

(ORDER LIST: 548 U.S.)

MONDAY, JUNE 26, 2006

CERTIORARI -- SUMMARY DISPOSITIONS

04-1657 CRUZ, JULIA V. BLUE CROSS AND BLUE SHIELD OF IL

The petition for a writ of certiorari is granted. The judgment is vacated and the case is remanded to the United States Court of Appeals for the Seventh Circuit for further consideration in light of *Empire HealthChoice Assurance, Inc. v. McVeigh*, 547 U.S. ____ (2006).

05-623 GERKE EXCAVATING, INC. V. UNITED STATES

The petition for a writ of certiorari is granted. The judgment is vacated and the case is remanded to the United States Court of Appeals for the Seventh Circuit for further consideration in light of *Rapanos v. United States*, 547 U.S. ____ (2006).

05-776 DISHER, RICHARD V. CITIGROUP GLOBAL MARKETS INC.

The petition for a writ of certiorari is granted. The judgment is vacated and the case is remanded to the United States Court of Appeals for the Seventh Circuit for further consideration in light of *Kircher v. Putnam Funds Trust*, 547 U.S. ____ (2006). The Chief Justice took no part in the consideration or decision of this petition.

05-1092 MOUELLE, JEAN, ET UX. V. GONZALES, ATT'Y GEN.

The petition for a writ of certiorari is granted. The judgment is vacated and the case is remanded to the United States Court of Appeals for the Eighth Circuit for further

consideration in light of 71 Fed. Reg. 27,585.

05-9171 CASTELLANOS, GEORGE M. V. CALIFORNIA

The motion of petitioner for leave to proceed *in forma pauperis* and the petition for a writ of certiorari are granted. The judgment is vacated and the case is remanded to the Court of Appeal of California, Second Appellate District, for further consideration in light of *Davis v. Washington*, 547 U.S. ____ (2006).

ORDERS IN PENDING CASES

05A1067 JONES, JEFFREY F. V. BAKER & HOSTETLER, LLP, ET AL.

The application for stay addressed to Justice Ginsburg and referred to the Court is denied.

05M90 PERKINS, KING V. CHICAGO, IL, ET AL.

05M91 McFARLAND, KELLEY A. V. QUARTERMAN, DIR., TX DCJ

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

05-1076 PADOT, KEVIN Y. V. PADOT, BRENDA G.

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

05-9739 WILLIAMS, DIANA R. V. DEPT. OF LABOR, ET AL.

05-10494 DeLUCA, KAREN A. V. KATCHMERIC, DENIS

The motions of petitioners for leave to proceed *in forma pauperis* are denied. Petitioners are allowed until July 17, 2006, within which to pay the docketing fees required by Rule 38(a) and to submit petitions in compliance with Rule 33.1 of the Rules of this Court.

05-10787 MURPHY, PATRICK D. V. OKLAHOMA

The Solicitor General is invited to file a brief in this

case expressing the views of the United States.

CERTIORARI GRANTED

05-381 WEYERHAEUSER CO. V. ROSS-SIMMONS HARDWOOD LUMBER CO.
05-1074 LEDBETTER, LILLY M. V. GOODYEAR TIRE & RUBBER, CO.
05-1120 MASSACHUSETTS, ET AL. V. EPA, ET AL.
05-1126 BELL ATLANTIC CORP., ET AL. V. TWOMBLY, WILLIAM, ET AL.

The petitions for writs of certiorari are granted.

04-1350 KSR INTERNATIONAL CO. V. TELEFLEX, INC., ET AL.

The motion of Progress & Freedom Foundation for leave to file a brief as *amicus curiae* is granted. The motion of Twenty-Four Intellectual Property Law Professors for leave to file a brief as *amici curiae* is granted. The motion of Cisco Systems Inc., et al. for leave to file a brief as *amici curiae* is granted. The petition for a writ of certiorari is granted.

CERTIORARI DENIED

04-8888 PAYAN, ROBERT C. V. CALIFORNIA
05-646 DAVALOS, RALPH M. V. CALIFORNIA
05-952 MAGLUTA, SALVADOR V. UNITED STATES
05-1058 VA LERIE, KEITH A. V. UNITED STATES
05-1090 SYNERGY STAFFING, INC. V. UNITED STATES
05-1095 IN WATER QUALITY COALITION V. EPA
05-1116 FLURY, BRYANT V. DAIMLERCHRYSLER CORP.
05-1177 AM. TRUCKING ASS'N, INC., ET AL. V. OR DEPT. OF TRANSPORTATION
05-1209 ASHLEY CREEK PHOSPHATE CO. V. SCARLETT, ACTING SEC. OF INT.
05-1221 MARTIN, PRESTON, ET AL. V. UNITED STATES, ET AL.
05-1222 KEELER, DOREEN, ET AL. V. STALDER, SEC., LA DOC, ET AL.
05-1223 SINGH, HARINDER JEET V. U.S. SECURITY ASSOCIATES, INC.
05-1225 MEMBERS OF PEANUT QUOTA, ET AL. V. UNITED STATES

05-1230 FINANCE ONE PUBLIC CO. V. LEHMAN BROTHERS

05-1232 INSTA-MIX, ET AL. V. LUV N' CARE, LTD.

05-1236 SKF USA INC. V. ITC, ET AL.

05-1239 TVT RECORDS, ET AL. V. ISLAND DEF JAM MUSIC, ET AL.

05-1243 MEDEIROS, STEPHEN P. V. SULLIVAN, DIR., RI DEPT. ENV.

05-1298 ROMERO, FIDEL, ET UX. V. WYETH

05-1329 KORESKO, JOHN J. V. BURSEY, WAYNE, ET AL.

05-1331 SCHULZ, ROBERT L. V. WASHINGTON CTY BD OF SUPERVISORS

05-1332 MILNE, CLARE V. STEPHEN SLESINGER, INC.

05-1333 McCULLOUGH, PRINCESS, ET VIR V. SCOTT HALL, ET AL.

05-1334 CARNAHAN, ROBERT N. V. TEXAS

05-1336 KNIERIEM, DAVID V. GROUP HEALTH PLAN, INC., ET AL.

05-1337 GARNER, RONNIE J. V. GONZALES, STEPHANIE, ET AL.

05-1339 HAAN, DARRYL L. V. COX, ATT'Y GEN. OF MI, ET AL.

05-1344 DURAND, EDWIN, ET UX. V. U. S. CUSTOMS, ET AL.

05-1346 LOUISIANA-PACIFIC CORPORATION V. LESTER BUILDING SYSTEMS, ET AL.

05-1347 COLEMAN, TERRY C. V. NEW ORLEANS STEAMSHIP PILOTS'

05-1348 SCHMIDT, MERLE R. V. BUCHANAN, THOMAS

05-1349 BANNA, SHADI, ET UX. V. OHIO

05-1352 SMITH, MATTHEW V. NEW YORK

05-1353 BENSON, ROBERT, ET UX. V. SOUTH DAKOTA, ET AL.

05-1356 PEREZ, ANGELA, ET AL. V. WYANDOTTE COUNTY/KANSAS CITY, KS

05-1357 SEAMAN, J. CHRIS V. GARAMENDI, JOHN, ET AL.

05-1374 OKLAHOMA V. GOLDEN, RYAN

05-1375 HILL, THOMAS L., ET AL. V. DIXON, FREDDIE L., ET UX.

05-1380 WILLIAMS, TIFFANY V. JACKSON, MARION, ET AL.

05-1389) AM. CIVIL LIBERTIES UNION V. BREDESEN, GOV. OF TN, ET AL.

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05-1483) NEW LIFE RESOURCES, INC. V. ACLU OF TN, ET AL.

05-1392 MANGRA, CHANKERAN V. GONZALES, ATT'Y GEN.
05-1396 YOUNG, MICHAEL W. V. IOWA
05-1397 CARNERO, RUBEN V. BOSTON SCIENTIFIC CORPORATION
05-1402 FOLLUM, WARREN R. V. FOLLUM, JOYCE A.
05-1407 HIGUIT, LUIS A. V. GONZALES, ATT'Y GEN.
05-1409 KOSOY, JEROME, ET AL. V. GTE MOBILNET OF HOUSTON, ET AL.
05-1412 MOSSA, MESBA K. V. GONZALES, ATT'Y GEN.
05-1420 PINO, DOLORES C. V. UNITED STATES
05-1438 VALLECILLO, PETER V. HUD
05-1440 HENDERSON, GLENN V. OFFICE EMPLOYEES UNION, ET AL.
05-1451 LOUBSER, ANNARE L. V. THACKER, ROBERT W., ET AL.
05-1457 BOWEN, WILLIAM E. V. KENTUCKY
05-1463 CROCKETT, JOHNNY, ET AL. V. R.J. REYNOLDS TOBACCO, ET AL.
05-1471 HARRIS CTY. TOLL ROAD, ET AL. V. CENTERPOINT ENERGY, ET AL.
05-1475 EARLS, C. GREGORY V. UNITED STATES
05-1479 CLARKE, LILIETH A. V. NICHOLSON, SEC. OF VA
05-1484 LAMERE, CLINTON W. V. UNITED STATES
05-1487 O'CONNOR, CATHY J. V. CIR
05-1495 JOHNSON, SAMUEL E. V. UNITED STATES
05-1497 BOLANOS-MUNOZ, ALVARDO, ET AL. V. UNITED STATES
05-1503 YORK, DWIGHT D. V. UNITED STATES
05-1504 EDWARDS, EDWIN, ET AL. V. UNITED STATES
05-1510 MIEDZIANOWSKI, JOSEPH J. V. UNITED STATES
05-1511 BATIE, MICHAEL C. V. UNITED STATES
05-7667 HEDRICK, TIMOTHY A. V. UNITED STATES
05-8392 VASQUEZ, OTONIEL V. ILLINOIS
05-8925 MARINO, LEO V. NEW YORK
05-9386 MOREIRA, AUGUSTO D. V. GONZALES, ATT'Y GEN.

05-9561 HILL, DUANE D. V. UNITED STATES
05-9636 MORTIER, TERRY L. V. UNITED STATES
05-9728 GRIFFIN, BILLY C. V. McDONOUGH, INT. SEC., FL DOC
05-9801 RANSOM, MELVIN D. V. MISSISSIPPI
05-9829 PAYNE, PERVIS T. V. BELL, WARDEN
05-9842 ROGERS, JAN E. V. UNITED STATES
05-9866 GLASS, MARCUS O. V. MINNESOTA
05-9982 NALL, LA WANDA V. UNITED STATES
05-10005 BOWLING, THOMAS C. V. LEXINGTON-FAYETTE URBAN, ET AL.
05-10062 BRIDGERS, ALLEN V. QUARTERMAN, DIR., TX DCJ
05-10233 FRY, ROBERT V. NEW MEXICO
05-10465 SIGMON, BRAD K. V. SOUTH CAROLINA
05-10469 JIMENEZ, ANDREW V. RYAN, ACTING WARDEN
05-10472 WILLIAMS, PATRICK W. V. IBERIA PARISH SHERIFF'S DEPT.
05-10476 OWUSU, N. KALONJI V. MICHIGAN
05-10480 DYE, ANTHONY V. OZMINT, DIR., SC DOC
05-10484 SEMPLE, DERRICK V. WALKER, WARDEN
05-10486 SCANLON, KURT D. V. FLORIDA
05-10496 CARTER, JOHN E. V. TENNESSEE
05-10498 STEPHENS, JABARI V. McDONOUGH, INT. SEC., FL DOC
05-10506 BROWDER, JOE A. V. CHIEF DEPUTY JAILER LEE CTY., IL
05-10514 SAVCHICK, MARY V. JOHNSEN, SUZANNE, ET AL.
05-10516 CARNEY, JEFFERY V. LUOMA, WARDEN
05-10517 SANCHEZ, ANGEL R. V. CALIFORNIA
05-10518 CONYERS, JAMES E. V. MICHIGAN
05-10521 NELSON, CINDY V. WONG, ARMFIELD, ET AL.
05-10527 TATUM, CALVIN V. LaSALLE BANK, NA, ET AL.
05-10528 ALLEN, DAVID O. V. HARRISON, WARDEN

05-10530 SMILEY, MICHAEL B. V. McDONOUGH, INT. SEC., FL DOC
05-10531 MICHAU, EMORY A. V. CHARLESTON COUNTY, SC, ET AL.
05-10534 WAKEFIELD, FRANZ A. V. MIAMI-DADE, FL
05-10535 FREEMAN, DAVID V. ALABAMA
05-10538 METZSCH, LORI M. V. AVAYA, INC.
05-10540 PRUITT, TOMMY R. V. INDIANA
05-10542 MEEK, BRIAN V. MICHIGAN
05-10548 ESTACIO, FEDERICO DE JESUS V. OR DOC, ET AL.
05-10558 LOPEZ, DANIEL L. V. GIURBINO, WARDEN
05-10567 BENNETT, DEBRA V. JONES, WARDEN
05-10571 MIXON, DAVID V. GIURBINO, WARDEN
05-10572 SHERBURNE, ROBERT D. V. OKLAHOMA
05-10574 PORTALES, RAMON V. MADIGAN, ATT'Y GEN. OF IL
05-10575 RAMIREZ, JULIAN V. TEXAS
05-10579 FLEETWOOD, ALLEN V. GRANHOLM, GOV. OF MI
05-10580 NEVINS, NATHAN V. NEW YORK
05-10582 STANFORD, RYAN J. V. SMITH, WARDEN
05-10583 WILLIAMS, DONALD L. V. PORTACCI, MARK, ET AL.
05-10584 TWYMAN, ROBERT V. ALABAMA
05-10590 MURPHY, MILDRED V. CALIFORNIA
05-10592 BURKETT, JASON A. V. TEXAS
05-10598 DOMINO, MARK A. V. KENTUCKY
05-10599 CADY, DAVID V. ILLINOIS
05-10602 CLELLAND, THOMAS L. V. KANSAS
05-10606 DUQUE, RICARDO V. OHIO
05-10610 WILLIAMS, BILLY V. VIRGINIA
05-10616 JACKSON, CLEVELAND V. OHIO
05-10654 HUERTA, EDDIE V. ADAMS, WARDEN

05-10659 WELLS, CARL D. V. MINZEY, SHERIFF, ET AL.
05-10666 McKNIGHT, GREGORY V. OHIO
05-10728 WILLIAMS, ALEXANDER X. V. CRIST, ATT'Y GEN. OF FL, ET AL.
05-10752 CANNON, CHARLES B. V. BAZZLE, WARDEN, ET AL.
05-10753 SAMUEL, ROBERT V. CONWAY, SUPT., ATTICA
05-10786 HALL, JAMES T. V. HOUSTON, ROBERT P., ET AL.
05-10792 BROWNING, NANCY V. BI-LO, INC.
05-10804 ROSS, HARVEY V. KANSAS
05-10808 MITCHELL, CURTIS V. HALL, TIMOTHY, ET AL.
05-10809 McDONALD, DONALD L. V. ILLINOIS
05-10819 WILLIAMS, FRAZIER T. V. BAZZLE, WARDEN, ET AL.
05-10829 MARTIN, FREDERICK V. KANSAS
05-10851 WILLIAMS, JOHN L. V. DEPT. OF JUSTICE, ET AL.
05-10867 CHEN, XIN H. V. BRANCH BANKING AND TRUST CO.
05-10877 ROLLING, DANNY H. V. McDONOUGH, INT. SEC., FL DOC
05-10903 GLASS, KEVIN L. V. YOUNG, WARDEN
05-11059 ALLEN, JOSEPH V. UNITED STATES
05-11072 PORTER, EMJADIA V. UNITED STATES
05-11073 NUNEZ, GERSON V. UNITED STATES
05-11076 GALLARZA, EDWARD V. UNITED STATES
05-11078 PATTERSON, HENRY V. UNITED STATES
05-11088 WENGER, JEROME M. V. UNITED STATES
05-11090 GRIFFIN, HAROLD W. V. UNITED STATES
05-11091 GROSS, KERBY V. UNITED STATES
05-11095 GARCIA, PEDRO C. V. UNITED STATES
05-11096 CHONG, MAXINE A. V. UNITED STATES
05-11101 LUCERO, ANDREW V. UNITED STATES
05-11102 COFFMAN, RICHARD S. V. UNITED STATES

05-11106 McCARTHY, JOHN J. V. GALLEGOS, WARDEN
05-11110 SCOTT, TYRONE D. V. UNITED STATES
05-11111 RUBIO-LADEZMA, DIEGO A. V. UNITED STATES
05-11112 ROZUK, LUCK C. V. UNITED STATES
05-11115 ROMERO, ERNESTO V. UNITED STATES
05-11116 SALGADO-BRITO, VLADIMIR V. UNITED STATES
05-11117 LOPEZ, GREGORIO V. UNITED STATES
05-11118 JONES, ALONZO V. UNITED STATES
05-11120 BROWN, FLETCHER C. V. DEPT. OF ARMY
05-11121 DARE, STEVEN D. V. UNITED STATES
05-11125 POWELL, TROY J. V. UNITED STATES
05-11126 PECK, BRUCE G. V. UNITED STATES
05-11127 PICKETT, THOMAS N. V. UNITED STATES
05-11130 BLALOCK, TERRANCE E. V. UNITED STATES
05-11138 SCHEER, LEONARD V. UNITED STATES
05-11143 BAXTER, VICTOR G. V. UNITED STATES
05-11153 JONES, ROBERT V. UNITED STATES
05-11156 BADRUDDOZA, ABU A. V. UNITED STATES
05-11158 CASTORENA, JOSE A. V. UNITED STATES
05-11162 WAGAR, ERIC J. V. UNITED STATES
05-11164 WILLIAMS, TROY C. V. UNITED STATES
05-11167 AMAYA-MEMBRENO, JOSE R. V. UNITED STATES
05-11169 BATTEN, GARLAND L. V. UNITED STATES
05-11171 TAIWO, BUICHECU T. V. UNITED STATES
05-11172 DICLEMENTE, DOMONIC A. V. UNITED STATES
05-11178 SEGURA-LARA, GUADALUPE V. UNITED STATES
05-11181 REYES, ANGEL V. UNITED STATES
05-11183 STEWART, RONALD E. V. UNITED STATES

05-11187 RIOJAS-VICTORIO, ROMAN V. UNITED STATES
05-11188 LAYNE, BOBBY M. V. UNITED STATES
05-11189 JACKSON, JOHNNY V. UNITED STATES
05-11191 CORRIETTE, FABIAN V. UNITED STATES
05-11193 BAD MARRIAGE, VERNON L. V. UNITED STATES
05-11194 LEWIS, SHELTON V. UNITED STATES
05-11195 LEONARD, DAVID M. V. UNITED STATES
05-11202 MEHIS, VICTORIA L. V. UNITED STATES
05-11206 BAKER, EDDIE V. UNITED STATES
05-11208 BOULANGER, LAWRENCE V. UNITED STATES
05-11210 VALLES, JOSE L. R. V. UNITED STATES
05-11214 RICHARDSON, LEON V. UNITED STATES
05-11215 BANEGAS-HERNANDEZ, RENE W. V. UNITED STATES
05-11217 LYONS, MARVIN V. UNITED STATES
05-11219 JOHNSON, DONALD V. UNITED STATES
05-11224 RITH, MESA V. UNITED STATES
05-11225 CHAVEZ, EJINIO G. V. UNITED STATES
05-11226 ROQUE-SANTIAGO, JORGE V. UNITED STATES
05-11227 RODRIGUEZ-HERRERA, FIDEL V. UNITED STATES
05-11229 SALES, CLAUDE P. V. UNITED STATES
05-11233 HARKREADER, DOUGLAS L. V. UNITED STATES
05-11236 CARDENAS-RIOS, ARTURO V. UNITED STATES
05-11237 BROTHERS, CLIFFORD E. V. UNITED STATES
05-11238 ANDERSON, DAVID L. V. UNITED STATES
05-11239 ANDERSON, KEITH V. UNITED STATES
05-11240 BERNI, ROBERT V. UNITED STATES
05-11244 MITCHELL, TAUCHI V. UNITED STATES
05-11245 VENEGAS-MENDOZA, ARMANDO V. UNITED STATES

05-11248 MARTINEZ, ISIDORO V. UNITED STATES
05-11253 RAMOS-OSEGUERA, SOTERO V. UNITED STATES
05-11254 RAMIREZ-VIRUETE, RAMON V. UNITED STATES
05-11256 ROY, BILLY V. UNITED STATES
05-11272 TUCKER, ERIC V. UNITED STATES
05-11274 CISNEROS-DE VERA, GUILLERMINA V. UNITED STATES

The petitions for writs of certiorari are denied.

05-273 FTC V. SCHERING-PLOUGH CORP.

The motion of Henry A. Waxman for leave to file a brief as *amicus curiae* is granted. The motion of National Association of Chain Drug Stores for leave to file a brief as *amicus curiae* is granted. The motion of Public Patent Foundation for leave to file a brief as *amicus curiae* is granted. The motion of Bayer Corporation for leave to file a brief as *amicus curiae* is granted. The motion of AARP and Prescription Access Litigation Project for leave to file a brief as *amici curiae* is granted. The petition for a writ of certiorari is denied. Justice Breyer took no part in the consideration or decision of these motions and this petition.

05-1211 BOYKIN, YVETTE V. BANK OF AM. CORP., ET AL.

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

05-1231 GIPPETTI, JEROME V. UNITED STATES

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

05-1259 DASTAR CORPORATION V. RANDOM HOUSE, INC., ET AL.

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

05-7955 SCZUBELEK, PAUL V. UNITED STATES

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

05-11160 VAN VELZER, DAVID A. V. USCA 9, ET AL.

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

HABEAS CORPUS DENIED

05-11263 IN RE ALLAH

05-11293 IN RE VALIANT WHITE

The petitions for writs of habeas corpus are denied.

MANDAMUS DENIED

05-10497 IN RE RUBEN J. RUIZ

05-10501 IN RE SALVATOR LETIZIA

The petitions for writs of mandamus are denied.

05-1418 IN RE NAT'L ASSOC. MULTI JURISD.

05-10533 IN RE EDWARD A. BUCK

05-10573 IN RE STEVE SHERRELL

05-10581 IN RE RONALD MILES

The petitions for writs of mandamus and/or prohibition are denied.

REHEARINGS DENIED

04-1611 NEBRASKA BEEF, LTD. V. GREENING, DENNIS, ET AL.
04-1704) DAIMLERCHRYSLER CORP., ET AL. V. CUNO, CHARLOTTE, ET AL.
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04-1724) WILKINS, TAX COMM'R, OH, ET AL. V. CUNO, CHARLOTTE, ET AL.
05-1057 IN RE ROBERT OLSON
05-1094 HORTON, WILLIE J. V. AHLER, JAMES, ET AL.
05-1104 TALLEY, LOGIE W. V. HOUS. AUTH. OF COLUMBUS, GA
05-8973 RIGGINS, RICHARD P. V. TEXAS
05-9020 CLEVELAND, ANDRE V. TEXAS
05-9151 VISHEVNIK, FELIKS V. BD. OF ED. OF CITY OF NEW YORK
05-9177 DUMAS, DONNIE R. V. UNITED STATES PAROLE COMM'N
05-9352 STANFORD, RYAN J. V. SMITH, WARDEN, ET AL.
05-9585 MONTEJANO-QUINTANAR, LORENZO V. UNITED STATES
05-9596 THOMPSON, ROBERT N. V. UNITED STATES
05-9760 LaFRENIERE, ZAKARIAH V. REGENTS OF THE UNIV. OF CA
05-9930 BORDERS, JEROME L. V. UNITED STATES
05-10137 WALKER, MARVIN F. V. UNITED STATES
05-10217 IN RE FREDERICK C. SISNEROS
05-10275 IN RE MICHAEL L. FOGLE

The petitions for rehearing are denied.

05-9496 KERRIGAN, PHILIP J. V. CHAO, SEC. OF LABOR

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