

(ORDER LIST: 531 U.S.)

MONDAY, DECEMBER 4, 2000

CERTIORARI -- SUMMARY DISPOSITION

00-345 TURNBULL, LUDENCE A. 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 Fourth Circuit for further consideration in light of *Apprendi v. New Jersey*, 530 U.S. \_\_\_\_ (2000).

00-5738 JACKSON, IRIS C. V. UNITED STATES

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 United States Court of Appeals for the Tenth Circuit for further consideration in light of *Apprendi v. New Jersey*, 530 U.S. \_\_\_\_ (2000).

00-5992 PATTERSON, ANDREW, ET AL. V. UNITED STATES

The motion of petitioners for leave to proceed *in forma pauperis* is granted. The petition for a writ of certiorari as to Andrew Patterson, Henry Patterson, Andrew L. Patterson, Tyrone Williams, Maurice Foster, and Odell Sumrell 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 *Apprendi v. New Jersey*, 530 U.S. \_\_\_\_ (2000).

The petition for a writ of certiorari as to Durwin Baker, Terry Clark, Willie Connor, Gregory Hubbard, Jerry Patterson, Lennell Patterson, Andre Williams, and Edgar Williams is denied.

**ORDERS IN PENDING CASES**

00-509 ARONS, MARILYN, ET AL. V. OFFICE OF DISCIP. COUNSEL DE

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

00-815 HERSCHAFT, ALLEN S. V. NY BD. OF ELECTIONS

The motion to expedite consideration of the petition for a writ of certiorari is denied.

00-831 MAY, JON V. HARRIS, SEC. OF STATE OF FL

The motion of petitioner to expedite consideration of the petition for a writ of certiorari before judgment is denied.

99-10104) BROWN, JOEL V. CALIFORNIA

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00-5016 ) BROWN, JOEL V. CALIFORNIA

00-5251 ROBINSON, JESSE E. V. UNITED STATES

The motions of petitioners for reconsideration of orders denying leave to proceed *in forma pauperis* are denied.

**CERTIORARI DENIED**

99-1268 KENNECOTT UTAH COPPER CORP. V. BECKER, GEORGE, ET AL.

99-10091 ISIENYI, AMACHI V. UNITED STATES

99-10243 FELDER, LESLIE P. V. JOHNSON, DIR., TX DCJ

00-60 WOODRUM, RONALD V. UNITED STATES  
 00-184 ) MILLS, ALTON R., ET AL. V. UNITED STATES  
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 00-5722 ) MILLS, ALTON RAY V. UNITED STATES  
 00-258 FLETCHER, ANTHONY V. PENNSYLVANIA  
 00-312 BAGLEY, WARDEN V. COMBS, RONALD D.  
 00-329 KANSAS V. UNITED STATES, ET AL.  
 00-370 MONAHAN, DANIEL V. NEW YORK CITY DEPT. OF CORR.  
 00-398 TEHAMA COUNTY, ET AL. V. DiRUZZA, SHEROL  
 00-415 UNITED STATES V. SWISHER INT'L, INC.  
 00-480 AgriBANK, FCB V. RAMSDEN, MARK A., ET AL.  
 00-493 AUSTIN, NICHOLS & CO., INC. V. GEORGIA, ET AL.  
 00-496 MESA AIRLINES, INC., ET AL. V. UNITED AIRLINES, INC., ET AL.  
 00-505 SRIVASTAVA, CAROLYN H. V. TRUSTEES OF INDIANA UNIV.  
 00-506 KLIEBERT, JOHN V. V. GENERAL ELECTRIC CO., INC.  
 00-512 LARSEN, PATRICIA L., ET VIR V. MAYO FOUNDATION, ET AL.  
 00-513 LEVI STRAUSS & CO. V. TREVINO, AGUSTINA, ET AL.  
 00-515 SHANSAB, TAMIM V. TOYOTA MOTOR SALES, ET AL.  
 00-520 DUNLAP, DANNY R. V. MICHIGAN, ET AL.  
 00-535 GEDDIE, RAYMOND V. ALABAMA  
 00-539 ALEXANDRU, MICHAELA I. V. NORTHEAST UTILITIES SERV. CO  
 00-540 NEW YORK UNIVERSITY V. ROGERS, SUSAN  
 00-545 MAIDEN, SADIE, ETC. V. ROZWOOD, HENRY J., ET AL.  
 00-574 FODOR, GYORGY V. USDC FOR CD CALIF., ET AL.  
 00-580 MEMBERS OF FL FIRST COAST V. JACKSONVILLE, FL  
 00-609 BETHLEHEM STEEL CORP., ET AL. V. HARTE, ROBERT J.  
 00-614 BRADY, CLARISSA V. UNITED STATES  
 00-625 BAINS, SURINDER V. CAMBRA, WARDEN

00-657 MAYERS, ANGELA S. V. TN BOARD OF REGENTS, ET AL.  
00-672 RISTOVSKI, LJUPCO V. UNITED STATES  
00-681 CALHOUN, LUCIEN B., ET UX. V. YAMAHA MOTOR CORPORATION  
00-698 HICKS, MARK K. V. UNITED STATES  
00-710 RANSOM, JAMES H. V. CSC CONSULTING, INC.  
00-715 ROBERTSON, KEITH V. COMPTROLLER OF TREAS. OF MD  
00-729 BROS. CONSTR. CO. OF OH V. UNITED STATES  
00-5077 BUCHANAN, THOMAS V. JOHNSON, DIR., TX DCJ  
00-5362 HERNANDEZ-ZUNIGA, ARTURO V. UNITED STATES  
00-5587 HARMAN, HALRAY V. APFEL, COMM'R, SOCIAL SEC.  
00-5999 JACKSON, DWIGHT D. V. UNITED STATES  
00-6324 JOHNS, STEPHEN K. V. LUEBBERS, SUPT., POTOSI  
00-6348 SCHMITZ, KRISTIN T. V. CALIFORNIA  
00-6349 LOVE, WILLIAM J. V. TESSMER, WARDEN  
00-6350 JACKSON, WALTER L. V. LOUISIANA  
00-6351 JEFFERSON, RONALD V. MOORE, SEC., FL DOC, ET AL.  
00-6352 LAWRENCE, JAMES E. V. GREENVILLE POLICE DEPT.  
00-6360 RENDELMAN, DAVID S. V. COLORADO  
00-6364 BROWN, MICHAEL A. V. MICHIGAN  
00-6369 JOHNSON, DONNELL V. MOORE, SEC., FL DOC  
00-6370 LITTLE, ANGELA V. ILLINOIS  
00-6373 SKILLICORN, DENNIS V. MISSOURI  
00-6380 TURNER, IVORY R. V. JOHNSON, DIR., TX DCJ  
00-6382 VERNON, JERRY V. WILLIAMS, WARDEN, ET AL.  
00-6384 KING, AMOS L. V. MOORE, SEC., FL DOC  
00-6390 MORENO, RICKY G. V. JOHNSON, DIR., TX DOC  
00-6395 MILLER, ROSIE LEE V. YUKINS, WARDEN

00-6396 BELMONTES, ANDRES H. V. TERHUNE, DIR., CA DOC  
00-6404 WILSON, WILLIE C. V. GARCIA, WARDEN, ET AL.  
00-6409 SMITH, CHARLES P. V. BOONE, WARDEN  
00-6413 LIVINGSTON, DALE V. GARCIA, JHONETTE, ET AL.  
00-6418 WILSON, HARDY L. V. PHILLIPS, WARDEN  
00-6421 DENNIS, BOBBY M. V. PULASKI COUNTY, AR, ET AL.  
00-6422 JOHNSON, CHRISTOPHER A. V. LOCKE, WARDEN  
00-6424 MAYS, VANESA D. V. YUKINS, WARDEN  
00-6429 KALASHO, TAHRIR S. V. EASTPOINTE, MI, ET AL.  
00-6430 LOFTON, DONTE V. ILLINOIS  
00-6437 RAYMOND, ROBERT J. V. NEAL, WARDEN  
00-6439 COLE, LEMUEL L. V. MOORE, SEC., FL DOC, ET AL.  
00-6443 HOLMES, GREGORY V. ILLINOIS  
00-6446 HURTADO-BRAVO, HECTOR M. V. UNITED STATES  
00-6447 HITCHCOCK, JAMES E. V. FLORIDA  
00-6451 HASON, MICHAEL J. V. DAVIS, JAMES N.  
00-6452 PARRISH, HERMAN V. RAMIREZ, WARDEN, ET AL.  
00-6455 FOLEY, RICK A. vs. AZ DOC, ET AL.  
00-6456 COOPER, TERRANCE V. FLORIDA  
00-6460 SAUNDERS, ERIC V. TORIAN, DR., ET AL.  
00-6542 FORD, ISAAC V. CALIFORNIA  
00-6553 KNUCKLES-EL, DEMETRIUS V. TOOMBS, WARDEN, ET AL.  
00-6575 LINK, MARTIN V. MISSOURI  
00-6578 JAMES, ROBERT A. V. MOORE, SEC., FL DOC  
00-6582 ROSE, BRIAN A. V. MOORE, SEC., FL DOC  
00-6597 PEREZ, JORGE G. V. CALIFORNIA  
00-6606 MILLER, LINDA F. V. UNITED STATES

00-6684 GREENE, GARY D. V. NORTH CAROLINA  
 00-6689 PATTERSON, VANCE S. V. PIERSON, WARDEN  
 00-6696 ) VALDEZ, ANGEL V. UNITED STATES  
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 00-6738 ) RAMIREZ-CAPRISTO, JOSE V. UNITED STATES  
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 00-6742 ) DIAZ-RAMIREZ, JAIME V. UNITED STATES  
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 00-6759 ) TOVAR-ORTEGA, ROBERTO V. UNITED STATES  
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 00-6891 ) TORRES-MONTES, MARCO V. UNITED STATES  
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 00-6913 ) GUZMAN-DIAZ, JOSE E. V. UNITED STATES  
 00-6703 KAMINSKY, SHELDON I. V. FLORIDA  
 00-6714 CRANSHAW, DAVID V. V. CHESNEY, SUPT., FRACKVILLE  
 00-6725 McNEILL, FREDDIE V. OHIO  
 00-6729 ROBERTS, MICHAEL S. V. LUEBBERS, SUPT., POTOSI  
 00-6776 CASTILLO, PEDRO V. ARTUZ, SUPT., GREEN HAVEN  
 00-6777 SARMIENTO, RAYMUNDO I. V. USCA FEDERAL CIRCUIT  
 00-6798 ROMANO, JOHN V. UNITED STATES  
 00-6802 ROMERO-VALDEZ, FRANCISCO V. UNITED STATES  
 00-6804 ROBINSON, CHARLES R. V. UNITED STATES  
 00-6832 PRADO, ARNOLD V. UNITED STATES  
 00-6833 LILLIBRIDGE, MARK W. V. UNITED STATES  
 00-6835 SMITH, ERIC V. UNITED STATES  
 00-6837 CRAWFORD, LYNN T. V. UNITED STATES  
 00-6840 READSHAW, SONDR A. V. UNITED STATES  
 00-6843 STEWART, LENNOX S. V. UNITED STATES  
 00-6848 HIDALGO, LORENZO V. UNITED STATES  
 00-6849 HARRISON, WILLIE H. V. UNITED STATES  
 00-6850 GARCIA-CHAVARIN, SALVADOR V. UNITED STATES  
 00-6851 IBARRA, ERNESTO M. V. UNITED STATES

00-6855 OBER, DEREK D. V. UNITED STATES  
00-6856 WELLS, ROY L. V. UNITED STATES  
00-6858 ESCOBAR, CLARA I. V. UNITED STATES  
00-6863 MALGOZA, MICHAEL V. UNITED STATES  
00-6867 EALEY, MICHAEL A. V. UNITED STATES  
00-6868 SOTO-GARCIA, FERNANDO V. UNITED STATES  
00-6870 NOVAK, DAVID V. UNITED STATES  
00-6871 ROMERO-RENDON, VICTOR V. UNITED STATES  
00-6872 WEST, DONALD J. V. UNITED STATES  
00-6873 WARE, BRENDA K. V. UNITED STATES  
00-6874 ZAMORA, RAUL V. UNITED STATES  
00-6877 MEDINA-CAMPOSANO, JOSE S. V. UNITED STATES  
00-6878 RIVAS-SOMOSA, SALVADOR V. UNITED STATES  
00-6882 JONES, SPENCER L. V. UNITED STATES  
00-6888 CANDIES, ALVIN V. UNITED STATES  
00-6889 CASTRO-CABRERA, JUAN B. V. UNITED STATES  
00-6890 CARIAGA, RUBEN F. V. UNITED STATES  
00-6895 CEJA-CORTEZ, JOSE DE JESUS V. UNITED STATES  
00-6896 CHAMBERLAIN, LIONEL, ET AL. V. UNITED STATES  
00-6897 ALEXANDER, RODERICK V. UNITED STATES  
00-6898 PATTON, RAYMOND L. V. UNITED STATES  
00-6899 MEJIA-PORTILLO, ALLEN J. V. UNITED STATES  
00-6902 MENDOZA-HINOJOSA, JOSE V. V. UNITED STATES  
00-6917 MARSHALL, NATASHA J. V. UNITED STATES  
00-6928 COCKRELL, DANIEL V. EDWARDS, WARDEN

The petitions for writs of certiorari are denied.

99-1440 NEW YORK V. BOSWELL, KEITH

99-1443 NYC CORPORATION COUNSEL V. MUHAMMAD F.

The motions of respondents for leave to proceed *in forma pauperis* are granted. The petitions for writs of certiorari are denied.

00-491 STEVENS CREEK QUARRY, INC. V. SANTA CLARA COUNTY PLANNING

The motion of California Mining Association, et al., for leave to file a brief as *amici curiae* is granted. The petition for a writ of certiorari is denied.

00-497 FORD MOTOR CO. V. CLAY, DOLORES, ETC., ET AL.

The motion of Washington Legal Foundation for leave to file a brief as *amicus curiae* is granted. The motion of Product Liability Advisory Council, Inc. for leave to file a brief as *amicus curiae* is granted. The petition for a writ of certiorari is denied.

00-5733 DO-NGUYEN, ADVOCATESS M. V. CLINTON, PRESIDENT, ET AL.

00-6408 REFFITT, LINDA M. V. AK STEEL CORP.

The petitions for writs of certiorari before judgment are denied.

00-6419 WHITEHEAD, DAVID L. V. PARAMOUNT PICTURES, ET AL.

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.

#### **HABEAS CORPUS DENIED**

00-6586 IN RE CARL SIMMONS

00-6998 IN RE MICHAEL D. WALKER

The petitions for writs of habeas corpus are



denied.

**MANDAMUS DENIED**

00-6417 IN RE RICHARD C. WHITE

The petition for a writ of mandamus is denied.

**REHEARINGS DENIED**

99-9162 SCRUGGS, JAMES T. V. LEONARD, WARDEN

99-9403 BOLES, RUSSELL M. V. CORRECTIONS CORP. OF AMERICA

99-9840 HOOD, GEORGE O. V. UNITED STATES

99-9843 DULLEN, EUGENE V. INDIANA

99-9877 COLEMAN, LAWRENCE V. KEMNA, SUPT., CROSSROADS

99-9929 JAMES, FRANK A. V. UNITED STATES

99-9977 MURRY, BRUCE F. V. MURRAY, SUPT., GROVELAND

99-9982 PAPPAS, MARCOS V. UNITED STATES

99-10224 MYERS, DANIEL S. V. MICHIGAN

99-10260 LAURIA, GORDON V. UNITED STATES

00-97 ADAMS, LOIS E., ET AL. V. CLINTON, PRES., ET AL.

00-5023 BAYON, CARLOS V. SUNY AT BUFFALO, ET AL.

00-5024 BAYON, CARLOS V. SUNY AT BUFFALO, ET AL.

00-5026 JOHNSON, ROBERT W. V. BRIGANO, WARDEN

00-5181 FOSTER, TIMOTHY T. V. GEORGIA

00-5272 BOWEN, JOHN F. V. NORTH CAROLINA

00-5414 MURDOCK, MARK ALLEN V. JAMES, SYLVIA A., ET AL.

00-5430 BAYON, CARLOS V. FLORIDA, ET AL.

00-5643 FELS, ALEXANDER A. V. IRETON, MICHAEL K., ET AL.

00-6157 JOWERS, LYNN S. V. GREEN CHIMNEYS CHILD. SERV.

The petitions for rehearing are denied.

99-9951 ALFORD, RICKEY L. V. USDC ND CA

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

00-197 TSU, JOSEPH, ET UX. V. VOS, JOHN A., ET AL.

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

#### **ATTORNEY DISCIPLINE**

D-2179 IN THE MATTER OF DISBARMENT OF CLIFFORD LEON LEE

Clifford Leon Lee, of Fayetteville, North Carolina, having been suspended from the practice of law in this Court by order of August 7, 2000; and a rule having been issued and served upon him requiring him to show cause why he should not be disbarred; and the time to file a response having expired;

It is ordered that Clifford Leon Lee is disbarred from the practice of law in this Court.

D-2196 IN THE MATTER OF DISBARMENT OF JAMES F. PINGEL, JR.

James F. Pingel, Jr., of Tampa, Florida, having been suspended from the practice of law in this Court by order of October 2, 2000; and a rule having been issued and served upon him requiring him to show cause why he should not be disbarred; and the time to file a response having expired;

It is ordered that James F. Pingel, Jr., is

disbarred from the practice of law in this Court.

D-2198 IN THE MATTER OF DISBARMENT OF RICHARD A. GRADDOCK

Richard A. Graddock, of West Palm Beach, Florida, having been suspended from the practice of law in this Court by order of October 2, 2000; and a rule having been issued and served upon him requiring him to show cause why he should not be disbarred; and the time to file a response having expired;

It is ordered that Richard A. Graddock is disbarred from the practice of law in this Court.

D-2201 IN THE MATTER OF DISBARMENT OF DOUGLASS EDWARD HUBERT

Douglas Edward Hubert, of Monterey, California, having been suspended from the practice of law in this Court by order of October 2, 2000; and a rule having been issued requiring him to show cause why he should not be disbarred;

It is ordered that Douglas Edward Hubert is disbarred from the practice of law in this Court.

D-2219 IN THE MATTER OF DISBARMENT OF FREDERICK A. PETZ

Frederick A. Petz, of Grosse Point Woods, Michigan, 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.

D-2220 IN THE MATTER OF DISBARMENT OF PAUL DRAGER

Paul Drager, of Peekskill, 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.

D-2221 IN THE MATTER OF DISBARMENT OF JAY A. WALLMAN

Jay A. Wallman, 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.

**RECESS ORDER**

The Court will take a recess from Monday, December 11, 2000, until Monday, January 8, 2001.