

(ORDER LIST: 540 U.S.)

MONDAY, DECEMBER 8, 2003

ORDERS IN PENDING CASES

03M35 ANKERMAN, WILLIAM L. V. CT STATEWIDE GRIEVANCE COMM.

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

105, ORIG. KANSAS V. COLORADO

The Fourth Report of the Special Master is received and ordered filed. Exceptions to the Report, with supporting briefs, may be filed within 45 days. Replies, if any, with supporting briefs, may be filed within 30 days.

02-626 SOUTH FL WATER MGMT. V. MICCOSUKEE TRIBE, ET AL.

The motion of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument is granted.

02-1667 TENNESSEE V. LANE, GEORGE, ET AL.

The motion of the Solicitor General for divided argument is granted. The motion of Alabama, et al. for leave to participate in oral argument as *amici curiae* and for divided argument is denied.

03-218 ASHCROFT, ATT'Y GEN. V. ACLU, ET AL.

The motion of the Solicitor General to dispense with printing the joint appendix is granted.

CERTIORARI GRANTED

03-167 UNITED STATES V. BENITEZ, CARLOS D.

The petition for a writ of certiorari is granted limited to

Question 1 presented by the petition.

CERTIORARI DENIED

02-10024 SARGENT, ROSCOE B. V. UNITED STATES
02-11188) ORTIZ, ARBOLEDA A. V. UNITED STATES
))
03-5286) SINISTERRA, GERMAN C. V. UNITED STATES
03-170 MARQUEZ, VINCENT V. GUTIERREZ, R. J.
03-197 KING, ALFRED G. V. RUMSFELD, SEC. OF DEFENSE
03-326 RARITAN COMPUTER, INC. V. APEX, INC.
03-337 ROSSI, PATRICK V. TROY STATE UNIVERSITY, ET AL.
03-349 THWEATT, JACK V. ELECTRONIC DATA SYSTEMS CORP.
03-364 TAYLOR, ZACHARY, ET AL. V. LOBATO, EUGENE, ET AL.
03-478 SINGH, SABRIYANA M. V. PRUDENTIAL HEALTH CARE PLAN
03-487 INT'L BHD. OF ELEC. WORKERS V. CARNEY, ANDREW
03-488 IGT V. COLLINS MUSIC CO., INC.
03-489 HELFRICH, RICHARD B., ET AL. V. CARLE CLINIC ASSOC., P.C.
03-490 HERSCHAFT, ALLEN S. V. BLOOMBERG, MAYOR, ET AL.
03-492 KLEVEN, YVETTE G., ETC., ET AL. V. HOUSEHOLD BANK F.S.B.
03-495 LEBER, ALISON, ET AL. V. UNIVERSAL MUSIC AND VIDEO
03-502 TOWER INS. CO. V. TRINITY EVANGELICAL CHURCH
03-504 LaFACE RECORDS, ET AL. V. ROSA PARKS
03-505 BRASS, ROGER V. LOS ANGELES COUNTY, CA, ET AL.
03-506 SPIERER, CHRISTOPHER, ET UX. V. FEDERATED DEPARTMENTAL STORES
03-512 AVERY, WILLIAM K. V. HPCS, INC.
03-523 SAVASTA AND COMPANY, INC. V. GEROSA, ALFRED G., ET AL.
03-524 SKIPPER, WILBERT, ET AL. V. GIANT FOOD, INC., ET AL.
03-532 ROBINSON, WILLIAM, ET AL. V. FAKESPACE LABS, INC.

03-535) INDU CRAFT, INC. V. BANK OF INDIA, ET AL.
)
 03-541) TRENDI SPORTSWEAR, INC. V. BANK OF INDIA, ET AL.
 03-539 W. WIRELESS CORP. V. SD DEPT. OF REVENUE
 03-543 CAPUTO, GARRY L. V. SEALED AIR CORPORATION
 03-558 STROUP, RALPH V. BARNHART, COMM'R, SOCIAL SEC.
 03-567 LEZAJIC, DJORDJE V. ASHCROFT, ATT'Y GEN., ET AL.
 03-570 SANGHVI, SMITA, ET AL. V. CLAREMONT, CA
 03-579 FLORIDA V. DIAZ, JOHNNY
 03-593 ST. JULIEN, MARK V. LOUISIANA
 03-606 BAFFERT, BOB V. CA HORSE RACING BD., ET AL.
 03-608 DAVIS, NATHAN, ET AL. V. JUDY, TANGIE, ET AL.
 03-610 ABE, BABASHOLA V. MI STATE UNIV.
 03-613 STOOKSBURY, ROBERT E. V. ROHM & HAAS CO.
 03-621 SCOTT, RUSSELL A., ET UX. V. LOLA CRANE RENTAL CO., ET AL.
 03-626 BOISE CASCADE CORP. V. OR BD. OF FORESTRY
 03-5103 LANGFORD, CHRISTOPHER T. V. UNITED STATES
 03-5718 WYMAN, DENNIS V. UNITED STATES
 03-5747 DAVIS, MERLAN F. V. FLORIDA
 03-5816 LONG, KENNETH K. V. UNITED STATES
 03-6029 COLLINS, BOBBY M. V. UNITED STATES
 03-6217 SNOW, PRENTICE J. V. CALIFORNIA
 03-6481 SALINAS, GUMERCINDO V. UNITED STATES
 03-6511 ESPINOZA, SALVADOR J. V. UNITED STATES
 03-6543 STEPTOE, ANTHONY D. V. UNITED STATES
 03-6544 LOPEZ, VICENTE V. UNITED STATES
 03-6558 ANCIRA, DOLORES V. UNITED STATES
 03-6597) FRANKLIN, JEFFREY V. UNITED STATES
)
 03-7112) EDWARDS, DAVE V. UNITED STATES

)
) 03-7120 BURNES, EARNEST L. V. UNITED STATES
03-6653 ZIMMERMAN, KEVIN L. V. DRETKE, DIR., TX DCJ
03-6681 GREENBERG, ROBERT I. V. ST. PAUL, MN, ET AL.
03-6743 EVANS, JOHNNY E. V. GARCIA, WARDEN
03-6745 HENDRICKS, KEVIN V. VAUGHN, SUPT., GRATERFORD
03-6750 SINGLETON, NATHANIEL KEITH V. DRETKE, DIR., TX DCJ
03-6751 THOMAS, TAMMY A. V. TX DCJ
03-6758 HARRIS, JAMES E. V. SCRIBNER, WARDEN
03-6759 HOMICK, ROBERT V. ALAMEIDA, DIR., CA DOC, ET AL.
03-6760 GONZALEZ, FELIX M. V. LEWIS, WARDEN
03-6761 GREENE, JOSEPH D. L. V. VIRGINIA
03-6768 ESCOBAR-APANTENCO, ARMANDO V. UNITED STATES
03-6770 WOODARD, VICTOR V. SENKOWSKI, SUPT., CLINTON
03-6773 DAVENPORT, SWANY D. V. UNITED STATES
03-6774 MORRISETTE, WILLIAM W. V. VIRGINIA
03-6776 ORR, DENNIS A. V. SONNEN, WARDEN
03-6777 HOSTY, MARGARET, ET AL. V. USDC ND IL
03-6778 JAMES, CHARLES E. V. WILSON, WARDEN
03-6779 TURNER, WILLIAM D. V. KLEM, SUPT., MAHANOY, ET AL.
03-6780 JOHNSON, RAYMOND L. V. KUGLER, R., ET AL.
03-6785 JONES, MARLENE B. V. SOUTHWEST FIDUCIARY, INC., ET AL.
03-6786 PEARSON, DEMETRIC G. V. SAAR, MARY A.
03-6789 BRACKENS, CLINTON R. V. CAIN, WARDEN
03-6790 PEARSON, DEMETRIC G. V. SAAR, SEC., MD DOC, ET AL.
03-6791 PETERSON, DAVID M. V. FLORIDA
03-6792 ANAYA, JOSEPH A. V. LEWIS, WARDEN
03-6794 PAYTON, GREGORY P. V. MISSISSIPPI

03-6796 SEPEDA, ANTONIO V. REX, JUDGE, ETC.

03-6799 SULLIVAN, BRIAN V. STRAUB, WARDEN

03-6800 WILLIAMS, CYNTHIA R. V. MIR MITCHELL & CO., L.L.P.

03-6803 BANKS, MARSHALL L. V. OHIO, ET AL.

03-6805 BERGERON, JEROME V. CAIN, WARDEN

03-6809 SCIBLE, LAWRENCE E. V. COOKMAN, JUDGE, ETC.

03-6811 ESPINAL, PEDRO V. CAREY, WARDEN

03-6812 CASEY, FLETCHER V. ARIZONA

03-6816 DI NARDO, ANNA V. CIRCUIT COURT OF FL, ET AL.

03-6823 PARR, GREGORY V. BERGHUIS, WARDEN

03-6825 BOCANEGRA, PAUL D. V. McGRATH, WARDEN

03-6826 SALAZAR, CHRISTOPHER J. V. DRETKE, DIR., TX DCJ

03-6830 FLORES, FELIPE V. UNITED STATES

03-6838 DIAZ, JOSE V. ALAMEIDA, DIR., CA DOC, ET AL.

03-6842 EVANS, CHUCK V. COURT OF COMMON PLEAS OF OH

03-6848 TUPPER, GARY A. V. TUPPER, LAURI A.

03-6849 PORTER, BETTY R. V. WELSH, JENNIFER, ET AL.

03-6857 BELLE, ANITA E. V. FLORIDA BAR

03-6864 PINEDA, CHARLES D. V. BARNHART, COMM'R, SOCIAL SEC.

03-6882 COWART, RICHARD V. INDIANA

03-6887 VERISSIMO, MANUEL V. INS

03-6888) MARIN-MARTINEZ, CAESAR A. V. UNITED STATES

03-6902) CUERO, JOSE N. V. UNITED STATES

03-6905) SANTANA, ELMER Z. V. UNITED STATES

03-7091) MICHILENO, CARLOS V. V. UNITED STATES

03-6889 MADDELA, JOHN B. V. INS

03-6915 MEDINA, DAVID V. CALIFORNIA

03-6932 EL, AUBREY J. V. VA DEPT. OF SOCIAL SERVICES

03-6942 SNOW, STEPHEN F. V. CALIFORNIA

03-6954 HENSLEY, CARRIE E. V. BARNHART, COMM'R, SOCIAL SEC.

03-6956 GREGORY, REYNARD V. PENNSYLVANIA

03-6966 BURNS, THOMAS V. PHILLIPS, SUPT., GREEN HAVEN

03-6970 GONZALEZ, JUAN V. VARNER, SUPT., SMITHFIELD

03-6980 GONZALEZ, LAMAR V. UNITED STATES

03-6990 KLEMP, CODY W. V. PRUNTY, WARDEN, ET AL.

03-6991 LAMAR, DENNIS V. GRAVES, WARDEN

03-6995 BADILLO-LEIJA, ANDRES V. UNITED STATES

03-7008 HAILE, TSEGAI V. MORAN, ADRIENNE M., ET AL.

03-7014 HARRIS, FRANCIS B. V. PENNSYLVANIA

03-7023 FLOOD, RICHARD V. STICKMAN, SUPT., GREENE, ET AL.

03-7029 CABALLERO, WILFREDO V. MEYERS, SUPT., ROCKVIEW, ET AL.

03-7036 GREEN, HERMAN U. V. CROSBY, DIR., FL DOC, ET AL.

03-7057 GWIN, BOBBY D. V. HARRIS, TODD C., ET AL.

03-7110 NUNEZ, MANUEL D. V. UNITED STATES

03-7122 SMITH, MARVIN V. MCGRAW, ATT'Y GEN. OF WV, ET AL.

03-7136 NOM, SAROURT V. SPENCER, SUPT., NORFOLK, ET AL.

03-7150 ARRIAGA-GARCIA, JOSE A. V. UNITED STATES

03-7163 WILKINS, TORRANCE L. V. UNITED STATES

03-7164 GALLOWAY, RASHFORD E. V. UNITED STATES

03-7188 WASHINGTON, TONY R. V. UNITED STATES

03-7207) ALEXANDER, CHRISTOPHER V. UNITED STATES

03-7343) ALEXANDER, CRAIG V. UNITED STATES

03-7216 DIAZ, LUIS V. UNITED STATES

03-7226 MORAGA, ROMAN H. V. UNITED STATES

03-7232 WINSETT, SHELIA V. PRINCIPI, SEC. OF VA

03-7234 DADI, ALI R. V. HARO, WARDEN

03-7254 SALDANA, SERGIO V. UNITED STATES
03-7261 MUSSAYEK, ALEX V. UNITED STATES
03-7263 McCAULEY, DEAN C. V. UNITED STATES
03-7264 QUINONES, RICARDO V. UNITED STATES
03-7265 TAYLOR, WARREN S. V. CIRCUIT COURT OF VA
03-7266 VARGAS, RENE S. V. ABBOTT, WARDEN, ET AL.
03-7267 WOMACK, DOTTIE M. V. DEPT. OF MEDICAL ASSISTANCE, VA
03-7273 OMUNA, WILLIAM N. V. IRS, ET AL.
03-7284 REDDITT, JASON V. UNITED STATES
03-7285 KIMLER, RANDY C. V. UNITED STATES
03-7286 KANDA, ALAIN K. V. UNITED STATES
03-7287 MARTIN, GREGORY L. V. UNITED STATES
03-7289 COOPER, ANDRE R. V. UNITED STATES
03-7290 CRUZ, NICHOLAS U. V. UNITED STATES
03-7291 DUVAL, JOHN A. V. UNITED STATES
03-7292 CHAMORRO-GARCIA, JUAN A. V. UNITED STATES
03-7294 SWIFT, RICKEY V. UNITED STATES
03-7295 BANCROFT, ROBERT B. V. UNITED STATES
03-7298 POWELL, VERNON V. UNITED STATES
03-7302 BETANCOURT, DIEGO R. V. UNITED STATES
03-7303 BONDURANT, ROBERT W. V. UNITED STATES
03-7311 TREVINO, STEVEN V. UNITED STATES
03-7312 UMEZURIKE, ALFRED V. UNITED STATES
03-7316 ALLEN, SHAWN L. V. UNITED STATES
03-7317 AJENIFUJA, BASHIR O. V. UNITED STATES
03-7318 JEFFERSON, WILLIE V. UNITED STATES
03-7319 MAYNARD, JIMMY L. V. UNITED STATES
03-7323 HENDRICKSON, CONWAY V. UNITED STATES

03-7325 GARNER, SHAWN L. V. UNITED STATES
03-7327 GONZALEZ, JOSE A. V. UNITED STATES
03-7328 ANDERSON, RONNIE L. V. UNITED STATES
03-7329 LOVE, BRUCE A. V. WISCONSIN
03-7332 KAMINSKI, JOHN F. V. UNITED STATES
03-7333 McQUINN, ATARAH V. UNITED STATES
03-7341 GREESON, GEORGE A. V. UNITED STATES
03-7342 HORNE, ANTONIO L. V. UNITED STATES
03-7347 CLINTON, KARLOS A. V. UNITED STATES
03-7350 LANGFORD, JAMES R. V. UNITED STATES
03-7353 DAVIS, CURTIS V. UNITED STATES
03-7354 McKENZIE, MAURICE E. V. UNITED STATES
03-7359 ARENAS-ORTIZ, PABLO V. UNITED STATES
03-7360 PRATT, ALICIA V. UNITED STATES
03-7362 CHRISTOPHER, CHARLES S. V. SISNEROS, WARDEN
03-7363 SIMMONS, BRUCE V. UNITED STATES
03-7367 CASTILLO-HERNANDEZ, ISIDRO V. UNITED STATES
03-7369 VENTRE, CARLO A. V. UNITED STATES
03-7379 LaMERE, KARIN M. V. UNITED STATES
03-7383 PEREZ-BOLLANO, WILLIAM E. V. UNITED STATES
03-7385 PATTERSON, JASON B. V. UNITED STATES
03-7392 WHETHERS, RONALD V. UNITED STATES
03-7393 TIGNOR, DAVID L. V. UNITED STATES
03-7397 KIRBY, HARRY C. V. UNITED STATES

The petitions for writs of certiorari are denied.

03-6737 WHITE, JAMES B. V. MURRAY, UT, ET AL.
03-6820 SHORES, FRED V. BECK, SEC., NC DOC

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.

03-6827 ORBE, DENNIS M. V. TRUE, WARDEN

The motion of Association of the Bar of the City of New York, et al. for leave to file a brief as *amici curiae* is granted. The petition for a writ of certiorari is denied.

03-7280 METCALF, BRADFORD V. UNITED STATES

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

HABEAS CORPUS DENIED

03-7413 IN RE YUESEYUAN CRUEL

The petition for a writ of habeas corpus is denied.

MANDAMUS DENIED

03-6788 IN RE J. BENJAMIN ODOMS

03-6844 IN RE ALLEN CROSBY

The petitions for writs of mandamus are denied.

REHEARINGS DENIED

02-10661 VEL OWEN, TRINITY V. SUPREME COURT OF SD

02-10748 CASTILLE, LORETTA V. TELETECH CUSTOMER CARE MGMT.

02-10757 YOUNG, LARRY V. ILLINOIS

02-10786 STRUCK, JAMES T. V. ATF

02-10839 ALLEY, SEDLEY V. BELL, WARDEN

02-10856 SEPULVEDA, JOSE E. V. UNITED STATES

02-10951 NIMMONS, DWAYNE C. V. CAMPBELL, LARRY, ET AL.

02-11038 SPIDLE, LAWRENCE D. V. GAMMON, SUPT., MOBERLY
02-11090 PAKALINSKY, ALEXANDER J. V. VAUGHN, SUPT., GRATERFORD
02-11156 HALL, GREGORY A. V. LAMARQUE, WARDEN
02-11381 RUTLEDGE, TOMMY L. V. UNITED STATES
03-16 KRILICH, ROBERT R. V. UNITED STATES
03-122 DING, YUNHONG, ETC. V. ENGLER, JOHN, ET AL.
03-5026 IN RE BOBBY LEE HUBBARD
03-5092 GERA, JOHN M. V. HASSENFELD, ALAN, ET AL.
03-5106 JAMES, SCHENVISKY V. JONES, WARDEN
03-5332 SALLIE, WILLIAM C. V. GEORGIA
03-5390 CRANDALL, LOUIE V. DORMIRE, SUPT., JEFFERSON CITY
03-5829 GILMORE, SHAMEIKA L. V. AT&T CORP.
03-5874 CRAWFORD, EDDIE A. V. HEAD, WARDEN
03-5889 ZUMETA, EDDY S. V. MANN, FREDERICK R.
03-5956 WILLIAMS, NANON M. V. TEXAS
03-6055 NEWSOME, VOGEL D. V. ENTERGY NEW ORLEANS, ET AL.
03-6088 COLEMAN, RICHARD L. V. HARRISON, WARDEN, ET AL.

The petitions for rehearing are denied.

02-11369 WILSON, BRENDA V. V. CIA

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

RECESS ORDER

The Court will take a recess from Monday, December 15, 2003, until Monday, January 12, 2004.