

(ORDER LIST: 543 U.S.)

THURSDAY, NOVEMBER 18, 2004

ORDER IN PENDING CASE

04-7271 KUNKLE, TROY V. TEXAS
(04A423)

The application for stay of execution of sentence of death presented to Justice Scalia and by him referred to the Court is 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.