galagaza
Danial A. Nelson	Broomfield, CO	Bruce A. Lampert
Mark Thomas Ostrowski	Grand Rapids, MI	Dean F. Pacific
Dale D. Pierson	Countryside, IL	Helen L. Morgan
Manesh Kumar Rath	Washington, DC	Richard J. Leighton

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Robert Taylor Reilly, Jr.	Albany, NY	James R. Sandner
Maximilan K. Riederer von Paar	Washington, DC	Jeffrey Harris
Lester E. Riordan, III	Concord, MA	Sandra Jeanne Strebel
Sarah E. Robertson	Detroit, MI	Rosalind Heideman Rochkind
Sarah M. Shalf	Atlanta, GA	Jeffrey O. Bramlett
Robert P. Sievers	Pasadena, CA	Anahid Agemian
Stephen John Spiegelhalter	Washington, DC	Maureen E. Mahoney
Casey Rian Stevens	Woodbridge, VA	Jack Britton Stevens
Stephen J. Sullivan	Schererville, IN	Daniel W. Glavin
Debra Sue Summers	Palo Alto, CA	Roy I. Liebman
William Vogelzang, Jr.	Grand Rapids, MI	John J. Bursch
Sam Burke Wear	Birmingham, AL	William Jackson Freeman
Kenneth A. Young	Philadelphia, PA	Chester T. Cyzio

RECESS ORDER

The Court will take a recess from Tuesday, May 31, 2005, until Monday, June 6, 2005.

OPINIONS

No. **03-1488**. Ulysses Tory, et al., Petitioners *v.* Johnnie L. Cochran, Jr. On writ of certiorari to the Court of Appeal of California, Second Appellate District. Motion to substitute Sylvia Dale Mason Cochran for Johnnie Cochran as respondent granted. Judgment vacated, and case remanded to the Court of Appeal of California, Second Appellate District, for proceedings not inconsistent with the opinion of this Court. Opinion by Justice Breyer. Dissenting opinion by Justice Thomas, with whom Justice Scalia joins.

No. **03-9877**. Jon B. Cutter, et al., Petitioners *v.* Reginald Wilkinson, Director, Ohio Department of Rehabilitation and Correction, et al. On writ of certiorari to the United States Court of Appeals for the Sixth Circuit. Judgment reversed, and case remanded to the United States Court of Appeals for the Sixth Circuit for further proceedings consist-

ent with the opinion of this Court. Opinion by Justice Ginsburg. Concurring opinion by Justice Thomas.

No. **04-368**. Arthur Andersen LLP, 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 United States Court of Appeals for the Fifth Circuit for further proceedings consistent with the opinion of this Court. Opinion by The Chief Justice.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Gene Page	Washington, DC	Jerry L. Hunter
Edwin L. Fountain	Arlington, VA	Gregory Andrew Castanias
Meghan Kathleen Serwin	Washington, DC	Tim Scott McClain
Michelle Debra Doses Bernstein	Rockville, MD	Tim Scott McClain
Joshua Shai Blume	Washington, DC	Tim Scott McClain
Cameron V. Gore	Silver Spring, MD	Tim Scott McClain
John W. Klein	Springfield, VA	Tim Scott McClain
Joan Elizabeth Moriarty	Washington, DC	Tim Scott McClain
Nicole M. DeGraffenreed	Washington, DC	Tim Scott McClain
Deborah Kay McCallum	Abingdon, MD	Tim Scott McClain
Michael Arthur Moore	Aiken, SC	Tim Scott McClain
Anita Varma	Washington, DC	Tim Scott McClain
Yvette Robertson White	Washington, DC	Tim Scott McClain
Charles Kingsley Bucknor, Jr.	Alexandria, VA	Tim Scott McClain
Millicent Moses Gompertz	Washington, DC	Tim Scott McClain
Bobbiretta Elizabeth Jordan	Washington, DC	Tim Scott McClain
Milady Kristin Malone-Hicks	Washington, DC	Tim Scott McClain
Martin J. Sendek	Washington, DC	Tim Scott McClain
Phillipa L. Anderson	Washington, DC	Tim Scott McClain
Carolyn F. Washington	Springfield, VA	Tim Scott McClain
Michelle Andrea Jones	Washington, DE	Tim Scott McClain
Jacqueline Moira Carey-Wilson	Riverside, CA	James Stanley Richardson, Sr.
Robert C. Yale	Arlington, VA	James Stanley Richardson, Sr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
John P. Barrie	Washington, DC	James Stanley Richardson, Sr.
Donald Alan Workman	Washington, DC	James Stanley Richardson, Sr.
Christina M. Ceballos-Levy	Miami, FL	James Stanley Richardson, Sr.
Jason Ross Anders	New Orleans, LA	James Stanley Richardson, Sr.
Marian T. Harrison	New Orleans, LA	James Stanley Richardson, Sr.
Hughie Duvall Hunt, II.	College Park, MD	James Stanley Richardson, Sr.
Jonathan Paul Hilbun	New Orleans, LA	James Stanley Richardson, Sr.
Lizabeth Lynn Kauffman	London, KY	James Stanley Richardson, Sr.
Evans Taylor Barnette	Columbia, SC	James Stanley Richardson, Sr.
Richard Oliver Litsey	Washington, DC	James Stanley Richardson, Sr.
Andrew Kurt Clark	Richmond, VA	James Stanley Richardson, Sr.
Michele Claire Meiners	Arlington, VA	James Stanley Richardson, Sr.
Nedra Jenkins	Los Angeles, CA	Kim M. Keenan
Adrienne D. Konigar-Macklin	Los Angeles, CA	Kim M. Keenan
Eulanda L. Matthews	Los Angeles, CA	Kim M. Keenan
Felicia Lynette Chambers	Silver Spring, MD	Kim M. Keenan
Rita Wiles Ross	Washington, DC	Kim M. Keenan
Antonio Lemeyl Matthews	Memphis, TN	Kim M. Keenan

Adjourned until Monday, June 6, 2005, at 10 o'clock.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Kennedy, Justice Souter, Justice Thomas, and Justice Ginsburg.

The Chief Justice said:

“Today’s orders of the Court have been duly entered and certified, and filed with the Clerk, and they will not be otherwise announced.”

CERTIORARI—SUMMARY DISPOSITIONS

No. **04–534**. Cornelius Wayne Hoevenaar, Petitioner *v.* Alan Lazaroff, Warden. On petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *Cutter v. Wilkinson*, 544 U. S. — (2005).

No. **04–1227**. Timothy H. Bradley and Kathleen Mary O’Dell, Petitioners *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the First Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the First Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–8465**. Adrian Rosales, Petitioner *v.* Bureau of Immigration and Customs Enforcement. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of the confession of error by the Acting Solicitor General in his brief filed for the respondent on May 4, 2005.

No. **04–8478**. Thomas Berger, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–8932**. Clyde J. Dixon, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma*

pauperis and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-8942**. Raphael R. Levy, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9084**. Jasper Land Holland, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9828**. Antoine Miller, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari 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 *United States v. Booker*, 543 U. S. — (2005).

No. **04-9864**. William E. Clark, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9865**. Craig Cesal, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9867**. Tracy Ann Sanchez, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Tenth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9916**. Oscar Humberto Garcia-Mejia, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-9917**. James Anthony Savage, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-10020**. Jason Settle, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

ORDERS IN PENDING CASES

No. **04-1315**. Long Island Care at Home, Ltd., et al., Petitioners *v.* Evelyn Coke. The Acting Solicitor General is invited to file a brief in this case expressing the views of the United States.

CERTIORARI GRANTED

No. **04-1332**. Richard Will, et al., Petitioners *v.* Susan Hallock, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit granted. In addition to the Question presented by the petition, the parties are directed to brief and argue the following Question: “Did the Court of Appeals have jurisdiction over the inter-

locutory appeal of the District Court's order denying a motion to dismiss under the FTCA's judgment bar, 28 U. S. C. § 2676?"

CERTIORARI DENIED

No. **03-1404**. Gary L. Bass, Chief of Operations of Offender Management Services, Virginia Department of Corrections, et al., Petitioners *v.* Ira W. Madison, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-682**. Jigneshkumar Natvarla Patel, Petitioner *v.* Alberto R. Gonzales, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-922**. National Wrestling Coaches Association, et al., Petitioners *v.* Department of Education. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **04-1149**. Rose Acre Farms, Inc., Petitioner *v.* United States; and

No. **04-1311**. United States, Petitioner *v.* Rose Acre Farms, Inc. Petitions for writs of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-1238**. Joseph G. Givens, Petitioner *v.* Alabama Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-1312**. Thom Elliott Satterlee, Petitioner *v.* Washington, et al.; Floyd Timothy Ryan, Petitioner *v.* Corey McCrerey, a Minor, by and Through His Mother, Lorrie Canada; and Steven Milton Gray, Petitioner *v.* Bruce Chikalla, et ux. Petition for writ of certiorari to the Supreme Court of Washington denied.

No. **04-1317**. Yvonne M. Bohac, Petitioner *v.* Thomas M. Walsh, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-1330**. Bernadette Fuller, Petitioner *v.* Instinet, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-1336**. Delmy Safie, Individually and as Personal Representative of the Estate of Alejandro T. Safie, Petitioner *v.* Carlos Safie, et al. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **04-1338**. All Direct Travel Services, Inc., et al., Petitioners *v.* Delta Air Lines, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-1341**. Peter Paul Mitrano, Petitioner *v.* Matthan Houser, et al. Petition for writ of certiorari to the Supreme Court of New Hampshire denied.

No. **04-1343**. Shirley McLaurin, Individually and on Behalf of the Heirs of Milton Stubbs, Deceased, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-1347**. Donald M. Adkins, Petitioner *v.* Don Kasper, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-1349**. Martin Esquibes, Petitioner *v.* Alberto R. Gonzales, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-1351**. Sean Bernat, et al., Petitioners *v.* Michael G. Allphin, Judge, District Court of Utah, Second District, et al. Petition for writ of certiorari to the Supreme Court of Utah denied.

No. **04-1357**. Timothy Gibler, Petitioner *v.* Jo Anne B. Barnhart, Commissioner of Social Security; and Timothy Gibler, Petitioner *v.* Jo Anne B. Barnhart, Commissioner of Social Security. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-1370**. Jerry S. Payne, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-1405**. Garry Len Beckett, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Appeals of Texas, Second District, denied.

No. **04-1424**. Alcan Aluminum Corporation, Petitioner *v.* Gregory N. Bullard. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-1457**. Bryan Ashley Bowen, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-1464**. Bruce Isaacks and Darlene A. Whitten, Petitioners *v.* New Times, Inc., dba Dallas Observer, et al. Petition for writ of certiorari to the Supreme Court of Texas denied.

No. **04-1471**. Michael Rider Jackson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-1476**. Joseph M. Stabile, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-7922**. Willard Barry Lively, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8212**. Richard A. Leavitt, Petitioner *v.* Arvon J. Arave, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8414**. Robert Alan Fratta, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **04-8425**. Eddie Lee Jefferson, Petitioner *v.* Ronald Fountain, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8611**. Gregory A. Figel, Petitioner *v.* Gerald Riley, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8869**. Donny Ray Ward, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8872**. Brandon Franklin, aka Sircrease D. Brooks, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9446**. Kenneth Eugene Turrentine, Petitioner *v.* Mike Mullin, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-9473**. Alfred B. Holt, Petitioner *v.* Office of the State Attorney for the Eleventh Judicial Circuit of Florida. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9475**. Lorenzo T. Critten, Petitioner *v.* Michael Hancock, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9477**. Kelvin R. Davis, Petitioner *v.* City of Cincinnati, Ohio, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-9479**. Yvonne J. Yon, Petitioner *v.* Transport Workers' Union Local No. 234, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-9481**. Tyrell Davron Anderson, Petitioner *v.* Sharon Nutter, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9482**. Bryan Keith Patrick, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9487**. David Wayne Bartel, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9489**. Melinda Sue Marks, Petitioner *v.* Frank Unknown, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9490**. Isiah Lucas, Jr., Petitioner *v.* Gail Lewis, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9491**. Matthew W. Young, Petitioner *v.* Ohio. Petition for writ of certiorari to the Court of Appeals of Ohio, Montgomery County, denied.

No. **04-9493**. Homer Gene Earthman, Petitioner *v.* Reginald Hines, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-9494**. Arthur Campbell, Petitioner *v.* City of Detroit, Michigan, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-9503**. Larry Donnell Dunlap, Petitioner *v.* Sandra Walker, Deputy Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9507**. Willie Marshall, Jr., Petitioner *v.* Mississippi. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. **04-9511**. Miroslava Hohmann, Petitioner *v.* Richard Wood, dba Wood Oberholtzer. Petition for writ of certiorari to the Court of Appeals of Arizona, Division Two, denied.

No. **04-9512**. John Steven Huggins, Petitioner *v.* Florida. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **04-9513**. Jimmy D. Segura, Petitioner *v.* Annie Alexander, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9518**. Josue Jimenez, Petitioner *v.* J. E. Hall, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9523**. Arthur Porter, Petitioner *v.* Michigan Parole Board, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-9539**. Douglas Beckley, Petitioner *v.* Ohio. Petition for writ of certiorari to the Court of Appeals of Ohio, Cuyahoga County, denied.

No. **04-9546**. Jameel Talley, Petitioner *v.* Ohio. Petition for writ of certiorari to the Court of Appeals of Ohio, Cuyahoga County, denied.

No. **04-9581**. Michael Keselica, Petitioner *v.* J. Michael Stouffer, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9582**. Will Moses Palmer, Petitioner *v.* Anthony A. Lamarque, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9588**. Michael Stephen Combs, Petitioner *v.* California. Petition for writ of certiorari to the Supreme Court of California denied.

No. **04-9607**. Truman Petway, Petitioner *v.* Virginia, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9622**. Shawn Bahrs, Petitioner *v.* Terry L. McCann, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-9677**. Dana Lynn Rose, Petitioner *v.* Mark J. Loos, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9678**. Lucis Richardson, Petitioner *v.* Connecticut. Petition for writ of certiorari to the Appellate Court of Connecticut denied.

No. **04-9712**. Ronald Lee Smith, Petitioner *v.* Colorado. Petition for writ of certiorari to the Court of Appeals of Colorado denied.

No. **04-9713**. Levi Pace, Petitioner *v.* Alabama. Petition for writ of certiorari to the Court of Criminal Appeals of Alabama denied.

No. **04-9724**. George Johnson, Petitioner *v.* Maryland Department of Public Safety and Correctional Services. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9727**. Gale Ruth, Jr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9747**. Raheem Smith, Petitioner *v.* Pennsylvania. Petition for writ of certiorari to the Superior Court of Pennsylvania, Philadelphia Office, denied.

No. **04-9757**. Robert Craig Wells, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9789**. Catarino Gonzalez, Jr., Petitioner *v.* California. Petition for writ of certiorari to the Supreme Court of California denied.

No. **04-9803**. Jervon L. Herbin, Petitioner *v.* Gene M. Johnson, Director, Virginia Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9815**. Willette Benford, Petitioner *v.* Alyssa B. Williams, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-9827**. Amir Hakin McCain, Petitioner *v.* Franklin J. Tennis, Superintendent, State Correctional Institution at Rockview, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-9839**. Edwin Ortiz, Petitioner *v.* Alfaro Ortiz, Administrator, East Jersey State Prison, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-9872**. Robert Criswell, Petitioner *v.* Gary Watkins, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-9873**. Teresa Aguilar, Petitioner *v.* Gunvant Patel, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9897**. Michael Malik Allah, Petitioner *v.* Humza Al-Hafeez, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-9925**. Joe Anthony Lucero, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-9929**. Grant Paige, Petitioner *v.* Robert D. Shannon, Superintendent, State Correctional Institution at Frackville, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-9951**. Mohammed Shouman, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9953**. Robert Richardson, Petitioner *v.* Kenneth D. Kyler, Superintendent, State Correctional Institution at Huntingdon, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-9957**. Garland Lightfoot, Jr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-9958**. Rayford Wright, Petitioner *v.* Georgia Pacific Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-9960**. Allen Junior Mosley, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9964**. Fred Demond Lyons, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9967**. Steve Cordell Dobson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9968**. Jaime Eleazar Bustos-Torres, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-9975**. Alvon Allen Thomas, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9982**. Fredrick Steinmetz, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-9985**. Lionel Moore, aka Doc, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9987**. Robert Washington, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9989**. Isidro Pacheco-Espinosa, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-9990**. Chad A. Lloyd, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-9991**. Somchai Liangsiriprasert, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9992**. David Jerome Crawford, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9994**. Marlon McReynolds, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-9996**. Belton Harris, Jr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-10006**. Pedro Guerrero-Moreno, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-10010**. Maria Hernandez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-10011**. Beraldo Fonseca, Petitioner *v.* John Lamanna, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-10016**. Maurice P. Proctor, Jr., Petitioner *v.* United States. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **04-10019**. George Shepard, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-10033**. Rodney L. Love, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-10050**. Michael Dennis Vieth, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-1179**. Integrated Telecom Express, Inc., et al., Petitioners *v.* NMSBPCSLDHB, L. P. Motion of National Venture Capital Association for leave to file a brief as *amicus curiae* out-of-time denied. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-1318**. Montana, Petitioner *v.* Tanya Marie Anyan, et al. Motion of respondent Troy Klein for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the Supreme Court of Montana denied.

No. **04-1392**. Cheryl Ann Clark, Petitioner *v.* Elsey Maxwell McLeod. Motion of Pacific Justice Institute for leave to file a brief as *amicus curiae* granted. Petition for writ of certiorari to the Court of Appeals of Colorado denied.

No. **04-9760**. Thomas Woodberry, Petitioner *v.* Louis E. Bruce, Warden, et al.; and

No. **04-9761**. Thomas Woodberry, Petitioner *v.* Louis E. Bruce, Warden, et al. Motions of petitioner for leave to proceed *in forma pauperis* denied, and petitions for writs of certiorari to the United States Court of Appeals for the Tenth Circuit dismissed. See Rule 39.8.

HABEAS CORPUS DENIED

No. **04-9544**. In Re George Everette Sibley, Jr., Petitioner; and

No. **04-10089**. In Re Terrence Price, Petitioner. Petitions for writs of habeas corpus denied.

No. **04-10104**. In Re Darryl E. Jackson, Petitioner. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of habeas corpus dismissed. See Rule 39.8.

MANDAMUS DENIED

No. **04-9545**. In Re Lawrence Lee Adams, Petitioner; and

No. **04-9977**. In Re James Armstrong and Georges Michel, Petitioners. Petitions for writs of mandamus denied.

REHEARINGS DENIED

No. **04-491**. Durand Dickerson, Petitioner *v.* G. Ronald Bates, Jr., et al.;

No. **04-1085**. Stanley N. Drinkwater, Jr., Petitioner *v.* Parker, McCay & Criscuolo;

No. **04-8290**. Albert L. Bosch, Petitioner *v.* Kansas;

- No. **04-8317**. Robert Dale Conklin, Petitioner *v.* Derrick Schofield, Warden;
- No. **04-8397**. Chandan S. Vora, Petitioner *v.* Jeff Crowder;
- No. **04-8443**. James Hubert Potts, Petitioner *v.* Oregon;
- No. **04-8549**. Mary Rollins, Petitioner *v.* Greg Smith, et al.;
- No. **04-8655**. Shahsultan Jaffer, Petitioner *v.* The National Black Caucus and Center on Black Aged, Inc., et al.;
- No. **04-8790**. Brian J. O'Neill, II, Petitioner *v.* Richland County Board, et al.;
- No. **04-8917**. Raymond Outler, Petitioner *v.* Marty Anderson, Warden;
- No. **04-9033**. Gerhard Franz Josef Ullmann, Petitioner *v.* United States;
- No. **04-9044**. Orville Wynter, Petitioner *v.* New York; and
- No. **04-9146**. Maurice C. Pittman, Petitioner *v.* United States. Petitions for rehearing denied.

ATTORNEY DISCIPLINE

- No. **D-2389**. In the Matter of Disbarment of Judith Lenore Fitzgerald. Disbarment order entered.
- No. **D-2390**. In the Matter of Disbarment of Benjamin Churchill Wood. Disbarment order entered.
- No. **D-2395**. In the Matter of Disbarment of Rupert Arvel Hall, Jr. Disbarment order entered.
- No. **D-2396**. In the Matter of Disbarment of Matthew M. Russo. Disbarment order entered.
- No. **D-2397**. In the Matter of Disbarment of Terry Len McCollough. Disbarment order entered.
- No. **D-2398**. In the Matter of Disbarment of Warner Smith Olds. Disbarment order entered.
- No. **D-2399**. In the Matter of Disbarment of Reid Scott Neuman. Disbarment order entered.
- No. **D-2400**. In the Matter of Disbarment of Alan I. Karten. Disbarment order entered.
- No. **D-2401**. In the Matter of Disbarment of Fernand Louis Laudumiey, III. Disbarment order entered.
- No. **D-2402**. In the Matter of Disbarment of Val K. Scheurich, III. Disbarment order entered.

No. **D-2403**. In the Matter of Disbarment of John V. Norton. Disbarment order entered.

No. **D-2404**. In the Matter of Disbarment of James Gaultney Etheredge. Disbarment order entered.

No. **D-2405**. In the Matter of Disbarment of Robert Edmond Senton. Disbarment order entered.

RECESS ORDER

The Court will take a recess from Monday, June 6, 2005, until Monday, June 13, 2005.

ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Rebecca A. Adams	Denver, CO	Catherine Powanda Adkisson
Gregg Alan Anderson Carol A. Blasi	Gainesville, FL Tenants Harbor, ME	John J. Kearns Paul Stern
Randall Dale Burks	West Palm Beach, FL	Bernard H. Shulman
Stephen Walker Burrow	Pascagoula, MS	James H. Heidelberg
John J. Callahan, Jr.	Huntsville, AL	James Holliman Richardson
Catherine Cetrangolo Caroline DeLisle Ciraolo	Madison, WI Baltimore, MD	Paul R. Norman Benjamin Rosenberg
Rebekah A. Cude	Boise, ID	Kenneth K. Jorgensen
Lorie Karin Dakessian John Joseph Dempsey, III Kenneth Samuel Engel Lynn W. L. Fahey Christopher P. Fisher Aimee B. Florin	Philadelphia, PA Washington, DC Minneapolis, MN New York, NY Cleveland, OH New York, NY	Ronald Eisenberg Gerard P. Finn Susan Mae Holden Erica Horwitz Marvin L. Karp Robert S. Whitman
Richard McMaster Francis	Charleston, WV	Charles M. Love, III
Sharon E. Frase	New York, NY	E. Joshua Rosenkranz

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Jack F. Fuchs	Cincinnati, OH	Gerald W. Simmons
Jospeh W. Gardner	Lake Milton, OH	John B. Juhasz, Jr.
Phillip Brian Hale	Montgomery, AL	Robert Bernard Harwood, Jr.
Seth D. Harrow	Bangor, ME	Marvin H. Glazier
Mindy L. Hitchcock	Livonia, MI	William van Zyverden
William McGinley Jay	Alexandria, VA	Honorable Antonin Scalia, Associate Justice of the Supreme Court
Walter L. Jones	Greensboro, NC	Charles Allen Lloyd
Kirk L. Jowers	Washington, DC	Trevor Alexander McClurg Potter
Michael Enrico Kozlarek	Columbia, SC	Richard Henry Seamon
Paul W. Laisure, III	New York, NY	Jay Louis Weiner
William G. Malcolm	Irvine, CA	Charles William Kircher, Jr.
Jennifer Anne Mansfield	Jacksonville, FL	George DeSaussure Gabel, Jr.
Elizabeth Ann Martineau	Charlotte, NC	Mark A. Michael
Jane McPetridge	Chicago, IL	James F. Hendricks, Jr.
Brent James McIntosh	Glen Echo, MD	Rachel L. Brand
Glenn A. Rice	Chicago, IL	Wilson Preston Funkhouser
David Maginnis Ronald	Phoenix, AZ	David Wilson Ronald
Felicia Sarner	Philadelphia, PA	Leonard Sarner
David Lloyd Sims	Pine Bluff, AR	Stephen A. Matthews
James Randolph Smith	Austin, TX	Tommy Lee Skaggs
Nancy Kaymar Stafford	Washington, DC	Susan Deller Ross

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Sterling J. Stires	Encinitas, CA	Charles S. Limandri
David A. Strassburger	Pittsburgh, PA	Edwin J. Strassburger
James M. Weaver	Nashville, TN	James K. Vines
Eleanor M. W. Youngsmith	San Francisco, CA	Helen Marie Mickiewicz

OPINIONS

No. **128, Original.** State of Alaska, Plaintiff *v.* United States of America. On Exceptions to the Report of the Special Master. Alaska's exceptions to the Special Master's recommendations overruled. Opinion by Justice Kennedy. Opinion by Justice Scalia, with whom the Chief Justice and Justice Thomas join, concurring in part and dissenting in part.

No. **03-1388.** Douglas Spector, et al., Petitioners *v.* Norwegian Cruise Line Ltd. On writ of certiorari to United States Court of Appeals for the Fifth Circuit. Judgment reversed, and case remanded to the United States Court of Appeals for the Fifth Circuit for further proceedings. Justice Kennedy announced the judgment of the Court and delivered the opinion of the Court with respect to Parts I, II-A-1, and II-B-2, an opinion with respect to Parts II-A-2, II-B-1, II-B-3, and III-B, in which Justice Stevens and Justice Souter join, and an opinion with respect to Part III-A, in which Justice Stevens, Justice Souter, and Justice Thomas join. Opinion by Justice Ginsburg, with whom Justice Breyer joins, concurring in part and concurring in the judgment. Opinion by Justice Thomas, concurring in part, dissenting in part, and concurring in the judgment in part. Dissenting opinion by Justice Scalia, with whom The Chief Justice and Justice O'Connor join, and with whom Justice Thomas joins as to Part I-A.

No. **03-1454.** Alberto R. Gonzales, Attorney General, et al., Petitioners *v.* Angel McClary Raich, et al. On writ of certiorari to United States Court of Appeals for the Ninth Circuit. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further proceedings consistent with the opinion of this Court. Opinion by Justice Stevens. Opinion by Justice Scalia, concurring in the judgment. Dissenting opinion by Justice O'Connor, with whom The Chief Justice and Justice Thomas join as to all but Part III. Dissenting opinion by Justice Thomas.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Mariah E. Moran	Chicago, IL	Judge Allen Sharp
Roger B. Cosby	Fort Wayne, IN	Judge Allen Sharp
Eric Linden Kirschner	Hammond, IN	Judge Allen Sharp
David Alan Locke	Lafayette, IN	Judge Allen Sharp
Michele Marie Schoeppe	Washington, DC	Judge Allen Sharp
Christopher James O'Leary	Fall River, MA	Tonia Jones Powell
Stella O'Leary	Fall River, MA	Tonia Jones Powell
Michael Demetrios Ververis	Medford, MA	Tonia Jones Powell
Maritza Uloma B. Okata	Washington, DC	Walter Dellinger
Steven Douglas Anderson	Washington, DC	William H. Mellor, III
Alexander McMillan Bullock	Washington, DC	Gary Howard Baise
John Melvin Green	Fort Washington, MD	Nicholas Gilman
Jennifer M. Rockoff	Washington, DC	William Truman Lake
J. Raymond Schifflett, III	Austin, TX	B. Rice Aston
Doreen C. Stetler	Goodrich, MI	Nicole Simone Forbes
Julia Tevis Bielawski	Minneapolis, MN	Nicole Simone Forbes
Ann Farris	Albuquerque, NM	Nicole Simone Forbes
James C. Hubbard	Philadelphia, PA	Nicole Simone Forbes
Gregory Jon Froehlich	Dallas, TX	Nicole Simone Forbes
Katherine Angela Amari	Chicago, IL	Ole Bly Pace, III
Thomas F. Arends	Carol Stream, IL	Ole Bly Pace, III
William W. Austin	Effingham, IL	Ole Bly Pace, III
Deborah A. Benzing	Wheaton, IL	Ole Bly Pace, III
Sandra Mary Blake	Maywood, IL	Ole Bly Pace, III
John T. Burke	Chicago, IL	Ole Bly Pace, III
Stephen C. Buser	Columbia, IL	Ole Bly Pace, III
William Thomas Cacciatore	Rockford, IL	Ole Bly Pace, III

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Kevin James Caplis	Chicago, IL	Ole Bly Pace, III
Sandra Crawford	Chicago, IL	Ole Bly Pace, III
Gil R. Cubia	Chicago, IL	Ole Bly Pace, III
Joel T. Daly	Chicago, IL	Ole Bly Pace, III
Anita M. DeCarlo	Chicago, IL	Ole Bly Pace, III
Vito Dominic DeCarlo	Chicago, IL	Ole Bly Pace, III
Barbara L. Delanois	Danville, IL	Ole Bly Pace, III
Felicia M. DiGiovanni	Elmwood Park, IL	Ole Bly Pace, III
Karen Lundy Douglas	Painted Post, NY	Ole Bly Pace, III
Thomas C. Edwards	Orland Hills, IL	Ole Bly Pace, III
Kathleen A. Finney	Rantoul, IL	Ole Bly Pace, III
Philip J. Fowler	Chicago, IL	Ole Bly Pace, III
Melanie S. Frazek	Homewood, IL	Ole Bly Pace, III
Gregg A. Garofalo	Chicago, IL	Ole Bly Pace, III
Dawn R. Hallsten	Rockford, IL	Ole Bly Pace, III
Leslie James Hanson	Mount Vernon, IL	Ole Bly Pace, III
David Alan Harley	Chicago, IL	Ole Bly Pace, III
Michael D. Hovde, Jr.	Bloomington, IL	Ole Bly Pace, III
Robert J. Krupp	DeKalb, IL	Ole Bly Pace, III
Thomas J. Krupp	DeKalb, IL	Ole Bly Pace, III
Yehuda P. Lebovits	Chicago, IL	Ole Bly Pace, III
Myron F. Mackoff	Chicago, IL	Ole Bly Pace, III
Ross Borglum Mantell	Naperville, IL	Ole Bly Pace, III
Michael A. Nordwall	Peoria, IL	Ole Bly Pace, III
Jill Patrice O'Brien	Chicago, IL	Ole Bly Pace, III
John G. O'Brien	Arlington Heights, IL	Ole Bly Pace, III
Timothy H. Okal	Elmwood Park, IL	Ole Bly Pace, III
David John E. Roe	Chicago, IL	Ole Bly Pace, III
Douglas W. Rudy	Chicago, IL	Ole Bly Pace, III
Bryan Michael Sims	Naperville, IL	Ole Bly Pace, III
Anthony F. Spina	Elmwood Park, IL	Ole Bly Pace, III
John Dominic Spina	Elmwood Park, IL	Ole Bly Pace, III
Stephanie L. Stewart-Page	Chicago, IL	Ole Bly Pace, III
Amy Lynn Turnbaugh	Chicago, IL	Ole Bly Pace, III
Jacqueline T. Wallich	Bloomington, IL	Ole Bly Pace, III
Richard Allen Wilson	Chicago, IL	Ole Bly Pace, III
James Dennis Ingram	Birmingham, AL	Robert Lee Schimmel

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Roger Ardash Cartozian	Sacramento, CA	Robert Lee Schimmel
Joseph G. Davis	Santa Ana, CA	Robert Lee Schimmel
Marsha Kimble-Simms	Las Vegas, NV	Robert Lee Schimmel
Lynne Stapleton Farrell	Wallingford, CT	Robert Lee Schimmel
Joel Martin McTague	Boca Raton, FL	Robert Lee Schimmel
Joseph Albert Tringali	North Palm Beach, FL	Robert Lee Schimmel
James Gordon Banks	Naperville, IL	Robert Lee Schimmel
Edward Daniel Hanson, II	Chicago, IL	Robert Lee Schimmel
James I. Durodola, II	Boston, MA	Robert Lee Schimmel
Jennifer Kay Zalnasky	Springfield, MA	Robert Lee Schimmel
Michael David Mirne	Ocean, NJ	Robert Lee Schimmel
Le Ette R. Lawrence	Albuquerque, NM	Robert Lee Schimmel
Sally D. Uebelacker	Albuquerque, NM	Robert Lee Schimmel
Robert Battaile Hiden, Jr.	New York, NY	Robert Lee Schimmel
Annemarie Ricci	White Plains, NY	Robert Lee Schimmel
Charles Stewart Robertson	Middletown, OH	Robert Lee Schimmel
Charlesretta Meade	Philadelphia, PA	Robert Lee Schimmel
John Raymond LaBar	Tullahoma, TN	Robert Lee Schimmel
Nicholas Jay Yeager	Knoxville, TN	Robert Lee Schimmel
Frederick Donald McClure	Falls Church, VA	Robert Lee Schimmel

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MONDAY, JUNE 6, 2005

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Christopher Lewis Miller	Harrisonburg, VA	Robert Lee Schimmel
David Lawrence Hill	Hurricane, WV	Robert Lee Schimmel
Robert Owen Barton	Los Angeles, CA	Scott Evan Kossove
Susan BetzJitomir	Bath, NY	Scott Evan Kossove
Felice A. Brodsky-Brinkley	Lockport, NY	Scott Evan Kossove
Sarah Anne Chapman	Elmira, NY	Scott Evan Kossove
Nicole Ina Darby	Lindenhurst, NY	Scott Evan Kossove
Joseph Anthony DeTraglia	Utica, NY	Scott Evan Kossove
Motek M. Fischtein	New York, NY	Scott Evan Kossove
Robert M. Gibson	Albany, NY	Scott Evan Kossove
Michael S. Gold	New York, NY	Scott Evan Kossove
David R. Gronbach	Waterbury, CT	Scott Evan Kossove
Vanessa Moreno Gronbach	Walterbury, CT	Scott Evan Kossove
Howard Kagan	Brooklyn, NY	Scott Evan Kossove
Lee David Klein	Poughkeepsie, NY	Scott Evan Kossove
Catherine Caroline Lacavera	New York, NY	Scott Evan Kossove
Steven Edward Laprade	Rochester, NY	Scott Evan Kossove
Ann-Marie Luciano	Washington, DC	Scott Evan Kossove
Sara Arlene Lulo	New York, NY	Scott Evan Kossove
Jennifer Lynne Marlborough	New York, NY	Scott Evan Kossove

MONDAY, JUNE 6, 2005

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<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Gregory A. Mattacola	Rome, NY	Scott Evan Kossove
Geoffrey Jonathan Michael	Washington, DC	Scott Evan Kossove
Meredith R. Miller	New York, NY	Scott Evan Kossove
Mickey H. Osterreicher	Buffalo, NY	Scott Evan Kossove
Nicole A. Palumbo	Sayville, NY	Scott Evan Kossove
Delphine Josiane Park	New York, NY	Scott Evan Kossove
Thomas W. Reed, II	Corning, NY	Scott Evan Kossove
Harry J. Reidler	Englewood, NJ	Scott Evan Kossove
Margaret Lounsbury Schwartz	Levittown, NY	Scott Evan Kossove
Robert Joseph Stewart, III	Manlius, NY	Scott Evan Kossove
Charles R. Streich	Mineola, NY	Scott Evan Kossove
Elizabeth R. Weiss	New York, NY	Scott Evan Kossove
Bong W. Yeon	New York, NY	Scott Evan Kossove

Adjourned until Monday, June 13, 2005, at 10 o'clock.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

ORDER IN PENDING CASE

No. **04A1024**. Wisconsin, Applicant *v.* Richard A. Moeck. Application to stay the mandate of the Supreme Court of Wisconsin, case No. 2003AP2-CR, presented to Justice Stevens and by him referred to the Court granted pending the timely filing and disposition of a petition for a writ of certiorari. Should the petition for a writ of certiorari be denied, this stay shall terminate automatically. In the event the petition for a writ of certiorari is granted, the stay shall terminate upon the issuance of the mandate of this Court.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, and Justice Ginsburg.

The Chief Justice said:

“Today’s orders of the Court have been duly entered and certified, and filed with the Clerk, and they will not be otherwise announced.”

CERTIORARI—SUMMARY DISPOSITIONS

No. **04–585**. Charlotte Klingler, Charles Wehner, and Sheila Brashear, On Behalf of Themselves and All Others Similarly Situated, Petitioners *v.* Director, Department of Revenue, State of Missouri, et al. On petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eighth Circuit for further consideration in light of *Tennessee v. Lane*, 541 U. S. 509 (2004), and *Gonzales v. Raich*, 545 U. S. — (2005).

No. **04–617**. United States, Petitioner *v.* Robert Wilson Stewart, Jr. On petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Motion of respondent for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *Gonzales v. Raich*, 545 U. S. — (2005).

No. **04–1210**. Gregory Wade Hembree, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–1362**. Franklin Hale, et ux., Petitioners *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-10018**. Troy Phillip Dock, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-10036**. Daniel Lubowa, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-10141**. Damon John Torres, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eighth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04-10173**. Lesly Alexis, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

ORDERS IN PENDING CASES

No. **04A930**. Carol A. Niznik, Applicant *v.* Store-To-Door, Corp., et al. Application for a temporary restraining order addressed to Justice Breyer and referred to the Court denied.

No. **03-10198**. Antonio Dwayne Halbert, Petitioner *v.* Michigan. Motion of petitioner for leave to file a supplemental brief after argument denied.

No. **04-848**. Barbara Dolan, Petitioner *v.* United States Postal Service, et al. Motion of petitioner to dispense with printing the joint appendix granted.

No. **04-9020**. Habakkuk E. Ben Yowel, aka B. Robinson, Petitioner *v.* Gene M. Johnson, Director, Virginia Department of Corrections, et al. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* denied.

No. **04-9737**. Michael S. Rogers, Petitioner *v.* Huntley Project School District #24. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner allowed until July 5, 2005, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

CERTIORARI GRANTED

No. **04-1186**. Wachovia Bank, National Association, Petitioner *v.* Daniel G. Schmidt, III, et al. Petition for a writ of certiorari to the United States Court of Appeals for the Fourth Circuit granted. Justice Thomas took no part in the consideration or decision of this petition.

CERTIORARI DENIED

No. **03-1619**. GDF Realty Investments, Ltd., Parke Properties I, L. P., and Parke Properties II, L. P., Petitioners *v.* Gale A. Norton, Secretary of the Interior, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-969**. Billie J. Saunders, Individually and as Personal Representative of the Estate of James E. Saunders, Deceased, et al., Petitioners *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-1041**. Patrick L. Kahawaiolaa, et al., Petitioners *v.* Gale A. Norton, Secretary of the Interior. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-1138**. Syed M. Tariq-Shuaib, Petitioner *v.* New York City Housing Authority, Construction Department. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-1191**. Joyce Morgan, et al., Petitioners *v.* SKF USA, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-1208**. Ann Mostoller, Trustee, Petitioner *v.* CW Capital, LLC. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-1218**. National Heritage Insurance Company, Petitioner *v.* United States, ex rel. Toni R. Barron and Vicky Scheel. Petition for

writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-1219**. James W. Newton, Jr., dba Janew Music, Petitioner *v.* Michael Diamond, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-1240**. Royal Caribbean Cruises Ltd., Petitioner *v.* Lawrence W. Hall. Petition for writ of certiorari to the District Court of Appeal of Florida, Third District, denied.

No. **04-1334**. James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al., Petitioners *v.* Tony Lee Nix. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-1340**. Caterpillar Inc., Petitioner *v.* Sturman Industries, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-1353**. Lawrence Moore, Petitioner *v.* International Brotherhood of Electrical Workers, Local 8, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-1354**. Darryl Kinney, Petitioner *v.* Hamilton Partners. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-1358**. Austa M. White, et vir, Petitioners *v.* Steven A. Tscherter, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-1359**. Martingale, LLC, Petitioner *v.* City of Louisville, Kentucky, et al. Petition for writ of certiorari to the Court of Appeals of Kentucky denied.

No. **04-1377**. Roger Alan Berke, Petitioner *v.* Kentucky. Petition for writ of certiorari to the Court of Appeals of Kentucky denied.

No. **04-1379**. Mario Moreno Ivanova, Individually and as Executor of the Estate of Mario Moreno Reyes, Petitioner *v.* Columbia Pictures Industries, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-1401**. Edward VanGuilder, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **04-1402**. Estate of Christopher A. Moreland, Deceased, by Gary R. Moreland and Linda Tuttle, Co-Personal Representatives, et al., Petitioners *v.* Joseph Speybroeck, in His Individual and Official Capac-

ities, Sheriff of St. Joseph County, Indiana. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-1420**. Miro J. Satalich, Petitioner *v.* City of Los Angeles, California. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-1428**. Gerald Credeur, et ux., Petitioners *v.* M J Oil, Inc., dba TransTexas Gas Corporation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-1431**. Nicholas J. Benetic, et ux., as Trustees of the Benetic Family Trust dated September 22, 1993, Petitioners *v.* M/Y Athena Alexander, Official No. 1083 627 and her Engines Appurtenances, etc., in rem, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-1433**. Ziggy Bajbor, Petitioner *v.* Office of Compliance, et al. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-1435**. Ronald W. Roberti, Petitioner *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Second District, denied.

No. **04-1439**. Francis E. Kepple, Petitioner *v.* New Hampshire. Petition for writ of certiorari to the Supreme Court of New Hampshire denied.

No. **04-1449**. Christopher T. Lizzi, Petitioner *v.* Washington Metropolitan Area Transit Authority, et al. Petition for writ of certiorari to the Court of Appeals of Maryland denied.

No. **04-1453**. Slip Track Systems, Inc., Petitioner *v.* Metal-Lite, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-1456**. Frederick O. Bond, Petitioner *v.* Commissioner of Revenue of Minnesota. Petition for writ of certiorari to the Supreme Court of Minnesota denied.

No. **04-1484**. Wendell Nance, Sr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-1494**. Yancey Lamarr White, Petitioner *v.* Stephen R. Hobart, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-1503**. Ernest Carl Crank, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-1515**. EMR Network, 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. **04-8743**. Joseph D. Thornblad, Petitioner *v.* Linda Anderson, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-9012**. Jerry Leonardo Valentine, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9085**. Steven Richard Horner, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Appeals of Texas, Thirteenth District, denied.

No. **04-9094**. Issam Ahmad Suliman Abu Laila, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9097**. Charles Rodriguez, Petitioner *v.* District Court of Nevada, Clark County, et al. Petition for writ of certiorari to the Supreme Court of Nevada denied.

No. **04-9102**. Lee A. Newman, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9318**. Kimberly Lagayle McCarthy, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **04-9533**. Shawn Wickem, Petitioner *v.* Burl Cain, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9541**. Daniel David Strader, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9542**. Dave A. Thomas, Petitioner *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. **04-9543**. Vrain Scott, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9553**. Jabari Stephens, Petitioner *v.* Charlie Crist, Attorney General of Florida, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9557**. Bryan Ashworth, Petitioner *v.* Oklahoma. Petition for writ of certiorari to the Court of Criminal Appeals of Oklahoma denied.

No. **04-9560**. Jacob Arkow, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9567**. Lawrence A. Fassler, Petitioner *v.* John Pendleton, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9570**. Jimmy Harris, Petitioner *v.* Mississippi, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9573**. Charles Ray Carter, Petitioner *v.* Joe Mitchell, Sheriff, York County, South Carolina, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9574**. Steven Crayton, Petitioner *v.* James Conway, Superintendent, Attica Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-9575**. Tawan R. Childs, Petitioner *v.* Carl Anderson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-9578**. Aijalon Wallace McLittle, II, Petitioner *v.* James K. Thompson, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-9583**. George Owens, Petitioner *v.* Matthew J. Frank, Secretary, Wisconsin Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-9584**. Erwin Richardson, Petitioner *v.* Barbara Bock, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-9589**. Michael F. Disch, Petitioner *v.* Vanessa H. O'Donnell, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9590**. Rodney Davenport, Petitioner *v.* Jeanne S. Woodford, Director, California Department of Corrections. Petition for writ of

certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9591**. Doylan V. Rivers, Petitioner *v.* Julius Wilson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-9593**. Bernard J. Dolenz, Petitioner *v.* Nancy Vail. Petition for writ of certiorari to the Court of Appeals of Texas, Fifth District, denied.

No. **04-9594**. Paula Bailey, Petitioner *v.* Joan N. Yukins, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-9598**. Alton Mims, Petitioner *v.* Michigan. Petition for writ of certiorari to the Court of Appeals of Michigan denied.

No. **04-9599**. Reginald Dean, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Appeals of Texas, Twelfth District, denied.

No. **04-9602**. David Joseph Todd, Petitioner *v.* Rebecca Jane Todd. Petition for writ of certiorari to the District Court of Appeal of Florida, Fourth District, denied.

No. **04-9605**. Daniel Peterka, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **04-9613**. Anna Di Nardo, Augusta Di Nardo, and Victoria Di Nardo, Petitioners *v.* Edward W. Bieluch, Sheriff, Palm Beach County, Florida. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **04-9614**. James E. Crittenden, Petitioner *v.* Arthur Calderon, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9615**. Cleo Dixon, Petitioner *v.* Dino T. Cacioppo, et al. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied.

No. **04-9625**. Kenneth S. Benigni, Petitioner *v.* Christopher Smith, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-9630**. Johnny Ray Caldwell, Petitioner *v.* United States District Court for the District of Utah. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-9634**. Florentino Reyes Santana, Petitioner *v.* Arizona. Petition for writ of certiorari to the Court of Appeals of Arizona, Division Two, denied.

No. **04-9637**. Charles Lamont Miller, Petitioner *v.* Georgia. Petition for writ of certiorari to the Supreme Court of Georgia denied.

No. **04-9638**. Shane Michael Petschl, Petitioner *v.* Minnesota. Petition for writ of certiorari to the Court of Appeals of Minnesota denied.

No. **04-9639**. Noreen-Evelyn Strout, Petitioner *v.* Certain Real Property Located at 105 Maki Lane, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-9643**. Nimrod Bernard Bryan Taylor, Petitioner *v.* Stuart J. Ryan, Acting Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9645**. Achim Joseph Marino, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Appeals of Texas, Third District, denied.

No. **04-9647**. Nehemiah Nash, Petitioner *v.* New York. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, Third Judicial Department, denied.

No. **04-9651**. Samuel Lee Wauls, Petitioner *v.* Michael Yarborough, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9653**. Benito A. Soria, Petitioner *v.* George J. Giurbino, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9691**. George V. Petersen, Petitioner *v.* Mary Berghuis, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-9708**. Lena Cumberbatch, Petitioner *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, First District, denied.

No. **04-9714**. Jose Ramon Mendoza-Gauna, Petitioner *v.* Federal Bureau of Prisons, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9721**. Robert A. Leslie, Petitioner *v.* Superior Court of California, San Francisco County. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied.

No. **04-9722**. Chievy Jones, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al. Petition for writ of cer-

tiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9736**. Kori L. Lake, Petitioner *v.* Washington. Petition for writ of certiorari to the Court of Appeals of Washington, Division 2, denied.

No. **04-9743**. Thomas Anthony DiBartolo, Petitioner *v.* Joseph Lehman, Secretary, Washington Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9759**. Michael Lee Strobe, aka Gordon E. Strobe, Petitioner *v.* David R. McKune, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-9779**. Elfrida Johnson, Petitioner *v.* Mike Ponder, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9784**. Marcelo Rodriguez, Petitioner *v.* Raymond Cunningham, Superintendent, Woodbourne Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-9804**. James Gibson, Petitioner *v.* Stephen D. Mote, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-9809**. Ian Deco Lightbourne, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **04-9843**. Timothy H. Johnson, Petitioner *v.* Jackie Crawford, Director, Nevada Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9853**. Floyd Williams, III, Petitioner *v.* Stuart J. Ryan, Acting Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9874**. Pauline Moody, Petitioner *v.* Delray Beach Police Department, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9875**. Michael Spooner, Petitioner *v.* Andrew Jackson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-9887**. Gregory L. Stephens, Petitioner *v.* Florida. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **04-9901**. Robert McDuffie, Jr., Petitioner *v.* Karen Neely, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9902**. Charles D. Webb, Petitioner *v.* John Cason, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-9950**. John Payne, Petitioner *v.* David DiGuglielmo, Superintendent, State Correctional Institution at Graterford, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-10013**. Keith Alan Hilderbrand, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-10034**. Guillermo Rocha, Petitioner *v.* Carlyle I. Holder, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-10038**. Kenny Eugene Smart, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-10039**. Ahmad Yapett Dixon, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-10044**. Jimmy Quinn, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-10048**. Mark H. Fleischer, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-10049**. Maurice Foster, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-10051**. Randy Bernard Thomas, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-10059**. Charles E. Stokes, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-10060**. Mitchell Smalls, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-10061**. Abraham Savage, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-10062**. Dennis R. Bell, Sr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-10067**. Earl C. Jones, Petitioner *v.* Pennsylvania. Petition for writ of certiorari to the Superior Court of Pennsylvania, Philadelphia Office, denied.

No. **04-10071**. Thomas Martin Sukup, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-10073**. Larry R. Bradley, Petitioner *v.* United States. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **04-10076**. Alvin Bernard Truesdale, Petitioner *v.* Joseph V. Smith, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-10078**. Erick D. Williams, Petitioner *v.* United States. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **04-10079**. Latchmie Toolasprashad, Petitioner *v.* C. J. DeRosa, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-10086**. Armando Marmol, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-10090**. Eriberto Melesio Briones, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-10092**. Sousana Ounousian, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-10102**. James Allen Ledford, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-10106**. Carl S. Romain, Jr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-10133**. Dennis Deon Smith, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-10135**. Khasan Dancy, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-10137**. Edward Martin Bass, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-10143**. John Jairo Gomez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-10145**. Cedric Howard, aka James Miles, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-10152**. Johnny Torres, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-10159**. Ernest Wilson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-10161**. Paul Benjamin Goist, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-10171**. Corey Jones, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-10174**. Clifford Bell, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-10175**. Turner Ashe, Jr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-10179**. Diogenes Palacios, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-10180**. Vernon Brown, Petitioner *v.* Larry Crawford, Director, Missouri Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-1020**. Media General, Inc., Petitioner *v.* Federal Communications Commission, et al.;

No. **04-1033**. National Association of Broadcasters, Petitioner *v.* Federal Communications Commission, et al.;

No. **04-1036**. Tribune Company, et al., Petitioners *v.* Federal Communications Commission, et al.;

No. **04-1045**. Newspaper Association of America, et al., Petitioners *v.* Federal Communications Commission, et al.;

No. **04-1168**. Federal Communications Commission and United States, Petitioners *v.* Prometheus Radio Project, et al.;

No. **04-1177**. Sinclair Broadcast Group, Inc., Petitioner *v.* Federal Communications Commission, et al. Petitions for writs of certiorari to the United States Court of Appeals for the Third Circuit denied. Justice Breyer took no part in the consideration or decision of these petitions.

No. **04-1342**. Jose Padilla, Petitioner *v.* C. T. Hanft, United States Navy Commander, Consolidated Naval Brig. Petition for a writ of certiorari before judgment to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-1367**. Kenia M. Cintron Parrilla, et vir, Petitioners *v.* Eli Lilly Industries, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied. Justice O'Connor took no part in the consideration or decision of this petition.

No. **04-1469**. Vinnie Chieco, Petitioner *v.* Willis & Geiger, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Justice Breyer took no part in the consideration or decision of this petition.

No. **04-9559**. Theodis Brown, Sr., Petitioner *v.* Kevin O'Keffe, et al. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit dismissed. See Rule 39.8.

No. **04-9612**. Larry Darnell Jones, Petitioner *v.* Thomas Birkett, Warden; and Larry Darnell Jones, Petitioner *v.* Thomas Birkett, Warden. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit dismissed. See Rule 39.8. As petitioner

has repeatedly abused this Court's process, the Clerk is directed not to accept any further petitions in noncriminal matters from petitioner unless the docketing fee required by Rule 38(a) is paid and petition submitted in compliance with Rule 33.1. See *Martin v. District of Columbia Court of Appeals*, 506 U. S. 1 (1992) (*per curiam*). Justice Stevens dissents. See *id.*, at 4, and cases cited therein.

No. **04-9906**. Todd Elliott Koger, Petitioner *v.* Kaplan, Inc., et al. Petition for writ of certiorari before judgment to the United States Court of Appeals for the Third Circuit denied.

HABEAS CORPUS DENIED

No. **04-10181**. In Re Robert John Serafin, Petitioner;
No. **04-10182**. In Re Daryl Wendell Sloan, Petitioner; and
No. **04-10251**. In Re Anthony Leon Greenhill, Petitioner. Petitions for writs of habeas corpus denied.

MANDAMUS DENIED

No. **04-9119**. In Re Amesheo D. Cannon, Petitioner;
No. **04-9621**. In Re Marzuq Al-Hakim, Petitioner; and
No. **04-9652**. In Re Danny Bell, Petitioner. Petitions for writs of mandamus denied.

REHEARINGS DENIED

No. **04-1079**. In Re Gary R. Wall, Petitioner;
No. **04-1091**. Christopher Nnamdi Amaechi, Petitioner *v.* University of Kentucky, College of Education, et al.;
No. **04-1101**. Daniel E. Zurla, Petitioner *v.* City of Daytona Beach, Florida, et al.;
No. **04-1204**. United States, ex rel. Dan Graves and Susan Newman, Petitioners *v.* ITT Educational Services, Inc., et al.; and United States, ex rel. James F. Bowman, Petitioner *v.* Education America, Inc., et al.;
No. **04-7698**. Randy Lee Guzek, Petitioner *v.* Oregon;
No. **04-8302**. Nawaz Ahmed, Petitioner *v.* Ohio;
No. **04-8417**. Thomas William Farr, Petitioner *v.* Tennessee;
No. **04-8475**. Michael A. Kelley, Jr., Petitioner *v.* Reginald A. Wilkinson, Director, Ohio Department of Rehabilitation and Correction, et al.;
No. **04-8511**. Charles A. Treece, Petitioner *v.* Orleans Parish City Government Judicial Branch, et al.;

No. **04-8778**. William S. Ellis, Jr., Petitioner *v.* Richard Emery, Trustee, et al.;

No. **04-8832**. Omar Yaphet Scott, Petitioner *v.* United States;

No. **04-8864**. James Widner, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections;

No. **04-8940**. In Re Florence Wilson Nzongola, Petitioner; and

No. **04-9257**. Vance Bowers, Petitioner *v.* United States. Petitions for rehearing denied.

RECESS ORDER

The Court will take a recess from Monday, June 13, 2005, until Monday, June 20, 2005.

ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
William M. Auslen	Carlsbad, CA	R. Michael Delagnes
Frank J. Bonini, Jr. Matthew Q. Callister	Bryn Mawr, PA Las Vegas, NV	Norman Mittman Stanley C. Hunterton
William David Connell	Menlo Park, CA	Donald Belton Ayer
Norman Taub Corenthal	New York, NY	Kristin M. Helmers
Carol S. Dittmar	Chippewa Falls, WI	Douglas M. Johnson
Patrick Henry Dwyer John F. A. Earley, III Anne Marie Finch	Washington, DC Valley Forge, PA Houston, TX	Jeffrey B. Maletta Kevin R. Casey John Kiley Edwards
Sean Goicoechea Paul Grosswald Heather G. Harlan Timothy R. Hyland	Kalispell, MT New York, NY Charleston, WV Phoenix, AZ	Gary M. Zadick Kenneth R. Pierce Robert J. Kiss William Maurice Demlong
Ryan Thomas Jackson	Oklahoma City, OK	Karen Hastie Williams
Kimberly Jean Johnson	Atlanta, GA	Ralp Irving Knowles, Jr.
Diane Elizabeth Keller	Baltimore, MD	Ann Norman Bosse

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Raymond Edward Kramer, III	West Palm Beach, FL	James Wallace Beasley, Jr.
Robert M. Mason	Dallas, TX	John Louis Sigalos
A. Douglas Matthews	Westport, MA	William E. Christie
Paul Michael Meredith	St. Augustine, FL	Olen W. Meredith
Carlos Morales	Dallas, TX	Edward Morris Slaughter
Christopher David Morris	Kalamazoo, MI	James B. Ford
James D. Petruzzi	Houston, TX	John Louis Sigalos
Alisa Alexandra Schiebler	Phoenix, AZ	W. Patrick Schiffer
Marc C. Singer	Newark, NJ	David M. Satz, Jr.
Sandra L. Stewart	Las Vegas, NV	Christopher Douglas Phipps
Christopher P. Sweeny	Kansas City, MO	David A. Hoffman
Stephen Mark Todd	Riverview, FL	Robert E. Brazel
John Essex Tucker	Hartford, CT	Steven R. Strom
Garry L. Walton	Kalamazoo, MI	Richard Alan Enslin

OPINIONS

No. **03-9659**. Thomas Joe Miller-El, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. On writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Judgment reversed, and case remanded to the United States Court of Appeals for the Fifth Circuit for entry of judgment for petitioner together with orders of appropriate relief. Opinion by Justice Souter. Concurring opinion by Justice Breyer. Dissenting opinion by Justice Thomas, with whom The Chief Justice and Justice Scalia join.

No. **04-603**. Grable & Sons Metal Products, Inc., Petitioner *v.* Darue Engineering & Manufacturing. On writ of certiorari to the United States Court of Appeals for the Sixth Circuit. Judgment affirmed. Opinion by Justice Souter. Concurring opinion by Justice Thomas.

No. **04-495**. Reginald A. Wilkinson, Director, Ohio Department of Rehabilitation and Correction, et al., Petitioners *v.* Charles E. Austin, et al. On writ of certiorari to the United States Court of Appeals for the Sixth Circuit. Judgment affirmed in part, reversed in part, and case

remanded to the United States Court of Appeals for the Sixth Circuit for further proceedings consistent with the opinion of this Court. Opinion by Justice Kennedy.

No. **03-1237**. Merck KGaA, Petitioner *v.* Integra Lifesciences I, Ltd., et al. On writ of certiorari to the United States Court of Appeals for the Federal Circuit. Judgment vacated, and case remanded to the United States Court of Appeals for the Federal Circuit for further proceedings consistent with the opinion of this Court. Opinion by Justice Scalia.

No. **04-637**. Margaret Bradshaw, Warden, Petitioner *v.* John David Stumpf. On writ of certiorari to the United States Court of Appeals for the Sixth Circuit. Judgment reversed in part, vacated in part, and case remanded to the United States Court of Appeals for the Sixth Circuit for further proceedings consistent with the opinion of this Court. Opinion by Justice O'Connor. Concurring opinion by Justice Souter, with whom Justice Ginsburg joins. Concurring opinion by Justice Thomas, with whom Justice Scalia joins.

No. **04-6964**. Jay Shawn Johnson, Petitioner *v.* California. On writ of certiorari to the Court of Appeal of California, First Appellate District. Judgment of the Supreme Court of California reversed, and case remanded for further proceedings not inconsistent with the opinion of this Court. Opinion by Justice Stevens. Concurring opinion by Justice Breyer. Dissenting opinion by Justice Thomas.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Michael Joseph Repak	Churchville, PA	Robert O. Baldi
Grace Michelle Deon	Doylestown, PA	Robert O. Baldi
Keila M. Gilbert	Doylestown, PA	Robert O. Baldi
Lynelle A. Gleason	Sellersville, PA	Robert O. Baldi
Kevin L. Hand	Newtown, PA	Robert O. Baldi
Edmund V. Ludwig	Philadelphia, PA	Robert O. Baldi
Jeffrey Stanley Nowak	Philadelphia, PA	Robert O. Baldi
Peter Lawrence Reiss	Solebury, PA	Robert O. Baldi
Marc I. Rickles	Newtown, PA	Robert O. Baldi
William E. Schaefer	Chalfont, PA	Robert O. Baldi
Michael T. Sellers	Newtown, PA	Robert O. Baldi
Carol A. Shelly	Doylestown, PA	Robert O. Baldi
Bonnie Donahey Stein	Yardley, PA	Robert O. Baldi
Karen Ann Ulmer	Langhorne, PA	Robert O. Baldi

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Corey D. Babington	Phoenix, AZ	Stephen Robert McAllister
Jacqueline D. DeWarr	Huntington Beach, CA	Stephen Robert McAllister
Sara L. Bloom	Washington, DC	Stephen Robert McAllister
Scott Bergstrom	Stafford, VA	Stephen Robert McAllister
Christina M. Dunn	Leawood, KS	Stephen Robert McAllister
Robert Martin Gerleman	Lawrence, KS	Stephen Robert McAllister
Scott Christie Gyllenborg	Leawood, KS	Stephen Robert McAllister
Gary W. Hart	Leawood, KS	Stephen Robert McAllister
Wendy Jacqueline Hills	Overland Park, KS	Stephen Robert McAllister
Evan Harper Ice	Lawrence, KS	Stephen Robert McAllister
Larry E. Keenan	Great Bend, KS	Stephen Robert McAllister
Matthew David Keenan	Kansas City, MO	Stephen Robert McAllister
Kristy A. Lambert	Prairie Village, KS	Stephen Robert McAllister
Robert Eugene Lastelic	Leawood, KS	Stephen Robert McAllister
Nicholas Patrick Mizell	Kansas City, MO	Stephen Robert McAllister
Stephen L. Parker	Kansas City, MO	Stephen Robert McAllister
David William Provance	Lenexa, KS	Stephen Robert McAllister
Dionne Michelle Scherff	Prairie Village, KS	Stephen Robert McAllister
Marie Parker Strahan	Lawrence, KS	Stephen Robert McAllister
John L. Vratil	Leawood, KS	Stephen Robert McAllister

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Terry J. Wall	Roeland Park, KS	Stephen Robert McAllister
David Padfield Woodbury	Prairie Village, KS	Stephen Robert McAllister
Jeffrey A. Kennard	Kansas City, KS	Stephen Robert McAllister
Jennifer Gottschalk Lepentis	Kansas City, MO	Stephen Robert McAllister
Madeleine Marie McDonough	Kansas City, MO	Stephen Robert McAllister
Lisa Marie Schultes	Kansas City, MO	Stephen Robert McAllister
Noreen Louise Connolly	Rochester, NY	Stephen Robert McAllister
Jenifer Lynne Dodd	New York, NY	Stephen Robert McAllister
James M. Andrews	Cherry Hill, NJ	Mark A. Kearney
Arthur Richard Braitman	Norristown, PA	Mark A. Kearney
John W. Bryant	Lansdale, PA	Mark A. Kearney
Carol A. Crisci	Fort Washington, PA	Mark A. Kearney
Ellen S. Fischer	Jenkintown, PA	Mark A. Kearney
Thomas C. Lowry	Plymouth Meeting, PA	Mark A. Kearney
Joseph I. McDevitt	West Conshohocken, PA	Mark A. Kearney
Brian J. McTear	Philadelphia, PA	Mark A. Kearney
Carolyn Rose Mirabile	Norristown, NJ	Mark A. Kearney
Robert F. Morris	Plymouth Meeting, PA	Mark A. Kearney
Vance G. Price	Lansdale, PA	Mark A. Kearney
Bonnie Raynes	Maple Glen, PA	Mark A. Kearney
Thomas P. Rogers	Norristown, PA	Mark A. Kearney
William A. Rubert	Wayne, PA	Mark A. Kearney
Jacqueline Gale Segal	Philadelphia, PA	Mark A. Kearney
Gerald L. Shoemaker, Jr.	Philadelphia, PA	Mark A. Kearney
Robert E. Slota, Jr.	Bryn Mawr, PA	Mark A. Kearney

MONDAY, JUNE 13, 2005

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<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Edward Young Hong	Washington, DC	Honorable Paul Clement, Solicitor General of the United States
Jonathan Marc Davidoff	New York, NY	Aaron R. Resnick
Timothy Frazer Brewer	Eugene, OR	Thomas F. Brewer
Meredith G. Miller	Washington, DC	Walker Bledsoe Smith
Samantha Diesenhouse	Washington, DC	Walker Bledsoe Smith
Randolph Leger Hill	Washington, DC	Walker Bledsoe Smith
John Eric Romano	West Palm Beach, FL	John Fletcher Romano
Todd Aaron Romano	West Palm Beach, FL	John Fletcher Romano
Maureen Martinez-Schwab	West Palm Beach, FL	John Fletcher Romano

Adjourned until Monday, June 20, 2005, at 10 o'clock.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

The Chief Justice said:

“Today’s orders of the Court have been duly entered and certified, and filed with the Clerk, and they will not be otherwise announced.”

CERTIORARI—SUMMARY DISPOSITIONS

No. **04–609**. John Washington Hightower, Petitioner *v.* Derrick Schofield, Warden. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *Miller-El v. Dretke*, 545 U. S. — (2005).

No. **04–1390**. United States, Petitioner *v.* Alvin Smith. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *Gonzales v. Raich*, 545 U. S. — (2005).

No. **04–6176**. Don Everett Allen, Petitioner *v.* California. On petition for writ of certiorari to the Court of Appeal of California, First Appellate District. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the Court of Appeal of California, First Appellate District, for further consideration in light of *Johnson v. California*, 545 U. S. — (2005).

No. **04–8323**. Agnes Holbrook, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–10091**. David Ray Teeple, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–10103**. Philip D. Jones, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Seventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–10127**. Edward J. Fox, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the First Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the First Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–10253**. Marshaun Thomas, 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Third Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

ORDERS IN PENDING CASES

No. **04M74**. Patrick I. Amadasun, Petitioner *v.* Columbia Pictures Industries, Inc., et al. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time under Rule 14.5 denied.

No. **04–721**. Mike Evans, Acting Warden, Petitioner *v.* Reginald Chavis. Motion of respondent for appointment of counsel granted. Peter K. Stris, Esquire, of Los Angeles, California, is appointed to serve as counsel for the petitioner in this case.

CERTIORARI GRANTED

No. **04–1264**. Buckeye Check Cashing, Inc., Petitioner *v.* John Cardagna, et al. Petition for a writ of certiorari to the Supreme Court of Florida granted.

No. **04-1329**. Illinois Tool Works Inc., et al., Petitioners *v.* Independent Ink, Inc. Motion of American Bar Association for leave to file a brief as *amicus curiae* granted. Motion of American Intellectual Property Law Association for leave to file a brief as *amicus curiae* granted. Motion of Pfizer Inc. for leave to file a brief as *amicus curiae* granted. Motion of Intellectual Property Owners Association for leave to file a brief as *amicus curiae* granted. Petition for a writ of certiorari to the United States Court of Appeals for the Federal Circuit granted.

CERTIORARI DENIED

No. **03-10031**. Jermaine English, Petitioner *v.* Alabama. Petition for writ of certiorari to the Court of Criminal Appeals of Alabama denied.

No. **03-10045**. Dwayne Coulter, Petitioner *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **03-10700**. John Paul Reynoso, Petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Fifth Appellate District, denied.

No. **04-293**. Honeywell International Inc., et al., Petitioners *v.* Hamilton Sundstrand Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-992**. D. T. B., a Minor Child, By His Next Friend, Daniel J. O'Callaghan, et al., Petitioners *v.* John J. Farmer, Jr., former Attorney General of New Jersey, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-1106**. Gene A. Folden, et al., Petitioners *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-1115**. Seattle Housing and Resource Effort, Petitioner *v.* John E. Potter, Postmaster General, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-1148**. Vladimir Rodriguez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-1213**. Construction Laborers Pension Trust for Southern California, Petitioner *v.* Eijinio Banuelos. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-1230**. Wright Electric, Inc., Petitioner *v.* Thomas A. Ouellette, et al. Petition for writ of certiorari to the Court of Appeals of Minnesota denied.

No. **04-1257**. Frances D. Kettenbach, Petitioner *v.* Rafaela Loraine Demoulas, Administratrix of the Estate of Evan G. Demoulas and Next Friend of Vanessa Evan Demoulas, et al. Petition for writ of certiorari to the Appeals Court of Massachusetts denied.

No. **04-1369**. James R. Eddings, Galt Medical Corporation, and Xen-tek Medical Inc., Petitioners *v.* Larry G. Junker. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-1374**. City of Hemet, California, et al., Petitioners *v.* Thomas Smith. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-1385**. Patrick T. Manion, Jr., Petitioner *v.* Stephen E. Nagin, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-1389**. Christopher D. Oxley, Petitioner *v.* Louisiana. Petition for writ of certiorari to the Court of Appeal of Louisiana, First Circuit, denied.

No. **04-1394**. John F. Bureau, Jr., Petitioner *v.* Syntegra (USA), Inc., et al. Petition for writ of certiorari to the Court of Appeals of Minnesota denied.

No. **04-1395**. Linda Ellis, Petitioner *v.* Liberty Life Assurance Company of Boston. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-1397**. Edward Gerber, Jesse Valadez, and Fred Lawrence, Petitioners *v.* Emmanuel Senyo Agyeman. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-1398**. Robbie Goodman, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **04-1400**. Federal Way School District, Petitioner *v.* M. L., a Minor, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-1416**. City of Cleveland, Ohio, Petitioner *v.* Robert Beck, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-1422**. Maria Del Rosario Jimenez Sanchez, Petitioner *v.* Alberto R. Gonzales, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-1443**. Guadalupe Madrid, Petitioner *v.* Alberto R. Gonzales, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-1444**. Regina G. Brewer, Petitioner *v.* Janet Schalansky, Secretary, Kansas Department of Social and Rehabilitation Services. Petition for writ of certiorari to the Supreme Court of Kansas denied.

No. **04-1446**. Barbara Hilchey Caruso, et vir, Petitioners *v.* George B. Morris, III. Petition for writ of certiorari to the Court of Appeal of Louisiana, Fourth Circuit, denied.

No. **04-1448**. Anthony Rogers, et al., Petitioners *v.* City of San Antonio, Texas. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-1454**. Mahmoud Cherif Bassiouni, Petitioner *v.* Central Intelligence Agency. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-1458**. Chicago Brand Industrial, Inc., Petitioner *v.* Mitutoyo Corporation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-1460**. James J. Hayes, Petitioner *v.* Genesis Health Ventures, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-1463**. Lynn Howard, Petitioner *v.* Department of the Army, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-1472**. John Stanton, Petitioner *v.* District of Columbia Court of Appeals. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **04-1483**. Dorothy B. Malis, Petitioner *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-1500**. Mary M. Hoff, Petitioner *v.* Office of Personnel Management. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-1533**. Alfred Trenkler, Petitioner *v.* United States District Court for the District of Massachusetts. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-1560**. Honeywell International Inc., Petitioner *v.* Interfaith Community Organization, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6903**. Emanuel DeLeon Fields, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Appeals of Texas, Fifth District, denied.

No. **04-6974**. Elvin Tomas Morales-De Jesus, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-7537**. Stanley Fitzpatrick, Petitioner *v.* Ohio. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **04-7843**. Charles Gregory Clark, Petitioner *v.* Alabama. Petition for writ of certiorari to the Court of Criminal Appeals of Alabama denied.

No. **04-7939**. Julian Rodriguez-Herrera, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-8117**. Stephen Charles Forde, Petitioner *v.* Dick Clark, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8606**. Gregory Philbert Trevor Tyson, Petitioner *v.* Allen Cooper, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-8664**. Randy Keith Colburn, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-8823**. James Caswell Jones, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-8969**. Rodney Gray, Petitioner *v.* Mississippi. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. **04-8991**. William Ray Hughes, Petitioner *v.* Mississippi. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. **04-9167**. William Wayne Kirchoff, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-9172**. Brandon P., a Juvenile, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9248**. Wilton Antonio Cerna-Salguero, aka Juan Antonio Reyes, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-9654**. Jose Quintana, Petitioner *v.* Derral G. Adams, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9658**. Ronald James Hamilton, Jr., Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **04-9664**. Mitchell Fields, Petitioner *v.* Jackie Crawford, Director, Nevada Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9679**. Peter L. Krassner, Petitioner *v.* Cathleen Carmen Mary Whiting. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-9680**. Gregory Hubert Wiebelhaus, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Appeals of Texas, Third District, denied.

No. **04-9682**. Carlton Walker, Petitioner *v.* Rhonda Covington. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. **04-9684**. Waddell Warren, Petitioner *v.* Louis Bruce, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-9686**. Johnny Lee Williams, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9693**. Ronald Lewis Szabo, Petitioner *v.* William Seabold, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-9696**. Abdul H. Ali, Petitioner *v.* Housing Authority of the City of Paterson. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-9706**. Robert Lee Smith, Petitioner *v.* Carl Eugene Akerlind. Petition for writ of certiorari to the Court of Appeals of Michigan denied.

No. **04-9709**. Andre V. Cole, Petitioner *v.* Missouri. Petition for writ of certiorari to the Supreme Court of Missouri denied.

No. **04-9711**. Milton Wuzael Mathis, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9716**. Kimberly M. Cloutier, Petitioner *v.* Costco Wholesale Corp. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-9718**. William T. Carless, Petitioner *v.* Mary Berghuis, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-9720**. Mitchell Shelby, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9723**. Rosalie T. Johnson, Petitioner *v.* Berkeley County Sheriff's Department and Detention Center. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9725**. Vernon Andre Moore, Petitioner *v.* Tom L. Carey, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9732**. Warner Ervin Batty, Jr., Petitioner *v.* Frank J. Tennis, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-9733**. John Richard Wood, Petitioner *v.* South Carolina. Petition for writ of certiorari to the Supreme Court of South Carolina denied.

No. **04-9734**. Dana L. Rose, Petitioner *v.* Kerry D. McMurray, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9735**. Kelvin Paul Wells, Sr., Petitioner *v.* 19th Judicial District Court of Louisiana, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9739**. Dana L. Rose, Petitioner *v.* Denise Asper, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9751**. Robert Lee Brown, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9755**. Gerald King, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9756**. John D. Jackson, Petitioner *v.* Mike Wilson, Superintendent, Mississippi State Penitentiary. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9758**. George Jones, Petitioner *v.* Robert Bitner, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-9766**. Jermaine Page, Petitioner *v.* New York. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, Second Judicial Department, denied.

No. **04-9793**. Mitchell Theophilus Garraway, Petitioner *v.* Federal Bureau of Prisons. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-9819**. Mila Irani Wangunhardjo, Petitioner *v.* Alberto R. Gonzales, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9829**. Timothy Walton Day, Petitioner *v.* Craig Farwell, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9858**. Patricia J. Curto, Petitioner *v.* Katherine Edmondson, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-9862**. Jerry Dewayne Anderson, Petitioner *v.* Tony Parker, Warden. Petition for writ of certiorari to the Court of Criminal Appeals of Tennessee, Western Division, denied.

No. **04-9905**. Wally L. West, Petitioner *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, Fifth District, denied.

No. **04-9908**. Jesus Mendoza Maldonado, Petitioner *v.* Alberto R. Gonzales, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9920**. Dorothy Helen Mead, Petitioner *v.* Oregon; Dorothy Helen Mead, Petitioner *v.* Rudolph M. Murgu, Judge, Circuit Court of Washington, Washington County, et al.; and Dorothy Helen Mead, Petitioner *v.* Thomas Kohl, Judge, Circuit Court of Washington, Washington County, et al. Petition for writ of certiorari to the Supreme Court of Oregon denied.

No. **04-9930**. Taki Williams, Petitioner *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **04-9945**. Willie Jamerson, Petitioner *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Fifth District, denied.

No. **04-9970**. Willie Hicks, Petitioner *v.* Ohio. Petition for writ of certiorari to the Court of Appeals of Ohio, Cuyahoga County, denied.

No. **04-10022**. Brian Miranda, Petitioner *v.* Blair J. Leibach, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-10055**. Ronald L. Brown, Petitioner *v.* Pennsylvania. Petition for writ of certiorari to the Superior Court of Pennsylvania, Pittsburgh Office, denied.

No. **04-10112**. Arthur Vesey, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-10113**. James William Berry, Sr., Petitioner *v.* Howard Painter, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-10185**. John Paul Betts, Petitioner *v.* California. Petition for writ of certiorari to the Supreme Court of California denied.

No. **04-10193**. Christopher St. John-Thompson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-10201**. Curtis Lee Watson, Petitioner *v.* United States. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **04-10204**. John Wilson, aka Green Eyed Donny, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-10205**. Ricky Lee Vance, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-10208**. Menachem Pri-Har, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-10211**. Paul Mathieson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-10212**. Nicholas Eric Turner, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-10213**. Jose Sanchez-Luna, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-10218**. James P. Hornaday, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-10219**. Carlos Enrique Garcia-Castillo, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-10220**. Ruben Ochoa Guzman, Petitioner *v.* Arizona. Petition for writ of certiorari to the Court of Appeals of Arizona, Division Two, denied.

No. **04-10222**. Derrick Gibson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-10228**. Lionel Cureaux, Sr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-10229**. John Joseph Deeb, Petitioner *v.* Linda Sanders, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-10230**. Kelly Edwards, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-10233**. Mario McDonald, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-10235**. Pedro Dominguez Lizano, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-10237**. Claudia Marina Gomez-Martinez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-10242**. Alex Huggins, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-10243**. Scott Tyree, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-10252**. Quincy Darnell Blue, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-10257**. Bernard Gibson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-10270**. John Gregory Lambros, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-10296**. Carl Brown and Carl Scruggs, Petitioners *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-1381**. Sprint Communications Company, L. P., et al., Petitioners *v.* Wayne Smith, et al. Motion of Association of American Railroads for leave to file a brief as *amicus curiae* granted. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-1461**. Joseph Raymond Hanas, Petitioner *v.* Michigan. Motion of American Jewish Congress for leave to file a brief as *amicus curiae* granted. Petition for writ of certiorari to the Circuit Court of Michigan, Genesee County, denied.

HABEAS CORPUS DENIED

No. **04-10294**. In Re Michael H. Bilderback, Petitioner; and

No. **04-10374**. In Re Beraldo Fonseca, Petitioner. Petitions for writs of habeas corpus denied.

MANDAMUS DENIED

No. **04-9730**. In Re Shelly Marie Simmons-Goff, Petitioner; and

No. **04-9744**. In Re Thomas H. Clay, Petitioner. Petitions for writs of mandamus denied.

REHEARINGS DENIED

No. **03-725**. David B. Pasquantino, Carl J. Pasquantino, and Arthur Hilts, Petitioners *v.* United States;

No. **03-9627**. John A. Pace, Petitioner *v.* David DiGuglielmo, Superintendent, State Correctional Institution at Graterford, et al.;

No. **04-902**. Jerry Murphy, Petitioner *v.* Metropolitan Transit Authority;

No. **04-1008**. Artrone Cheatham, aka Moochie, Petitioner *v.* United States;

No. **04-1163**. Randall G. Stephens, Petitioner *v.* Union Carbide Corporation, et al.;

No. **04-8578**. David R. Corbin, Petitioner *v.* Bladen County Child Support Agency, et al.;

No. **04-8787**. Jeffrey S. Blaney, Petitioner *v.* Gene M. Johnson, Director, Virginia Department of Corrections;

No. **04-8795**. William Riley, Petitioner *v.* Georgia;

No. **04-9186**. Robert Eak, Petitioner *v.* Neal K. Mechling, Sr., Superintendent, State Correctional Institution at Fayette; and

No. **04-9212**. David Franklin Cotney, Jr., Petitioner *v.* United States. Petitions for rehearing denied.

ATTORNEY DISCIPLINE

No. **D-2334**. In the Matter of Disbarment of Bradley Harold Lockenvitz. Disbarment order entered.

No. **D-2406**. In the Matter of Disbarment of John Michael Poole. Disbarment order entered.

No. **D-2407**. In the Matter of Disbarment of John Silvia, Jr. Disbarment order entered.

No. **D-2408**. In the Matter of Disbarment of William Howard Pippen. Disbarment order entered.

No. **D-2409**. In the Matter of Disbarment of Robert W. Rickard. Disbarment order entered.

No. **D-2410**. In the Matter of Disbarment of Rahman Olalekan Ashiru. Disbarment order entered.

No. **D-2411**. In the Matter of Disbarment of William S. Boyd, III. Disbarment order entered.

No. **D-2412**. In the Matter of Disbarment of Elliott D. Moorman. Disbarment order entered.

No. **D-2413**. In the Matter of Disbarment of Charles Steven Epstein. Disbarment order entered.

No. **D-2414**. In the Matter of Disbarment of Martin Stanley Tanner. Disbarment order entered.

No. **D-2415**. In the Matter of Disbarment of John P. Gross. Disbarment order entered.

No. **D-2416**. In the Matter of Disbarment of David Newton Buda. Disbarment order entered.

No. **D-2417**. In the Matter of Disbarment of Scott W. Spencer. Disbarment order entered.

No. **D-2419**. In the Matter of Disbarment of Paul M. Whitaker. Disbarment order entered.

RECESS ORDER

The Court will take a recess from Monday, June 20, 2005, until Thursday, June 23, 2005, at 10 o'clock.

ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Eva G. Abrams	Sacramento, CA	Terrie Lee Robinson
Scott Adam Ambrose	Scottsdale, AZ	Frank Verderame
Robert G. Berger	Highland, IN	John Richard Stanish
Scott Allen Max Chambers	Washington, DC	Judge Randall R. Rader
Ninucio Angelo Coviello	Newark, NJ	Judge Alfred M. Wolin
Neal Davis	Houston, TX	Dick DeGuerin
Rick D. DeBlasis	Cincinnati, OH	Donald M. Lerner
Michael Francis Devine	Fairfax, VA	Walter J. Devine
Jeffrey A. Diamond	San Francisco, CA	Linda Marie Nelson
Maidy Dunigan	Washington, DC	Patricia O'Brien Roth
Nathan Dane Eisenberg	Milwaukee, WI	Matthew Ruehl Robbins
Curtis W. Euler	Asheville, NC	Allan R. Tarleton
Christopher James Gadansky	Louisville, KY	A. Courtney Guild, Jr.
Curtis E. Gannon	Arlington, VA	Honorable Antonin Scalia, Associate Justice of the Supreme Court

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Gary F. Geisler	Decatur, IL	Stephen Herre Echsner
Steven Howard Glaser	Los Angeles, CA	Douglas Gordon Benedon
James Patrick Jeffry	Larchmont, NY	Stanley H. Lieberstein
Craig R. Jorgenson	Pocatello, ID	Luvern Charles Johnson, III
Paul Edward Kalil	Fort Lauderdale, FL	William McKinley Hennis, III
Caroline Eve Kelsey	Virginia Beach, VA	Sidney H. Kelsey
Mark Elliot Korn	New York, NY	Michael Eric Herz
Anthony Pasquel Lee	New York, NY	William Todd Hughey
Megan Grace Mathews	Atlanta, GA	Joseph Charles Chancey
C. William Michaels	Baltimore, MD	Harris James George
Karen Marie Anne Vettorel Noble	Phoenix, AZ	Anna Maria Unterberger
Park L. Priest	Bowling Green, KY	Michael A. Owsley
Andrew Ramos	Chicago, IL	Kenneth Edward Stewart
Cynthia M. Roselle	Cincinnati, OH	Donald M. Lerner
Pradip Kumar Sahu	Chicago, IL	Robert J. Anderson
Michael Gibbs Sheppard	Brentwood, TN	Perry Allan Craft
Deborah Krauss Snyder	Washington, DC	Gilbert Steven Rothenberg
James Michael Snyder	Richmond, VA	E. Lewis Kincer, Jr.
Michael Howard White	Los Angeles, CA	Burton J. Fishman
Richard Ernest Worsham	Little Rock, AR	Patrick J. Benca
Katherine A. Worthington	Leawood, KS	Joseph R. Colantuono

OPINIONS

No. **03-1230**. American Trucking Associations, Inc. and USF Holland, Inc., Petitioners *v.* Michigan Public Service Commission, et al. On writ of certiorari to the Court of Appeals of Michigan. Judgment affirmed. Opinion by Justice Breyer. Opinion by Justice Scalia, concurring in the judgment. Opinion by Justice Thomas, concurring in the judgment.

No. **03-1234**. Mid-Con Freight Systems, Inc., et al., Petitioners *v.* Michigan Public Service Commission, et al. On writ of certiorari to the Court of Appeals of Michigan. Judgment affirmed. Opinion by Justice Breyer. Dissenting opinion by Justice Kennedy, with whom The Chief Justice and Justice O'Connor join.

No. **04-169**. Graham County Soil & Water Conservation District, et al., Petitioners *v.* United States, ex rel. Karen T. Wilson. On writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Judgment reversed, and case remanded to the United States Court of Appeals for the Fourth Circuit for further proceedings consistent with the opinion of this Court. Opinion by Justice Thomas. Opinion by Justice Stevens, concurring in the judgment. Dissenting opinion by Justice Breyer, with whom Justice Ginsburg joins.

No. **04-5462**. Ronald Rompilla, Petitioner *v.* Jeffrey A. Beard, Secretary, Pennsylvania Department of Corrections. On writ of certiorari to the United States Court of Appeals for the Third Circuit. Judgment reversed, and Pennsylvania must either retry the case on penalty or stipulate to a life sentence. Opinion by Justice Souter. Concurring opinion by Justice O'Connor. Dissenting opinion by Justice Kennedy, with whom The Chief Justice, Justice Scalia, and Justice Thomas join.

No. **04-5286**. Michael Donald Dodd, Petitioner *v.* United States. On writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Judgment affirmed. Opinion by Justice O'Connor. Dissenting opinion by Justice Stevens, with whom Justice Souter, Justice Ginsburg, and Justice Breyer join as to Part II. Dissenting opinion by Justice Ginsburg, with whom Justice Breyer joins.

No. **04-340**. San Remo Hotel, L. P., et al., Petitioners *v.* City and County of San Francisco, California, et al. On writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Judgment affirmed. Opinion by Justice Stevens. Opinion by The Chief Justice, with whom Justice O'Connor, Justice Kennedy, and Justice Thomas join, concurring in the judgment.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Lori Ann Magee	Washington, DC	Cynthia June Rapp
Trent William Luckinbill	Washington, DC	Malcolm L. Stewart
Leonard D. Brooks, III	Alexander City, AL	John Leslie Nicholson
Kathy Argatha Harvey	Washington, DC	Shaun Andrew Maher
Jay Kenneth Wilk	Woodstock, VA	Roland Michael Lacson Santos
Bruce D. Abramson	Washington, DC	Peter Paul Weidenbruch, Jr.
Darrell D. Miller	Beverly Hills, CA	Peter Paul Weidenbruch, Jr.
Jennifer Lynn Pfeiffer	San Francisco, CA	Peter Paul Weidenbruch, Jr.
Mark Vincent Vlastic	Thousand Oaks, CA	Peter Paul Weidenbruch, Jr.
Brian A. Lema	Milford, CT	Peter Paul Weidenbruch, Jr.
Kathryn Kavanagh Baran	Washington, DC	Peter Paul Weidenbruch, Jr.
Mary Elizabeth Cisneros	Washington, DC	Peter Paul Weidenbruch, Jr.
Rachael-Anne Hammer	Washington, DC	Peter Paul Weidenbruch, Jr.
Herbert Lawrence Jackson	N. Springfield, VA	Peter Paul Weidenbruch, Jr.
Michael Eliot Kaufmann	Washington, DC	Peter Paul Weidenbruch, Jr.
Kristin Stirratt Mackert	Washington, DC	Peter Paul Weidenbruch, Jr.
Carla C. Mattix	Washington, DC	Peter Paul Weidenbruch, Jr.
Michelle Renee Mendelson	Washington, DC	Peter Paul Weidenbruch, Jr.
Francisco J. Orellana	Washington, DC	Peter Paul Weidenbruch, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Robert-John H. Sands	Washington, DC	Peter Paul Weidenbruch, Jr.
John Julian Vecchione	Washington, DC	Peter Paul Weidenbruch, Jr.
Jay Marshall Wolman	Washington, DC	Peter Paul Weidenbruch, Jr.
Mara Kim Youdelman	Washington, DC	Peter Paul Weidenbruch, Jr.
Tobey Marie Daluz	Wilmington, DE	Peter Paul Weidenbruch, Jr.
Odette Marie Bendeck	West Palm Beach, FL	Peter Paul Weidenbruch, Jr.
Christopher S. Polaszek	Boca Raton, FL	Peter Paul Weidenbruch, Jr.
Marilynne Nicole White	Washington, DC	Peter Paul Weidenbruch, Jr.
Molly McConville Weber	Washington, DC	Peter Paul Weidenbruch, Jr.
H. Edward Wynn	Lake Bluff, IL	Peter Paul Weidenbruch, Jr.
Nicole Sergent Biddle	Lexington, KY	Peter Paul Weidenbruch, Jr.
Aretha Jones Arrington	New York, NY	Peter Paul Weidenbruch, Jr.
Devon Anthony Brown	Mt. Rainier, MD	Peter Paul Weidenbruch, Jr.
Celeste Aurelia Campbell	Annapolis, MD	Peter Paul Weidenbruch, Jr.
Johnine Nicollette Clark	Bowie, MD	Peter Paul Weidenbruch, Jr.
Christopher T. Longmore	Great Mills, MD	Peter Paul Weidenbruch, Jr.
Sarah McCafferty	Baltimore, MD	Peter Paul Weidenbruch, Jr.
Elizabeth M. Walsh	Washington, DC	Peter Paul Weidenbruch, Jr.
Joann M. Wood	Lexington Park, MD	Peter Paul Weidenbruch, Jr.
Anthony Lawrence Romo	Cuervo, NM	Peter Paul Weidenbruch, Jr.

MONDAY, JUNE 20, 2005

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<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Elena D. Buonocore	New York, NY	Peter Paul Weidenbruch, Jr.
Evan Jeremy Charkes	New York, NY	Peter Paul Weidenbruch, Jr.
Thomas William Grant Collins	Washington, DC	Peter Paul Weidenbruch, Jr.
Elizabeth Donoghue	New York, NY	Peter Paul Weidenbruch, Jr.
Jennifer Feldsher	New York, NY	Peter Paul Weidenbruch, Jr.
Clara Elizabeth Henderson	New York, NY	Peter Paul Weidenbruch, Jr.
Minh-Duc Thi Le	Washington, DC	Peter Paul Weidenbruch, Jr.
Edward Frederick Hanover, III	Philadelphia, PA	Peter Paul Weidenbruch, Jr.
Ty Edwin Howard	West Chester, PA	Peter Paul Weidenbruch, Jr.
Cecilia Meighan	Dallas, PA	Peter Paul Weidenbruch, Jr.
Steven Bernard Nesmith	Philadelphia, PA	Peter Paul Weidenbruch, Jr.
William Torruellas	Washington, DC	Peter Paul Weidenbruch, Jr.
John William Heath, Jr.	West Memphis, AK	Peter Paul Weidenbruch, Jr.
Shawn M. Bates	Houston, TX	Peter Paul Weidenbruch, Jr.
William Dean Moeller	Tulsa, OK	Peter Paul Weidenbruch, Jr.
Erin Elaine Perales	Washington, DC	Peter Paul Weidenbruch, Jr.
Michael Philip Colaianni	Washington, DC	Peter Paul Weidenbruch, Jr.
Walter Jeffrey Dunn	Richmond, VA	Peter Paul Weidenbruch, Jr.
Nancy Anne Thoma	Washington, DC	Peter Paul Weidenbruch, Jr.

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MONDAY, JUNE 20, 2005

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Alan P. Baker	Martinez, CA	Elizabeth Roediger Rindskopf
Francis Bernard Dillon	Sacramento, CA	Elizabeth Roediger Rindskopf
Mathew Dale Evans	Sacramento, CA	Elizabeth Roediger Rindskopf
John Arthur Hudson	Monterey, CA	Elizabeth Roediger Rindskopf
James Stahl Joiner	Granite Bay, CA	Elizabeth Roediger Rindskopf
Eric George Masamori	Castro Valley, CA	Elizabeth Roediger Rindskopf
Diane Marie Matthews	Sacramento, CA	Elizabeth Roediger Rindskopf
Ivan M. Morales	New York, NY	Elizabeth Roediger Rindskopf
James Casey Spurling	Sacramento, CA	Elizabeth Roediger Rindskopf
Peter P. Vlautin, III	El Dorado Hills, CA	Elizabeth Roediger Rindskopf
Harry Edward White, III	Fresno, CA	Elizabeth Roediger Rindskopf
Heidi Diane Zuber	Fresno, CA	Elizabeth Roediger Rindskopf

Adjourned until Thursday, June 23, 2005, at 10 o'clock.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

ORDER IN PENDING CASE

No. **04A1060**. Cecil Davis, Superintendent, Indiana State Prison, Applicant *v.* Michael A. Lambert. Application to vacate the stay of execution of sentence of death entered by the United States Court of Appeals for the Seventh Circuit on June 17, 2005, presented to Justice Stevens and by him referred to the Court denied.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

OPINIONS

No. **03-10198**. Antonio Dwayne Halbert, Petitioner *v.* Michigan. On writ of certiorari to the Court of Appeals of Michigan. Judgment vacated, and case remanded to the Court of Appeals of Michigan for further proceedings not inconsistent with the opinion of this Court. Opinion by Justice Ginsburg. Dissenting opinion by Justice Thomas, with whom Justice Scalia joins, and with whom The Chief Justice joins as to all but Part III-B-3.

No. **04-563**. Deneice A. Mayle, Warden, Petitioner *v.* Jacoby Lee Felix. On writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Judgment reversed, and case remanded to the United States Court of Appeals for the Ninth Circuit for further proceedings consistent with the opinion of this Court. Opinion by Justice Ginsburg. Dissenting opinion by Justice Souter, with whom Justice Stevens joins.

No. **03-1566**. Francis A. Orff, et al., Petitioners *v.* United States, et al. On writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Judgment affirmed. Opinion by Justice Thomas.

No. **04-70**. Exxon Mobil Corporation, Petitioner *v.* Allapattah Services, Inc., et al. On writ of certiorari to the United States Court of Appeals for the Eleventh Circuit; and

No. **04-79**. Maria del Rosario Ortega, et al., Petitioners *v.* Star-Kist Foods, Inc. On writ of certiorari to the United States Court of Appeals for the First Circuit. Judgment of the United States Court of Appeals for the Eleventh Circuit affirmed. Judgment of the United States Court of Appeals for the First Circuit reversed, and case remanded to the United States Court of Appeals for the First Circuit for further proceedings consistent with the opinion of this Court. Opinion by Justice Kennedy. Dissenting opinion by Justice Stevens, with whom Justice Breyer joins. Dissenting opinion by Justice Ginsburg, with whom Justice Stevens, Justice O'Connor, and Justice Breyer join.

No. **04-6432**. Aurelio O. Gonzalez, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections. On writ of certiorari to

the United States Court of Appeals for the Eleventh Circuit. Judgment affirmed. Opinion by Justice Scalia. Concurring opinion by Justice Breyer. Dissenting opinion by Justice Stevens, with whom Justice Souter joins.

No. **04-108**. Susette Kelo, et al., Petitioners *v.* City of New London, Connecticut, et al. On writ of certiorari to the Supreme Court of Connecticut. Judgment affirmed. Opinion by Justice Stevens. Concurring opinion by Justice Kennedy. Dissenting opinion by Justice O'Connor, with whom The Chief Justice, Justice Scalia, and Justice Thomas join. Dissenting opinion by Justice Thomas.

Adjourned until Monday, June 27, 2005, at 10 o'clock.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

The Chief Justice said:

“Today’s orders of the Court have been duly entered and certified, and filed with the Clerk, and they will not be otherwise announced.”

CERTIORARI—SUMMARY DISPOSITIONS

No. **04–1532**. Rodney Rice, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–6530**. Allen Snyder, Petitioner *v.* Louisiana. On petition for writ of certiorari to the Supreme Court of Louisiana. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the Supreme Court of Louisiana for further consideration in light of *Miller-El v. Dretke*, 545 U. S. — (2005).

No. **04–9879**. Jeffrey Clayton Kandies, Petitioner *v.* Marvin Polk, Warden. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *Miller-El v. Dretke*, 545 U. S. — (2005).

No. **04–10245**. Ricardo Torres-Amador, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–10259**. William Henry Harrison, aka Wayne Green, Petitioner *v.* United States. 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

No. **04–10274**. Nick Anzoi Baussan, Petitioner *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Eleventh Circuit for further consideration in light of *United States v. Booker*, 543 U. S. — (2005).

ORDERS IN PENDING CASES

No. **04M75**. Charles Torns, Jr., Petitioner *v.* Mississippi, et al. Motion to direct the Clerk to file a petition for a writ of certiorari out-of-time denied.

No. **04M76**. Sonia Marie McMorris, Petitioner *v.* Carsey Werner, et al. Motion to direct the Clerk to file a petition for a writ of certiorari out-of-time denied.

No. **04M77**. Paul Smith, et ux., Petitioners *v.* Town of Mendon, New York, et al. Motion to direct the Clerk to file a petition for a writ of certiorari out-of-time denied.

No. **04–373**. Maryland, Petitioner *v.* Leeander Jerome Blake. Motion of Criminal Justice Legal Foundation for leave to file a brief as *amicus curiae* out-of-time granted.

No. **04–944**. Jenifer Arbaugh, Petitioner *v.* Y & H Corporation, dba The Moonlight Cafe. Motion of petitioner to dispense with printing the joint appendix granted.

No. **04–10351**. Michael Spielvogel, Petitioner *v.* United States. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner allowed until July 18, 2005, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

CERTIORARI GRANTED

No. **03–1559**. Bank of China, New York Branch, Petitioner *v.* NBM L.L.C., et al. Petition for a writ of certiorari to the United States Court of Appeals for the Second Circuit granted limited to the following Question: Did the Court of Appeals for the Second Circuit err when it

held that civil RICO plaintiffs alleging mail and wire fraud as predicate acts must establish “reasonable reliance” under 18 U. S. C. § 1964(c)?

No. **04-1131**. Terry L. Whitman, Petitioner *v.* Department of Transportation, et al. Petition for a writ of certiorari to the United States Court of Appeals for the Ninth Circuit granted.

No. **04-1360**. Booker T. Hudson, Jr., Petitioner *v.* Michigan. Petition for a writ of certiorari to the Court of Appeals of Michigan granted.

No. **04-1495**. Michael Hartman, Frank Kormann, Pierce McIntosh, Norman Robbins, and Robert Edwards, Petitioners *v.* William G. Moore, Jr. Petition for a writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit granted limited to Question 1 presented by the petition.

No. **04-805**. Texaco Inc., Petitioner *v.* Fouad N. Dagher, et al.; and

No. **04-814**. Shell Oil Company, Petitioner *v.* Fouad N. Dagher, et al. Motion of Washington Legal Foundation for leave to file a brief as *amicus curiae* granted. Motion of Visa U. S. A. Inc., et al., for leave to file a brief as *amici curiae* granted. Motion of Chamber of Commerce of the United States, et al., for leave to file a brief as *amici curiae* granted. Motion of Antitrust Scholars for leave to file a brief as *amici curiae* granted. 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.

CERTIORARI DENIED

No. **03-1202**. Hewlett-Packard Company Employee Benefits Organization Income Protection Plan, Petitioner *v.* Donald Jebian. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-31**. Homan McFarling, Petitioner *v.* Monsanto Company. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-165**. Comstock Resources, Inc., et al., Petitioners *v.* Don C. Kennard, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-983**. Joe Arpaio, Sheriff, Maricopa County, Arizona, Petitioner *v.* Jamie Demery, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-1252**. American Pelagic Fishing Company, L. P., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-1291**. El-Shifa Pharmaceutical Industries Company and Salah El Din Ahmed Mohammed Idris, Petitioners *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-1297**. Veranda Beach, LLC, Petitioner *v.* RLI Insurance Company. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-1314**. Randolph A. Olson, Petitioner *v.* Teamsters Local No. 70, 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. **04-1363**. United States, ex rel. Jack J. Grynberg, Petitioner *v.* Praxair, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-1372**. Seth E. Sicroff, Petitioner *v.* Stephen C. Jett. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-1419**. Darwin Cogger, et ux., Petitioners *v.* Becker County, Minnesota. Petition for writ of certiorari to the Supreme Court of Minnesota denied.

No. **04-1426**. Mary Catherine Baur, Petitioner *v.* Pennsylvania State Civil Service Commission (Department of Labor and Industry). Petition for writ of certiorari to the Commonwealth Court of Pennsylvania denied.

No. **04-1429**. Mark Weir, Petitioner *v.* Raymond W. Kelly, Commissioner, New York City Police Department. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, First Judicial Department, denied.

No. **04-1432**. S. James Brown, Joint Tenant Trustee, Petitioner *v.* Montgomery County, Pennsylvania, et al. Petition for writ of certiorari to the Commonwealth Court of Pennsylvania denied.

No. **04-1442**. Janet Pippins, Petitioner *v.* Tangipahoa Parish Council, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-1447**. Tamela Q. Simmons, Petitioner *v.* Nevada Landing Partnership, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-1451**. Curtis Kinnard, Petitioner *v.* Rutherford County Board of Education. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-1479**. Rex Fornaro, Petitioner *v.* William S. Gannon, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-1489**. Crystal May Strobel, Petitioner *v.* North Carolina. Petition for writ of certiorari to the Court of Appeals of North Carolina denied.

No. **04-1504**. Melvyn Carpenter, Petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, Division Three, denied.

No. **04-1505**. Marybeth Davis, Petitioner *v.* West Virginia. Petition for writ of certiorari to the Supreme Court of Appeals of West Virginia denied.

No. **04-1514**. WH-T.V. Broadcasting Corporation, Petitioner *v.* Zenith Electronics Corporation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-1516**. Steven Crotts, Petitioner *v.* Ohio. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **04-1531**. Vicki Steiner, Petitioner *v.* John E. Potter, Postmaster General. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-1537**. Dewey Earl Jernigan, Petitioner *v.* City of Tulsa, Oklahoma, ex rel. Ronald Palmer, Chief of Police, City of Tulsa, Oklahoma. Petition for writ of certiorari to the Court of Civil Appeals of Oklahoma, Fourth Division, denied.

No. **04-1545**. Terrell B. Johnson, Petitioner *v.* Louis S. Folino, Superintendent, State Correctional Institution at Greene, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-1546**. Mitchell Bosch, Petitioner *v.* City of Bismarck, North Dakota. Petition for writ of certiorari to the Supreme Court of North Dakota denied.

No. **04-1559**. Rates Technology Inc., Petitioner *v.* Nortel Networks Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-1562**. Anthony Henry Mango, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-1567**. Ronald Moskowitz, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-1570**. Mani Subramanian, Petitioner *v.* QAD Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-1584**. Cecil Ray Frye, Jr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-5659**. Leroy Fears, Petitioner *v.* Pennsylvania. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Western District, denied.

No. **04-5960**. Hiram Ash, Petitioner *v.* Trude Lee Ash, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8306**. Joseph Root, Petitioner *v.* Alice Payne, Superintendent, McNeil Island Corrections Center. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-8459**. John F. Currie, Petitioner *v.* Michael Corsini, Superintendent, Bay State Correctional Center, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-8762**. Michael Wayne Hall, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **04-8773**. Daniel Lewis Lee, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-8982**. Darnell Dyson, Petitioner *v.* United States. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **04-9098**. Anthony Gomes Lages, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9274**. Curtis Harris, Petitioner *v.* James Walsh, Superintendent, Sullivan Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-9282**. Angel Yuaes Rivera-Martinez, Petitioner *v.* Alberto R. Gonzales, Attorney General, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-9286**. Shay Dale Lackey, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9413**. John W. Peoples, Jr., Petitioner *v.* Donal Campbell, Commissioner, Alabama Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9745**. Leroy Nero, Jr., Petitioner *v.* Pat Hurley, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-9746**. Teodor Marian, Petitioner *v.* Superior Court of California, Ventura County. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **04-9762**. Andrew Cruz, Petitioner *v.* Robert J. Hernandez, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9768**. Kirk Marcicky, Petitioner *v.* Paul Renico, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-9770**. Reverend Beck, Petitioner *v.* Minnesota. Petition for writ of certiorari to the Court of Appeals of Minnesota denied.

No. **04-9772**. William Eugene Thompson, Petitioner *v.* Kentucky. Petition for writ of certiorari to the Supreme Court of Kentucky denied.

No. **04-9773**. Andrew R. Engram, Petitioner *v.* Arkansas. Petition for writ of certiorari to the Supreme Court of Arkansas denied.

No. **04-9778**. Ernest McKay, Petitioner *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Third District, denied.

No. **04-9785**. Thomas Sosa, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9788**. Tremain Lawrence Barker, Petitioner *v.* Roy Castro, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9790**. Dennis Leon Hill, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Divi-

sion. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9791**. Valerie Fields, Petitioner *v.* Southwest Airlines Company. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9792**. Paul Gray, Petitioner *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. **04-9794**. Robert C. Gesford, Jr., Petitioner *v.* Gene M. Johnson, Director, Virginia Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9796**. Delores K. Hardisty, Petitioner *v.* YMCA of Greater Seattle, et al. Petition for writ of certiorari to the Supreme Court of Washington denied.

No. **04-9798**. Alvaro Luna Hernandez, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9801**. George Junior Porter, Petitioner *v.* Idaho. Petition for writ of certiorari to the Supreme Court of Idaho denied.

No. **04-9802**. Michael Lou Garrett, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9805**. Gregory A. Figel, Petitioner *v.* Sandra Monroe, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-9806**. Michael Lou Garrett, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9808**. Floyd A. Mitleider, Petitioner *v.* James E. Hall, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9812**. Alfredrick Love, Petitioner *v.* Stuart J. Ryan, Acting Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9813**. Jaime G. Carranza, Petitioner *v.* A. W. Smith, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9820**. Rodney Turner, Petitioner *v.* Joseph McGrath, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9821**. Steven Wright, Petitioner *v.* Missouri. Petition for writ of certiorari to the Court of Appeals of Missouri, Eastern District, denied.

No. **04-9822**. Edward Lee Wilson, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9823**. Steven A. McMillen, Sr., Petitioner *v.* David Dormire, Superintendent, Missouri State Penitentiary. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-9824**. Thaddeus Michael Lockhart, Petitioner *v.* South Carolina, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9825**. Joseph Kevin Zorumski, Sr., Petitioner *v.* Daniel A. Braxton, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9826**. Carnell Draughn, Jr., Petitioner *v.* Gene M. Johnson, Director, Virginia Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-9830**. Rodney Eugene Starcher, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9832**. Jason Wayne Rose, Petitioner *v.* Brian Belleque, Superintendent, Oregon State Penitentiary. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9837**. Frank Sterling, Petitioner *v.* Calvin West, Superintendent, Elmira Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-9838**. Kenneth Johnson, Petitioner *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Fourth District, denied.

No. **04-9840**. Ana Maria Ortega, Petitioner *v.* California, et al. Petition for writ of certiorari to the Court of Appeal of California, Third Appellate District, denied.

No. **04-9841**. Rodney Steven Skinner, Petitioner *v.* Marvin K. Pettus, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-9847**. Phillip D. Denbow, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **04-9851**. Timothy Muldrow, Petitioner *v.* James Conway, Superintendent, Attica Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-9854**. Kenneth F. Leonard, Petitioner *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Third District, denied.

No. **04-9857**. David Daniel Lauer, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Appeals of Texas, Third District, denied.

No. **04-9859**. Lorenzo McCray, Petitioner *v.* Ken McKee, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-9860**. Alexander Morris, Petitioner *v.* Ken McKee, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-9863**. Germaine R. Ruddick, Petitioner *v.* United States District Court for the Middle District of Florida. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-9869**. Joseph E. Robinson, Petitioner *v.* Michigan. Petition for writ of certiorari to the Court of Appeals of Michigan denied.

No. **04-9870**. Ambrose A. Harris, Petitioner *v.* New Jersey. Petition for writ of certiorari to the Supreme Court of New Jersey denied.

No. **04-9871**. Thaddeus D. Daniel, Petitioner *v.* David Mills, Warden. Petition for writ of certiorari to the Court of Criminal Appeals of Tennessee, Western Division, denied.

No. **04-9876**. Benjamin Ellis Conrad, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-9883**. Tony Colida, Petitioner *v.* Sharp Electronics Corporation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Federal Circuit denied.

No. **04-9894**. Craig Paul Buchanan, Petitioner *v.* Michael Yarborough, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9914**. Steven Kenneth Staley, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **04-9940**. Kading Khotessouvan, Hung Van Le, Dang Tran, Vinh Tran Dao, II, and Sengchang Savath, Petitioners *v.* A. Neil Clark, Field Office Director, Seattle, Washington, Immigration and Customs Enforcement, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9948**. Steven Jon Purkerson, Petitioner *v.* Dora B. Schriro, Director, Arizona Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9978**. Matthew Blackert, Petitioner *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Second District, denied.

No. **04-9979**. John Henry Casey, Petitioner *v.* Robert Moore. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-9984**. Peggy Sue Saiz, Petitioner *v.* Joe Ortiz, Executive Director, Colorado Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-10003**. Charles Dean Hood, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **04-10007**. Qiang Huang, Petitioner *v.* George J. Giurbino, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-10037**. Kevin Lee Kirby, Petitioner *v.* Indiana. Petition for writ of certiorari to the Court of Appeals of Indiana, First District, denied.

No. **04-10065**. Timothy L. Carter, Petitioner *v.* Texas Department of Health, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-10097**. Howard Porter, Petitioner *v.* Annette Porter. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. **04-10105**. Edwin Madden, Petitioner *v.* Charles S. Hirsch, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-10108**. Donnie Ray Dumas, Petitioner *v.* Stephanie J. Dumolt, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-10123**. Gary Gene Farmer, Petitioner *v.* K. Mendoza Powers, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-10130**. Joseph Eugene Howard, Petitioner *v.* West Virginia. Petition for writ of certiorari to the Circuit Court of West Virginia, Pocahontas County, denied.

No. **04-10176**. Estanislao Ayngono, aka Juan Hernandez Moreta, Petitioner *v.* Jeffrey A. Beard, Secretary, Pennsylvania Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-10178**. Ramon Pineda Salgado, Petitioner *v.* Federal Correctional Institution at McKean, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-10188**. Theodore Miller, Petitioner *v.* Bill Hedrick, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-10200**. Joseph Stafford, Petitioner *v.* Gwen Brown, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-10227**. Cory Fluellen, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-10238**. Epimenio Ramirez-Gonzalez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-10262**. Luis Cristobal, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-10276**. Ainsworth Tulloch, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-10277**. Robert M. Shimek, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-10287**. Mohammed Abdul Majid, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-10292**. David Podlog, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-10293**. Bernard Barnett, Petitioner *v.* B. A. Bledsoe, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-10314**. Jimmie Larry, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-10322**. Mustafa Abdullah, Petitioner *v.* Bill Hedrick, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-10324**. Rafael Chavarry, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-10327**. Ronte Fallen, Petitioner *v.* United States. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **04-10328**. Joaquin Foy, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-10330**. Al Griffin, aka Francisco Griffin, Petitioner *v.* Pennsylvania. Petition for writ of certiorari to the Superior Court of Pennsylvania, Philadelphia Office, denied.

No. **04-10332**. Donald Michael Hutman, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-10333**. Reginald Marlin Ismel, aka New York Junior, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-10334**. Ivan Lenil Ware, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-10335**. Kevin Paul Woodruff, Petitioner *v.* Alberto R. Gonzales, Attorney General, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-10338**. Alfonzo Mason, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-10343**. Asher Adkins, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-10350**. Alexander M. Introcaso, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-10352**. Ronald Joseph Hamilton, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-10365**. Jesus Aguayo, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-10368**. Eugene Warfield, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-10371**. Francisco Antonio Burgos, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-10373**. Patrick Gustave, Petitioner *v.* Patricia Stansberry, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-10375**. Reginald Eugene Grimes, Sr., aka Jeffrey Greenwood, Petitioner *v.* Monica Wetzel, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-10377**. Kenny Montana Holton, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-10382**. Bruce Simmons, Petitioner *v.* Loren Grayer, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-10385**. Michael P. Tyler, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-10388**. Roberto Ortega-Ramirez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-10393**. Ricardo De Los Santos-Mora, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-10398**. James J. Kucera, Jr., Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-10399**. Jose Alfredo Jimenez-Muchaca, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **03-10777**. Althea M. Keup, Petitioner *v.* Wisconsin Department of Health and Family Services, et al. Motion of Heidi Senger, Personal Representative of the Estate of Althea Keup, for substitution as petitioner in place of Althea Keup, deceased, granted. Petition for writ of certiorari to the Supreme Court of Wisconsin denied.

No. **04-621**. Public Utility District No. 1 of Snohomish County, Petitioner *v.* Dynegy Power Marketing, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Justice Breyer took no part in the consideration or decision of this petition.

No. **04-994**. Lucent Technologies, Inc., Petitioner *v.* Aaron Felix, Sr., et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied. Justice O'Connor took no part in the consideration or decision of this petition.

No. **04-1196**. William H. Kelley, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections. Motion of Honorable J. Gibbons, 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 Eleventh Circuit denied.

No. **04-1430**. Albert Jackson, Petitioner *v.* Delaware River and Bay Authority. Motion of petitioner for leave to proceed as a seaman granted. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-1441**. George N. Patrick, Superintendent, State Correctional Institution at Houtzdale, et al., Petitioners *v.* Robert DeFoy. 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. **04-1499**. Florida, Petitioner *v.* Andrew Darryl Busby. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **04-1507**. Judith Miller, Petitioner *v.* United States; and

No. **04-1508**. Matthew Cooper and Time Inc., Petitioners *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied. Justice Breyer took no part in the consideration or decision of these petitions.

No. **04-9498**. Roy Willard Blankenship, Petitioner *v.* Fredrick Head, Warden. Petition for writ of certiorari to the Supreme Court of Georgia denied. Justice Breyer would grant the petition for writ of certiorari.

No. **04-9807**. Michael Lou Garrett, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit dismissed. See Rule 39.8.

No. **04-10255**. Clarence Wallace, Petitioner *v.* United States. Petition for writ of certiorari before judgment to the United States Court of Appeals for the Third Circuit denied.

No. **04-10387**. Okey Garry Okpala, Petitioner *v.* United States. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit dismissed. See Rule 39.8.

MANDAMUS DENIED

No. **04-1410**. In Re Paul R. Jones, Petitioner; and

No. **04-1413**. In Re Mostafa Reyad, Petitioner. Petitions for writs of mandamus denied.

REHEARINGS DENIED

No. **04-294**. John Fountain, aka Chick, Petitioner *v.* United States;

No. **04-8034**. Floyd D. Oster, Petitioner *v.* Mary Kelly Sutton, et al.;

No. **04-8477**. Leonardo T. Morales, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections;

No. **04-8651**. Raymond Arthur Price, Petitioner *v.* Larry Reid, Superintendent, Centennial Correctional Facility, et al.;

No. **04-8784**. John L. Morris, Petitioner *v.* Court of Appeals of North Carolina, et al.;

No. **04-8802**. Johnnie Lee Justice, Petitioner *v.* Gene M. Johnson, Director, Virginia Department of Corrections;

No. **04-8858**. Gregory Leon Young, Petitioner *v.* W. J. Sullivan, Warden;

No. **04-8910**. Richard Allen Appleby, Petitioner *v.* Diana Butler, Warden;

No. **04-8999**. Guy Ralph Perea, Petitioner *v.* George W. Bush, President of the United States, et al.; and Guy Ralph Perea, Petitioner *v.* George W. Bush, President of the United States, et al.;

No. **04-9041**. Nicholas Christakis, Petitioner *v.* Gerald McMahon;

No. **04-9144**. James Edward Parks, Petitioner *v.* United States; and

No. **04-9443**. Alber I. Said, et ux., Petitioners *v.* Commissioner of Internal Revenue. Petitions for rehearing denied.

No. **04-8498**. Jerry L. Cary, Petitioner *v.* Supreme Court of Virginia. 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>
Jennifer Ann Albert	Washington, DC	Scott L. Robertson
Michele Diane Alfieri	Smethport, PA	Deborah Willson Babcox
Jennifer Lynn Anderson	New Orleans, LA	H. Mark Adams
Vincent Paul Antaki	Cincinnati, OH	Roy Allan Hulme
Paula Graves Ardelean	Jackson, MS	John C. Henegan
Jay Douglas Befort	Topeka, KS	John Michael Hale
Kenneth Paul Bergquist	West Palm Beach, FL	Kenneth Winston Starr
Debra Riggs Bonamici	Chicago, IL	James P. Fleissner
Judith Flesher Boykin	Herndon, VA	Ronald Williams Stern
Brian M. Buroker	Washington, DC	Scott L. Robertson
Pamela S. Burt	Harrisville, MI	Irving M. Weiner
Bryan Austin Carey	Washington, DC	Austin Carey, Jr.
Kathleen M. Carmody	Buffalo, NY	Dennis James Bischof, Jr.
Eileen K. Cochran	Annapolis, MD	Merle Francis Maffei

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MONDAY, JUNE 27, 2005

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Cindy E. D'Agostino	Palm Beach Gardens, FL	Barbara Jean Scheffer
Rebekah Ellis D'Ambola	Dallas, TX	Lori Lynn Scialabba
Joseph J. Dougherty	Chadds Ford, PA	Michael Victor Naseef
Katharine Isabel Doyle	Boston, MA	John W. Giorgio
M. Reid Estes, Jr.	Nashville, TN	Thomas M. Donnell, Jr.
Judith A. Gaskell	Washington, DC	Honorable William H. Rehnquist, Chief Justice of the United States
Russell S. Gill	Biloxi, MS	Clare Sekul Hornsby
James C. Gocker	Rochester, NY	Henry L. Jesserer, III
David F. Gore	Nashville, TN	Thomas M. Donnell, Jr.
Aryn P. Harris	San Jose, CA	Winifred Botha
R. Brent Hatcher, Jr.	Gainesville, GA	Steven Philip Gilliam
Kevin W. Horan	Chicago, IL	Philip Joseph Rock
Toni M. Massaro	Tucson, AZ	Gabriel J. Chin
Steven Michael McCarthy	Oakland, CA	Jerome B. Falk, Jr.
Jeffrey Allen Needelman	San Francisco, CA	Gordon Stewart Brownell
James B. Permar	Largo, FL	Carol J. Young Wilson
George M. Reddin	Fort Morgan, CO	Leonard M. Campbell
Robert Vandiver Rodgers	Huntsville, AL	Lucien Tennent Lee, III
William Lee Saunders, Jr.	Washington, DC	Robert P. George
Cullen D. Seltzer	Richmond, VA	Stephanie Ploszay Karn
Andrew W. Swain	Indianapolis, IN	Gary Damon Secretst

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Clyde A. Thompson	Oakland, CA	Susan Heikkinen Handelman
Alfred Joseph Tirella	Tampa, FL	B. Anderson Mitcham
Rebecca Shaw Widen	Oakland, CA	Susan Heikkinen Handelman
Thomas Wade Young	Orlando, FL	Mary Kathleen Babcock

OPINIONS

No. **04-277**. National Cable & Telecommunications Association, et al., Petitioners *v.* Brand X Internet Services, et al.; and

No. **04-281**. Federal Communications Commission and United States, Petitioners *v.* Brand X Internet Services, et al. On writs of certiorari to the United States Court of Appeals for the Ninth Circuit. Judgment reversed, and cases remanded to the United States Court of Appeals for the Ninth Circuit for further proceedings consistent with the opinion of this Court. Opinion by Justice Thomas. Concurring opinion by Justice Stevens. Concurring opinion by Justice Breyer. Dissenting opinion by Justice Scalia, with whom Justice Souter and Justice Ginsburg join as to Part I.

No. **03-1693**. McCreary County, Kentucky, et al., Petitioners *v.* American Civil Liberties Union of Kentucky, et al. On writ of certiorari to the United States Court of Appeals for the Sixth Circuit. Judgment affirmed. Opinion by Justice Souter. Concurring opinion by Justice O'Connor. Dissenting opinion announced by Justice Scalia, with whom The Chief Justice, and Justice Thomas join, and with whom Justice Kennedy joins as to Parts II and III.

No. **04-480**. Metro-Goldwyn-Mayer Studios Inc., et al., Petitioners *v.* Grokster, Ltd., et al. On writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further proceedings consistent with the opinion of this Court. Opinion by Justice Souter. Concurring opinion by Justice Ginsburg, with whom The Chief Justice and Justice Kennedy join. Concurring opinion by Justice Breyer, with whom Justice Stevens and Justice O'Connor join.

No. **04-514**. Ricky Bell, Warden, Petitioner *v.* Gregory Thompson. On writ of certiorari to the United States Court of Appeals for the Sixth Circuit. Judgment reversed. Opinion by Justice Kennedy. Dis-

senting opinion announced by Justice Breyer, with whom Justice Stevens, Justice Souter, and Justice Ginsburg join.

No. **04–278**. *Town of Castle Rock, Colorado, Petitioner v. Jessica Gonzales, Individually and as Next Best Friend of Her Deceased Minor Children, Rebecca Gonzales, Katheryn Gonzales, and Leslie Gonzales*. On writ of certiorari to the United States Court of Appeals for the Tenth Circuit. Judgment reversed. Opinion by Justice Scalia. Concurring opinion by Justice Souter, with whom Justice Breyer joins. Dissenting opinion by Justice Stevens, with whom Justice Ginsburg joins.

No. **03–1500**. *Thomas Van Orden, Petitioner v. Rick Perry, in his Official Capacity as Governor of Texas and Chairman, State Preservation Board, et al.* On writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Judgment affirmed. The Chief Justice announced the judgment of the Court and delivered an opinion, in which Justice Scalia, Justice Kennedy, and Justice Thomas join. Concurring opinion by Justice Scalia. Concurring opinion by Justice Thomas. Opinion by Justice Breyer, concurring in the judgment. Dissenting opinion by Justice Stevens, with whom Justice Ginsburg joins. Dissenting opinion by Justice O'Connor. Dissenting opinion by Justice Souter, with whom Justice Stevens and Justice Ginsburg join.

The Chief Justice said:

“The Court has acted on all cases submitted for decision this Term. Disposition of items scheduled for Conference will be reflected on the Order List that will be released tomorrow. Accordingly, it is ordered that those cases remaining on the docket, but not ready for consideration are continued to the session of the Court beginning October 3rd.

“The Court will be in recess from today until the first Monday in October, 2005, at which time the October 2004 Term of the Court will be adjourned and the October 2005 Term of the Court will begin as provided by law.

“On behalf of the Court, I thank the Supreme Court employees for their outstanding work and their dedication to duty during this Term. Their work was made more difficult because of the building modernization work that is ongoing. Their work contributes significantly to the accomplishment of the Court’s mission.”

Adjourned until Monday, October 3, 2005, at 10 o'clock.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

CERTIORARI—SUMMARY DISPOSITIONS

No. **04-986**. Nancy Howton, Superintendent, Oregon State Correctional Institution, Petitioner *v.* Earl X. On petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *Mayle v. Felix*, 545 U. S. — (2005).

No. **04-1247**. Ricky Bell, Warden, Petitioner *v.* Abu-Ali Abdur'Rahman. On petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *Gonzalez v. Crosby*, 545 U. S. — (2005).

No. **04-6572**. Melody Harris, Petitioner *v.* Michigan. On petition for writ of certiorari to the Supreme Court of Michigan. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the Supreme Court of Michigan for further consideration in light of *Halbert v. Michigan*, 545 U. S. — (2005).

No. **04-7125**. Patrick Marvin Simmons, Petitioner *v.* Linda Metrish, 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 petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *Halbert v. Michigan*, 545 U. S. — (2005).

CERTIORARI GRANTED

No. **04-52**. Bertram Rice, Warden, et al., Petitioners *v.* Steven Martell Collins. 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 granted.

No. **04-1244**. Joseph Scheidler, et al., Petitioners *v.* National Organization for Women, Inc., et al.; and

No. **04-1352**. Operation Rescue, Petitioner *v.* National Organization for Women, 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.

No. **04-8990**. Paul Gregory House, Petitioner *v.* Ricky Bell, Warden. Motion of petitioner for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit granted.

CERTIORARI DENIED

No. **03-1629**. Kim's Auto & Truck Service, Inc., Petitioner *v.* City of Toledo, Ohio, et al. Petition for writ of certiorari to the Court of Appeals of Ohio, Lucas County, denied.

No. **03-1661**. Kenneth W. Johnson, et al., Petitioners *v.* Berry Baker, et al.; and

No. **04-65**. Adams County/Ohio Valley School Board, Petitioner *v.* Berry Baker, et al. Petitions for writs of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **03-1698**. Harlan County, Kentucky, et al., Petitioners *v.* American Civil Liberties Union of Kentucky, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-841**. James DeWeese, Judge, Court of Common Pleas, Richland County, Ohio, Petitioner *v.* American Civil Liberties Union of Ohio Foundation, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-924**. LaFarge Corporation, Petitioner *v.* Julie Olden, Richard Hunter, and Wilbur Bleau, Individually and on Behalf of All Others Similarly Situated. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-1052**. Town of Great Falls, South Carolina, et al., Petitioners *v.* Darla Kaye Wynne. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-7365**. Wilfredo Belardo, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-8861**. William Robert Wright, Petitioner *v.* Billy Mitchem, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

TUESDAY, JUNE 28, 2005

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No. **04-9204**. Naftali Rivera, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

ORDER IN PENDING CASE

No. **05-5044 (05A7)**. Robin McKennel Lovitt, Petitioner *v.* William True, Warden. Application for stay of execution of sentence of death presented to The Chief Justice and by him referred to the Court granted pending the disposition of the petition for writ of certiorari. Should the petition for writ of certiorari be denied, this stay shall terminate automatically. In the event the petition for writ of certiorari is granted, the stay shall terminate upon the sending down of the judgment of this Court.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

CERTIORARI DENIED

No. **05-5242 (05A46)**. Robert D. Conklin, Petitioner *v.* William Terry, Warden. Application for stay of execution of sentence of death presented to Justice Kennedy and by him referred to the Court denied. Petition for writ of certiorari to the Supreme Court of Georgia denied. Justice Scalia took no part in the consideration or decision of this application and this petition.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

ORDER IN PENDING CASE

No. **05A60**. Sharieff Sallahdin, aka Michael Pennington, Applicant *v.* Oklahoma. Application for stay of execution of sentence of death presented to Justice Breyer and by him referred to the Court denied.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

CERTIORARI DENIED

No. **05-5197 (05A38)**. Justin Michael Wolfe, Petitioner *v.* William Page True, Warden. Application for stay of execution of sentence of death presented to The Chief Justice and by him referred to the Court denied. Petition for writ of certiorari to the Supreme Court of Virginia denied.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

CERTIORARI DENIED

No. **05-5522 (05A101)**. David Martinez, Petitioner *v.* Texas. Application for stay of execution of sentence of death presented to Justice Scalia and by him referred to the Court denied. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied. Justice O'Connor took no part in the consideration or decision of this application and this petition.

HABEAS CORPUS DENIED

No. **05-5527 (05A102)**. In Re David Martinez, Petitioner. Application for stay of execution of sentence of death presented to Justice Scalia and by him referred to the Court denied. Petition for writ of habeas corpus denied. Justice O'Connor took no part in the consideration or decision of this application and this petition.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

REHEARINGS DENIED

No. **04-922**. National Wrestling Coaches Association, et al., Petitioners *v.* Department of Education;

No. **04-1038**. Rajinder Singh, aka Satinger Singh, Petitioner *v.* Alberto R. Gonzales, Attorney General;

No. **04-1076**. Janet Marie Deyerberg, Petitioner *v.* Bob Woodward, et al.;

No. **04-1151**. Roy Pitts, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al.;

No. **04-1180**. Leo Roger Dugas, Petitioner *v.* Claron Corp.;

No. **04-1194**. Clarence Harley, Petitioner *v.* Robert Adler, et al.;

No. **04-1202**. United States, ex rel. Ann Gay and Jayne McCabe, Petitioners *v.* Lincoln Technical Institute, Inc.;

No. **04-1205**. James J. Clancy, Petitioner *v.* AT&T Corp.; and James J. Clancy, Petitioner *v.* Comcast Corporation, et al.;

No. **04-1210**. Gregory Wade Hembree, Petitioner *v.* United States;

No. **04-1211**. Hilda Leah Floyd, Petitioner *v.* Maryland;

No. **04-1306**. Elizabeth Mollinger-Wilson, et vir, Petitioners *v.* The Quizno's Franchise Company;

No. **04-1337**. Douglas N. Pearson, Petitioner *v.* United States;

No. **04-1357**. Timothy Gibler, Petitioner *v.* Jo Anne B. Barnhart, Commissioner of Social Security; and Timothy Gibler, Petitioner *v.* Jo Anne B. Barnhart, Commissioner of Social Security;

No. **04-6120**. Sylvester Pearl, Petitioner *v.* John Cason, Warden;

No. **04-7058**. Thomas J. Paul, Jr., Petitioner *v.* Denise Fox, et al.;

No. **04-7514**. Brian A. Davis, Carlos Cleveland, Philip Davis, and Antwan Woods, Petitioners *v.* United States Congress;

No. **04-7694**. June M. Caruso, Petitioner *v.* Trustee of St. Jude Children's Research Hospital, et al.;

No. **04-8018**. Richard D. Clay, Petitioner *v.* Don Roper, Superintendent, Potosi Correctional Center;

No. **04-8230**. Chiedu John Obi, Petitioner *v.* Texas; and Chiedu John Obi, Petitioner *v.* Texas;

No. **04-8310**. Jose Juan Ramirez-Robles, Petitioner *v.* United States;

- No. **04-8415**. Jose Fremonde, Petitioner *v.* City of New York, New York, et al.;
- No. **04-8608**. Kevin W. Gentry, Petitioner *v.* D. K. Butler, Warden;
- No. **04-8734**. Larry Edward Hendricks, Petitioner *v.* Colie Rushton, Warden, et al.;
- No. **04-8801**. Michael F. Jackson, Petitioner *v.* City of Sikeston Police Department;
- No. **04-8804**. Zdzislaw B. Kwiatkowski, Petitioner *v.* J.P. Morgan Chase & Co.;
- No. **04-8843**. Alfredo Sancho, Petitioner *v.* Kathy Ramirez, et al.;
- No. **04-8848**. Joe Angel Duarte, Petitioner *v.* Patrick Snedeker, Warden;
- No. **04-8859**. Roman Pete Wansing, Petitioner *v.* D. Smelser, Warden, et al.;
- No. **04-8886**. Juanita Washington, Petitioner *v.* American Drug Stores, Inc.;
- No. **04-8897**. Janet Lamar-Hogan, Petitioner *v.* Georgia Department of Labor;
- No. **04-8936**. Jeffrey Glen Walls, Petitioner *v.* Security Enforcement Bureau of New York, Inc., et al.;
- No. **04-8948**. Sheila M. Eyajan, Petitioner *v.* Carolyn E. Smith, et al.;
- No. **04-8951**. Derek D. Smith, Petitioner *v.* Virginia;
- No. **04-8953**. Michael R. Ray, Petitioner *v.* New Jersey;
- No. **04-8977**. Michael Lynn Waters, Petitioner *v.* Teresa A. Schwartz, Warden;
- No. **04-8989**. Chandan S. Vora, Petitioner *v.* Strassburger, McKenna, Messer, Shilobod and Gutnick;
- No. **04-9017**. Jeremy Randall Thomas, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division;
- No. **04-9023**. Eglon Bascom, Petitioner *v.* Ethan Fried, et al.;
- No. **04-9030**. Joe Mendoza, Petitioner *v.* John G. Lane, et al.;
- No. **04-9053**. John R. Hicks, Petitioner *v.* Terry Collins, Warden;
- No. **04-9180**. Tyrone K. Woods, Petitioner *v.* Paul Renico, Warden;
- No. **04-9207**. Claude Rowe, Petitioner *v.* Robert Half International, Inc., et al.;
- No. **04-9221**. Danny R. Dunlap, Petitioner *v.* Diane Marie Hathaway, Judge, Circuit Court of Michigan, 3rd Circuit;
- No. **04-9289**. Ronald T. Masko, Petitioner *v.* United States;
- No. **04-9290**. Sammy Davis King, Jr., Petitioner *v.* Patsy Thomas, Warden;

- No. **04-9323**. Nathaniel H. Jones, Petitioner *v.* Dudley Saleeby, et al.;
- No. **04-9337**. Gary Sterling, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division;
- No. **04-9347**. Vaclav Plch, Petitioner *v.* Jane E. Coplan, Warden;
- No. **04-9360**. Sarah B. Allen, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections, et al.;
- No. **04-9376**. Kenneth Marcel Wingate, Jr., Petitioner *v.* United States;
- No. **04-9378**. Kelly D. Warfield, Petitioner *v.* South Dakota;
- No. **04-9400**. Ricardo Jalomo Lopez, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division;
- No. **04-9452**. Jewel L. Ballentine, Petitioner *v.* Illinois State Police;
- No. **04-9457**. John Henry Allen, Petitioner *v.* Deborah Maxwell-Hodges, et al.;
- No. **04-9471**. James Bunch, Petitioner *v.* Richard L. Stalder, Secretary, Louisiana Department of Public Safety and Corrections;
- No. **04-9499**. Christina Athanasiades, Petitioner *v.* Harlan Edelman;
- No. **04-9511**. Miroslava Hohmann, Petitioner *v.* Richard Wood, dba Wood Oberholtzer;
- No. **04-9523**. Arthur Porter, Petitioner *v.* Michigan Parole Board, et al.;
- No. **04-9565**. Princeton Hummingway, aka Arthur Goldenstein, Petitioner *v.* United States;
- No. **04-9636**. Allen S. Stratton, Petitioner *v.* United States;
- No. **04-9662**. Patricia Evans and Authurine Brisbon, Petitioners *v.* Department of Housing and Urban Development, et al.;
- No. **04-9670**. Donald Albin Blom, Petitioner *v.* United States;
- No. **04-9715**. In Re Alfonso Pedraza, Petitioner;
- No. **04-9849**. In Re Dennis E. Williams, Petitioner;
- No. **04-9861**. Catalin Livio Buculei, Petitioner *v.* United States; and
- No. **04-9874**. Pauline Moody, Petitioner *v.* Delray Beach Police Department, et al. Petitions for rehearing denied.
- No. **03-10812**. Lamar Antwaun Williams, Petitioner *v.* United States. Motion for leave to file a petition for rehearing denied.
- No. **04-8544**. Frank Salmeron Walker, Petitioner *v.* Jo Anne B. Barnhart, Commissioner of Social Security, et al. Motion for leave to file a petition for rehearing denied.
- No. **04-9497**. Alexander Volis, Petitioner *v.* United States. 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>
Robert A. Ackermann	Plano, TX	Julia Wommack Mann
Shawn Michael Acton	Cleveland, OH	Michael Vincent Kelley
Dale Allen	Valparaiso, IN	Ronald P. Kuker
Alison Daly Alpert	San Diego, CA	Arlene Prater
John S. Arrowood	Charlotte, NC	Mark Timothy Calloway
Jeffrey Scott Baird	Whittier, CA	Edward L. Miller
Charles Henry Bartlett, Jr.	Cincinnati, OH	Roger Coolidge Stridsberg
Susan M. Bazis	Omaha, NE	David R. Stickman
Jason L. Beckerman	New York, NY	Richard Jordan Hoffman
Steven L. Beiley	Coral Gables, FL	Neale J. Poller
Patricia Van Ausdall Bell	Little Rock, AR	Lori L. Freno-Engman
Jeffrey T. Bennett	Indianapolis, IN	Karl Losse Mulvaney
Patrick T. Bergin	Gulfport, MS	Walter Scott Welch, III
Brett D. Boone	Fort Worth, TX	Danny Duane Burns
Jeffrey L. Braff	Philadelphia, PA	Jeffrey Ivan Pasek
L. Andrew Brehm	Chicago, IL	Ralph Everett Brown
David Allen Brener	Fort Myers, FL	Bennett H. Brummer
Eric Charles Brousaides	Columbia, MD	Judith S. Bresler
Robert J. Burke, Jr.	Bainbridge Island, WA	John E. Casperson
Edward Grantland Burns	Greenville, SC	James Covington Parham, Jr.
Roger De Jesus Cabrera	Miami, FL	David Bill Rothman
Troy Douglas Cahill	Alexandria, VA	Christopher William Vasil
Cynthia Louise Camp	Denver, CO	Kathleen A. Lord
Christopher Craig Casper	Tampa, FL	John A. Yanchunís

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Daniel Louis Cevallos	Philadelphia, PA	Ryan Blaine Bennett
Daniel W. Coffey	Albany, NY	Michael J. Smith
Hamish S. Cohen	Indianapolis, IN	Karl Losse Mulvaney
Peter C. Connor	Los Angeles, CA	Gregory Arnold Loken
H. Wayne Cooper	Tulsa, OK	William C. Anderson
Janine Cox	Lawrence, KS	Rebecca Ellen Woodman
Christopher Peter Cullen	Scranton, PA	Carl A. Solano
Leigh Otsuka Curran	Los Angeles, CA	Robert A. Schroeder
Lance Edward Curtright	San Antonio, TX	Brendan Eugene Gill
Alan Saul Dalinka	Chicago, IL	Monica L. Thompson
Jeffrey Jacob De La Rosa	Elkhorn, WI	Dean Arthur Strang
Louis J. De Mille, Jr.	Trenton, NJ	Brian M. Brodowski
Edward J. DeAngelo	Brookline, MA	Tina Schneider
William Roy DeFriend	Groesbeck, TX	Herbert S. Bristow
Arabella Rita Demeterio	Cebu City, Philippines	Michael Hagedorn
Simon Patrick Dray	Miami, FL	David Bill Rothman
Frances Pierson Dwornik	Fairfax, VA	Hope Beth Eastman
John Milton Eckhardt	Denver, CO	Stan M. Sharoff
Neal Frederick Eggeson, Jr.	Indianapolis, IN	William Leigh Wilson
Ingrid Maria Evans	San Francisco, CA	Randy E. Riddle
Amy Jo Everhart	Nashville, TN	Jay Scott Bowen
Phillip B. Farris	Batesville, AR	Judge John Norman Harkey

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Mark Anthony John Fassold	San Antonio, TX	Charles L. Smith
Shelly R. Fears	Frankfort, KY	Donna L. Boyce
Neil Martin Fox	Seattle, WA	Lenell Rae Nussbaum
Scott Edward Frazier	Baton Rouge, LA	Roy Maughan, Sr.
Cynthia L. Garber	Newport Beach, CA	Daniel M. Hodes
Barbara A. Gaughan	Baltimore, MD	Mark Thomas Hackman
Marjorie B. Gell	Southfield, MI	Robert Edwin Forrest
Ivy R. Ginsberg	Miami, FL	Benedict P. Kuehne
Frederick J. Goetz	Minneapolis, MN	Mary Margaret Mateer
Nicole Elizabeth Granquist	Sacramento, CA	Melissa Anne Thorme
Allison Kay Grant	Boca Raton, FL	William John Cornwell
Christopher Neil Gray	New York, NY	James N. Benedict
Douglas Gross	New York, NY	Arthur M. Michaelson
James William Haldin	Charlotte, NC	William Kent Van Allen
Marianne Halicks	Paducah, KY	Richard Cornelius Roberts
Robert A. Harris	Columbus, OH	George Ross Bridgman, Jr.
Sandra Benischek Harrison	Oklahoma City, OK	John Frederick Fischer, II
R. Jonathan Hart	Savannah, GA	Emily Elizabeth Garrard
Craig David Hedric	Hamilton, OH	Robert N. Piper, II
Matthew V. Herron	San Diego, CA	William F. Sullivan
Kevin Scott Hillman	Waynesville, MO	Vincent DePaul Zahnle
Tamara Ann Hoffbuhr	Denver, CO	John Shafroth Lutz

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Mary Carla Hollis	Raleigh, NC	Clarence Joe DelForge, III
Virginia Whitner Hoptman	Vienna, VA	James Steward Kurz
Horace Frazier Hunter	Richmond, VA	David Preston Baugh
Thomas Elliot Morse Hutton	Alexandria, VA	Julie Underwood
William Pickney Irwin, V Bruce Jacobs	Richmond, VA Coconut Grove, FL	Cary B. Bowen Neale J. Poller
Cynthia Noles Johnson Sarah Ellen Johnson	Cohutta, GA Topeka, KS	Todd M. Johnson Randall Lee Hodgkinson
Stephen Boen Jones	Washington, DC	Samuel H. Heldman
William P. Joyce	Butte, MT	John Thomas Johnston
Franklin D. Julian, Jr.	South Bend, IN	Charles A. Sweeney, Jr.
William John Karges, III	Detroit, MI	Roger James McClow
Krista L. Kester Scott Robert Kipnis	Lincoln, NE New York, NY	Kerry Lee Kester Arthur M. Michaelson
Dean T. Kirby, Jr.	San Diego, CA	John Howard Tannenber
James R. Lancaster, Jr. Karen Freeman Landers Erik D. Lindauer	Lansing, MI San Diego, CA New York, NY	William J. Danhof Arlene Prater Michael Martin Wiseman
Phillip James Lindsay	San Diego, CA	Michael J. Kelleher
Laura E. B. Lombardi Kevin P. Mahoney Sean Mahoney	Concord, NH Spokane, WA Falmouth, ME	Daniel J. Mullen Peter S. Schweda Suzanne Elaine Meeker
Michael Myles Markman Jerry L. Marks	Menlo Park, CA Los Angeles, CA	George R. Ruditz Darryl Snider

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Gary S. Mayerson	New York, NY	James Edward d'Auguste
Charissa Lyn Mayes	St. Charles, MO	Joann Mary Leykam
John Joseph McDonough, III	New York, NY	Richard Jordan Hoffman
William Robert McMillan	Monroeville, AL	George Karl Elbrecht
Kevin Thomas McMurry	Atlanta, GA	George M. Weaver
Keith William Medansky	Chicago, IL	Stanley J. Adelman
Pedro J. Mercado	Key West, FL	John Richard Collins
Duane R. Miyashiro	Honolulu, HI	James L. Starshak
Erin Beth Moore	Dayton, OH	Jane Michele Lynch
Lance E. Mueller	Appleton, WI	Harvey G. Samson
Tara Mulay	San Francisco, CA	Kathy Merickel Chavez
Sarah Louise Nagy	Indianapolis, IN	Jessie A. Cook
James E. Neuman	New York, NY	Richard Elliot Mischel
Tyler G. Newby	San Francisco, CA	Laurence F. Pulgram
Melissa Brooks Nicholson	Sioux Falls, SD	Thomas J. Nicholson
Donald Charles Oldaker	Bakersfield, CA	Robert Douglas Woods
Ava Katherina Ortner	Troy, MI	Michael H. Whiting
James Sun Park	Phoenix, AZ	Michael Terribile
John P. Passarelli	Omaha, NE	Robert A. Schroeder
Richard Eric Patterson	Leeds, AL	John A. Lentine
Rodney M. Patterson	Forth Worth, TX	Donald K. Buckman
Douglas J. Pepe	New York, NY	Gregory P. Joseph
Charles Edward Phipps	Dallas, TX	Roy William Hardin

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Susan Sullivan Pithey	Los Angeles, CA	Karen Lee Bissonnette
Julian Wing-Kai Poon	Los Angeles, CA	Theodore B. Olson
Krista Green Pratt	Boston, MA	Lynn A. Kappelman
David Louis Prince	Los Angeles, CA	Rory M. Hernandez
Michael John Reck	Costa Mesa, CA	Neil Howard Cogan
Kimberly Vanover Riley	Cincinnati, OH	Elizabeth A. McCord
Daniel E. Robbins	Encino, CA	Simon Barsky
Tamara Lin Rudow	Trenton, NJ	Victoria L. Kuhn
Amar D. Sarwal	Washington, DC	Michael S. Fried
Mark T. Schoenhofer	Wichita, KS	Debra Sue Byrd
Michael F. Schultze	Charlotte, NC	Edwin Osborne Ayscue, Jr.
James Corey Schwartz	New York, NY	Susan M. Karten
Jonathan David Schwartz	Miami, FL	Jonathan Marc Davidoff
W. Michael Scott	Houston, TX	Diane M. Guariglia
Jason Immanuel Ser	San Diego, CA	Shereen J. Charlick
Kerry A. Shad	Raleigh, NC	James D. Blount, Jr.
Paul William Shagen	Sault Ste. Marie, MI	Robert Edwin Forrest
Brian Joseph Shelton	Houston, TX	T. Brooke Farnsworth
Robert Blake Shillinger, Jr.	Key West, FL	John Richard Collins
Charles D. Siegal	Los Angeles, CA	Bradley S. Phillips
Jodi Siegner	Los Angeles, CA	Jill Switzer
Norman J. Silverman	Houston, TX	Michael Anthony Maness
Kenneth M. Sissel	Atlanta, GA	Janise L. Miller
Richard W. Sliman	Gulfport, MS	Julius Carter Thompson, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Rob Roy Smith	Seattle, WA	Thomas Paul Schlosser
Lisa E. Soronen	Alexandria, VA	Julie Underwood
William Sothern	New Orleans, LA	Marcia A. Widder
Gary Steven Stone	New York, NY	Jonathan Arthur Weiss
Michael Maurice Sullivan	Atlanta, GA	Donald Ross Andersen
Harry Jacobs Summers	Washington, DC	David Brett Kolker
Daniel G. Swanson	Los Angeles, CA	Theodore B. Olson
Juliet H. Swoboda	Los Angeles, CA	Keith Henry Borjon
Cheryl Edwards Tannenberg	San Diego, CA	John Howard Tannenberg
Peggie Bradford Tarwater	Los Angeles, CA	Kristofer Jorstad
Thomas T. Tate	Lawrenceville, GA	Ethel D. Andersen
Giancarlo Terilli	New York, NY	Stephen Howard Garrin
Joseph Daniel Thomas	Chicago, IL	Kenneth N. Flaxman
Marlene Thomason	Huntington Beach, CA	Evan Gordon Miller
Jacque Rene Touzet	New Orleans, LA	Richard M. Tompson
Michael N. Ungar	Cleveland, OH	Marvin L. Karp
Todd L. Van Rysselberghe	Portland, OR	Joseph C. Arellano
Judith A. Villines	Frankfort, KY	Laura D. Keller
John Virdone	Great Neck, NY	Philip D. Moran
Jeffrey Allen Wadsworth	Alexandria, VA	Mark Andrew Perry
George R. Warner	New York, NY	Richard Morton Lieb
Raymond Henry Warns, Jr.	Seattle, WA	John E. Casperson
Darrell L. West	Nashville, TN	Thomas M. Donnell, Jr.
Michele M. Whittington	Lexington, KY	Margaret Jane Brannon
Adam Randal Wichman	Washington, DC	Arthur J. Gajarsa

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<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Daryl L. Wiesen	Boston, MA	Kenneth J. Parsigian
Michael A. Wing	Mobile, AL	Richard Goodman Alexander
Douglas Leon Winston Zachariah Wolfe	Cleveland, OH Austin, TX	I. Joseph Berger Steven A. Fleckman
Terry W. Yates	Houston, TX	George Matthews Fleming
David M. Young	McLean, VA	Scott L. Robertson
Robert Eugene Young	Hartford, CT	William J. Melley, III
Deric Zacca	Miami, FL	David Bill Rothman
David J. Zubkoff	San Diego, CA	Gerald L. McMahon
Adam David Zucker	Conshohocken, PA	Mark A. Kearney

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

REHEARING DENIED

No. **04-9544 (05A125)**. In Re George E. Sibley, Petitioner. Application for stay of execution of sentence of death presented to Justice Kennedy and by him referred to the Court denied. Petition for rehearing denied.

CERTIORARI DENIED

No. **05-5619 (05A129)**. George Everett Sibley, Jr., Petitioner *v.* Alabama. Application for stay of execution of sentence of death presented to Justice Kennedy and by him referred to the Court denied. Petition for writ of certiorari to the Supreme Court of Alabama denied.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

CERTIORARI DENIED

No. **05-5684 (05A142)**. Gary L. Sterling, Petitioner *v.* Texas. Application for stay of execution of sentence of death presented to Justice Scalia and by him referred to the Court denied. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied. Justice Stevens, Justice Ginsburg, and Justice Breyer would grant the application for stay of execution.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

HABEAS CORPUS DENIED

No. **05-5722 (05A145)**. In Re Kenneth E. Turrentine, Petitioner. Application for stay of execution of sentence of death presented to Justice Breyer and by him referred to the Court denied. Petition for writ of habeas corpus denied.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

ORDERS IN PENDING CASES

No. **04A989**. Abraham Savage, Applicant *v.* United States. Application for a certificate of appealability addressed to Justice Scalia and referred to the Court denied.

No. **04A990**. Curtis Lavell Clayton, Applicant *v.* R.D. Runnels, Warden. Application for a certificate of appealability addressed to Justice Souter and referred to the Court denied.

No. **04-698**. Brian Schaffer, a Minor, By His Parents and Next Friends, Jocelyn and Martin Schaffer, et al., Petitioners *v.* Jerry Weast, Superintendent, Montgomery County Public Schools, et al. Motion of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. **04-1084**. Alberto R. Gonzales, Attorney General, et al., Petitioners *v.* O Centro Espirita Beneficiente Uniao Do Vegetal, et al. Motion of respondents to strike portions of petitioners' brief on the merits denied.

No. **04-1144**. Kelly A. Ayotte, Attorney General of New Hampshire, Petitioner *v.* Planned Parenthood of Northern New England, et al. Motion of Alan Ernest to represent children unborn and born alive denied.

No. **04-1186**. Wachovia Bank, National Association, Petitioner *v.* Daniel G. Schmidt, III, et al. Motion of the parties to dispense with printing the joint appendix granted. Justice Thomas took no part in the consideration or decision of this motion.

No. **04-1244**. Joseph Scheidler, et al., Petitioners *v.* National Organization for Women, Inc., et al.; and

No. **04-1352**. Operation Rescue, Petitioner *v.* National Organization for Women, Inc., et al. Motion of petitioners to dispense with printing the joint appendix granted.

REHEARINGS DENIED

No. **03-10045**. Dwayne Coulter, Petitioner *v.* Illinois;

No. **04-108**. Susette Kelo, et al., Petitioners *v.* City of New London, Connecticut, et al.;

- No. **04-169**. Graham County Soil & Water Conservation District, et al., Petitioners *v.* United States, ex rel. Karen T. Wilson;
- No. **04-514**. Ricky Bell, Warden, Petitioner *v.* Gregory Thompson;
- No. **04-563**. Deneice A. Mayle, Warden, Petitioner *v.* Jacoby Lee Felix;
- No. **04-603**. Grable & Sons Metal Products, Inc., Petitioner *v.* Darue Engineering & Manufacturing;
- No. **04-1379**. Mario Moreno Ivanova, Individually and as Executor of the Estate of Mario Moreno Reyes, Petitioner *v.* Columbia Pictures Industries, Inc.;
- No. **04-6506**. Robert L. Reynolds, Jr., Petitioner *v.* Harold White, Warden;
- No. **04-6626**. Karina Robredo, Petitioner *v.* Palisades Medical Center, New York Presbyterian Healthcare System;
- No. **04-8414**. Robert Alan Fratta, Petitioner *v.* Texas;
- No. **04-8861**. William Robert Wright, Petitioner *v.* Billy Mitchem, Warden, et al.;
- No. **04-8869**. Donny Ray Ward, Petitioner *v.* United States;
- No. **04-9018**. Edwin Horton Witherspoon, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division;
- No. **04-9091**. Curtis Leon Horne, Petitioner *v.* Hugh Smith, Warden;
- No. **04-9145**. Robert Munawwar, Petitioner *v.* Woodwest Realty;
- No. **04-9413**. John W. Peoples, Jr., Petitioner *v.* Donal Campbell, Commissioner, Alabama Department of Corrections, et al.;
- No. **04-9500**. Marlon Bramwell, Petitioner *v.* B.G. Compton, Warden;
- No. **04-9553**. Jabari Stephens, Petitioner *v.* Charlie Crist, Attorney General of Florida, et al.;
- No. **04-9581**. Michael Keselica, Petitioner *v.* J. Michael Stouffer, Warden, et al.;
- No. **04-9602**. David Joseph Todd, Petitioner *v.* Rebecca Jane Todd;
- No. **04-9607**. Truman Petway, Petitioner *v.* Virginia, et al.;
- No. **04-9630**. Johnny Ray Caldwell, Petitioner *v.* United States District Court for the District of Utah;
- No. **04-9643**. Nimrod Bernard Bryan Taylor, Petitioner *v.* Stuart J. Ryan, Acting Warden;
- No. **04-9645**. Achim Joseph Marino, Petitioner *v.* Texas;
- No. **04-9706**. Robert Lee Smith, Petitioner *v.* Carl Eugene Akerlind;
- No. **04-9718**. William T. Carless, Petitioner *v.* Mary Berghuis, Warden;

- No. **04-9730**. In Re Shelly Marie Simmons-Goff, Petitioner;
 No. **04-9735**. Kelvin Paul Wells, Sr., Petitioner *v.* 19th Judicial District Court of Louisiana, et al.;
 No. **04-9773**. Andrew R. Engram, Petitioner *v.* Arkansas;
 No. **04-9840**. Ana Maria Ortega, Petitioner *v.* California, et al.;
 No. **04-9863**. Germaine R. Ruddick, Petitioner *v.* United States District Court for the Middle District of Florida;
 No. **04-9925**. Joe Anthony Lucero, Petitioner *v.* United States;
 No. **04-9961**. In Re Felix Anthony Price, Petitioner;
 No. **04-9978**. Matthew Blackert, Petitioner *v.* Florida;
 No. **04-9982**. Fredrick Steinmetz, Petitioner *v.* United States;
 No. **04-10065**. Timothy L. Carter, Petitioner *v.* Texas Department of Health, et al.;
 No. **04-10113**. James William Berry, Sr., Petitioner *v.* Howard Painter, Warden, et al.;
 No. **04-10123**. Gary Gene Farmer, Petitioner *v.* K. Mendoza Powers, Warden, et al.;
 No. **04-10130**. Joseph Eugene Howard, Petitioner *v.* West Virginia;
 No. **04-10179**. Diogenes Palacios, Petitioner *v.* United States;
 No. **04-10259**. William Henry Harrison, aka Wayne Green, Petitioner *v.* United States;
 No. **04-10350**. Alexander M. Introcaso, Petitioner *v.* United States;
 and
 No. **04-10352**. Ronald Joseph Hamilton, Petitioner *v.* United States. Petitions for rehearing denied.
 No. **04-1367**. Kenia M. Cintron Parrilla, et vir, Petitioners *v.* Eli Lilly Industries, Inc., et al. Petition for rehearing denied. Justice O'Connor 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>
David Clyde Amesbury	Las Vegas, NV	Sandra L. Stewart
Margaret Mary Anderson	Chicago, IL	Hugh C. Griffin
B. Scott Andrews	Baton Rouge, LA	Paul Harper Duē
Kenneth Edward Aneser	Garden City, NY	John Andrew Maher
Anson Houston Asbury	Washington, DC	Juan Flores Vasquez
Kelly A. Ayotte	Nashua, NH	Daniel J. Mullen
Ramin Azadegan	Beverly Hills, CA	Steven L. Hogan

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Christine Bagetakos	Washington, DC	Andreas Alexander Borgeas
Hugh Scott Balsam	Chicago, IL	Hugh C. Griffin
Yigal Bander	Baton Rouge, LA	William E. Rittenberg
Thomas Milton Barba	Washington, DC	Stewart Abercrombie Baker
Hector L. Barreto-Cintron	San Juan, PR	Orlando I. Martinez-Garcia
Bradley William Baumeister	Alexandria, VA	Gene Malde Munson
Mary Helen Beard	Memphis, TN	Richard S. McConnell, Jr.
Melanie Anne Bell	Honolulu, HI	Joseph Dudley Bell, IV
James J. Benjamin, Jr.	New York, NY	Jonathan M. Jacobson
William F. Blair	Jackson, MS	George Colvin Cochran
C. Robert Boldt	Los Angeles, CA	Rick Lloyd Richmond
Coreen Antoinette Bromfield	Richmond, VA	Michael Eugene Ornoff
David D. Carico	Monterey, CA	Michael Anthony Kresser
Richard Ceballos	Los Angeles, CA	Brentford J. Ferreira
Elizabeth Marie Clague	Brockton, MA	John McKirachan Pavlos
Jeffrey Gerard Close	Chicago, IL	James M. Breen
Kevin Lloyd Collins	San Antonio, TX	Robert O. Switzer
Scott Steven Cooley	Austin, TX	Richard D. Milvenan
Mariela Maestre Cordero	Washington, DC	Orlando I. Martinez-Garcia
Luis C. Fidalgo Cordova	San Juan, PR	Rigau Heber E. Lugo

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Celamaine Cunniff	Austin, TX	Adrian L. Young
Daniel C. DeCarlo	Los Angeles, CA	Barry Zoller
Gerard Michael Devlin, Jr.	Rahway, NJ	Paul D. Matukaitis
Marc Dorfman	Washington, DC	Robert Alan Burka
Edward F. Downey	Jefferson City, MO	Brenda Lyons Talent
Harold Dunne	Livonia, MI	Steven Brian Potter
Christopher Franco Duran	Los Angeles, CA	Keung Wong
Todd Weldon Eddins	Honolulu, HI	Deborah L. Kim
Judy Lusk Estren	Clearwater, FL	Ronald Jon Eide
Alan L. Farkas	Chicago, IL	Jeffrey Neal Cole
Robert S. Frank, Jr.	Boston, MA	John R. Baraniak, Jr.
Darren Wayne Friedman	Miami, FL	Jeffrey Bradford Maltzman
Kathryn Bryk Friedman	Buffalo, NY	Eugene F. Pigott, Jr.
Allison N. Fulcher	Royalton, VT	Henry Hinton
James B. Galloway	Gulfport, MS	Walter Scott Welch, III
Joseph Hart Garbarino	Lafayette, LA	James Joseph Davidson, III
Jose Rafael Garcia-Perez	San Juan, PR	Edward M Borges
Ellen Marie Girard	Chicago, IL	Leonard Stewart Shifflett
Raed Gonzalez	Houston, TX	Brian K. Bates
Robin Froman Green	Bentonville, AR	James G. Lingle
Karen Louise Hagberg	New York, NY	Beth Susan Brinkmann
R. Mark Halligan	Chicago, IL	Neil Arthur Smith
Michael Handler	Indiana, PA	Thomas G. Johnson
Barry R. Himmelstein	San Francisco, CA	Michele Chickerella Jackson
Stacy L. Hissong	Lansing, MI	Thomas A. Bengtson
Peter J. Hoffman	Philadelphia, PA	Jeffrey B. Albert

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MONDAY, AUGUST 22, 2005

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Russell A. Hopkins	Medina, OH	Carol Ellen Shockley
Warren H. Husband	Tallahassee, FL	F. Townsend Hawkes
Tracie Janelle Jackson	Houston, TX	Benjamin H. Banta
John T. Johnson	New York, NY	John Braxton Pegram
Roxie Jamison Jones	Upper Marlboro, MD	Philip Charles Freije
Christopher John Kelly	Washington, DC	John Alfred Terry
Robert J. Kelly	Newark, NJ	William John Riina
Sharon Swecker Kirsch	San Jose, CA	James McManis
William Wells Large	Tallahassee, FL	George N. Meros, Jr.
Richard Adam Leavy	New York, NY	Arthur R. Rosen
John Lebsack	Denver, CO	Walter A Steele
James K. Leven	Chicago, IL	Michael J. Pelletier
Dale Geoffrey Major	San Francisco, CA	Hugh Geoffrey Major
Charles Eric Malouf	Jackson, MS	George Thomas Holmes
Michael James Malouf, Jr.	Jackson, MS	George Thomas Holmes
Clifford W. Mayhall	Tallahassee, FL	James Riley Davis
Elyze Josephine Taitano McDonald	Honolulu, HI	James L. Starshak
Timothy S. McFadden	Chicago, IL	Hugh C. Griffin
Paul C. Meisner	Missoula, MT	Robert James Phillips
Francis J. Mellen, Jr.	Louisville, KY	Gordon B. Davidson
Paul B. Mohler	Washington, DC	Ralph Anthony Mittelberger
Kevin F. Moloney	Boston, MA	Edward E. Kelly
Andrew Joseph Mulcunry	Williamsburg, VA	Susan Childers North

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
E. Christopher Murray	Garden City, NY	David H. Peirez
Edward W. Murray	Rahway, NJ	Paul D. Matukaitis
Robert Walter Nichelini	Oakland, CA	John Briscoe
William J. Nissen	Chicago, IL	Constantine L. Trela, Jr.
Troy Farrell Odom	Jackson, MS	George Colvin Cochran
James C. Overstreet, Jr.	Augusta, GA	James Carlisle Overstreet
Brian Earl Peters	Baltimore, MD	Donald Steven Shire
Jennifer Quinn-Barabanov	Washington, DC	Charles Glaston Cole
Wayne Edward Reames	Des Moines, IA	Steven E. Zumbach
Anthony Ray Reeves	Tampa, FL	Daniel A. Piloseno
Sharon Hurt Reeves	Macon, GA	Rufus D. Sams, III
Karen W. Riddle	Jackson, MS	Kirsten V. Campbell-Brunson
Michael Louis Rossi	San Jose, CA	Ann Miller Ravel
Stephanie A. Russo	West Palm Beach, FL	Edward M Waller, Jr.
James G. Sawtelle	Boulder, CO	Lawrence F. Scalise
Geoffrey H. Seidlein	Lansing, MI	Michael Grant Woodworth
Kathryn Ballentine Shepherd	Alexandria, VA	George Edward Hutchinson
Scott Alden Shorr	Portland, OR	Gary M. Berne
Beth Torlone Sigall	Arlington, VA	Gregory G. Katsas
Ian Edward Silverberg	Reno, NV	Richard Dwight Fleischer
Greg J. Skakles	Anaconda, MT	John Thomas Johnston
Kristopher Thomas Starr	Wilmington, DE	John J. Polk
Quinlan Steiner	Anchorage, AK	Paul E. Malin
Mary Amy Tan Yen	San Francisco, CA	Richard John Zanassi
Blair Elizabeth Taylor	Washington, DC	Honorable Randall R. Rader

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Daniel Charles Tepstein	Los Angeles, CA	Pierce Henry O'Donnell
Taz Allan Thomas	Bellaire, TX	Michael Paul Jude Martin
Walter Robert Thompson	Nashville, TN	Robert L. Sullivan
David E. Timmons	Lawrence, MA	Robert R. Andrew
Tanya Trujillo	Santa Fe, NM	Stephen Robert Farris
Kim B. Vernon	Austin, TX	Daniel David Hu
Sherri Sundem Wald	Pierre, SD	Lawrence E. Long
Rhondetta G. Walton	Bowling Green, KY	Edwin Sharp Hopson
Michael S. Ward	Oakland, CA	Edward M. Keech
Richard Carter Wayne, Sr.	Atlanta, GA	Brian Steel
Jonathan David Weinberg	Orinda, CA	Edgar J. Lana
Bryan Patrick Winter	Tuscaloosa, AL	Linda T. Coberly
Shawn Michael Winterich	Atlanta, GA	Rachel Ariadne Daum
Bernard Woessner	Denver, CO	J. Andrew Nathan
Richard M. Ziccardi	New York, NY	Keith Wayne Heard

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

CERTIORARI DENIED

No. **04-10166 (05A170)**. Robert Alan Shields, Jr., Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Application for stay of execution of sentence of death presented to Justice Scalia and by him referred to the Court denied. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

CERTIORARI DENIED

No. **05-5572 (05A169)**. Kent Jermaine Jackson, Petitioner *v.* William Page True, Warden. Application for stay of execution of sentence of death presented to The Chief Justice and by him referred to the Court denied. Petition for writ of certiorari to the Supreme Court of Virginia denied.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

ORDER IN PENDING CASE

No. **05A206**. Timothy Johnston, Applicant *v.* Donald P. Roper, Superintendent, Potosi Correctional Center, et al. Application for stay of execution of sentence of death presented to Justice Thomas and by him referred to the Court denied.

SUPREME COURT OF THE UNITED STATES

Present: Chief Justice Rehnquist, Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

ORDERS IN PENDING CASES

No. **03–1238**. IBP, Inc., Petitioner *v.* Gabriel Alvarez, Individually and on Behalf of All Others Similarly Situated, et al.; and

No. **04–66**. Abdela Tum, et al., Petitioners *v.* Barber Foods, Inc., dba Barber Foods. Motion of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted. Motion of IBP, Inc. and Barber Foods, Inc., for divided argument denied. Motion of respondents Alvarez, et al., for divided argument denied.

No. **04–473**. Gil Garcetti, et al., Petitioners *v.* Richard Ceballos. Motion of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. **04–597**. Unitherm Food Systems, Inc., Petitioner *v.* Swift-Eckrich, Inc., dba Conagra Refrigerated Foods, et al. Motion of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. **04–623**. Alberto R. Gonzales, Attorney General, et al., Petitioners *v.* Oregon, et al. Motion of respondents John Doe and Don W. James for additional time for argument and for divided argument denied.

No. **04–631**. Joan Wagnon, Secretary, Kansas Department of Revenue, Petitioner *v.* Prairie Band Potawatomi Nation. Motion of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. **04–905**. Volvo Trucks North America, Inc., Petitioner *v.* Reeder-Simco GMC, Inc. Motion of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. **04–1140**. Gerald T. Martin, et ux., Petitioners *v.* Franklin Capital Corporation, et al. Motion of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument denied.

No. **04-1329**. Illinois Tool Works Inc., et al., Petitioners *v.* Independent Ink, Inc. Motion of Motion Picture Association of America, Inc., et al., for leave to file a brief as *amici curiae* granted.

REHEARINGS DENIED

- No. **04-5960**. Hiram Ash, Petitioner *v.* Trude Lee Ash, et al.;
- No. **04-8323**. Agnes Holbrook, Petitioner *v.* United States;
- No. **04-9126**. Arthur Lee Hairston, Sr., Petitioner *v.* United States Court of Appeals for the Fourth Circuit;
- No. **04-9622**. Shawn Bahrs, Petitioner *v.* Terry L. McCann, Warden;
- No. **04-9743**. Thomas Anthony DiBartolo, Petitioner *v.* Joseph Lehman, Secretary, Washington Department of Corrections, et al.;
- No. **04-9794**. Robert C. Gesford, Jr., Petitioner *v.* Gene M. Johnson, Director, Virginia Department of Corrections;
- No. **04-9823**. Steven A. McMillen, Sr., Petitioner *v.* David Dormire, Superintendent, Missouri State Penitentiary;
- No. **04-9847**. Phillip D. Denbow, Petitioner *v.* Texas;
- No. **04-9873**. Teresa Aguilar, Petitioner *v.* Gunvant Patel, et al.;
- No. **04-9948**. Steven Jon Purkerson, Petitioner *v.* Dora B. Schriro, Director, Arizona Department of Corrections, et al.;
- No. **04-10324**. Rafael Chavarry, Petitioner *v.* United States; and
- No. **04-10365**. Jesus Aguayo, Petitioner *v.* United States. Petitions for rehearing denied.
- No. **04-8531**. In Re Hugo P. Absalon, Petitioner. 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>
Andrea Elizabeth Adams	Lansing, MI	Bradley Jay Shafer
Emmanuel Chukwuemeka Akudinobi	Los Angeles, CA	Devallis Rutledge
Sonia B. Alfaro-De La Vega	San Juan, PR	Ramon A. Alfaro
Rakesh M. Amin	Chicago, IL	Michael T. McCormick
Peter Hickman Barrett	Gulfport, MS	Walter Scott Welch, III
Louise Dovre Bjorkman	St. Paul, MN	Kathleen M. Mahoney
Eliehue Brunson	Prarie Village, KS	Ralph James De Zago

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Laura J. Campbell	Detroit, MI	Merrill J. Whitman
Walter F. Casper, Jr. Robert John Castagna	Carbondale, PA Portland, OR	George A. Reihner Mark Edward Chopko
Duangporn Chiranand Gaines Hightower Cleveland Jan M. Conlin	Orland Park, IL Gulfport, MS Minneapolis, MN	John A. Drennan Richard Terrell Starrett Roberta Beth Walburn
W. Pemble DeLashmet	Mobile, AL	Harold William Wasden
Justin Howard Dion	Springfield, MA	Michael Bruce Katz
Michael John Ekdahl	Cheboygan, MI	Terry Robert Ekdahl
Andrea Christine Elliott Marc D. Falkoff Gary Francis Fallsgraff	Greensboro, NC New York, NY Cleveland, OH	Ann Farris David H. Remes David Robert Grant
Timothy B. Fleming	Washington, DC	Robert L. Wiggins, Jr.
Jill Ellen Frost	Kansas City, MO	Nancy Louise Ellingsworth
Michael Thomas Gass Kevin E. Gilbert	Boston, MA Lafayette, CA	Thane D. Scott Arthur Walter Curley
Glenn M. Giles Lindsay A. Giust Julio Cesar Gomez Lori Fran Graybow	Metairie, LA San Diego, CA Fanwood, NJ Congers, NY	Roger C. Linde Jay David Hanson Frank Askin Thomas Edward Healy
Nicholas J. Guiliano Kevin Roy Hartman David R. Heroux	Philadelphia, PA Tampa, FL Nashville, TN	Sherrie R. Savett Daniel A. Piloseno Glenn Kerry Haymaker
Elizabeth Donahue Hirko	Washington, DC	Richard William Painter
Eric Daniel Hoaglund	Birmingham, AL	Norman G. Winston, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Kristine Marie Howard	Greensboro, NC	William Randolph Loftis, Jr.
Jeffrey Scott Howell	Tallahassee, FL	Laura Beth Faragasso
Leon Emmanuel Jew	Washington, DC	Robert G. Werner
Judith Kahn	Mendocino, CA	Nancy Ina Gaynor
Bruce R. Kelly	New York, NY	Michael B. Gerrard
Lori B. Kisch	Washington, DC	Robert L. Wiggins, Jr.
Benjamin Arthur Land	Columbus, OH	Jerry Alan Buchanan
Robert Broussard Landry, III	New Orleans, LA	Douglas Lanaux Grundmeyer
Michael Burton Law	Indianapolis, IN	Elliott McIver Davis
Daniel E. Laytin	Chicago, IL	Robert J. Kopecky
Anne Michele Lockner	Minneapolis, MN	B. Todd Jones
Richard M. Martinez	Minneapolis, MN	Diane Lee Simerson
Debra L. Mayotte	Derry, NH	Mary Ann Dempsey
Douglas Allen McKinney	Rochester, MI	David J. Wellman
William F. McMurry	Louisville, KY	Michael R. McMahan
Munir R. Meghjee	Minneapolis, MN	B. Todd Jones
Keith John Merritt	Charlotte, NC	Jackson N. Steele
Rosemary Miller	Louisville, KY	Dan C. McCubbin
Julia K. Munley	Scranton, PA	Joseph P. Lenahan
Tracy Speck Neisent	Oklahoma City, OK	Lee Marks Holmes
Dexter Udell Nutall	Richmond, VA	Walter A. Marston, Jr.
Carlos Rafael Iguina Oharriz	Guaynabo, PR	Ramon A. Alfaro
Tyler M. Paetkau	San Francisco, CA	Andrew Phillip Bridges
Pamela Mante Parker	San Diego, CA	Leonard Bruce Simon

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Jennifer G. Perkell	San Francisco, CA	Thomas Stuart Patterson
Joie Pident	Metuchen, NJ	Teresa A. Blair
David James Porter	Pittsburgh, PA	Mark Raymond Hornak
Amanda Ethel Quester	Washington, DC	Bruce E. Boyden
John R. Roach, Jr.	Plano, TX	John R. Roach
Donald J. Rose	Washington, DC	John E. Crowley, Jr.
Lauri Ann Schumacher	Milwaukee, WI	Jeffrey O. Davis
Collins J. Seitz, Jr.	Wilmington, DE	Virginia Anne Seitz
Robert Shulman	Northbrook, IL	Jeffrey S. Vollen
Steven E. Soileau	Shreveport, LA	David Finley Butterfield
Brendan Edward Squire	Kennesaw, GA	Robert G. Weilacher
Robert Erving Stepp	Columbia, SC	Robert W. Dibble, Jr.
Adam Stochak	Washington, DC	Peter M. Friedman
Overton Thompson, III	Nashville, TN	H. Lee Barfield, II
Ross Thomas Turner	Louisville, KY	Michael R. McMahon
Robert Jeffrey Veal	Atlanta, GA	Joyce Bozarth Klemmer
Elliot S. Wiczer	Northbrook, IL	Jeffrey S. Vollen
David M. Wilk	St. Paul, MN	Kathleen M. Mahoney
F. Michael Willis	Washington, DC	Michael L. Roy
Margaret Catherine Wilson	New York, NY	Peter L. Faber
Jeffrey Albert Yates	Plano, TX	Lori Ann Ashmore Peters

SUPREME COURT OF THE UNITED STATES

Present: Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

ORDER

It is ordered that the following allotment be made of the Associate Justices of this Court among the circuits, pursuant to Title 28, United States Code, Section 42 and that such allotment be entered of record, effective September 7, 2005.

For the District of Columbia Circuit, Ruth Bader Ginsburg, Associate Justice,

For the First Circuit, David H. Souter, Associate Justice,

For the Second Circuit, Ruth Bader Ginsburg, Associate Justice,

For the Third Circuit, David H. Souter, Associate Justice,

For the Fourth Circuit, Clarence Thomas, Associate Justice,

For the Fifth Circuit, Antonin Scalia, Associate Justice,

For the Sixth Circuit, John Paul Stevens, Associate Justice,

For the Seventh Circuit, John Paul Stevens, Associate Justice,

For the Eighth Circuit, Clarence Thomas, Associate Justice,

For the Ninth Circuit, Sandra Day O'Connor, Associate Justice,

For the Tenth Circuit, Stephen Breyer, Associate Justice,

For the Eleventh Circuit, Anthony M. Kennedy, Associate Justice,

For the Federal Circuit, Stephen Breyer, Associate Justice.

SUPREME COURT OF THE UNITED STATES

Present: Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

ORDER IN PENDING CASE

No. **05A229**. Jon Corzine, United States Senator, et al., Applicants *v.* 2005 Defense Base Closure and Realignment Commission, et al. Application for stay and/or preliminary injunction presented to Justice Souter and by him referred to the Court denied.

ORDER IN PENDING CASE

No. **05A230**. Jeremiah W. (Jay) Nixon, Attorney General of Missouri, et al., Applicants *v.* Donald H. Rumsfeld, Secretary of Defense, et al. Application for an injunction presented to Justice Thomas and by him referred to the Court denied.

SUPREME COURT OF THE UNITED STATES

Present: Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

ORDER IN PENDING CASE

No. **04A1010**. Robert Beckley, Applicant *v.* United States. Application for bail addressed to Justice Souter and referred to the Court denied.

SUPREME COURT OF THE UNITED STATES

Present: Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

HABEAS CORPUS DENIED

No. **05-6301 (05A247)**. In Re Frances E. Newton, Petitioner. Application for stay of execution of sentence of death presented to Justice Scalia and by him referred to the Court denied. Petition for writ of habeas corpus denied.

CERTIORARI DENIED

No. **05-6302 (05A248)**. Frances E. Newton, Petitioner *v.* Texas. Application for stay of execution of sentence of death presented to Justice Scalia and by him referred to the Court denied. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

SUPREME COURT OF THE UNITED STATES

Present: Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

CERTIORARI DENIED

No. **05-6517 (05A271)**. John W. Peoples, Jr., Petitioner *v.* Alabama, et al. Application for stay of execution of sentence of death presented to Justice Kennedy and by him referred to the Court denied. Petition for writ of certiorari to the Supreme Court of Alabama denied.

SUPREME COURT OF THE UNITED STATES

Present: Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

ORDER IN PENDING CASE

No. **05A273**. John A. Hickey, Applicant *v.* United States. Application for stay presented to Justice Scalia and by him referred to the Court denied.

SUPREME COURT OF THE UNITED STATES

Present: Justice Stevens, Justice O'Connor, Justice Scalia, Justice Kennedy, Justice Souter, Justice Thomas, Justice Ginsburg, and Justice Breyer.

APPEAL—JURISDICTION NOTED

No. **04–1581**. Wisconsin Right to Life, Inc., Appellant *v.* Federal Election Commission. Appeal from the United States District Court for the District of Columbia. In this case probable jurisdiction is noted.

CERTIORARI GRANTED

No. **04–1324**. Patrick Day, Petitioner *v.* James V. Crosby, Jr., Secretary, Florida Department of Corrections. Motion of Professor John H. Blume, et al., for leave to file a brief as *amici curiae* granted. Motion of National Association of Criminal Defense Lawyers for leave to file a brief as *amicus curiae* granted. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit granted.

No. **04–1327**. Bobby Lee Holmes, Petitioner *v.* South Carolina. Petition for writ of certiorari to the Supreme Court of South Carolina granted limited to Question 1 presented by the petition.

No. **04–1371**. Merrill Lynch, Pierce, Fenner & Smith, Inc., Petitioner *v.* Shadi Dabit. Motion of Securities Industry Association, 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 granted.

No. **04–1414**. United States, Petitioner *v.* Jeffrey Grubbs. 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 granted.

No. **04–1477**. Gary Kent Jones, Petitioner *v.* Linda K. Flowers, et al. Petition for a writ of certiorari to the Supreme Court of Arkansas granted.

No. **04–1506**. Arkansas Department of Human Services, et al., Petitioners *v.* Heidi Ahlborn. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit granted.

No. **04–1528**. Neil Randall, et al., Petitioners *v.* William H. Sorrell, et al.;

No. **04-1530**. Vermont Republican State Committee, et al., Petitioners *v.* William H. Sorrell, et al.; and

No. **04-1697**. William H. Sorrell, et al., Petitioners *v.* Neil Randall, et al. 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. **04-1544**. Vickie Lynn Marshall, Petitioner *v.* E. Pierce Marshall. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit granted.

No. **04-1704**. DaimlerChrysler Corporation, et al., Petitioners *v.* Charlotte Cuno, et al.; and

No. **04-1724**. William W. Wilkins, Tax Commissioner for the State of Ohio, et al., Petitioners *v.* Charlotte Cuno, et al. Petitions for writs of certiorari to the United States Court of Appeals for the Sixth Circuit granted. In addition to the questions presented by the petitions, the parties are directed to brief and argue the following question: "Whether respondents have standing to challenge Ohio's investment tax credit, Ohio Rev. Code Ann. § 5733.33." The cases are consolidated and a total of one hour is allotted for oral argument.

No. **04-9728**. Donald Curtis Samson, Petitioner *v.* California. Motion of petitioner for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, granted.