

(ORDER LIST: 538 U.S.)

MONDAY, APRIL 28, 2003

ORDERS IN PENDING CASES

02M87 HAYES, HERBERT V. JACOBS ENGINEERING GROUP

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

129, ORIG. VIRGINIA V. MARYLAND

The motion of the Audubon Naturalist Society for leave to file a brief as *amicus curiae* is granted. The Exceptions to the Report of the Special Master are set for oral argument in due course.

02-1267 CHARTER COMMUNICATIONS, INC. V. SANTA CRUZ COUNTY, CA

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

02-6320 FELLERS, JOHN J. V. UNITED STATES

The motion for appointment of counsel is granted and it is ordered that Seth P. Waxman, Esquire, of Washington, D.C., is appointed to serve as counsel for the petitioner in this case.

CERTIORARI GRANTED

02-819 KONTRICK, ANDREW J. V. RYAN, ROBERT A.

The petition for a writ of certiorari is granted.

CERTIORARI DENIED

02-1036 WESTINGHOUSE ELEC. CORP. V. FREIER, RAYMOND, ETC., ET AL

02-1099 MIRELES, ED J., ET AL. V. UNITED STATES, ET AL.

02-1103 HOGROBROOKS, HEATHER P. V. PARK PLACE ENTERTAINMENT

02-1167 VIRGINIA VERMICULITE, LLC V. HISTORIC GREEN SPRINGS, INC.

02-1189 ORTIZ, RICARDO V. TEXAS

02-1208 MEADE, ROBERT E. V. DECISIONS OF THE ORPHANS' CT

02-1209 DaimlerCHRYSLER SERVICES V. POWE, MICHAEL F., ET AL.

02-1210 MAHARAJ, SHANTEE V. OTTENBERG, JOHN C., ET AL.

02-1220 WALMAR INVESTMENT COMPANY V. BRUNJES, CHARLES, ET AL.

02-1222) YEOMANS, CHARLES C. V. SCHWARTZ, ELLIOTT, ET AL.

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02-1229) SIMON, STEVE, ET AL. V. SCHWARTZ, ELLIOTT, ET AL.

02-1231 PETER LETTERESE & ASSOCS. V. DASHMAN, DANIEL

02-1232 AINSWORTH, WAYNE, ET AL. V. STANLEY, COMM'R, NH DOC

02-1234 RUIZ, ROSE V. McDONNELL, BARBARA, ET AL.

02-1236 PRISMA ZONA EXPLORATORIA V. CALDERON, SILA M., ET AL.

02-1237 PRYOR, ATT'Y GEN. OF AL V. BRADLEY, DANNY J.

02-1241 RUSS, ARMOND V. ADLAND, JONATHAN, ET AL.

02-1244 WATNIK, WEBSTER V. KNIESLEY, DEBRA

02-1246 FERNANDES, NELSON V. K AND J CONSTRUCTION

02-1250 HEALTHGRADES.COM, INC. V. NW HEALTHCARE ALLIANCE

02-1252 HALL, ANNA M. V. CHICAGO, IL

02-1254 ADVANCED COMMUNICATION V. PREMIER RETAIL NETWORKS

02-1255 F/V JEANINE KATHLEEN, ETC. V. VENTURA PACKERS, INC., ETC.

02-1262 AM. RENOVATION AND CONSTR. V. FAVEL, BILL, ET AL.

02-1268 RODRIGUEZ, ISIDORO V. ESCAF, AMALIN H.

02-1288 HARMAN, BILLY D. V. LOUISIANA

02-1300 SPRINGER, LINDSEY K. V. LORSON, FRANCIS J.

02-1323 MUZZI, RICHARD V. U. S. SUPREME COURT, ET AL.

02-1330 NEUFELD, JOSEPH L. V. SAN ANSELMO, CA

02-1334 KONG, DAVID, ET AL. V. CITY & CTY. OF SAN FRANCISCO
02-1341 SAFARIAN, TINO V. CALIFORNIA
02-1346 CHADWICK, H. BEATTY V. CHADWICK, BARBARA JEAN C.
02-1378 BELL, PETER E. V. POTTER, POSTMASTER GEN.
02-1381 FROST, PHILIP E. V. UNITED STATES
02-1385 BELL, MARY F. V. POTTER, POSTMASTER GEN.
02-1401 MCKENZIE, CAROLYN H. V. PRINCIPI, SEC. OF VA
02-1413 FLEISCHLI, JOSEPH H. V. UNITED STATES
02-1420 KELLY, GEORGE T. V. UNITED STATES
02-1436 BOWMAN, HARRY V. UNITED STATES
02-7612 BROOKS, LYNN V. WALLS, WARDEN
02-8214 GUTIERREZ, ISAAC V. CALIFORNIA
02-8623 AUSTIN, RICHARD H. V. TENNESSEE
02-8642 MENDIOLA-AMADOR, DIOMEDES V. UNITED STATES
02-8671 VELAZQUEZ-ROTGER, GONZALO V. MENDEZ, WARDEN, ET AL.
02-8807 OLIVER, KHRISTIAN V. TEXAS
02-8853 JOHNSON, KIA L. V. COCKRELL, DIR., TX DCJ
02-9122 CUESTA, THOMAS D. V. GITZEL, M., ET AL.
02-9132 ADAMS, LAWRENCE L. V. COCKRELL, DIR., TX DCJ
02-9137 HINES, TERRY L. V. McDANIEL, WARDEN
02-9139 IDELLE C. V. OVANDO C.
02-9140 LYON, RICHARD B. V. SENKOWSKI, SUPT., CLINTON
02-9141 SWEGER, NEVIN G. V. CHESNEY, SUPT., FRACKVILLE
02-9145 SMITH, BRANDON D. V. GEORGIA
02-9150 TURRENTINE, KENNETH E. V. OKLAHOMA
02-9153 JONES, REGINALD V. CLARK, CHARLES, ET AL.
02-9162 SHABTAI, DEVORAH V. NEW YORK, NY, ET AL.

02-9166 MOORMAN, CHARLES V. V. HOBBS, DEP. DIR., AR DOC
02-9170 BURTON, DARRYL V. DORMIRE, SUPT., JEFFERSON
02-9177 PARQUET, EUNICE, ET VIR V. CONTINENTAL AIRLINES, INC.
02-9178 O'BANION, PATRICK V. ANDERSON, RONDLE, ET AL.
02-9188 WILLIAMS, DARNELL V. DAVIS, SUPT., IN
02-9191 VEASLEY, JEREMY T. V. GEORGIA
02-9204 MCGUIRE, MARK R. V. COWLEY, WARDEN, ET AL.
02-9205 JENKINS, THOR B. V. THACKER, Q., ET AL.
02-9206 JACKSON, TOMMY M. V. CHANDLER, WARDEN
02-9208 LANGLEY, WILLIAM D. V. TEXAS
02-9214 CHAVEZ-IBARRA, RUBEN V. LONG, WARDEN, ET AL.
02-9215 ELLIS, JACKIE R. V. STRAUB, WARDEN
02-9218 DANIELS, STEVEN G. V. MO BD. OF PROBATION & PAROLE
02-9224 BENJAMIN-ANDERSON, CALVESTER V. FL POWER CORP., ET AL.
02-9225 THOMPSON, ROY T. V. COCKRELL, DIR., TX DCJ
02-9229 MEDFORD, ROGER D. V. COCKRELL, DIR., TX DCJ
02-9232 BROWN, ELGIN M. V. WORKMAN, WARDEN, ET AL.
02-9234 COLEMAN, ALONZO D. V. BLACKLOCK, DAWN, ET AL.
02-9235 CAMAROTO, CHARLES V. FLORIDA
02-9236 DOLBERRY, ANDRE V. NEW YORK
02-9238 ELROD, DOUGLAS J. V. HAWRY, DEPUTY SHERIFF
02-9240 SWIGER, SHELBY F. V. OHIO
02-9245 SCOTT, DANIELLE V. BOUCHARD, WARDEN
02-9247 STEWART, ALFATAH V. NEW YORK
02-9253 THOMAS, DONALD W. V. VARNER, SUPT., SMITHFIELD
02-9256 DAVIS, LARRY D. V. TEXAS
02-9257 DUCKETT, ROBERT D. V. MULLIN, WARDEN
02-9258 CHILTON, THOMAS A. V. VIRGINIA

02-9265 SAMUEL, HARRY L. V. DELAWARE
02-9267 MILLER, JONATHAN V. GEORGIA
02-9320 AVERY, KYLE W. V. CALIFORNIA
02-9334 GILBERT, LEWIS E. V. MULLIN, WARDEN
02-9344 SMITH, MICHAEL H. V. FEDERAL BUREAU OF PRISONS
02-9352 COLE, JEFFREY A. V. ESPINOSA, JUDGE, ETC.
02-9353 SZWEDO, HENRYK V. HCA HEALTH SERVICES, ET AL.
02-9358 ANTHONY, EDWARD V. PHILADELPHIA, PA, ET AL.
02-9362 BARRAGAN, JOSE L. V. OREGON
02-9363 STROUPE, EDWARD E. V. TANDY CORP., ET AL.
02-9364 BROWN, EDWARD L. V. FLORIDA
02-9387 RICHARDSON, NEIL E. V. TEXAS
02-9394 MILLER, CORIE V. NEW JERSEY
02-9431 TYSON, FRANK V. ARMSTRONG, COMM'R, CT DOC
02-9455 ARMSTEADE, BENJAMIN V. VAUGHN, SUPT., GRATERFORD
02-9457 JACOBS, LAWRENCE V. CAIN, WARDEN
02-9467 OCHOA, RAFAEL P. V. GARCIA, WARDEN
02-9502 HOLGERSON, MATTHEW F. V. KNOWLES, ACTING WARDEN
02-9529 JONES, EDWIN A. V. ALAMEIDA, DIR., CA DOC
02-9549 CEDILLO-AGUIRRE, CARLOS V. UNITED STATES
02-9550 DOUGLAS, ROBERT L. V. UNITED STATES
02-9561 PARKER, EMILIO D. V. UNITED STATES
02-9562 POLLACK, EDWARD S. V. FBI
02-9565 PISTOLE, LLEWELLYN O. V. UNITED STATES
02-9566 BAHENA-LAGUNAS, ASCENCION V. UNITED STATES
02-9567 ACEVEDO-HERNANDEZ, RAFAEL V. UNITED STATES
02-9568 ALVAREZ-CANO, FROYLAN V. UNITED STATES

02-9570 LOVE, VAN A. V. UNITED STATES
02-9571 LOVEJOY, JAJUAN V. UNITED STATES
02-9572 JENKINS, WALTER V. UNITED STATES
02-9576 ROSENBLUM, DAVID M. V. UNITED STATES
02-9582 EZELL, KENNETH R. V. UNITED STATES
02-9587 CHAMBERS, STUART V. UNITED STATES
02-9588 CHAIDEZ, FIDEL V. UNITED STATES
02-9589 OYUELA-BAQUEDANO, LUIS V. UNITED STATES
02-9590 OLIVE-MARRERO, GIRALDO V. UNITED STATES
02-9591 MOHR, JENNIFER M. V. UNITED STATES
02-9596 JUAREZ-RAMOS, MAGDALENA V. UNITED STATES
02-9597 JONES, ROBERT A. V. UNITED STATES
02-9598 LIGHTFOOT, GARLAND V. UNITED STATES
02-9600 PULU, RAYMOND V. UNITED STATES
02-9601 AGUILAR-DOZAL, FRANCISCO J. V. UNITED STATES
02-9602 RIOS-AMAYA, RAUL V. UNITED STATES
02-9604 RAMIREZ-RAMIREZ, MARIANO V. UNITED STATES
02-9605 RAMIRES, OSCAR V. UNITED STATES
02-9606 BROWN, THOMAS C. V. UNITED STATES
02-9608 REYES, ANDREW V. UNITED STATES
02-9609 ADAMS, BERNARD V. UNITED STATES
02-9612 AGUILAR-CASTILLO, JUAN V. UNITED STATES
02-9613 AMERMAN, FRANK V. UNITED STATES
02-9642 GONZALEZ-TAMARIZ, MIGUEL A. V. UNITED STATES
02-9644 HAIRSTON, DAVID G. V. UNITED STATES
02-9645 GARCIA-BENITEZ, FERNANDO V. UNITED STATES
02-9666 INGRAM, BOBBY L. V. DOVE, WARDEN
02-9669 GREEN, GLENN L. V. UNITED STATES

- 02-9671 HILL, ERIC B. V. UNITED STATES
02-9675 STEPLIGHT, DAMIAN V. UNITED STATES
02-9677 BARRERA, IVAN V. UNITED STATES
02-9699 TEAFATILLER, CHARLES D. V. DOBRE, WARDEN
02-9709 CROWLEY, WILLIAM J. V. UNITED STATES
02-9783 BONN, WILLIAM M. V. CROSBY, SEC., FL DOC, ET AL.

The petitions for writs of certiorari are denied.

- 02-856 FAA V. ALAMEDA, CA, ET AL.

The motion of the Solicitor General to vacate is denied. The petition for a writ of certiorari is denied.

- 02-1235 GREENVILLE WOMEN'S CLINIC V. COMM'R, SC DEPT. OF HEALTH

The motion of American College of Obstetricians and Gynecologists, et al. for leave to file a brief as *amici curiae* is granted. The motion of National Abortion Federation for leave to file a brief as *amicus curiae* is granted. The petition for a writ of certiorari is denied.

- 02-9193 MAHDAVI, KAMAL B. V. 100 FED., STATE, CTY., ETC.

The motion of petitioner for leave to proceed *in forma pauperis* is denied, and the petition for a writ of certiorari is dismissed. See Rule 39.8. As the petitioner has repeatedly abused this Court's process, the Clerk is directed not to accept any further petitions in noncriminal matters from petitioner unless the docketing fee required by Rule 38(a) is paid and the petition is submitted in compliance with Rule 33.1. See *Martin v. District of Columbia Court*

of Appeals, 506 U.S. 1 (1992) (*per curiam*). Justice Stevens dissents. See *id.*, at 4, and cases cited therein.

02-9338 SHEARIN, K. KAY V. ELSMERE, DE

02-9563 TURNER, LARRY D. V. BARNES, JUDGE, USDC WD AR

The motions of petitioners for leave to proceed *in forma pauperis* are denied, and the petitions for writs of certiorari are dismissed. See Rule 39.8.

02-9384 O'CONNOR, ROBERT V. UNITED STATES, ET AL.

The petition for a writ of certiorari before judgment is denied.

HABEAS CORPUS DENIED

02-1459 IN RE STEPHEN G. WEIL

02-9873 IN RE CHRISTOPHER R. BRUGGEMAN

02-9877 IN RE BERNARD JERRY

02-9898 IN RE EMBERY J. McBRIDE

02-9916 IN RE ALFONSO PEDRAZA

02-9953 IN RE DUKE FREDRICK CRANFORD

The petitions for writs of habeas corpus are denied.

MANDAMUS DENIED

02-9117 IN RE RICHARD LYNN DOPP

02-9146 IN RE BYRON DALE McLEOD

02-9664 IN RE BERNARD BARNETT

The petitions for writs of mandamus are denied.

02-9244 IN RE FRANK SACCO

The petition for writ of mandamus and/or
prohibition is denied.

REHEARINGS DENIED

01-729 SMITH, DELBERT W., ET AL. V. DOE, JOHN, ET AL.

01-10473 CARRICO, FRANKLIN V. WADDINGTON, WARDEN

02-976 DURAND, EDWIN, ET UX. V. ARIF, SYED M., ET AL.

02-7806 PENA, WILLIAM E. V. BROYLES, DAN, ET AL.

02-7908 BAKER, SHERRY J. V. TOLEDO CITY SCH. DIST. BD.

02-7923 PARTIN, STEPHEN M. V. YOUNG, DR., ET AL.

02-8015 IN RE DOUGLAS NYHUIS

02-8079 FULTON, EUGENE V. CROSBY, SEC., FL DOC

02-8225 ROOKS, CHRISTOPHER S. V. UNITED STATES

02-8315 BROWN, WAYNE M. V. UNITED STATES

02-8320 DEHONEY, MICHAEL F. V. MONTGOMERY, WARDEN, ET AL.

02-8536 ELLIOTT, DAMON E. V. GEISE, JOHN V., ET AL.

02-8554 CORREA, ALEJANDRO V. UNITED STATES

02-8830 MCKINNIE, CYNTHIA D. V. POTTER, POSTMASTER GEN.

02-8897 STOVE, CATHERINE V. UNITED STATES

The petitions for rehearing are denied.

02-6687 MALIK, HAJAR L. V. HILL, KATHY D.

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

RECESS ORDER

The Court will take a recess from Monday,
May 5, 2003, until Monday, May 19, 2003.