

(ORDER LIST: 537 U.S.)

MONDAY, NOVEMBER 18, 2002

ORDERS IN PENDING CASES

02M37 MURRAY, JAMES M. V. GOLDMAN, TED

02M38 ARELLANO, KENNETH V. SIKORSKY AIRCRAFT

02M39 SANTOS, DELORES A. DELOS V. OPM

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

02M36 DOUGLAS, TERRY M. V. DUCOMB CENTER, ET AL.

The motion to direct the Clerk to file a a petition for a writ of certiorari out-of-time under Rule 14.5 is denied.

128, ORIG. ALASKA V. UNITED STATES

The motion of the Special Master for fees and reimbursement of expenses is granted, and the Special Master is awarded a total of \$86,070.21 for the period April 17, 2002 through October 16, 2002, to be paid equally by the parties.

01-11029 GOBBI, JARA U. V. BANK OF NEW YORK, ET AL.

02-5218 STURDZA, ELENA V. UNITED ARAB EMIRATES, ET AL.

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

01-1325 WASHINGTON LEGAL FOUNDATION V. LEGAL FOUNDATION OF WA

The motion of respondents Justices of the Supreme Court of Washington for divided argument is granted.

01-1444 CHAVEZ, BEN V. MARTINEZ, OLIVERIO

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

02-197 MONSANTO CO. V. BAYER CropSCIENCE, S. A.

02-429 DETHMERS MANUFACTURING CO. V. AUTOMATIC EQUIPMENT MFG. CO.

The Solicitor General is invited to file briefs in these cases expressing the views of the United States.

CERTIORARI GRANTED

02-403 FEC V. BEAUMONT, CHRISTINE, ET AL.

The petition for a writ of certiorari is granted.

02-311 WIGGINS, KEVIN V. CORCORAN, WARDEN, ET AL.

The petition for a writ of certiorari is granted limited to Question 2 presented by the petition.

02-479 MEDICAL BD. OF CA V. HASON, MICHAEL J.

The motion of the United States for leave to intervene is granted. The motion of respondent for leave to proceed *in forma pauperis* is granted. The petition for a writ of certiorari is granted limited to Question 1 presented by the petition.

CERTIORARI DENIED

01-10303 MOZLEY, DORIS N. V. CIR
01-10551 DeJESUS, JOSE V. PENNSYLVANIA
01-11015 EVANS, LeROY V. KINGSVILLE, TX
02-202 D. L. CROMWELL INVESTMENTS V. NASD REGULATION, INC.
02-209 FERNANDEZ, PETER N., ET AL. V. UNITED STATES
02-217 WILSON, VICTORIA, ET AL. V. UNITED STATES, ET AL.
02-218 GRINE, ROBERT W., ET AL. V. COOMBS, WILLIAM R., ET AL.
02-223 ANGARONE, KENNETH, ET AL. V. IENCO, JOSEPH P.
02-346 INT'L UNION OF ENGINEERS V. LOWE EXCAVATING CO.
02-397 DELOITTE & TOUCHE LLP, ET AL. V. DiRIENZO, GABRIEL, ET AL.
02-399 KRAFT, EVELYN R. V. CAL-WESTERN RECONVEYANCE
02-404 BAZARGANI, TAWOOS V. HAVERFORD ST. HOSP.
02-407 HUNTSINGER, EVA B. vs. BD. OF DIR. OF E-470
02-410 GREEN, JOHN V. GIANOS, WILLIAM, ET AL.
02-411 PLAYGIRL, INC. V. SOLANO, JOSE
02-412 TEDFORD, KIRK V. BENCHMARK INS. CO., ET AL.
02-417 McAULEY, DONAN B. V. KENNAY, DORIS J.
02-418 CONSOLIDATED EDISON COMPANY V. ASHCROFT, ATT'Y GEN., ET AL.
02-421 SCRUGGS, RICHARD, ET AL. V. DAYNARD, RICHARD A.
02-422 STAPLES, MARK V. FRANCHISE TAX BOARD OF CA
02-423 SATHYAVAGLSWARAN, L., ET AL. vs. NEWMAN, ROBERT, ET AL.
02-427 COSTERUS, ALEC S. vs. NEAL, BARRY, ET AL.
02-431 LIEBEL, YVONNE, ET AL. V. VISITING NURSE ASSN., ET AL.
02-433 MARSH, JOHN V. CIR
02-436 PICKENS MECHANICAL, ET AL. V. FIRST ENTERPRISE BANK
02-438 JONES, JANICE V. ROBINSON, DANNY P., ET AL.

02-448 HILL, JEREMY D. V. FREEPORT, TX, ET AL.
02-449 HOLIDAY QUALITY FOODS, INC. V. DORAN, JERRY
02-456 ROJAS, EDUARDO E. V. IONICS, INC., ET AL.
02-457 ROLLESTON, MORETON V. ESTATE OF SIMS, ET AL.
02-459 FRANCISCO, ERNESTO V. M/T STOLT ACHIEVEMENT
02-462 PROVIDENT LIFE & ACCIDENT V. COOPER, DAVID C.
02-465 VARGAS, DAVID M. V. CALIFORNIA
02-480 ADAMS, DANTE V. IN DEPT. OF REVENUE
02-491 MICCOSUKEE TRIBE OF INDIANS V. TAMIAMI PARTNERS, LTD.
02-495 SOKOLOV, OLEG V. TREX MEDICAL CORP.
02-502 M-3 & ASSOCS., INC. V. CARGO SYSTEMS, INC., ET AL.
02-505 CURREY, JAMES C., ET AL. V. DALLAS, TX
02-532 McCLURE, RICHARD P. V. GALVIN, SEC. OF MA
02-533 WILLIAMS, JESSICA V. NEVADA
02-539 MARTIN, MARTHA DE LA CARIDAD V. UNITED STATES
02-549 DAILY, LOUIS G. V. JUSTICES, PA CT. COMMON PLEAS
02-582 CUNI, OSCAR V. UNITED STATES
02-586 CARBONE, RUSSELL V. UNITED STATES
02-590 SACCOCCIA, STEPHEN A. V. UNITED STATES
02-600 BORGES, JOSE E. V. UNITED STATES
02-5036 TINAJERO, CESAR R. V. UNITED STATES
02-5230 YOUNG, LAPHONSE V. UNITED STATES
02-5278 BUENO, JULIAN C. V. UNITED STATES
02-5366 MANTECON-ZAYAS, NELSON V. UNITED STATES
02-5781 JACKSON, SHONELLE V. ALABAMA
02-5796 SCOTT, ROBERT V. UNITED STATES
02-5922 LOMAX, CLARENCE J. V. UNITED STATES

02-5938 WHITBY, ADONIS B. V. CENTRAL GEORGIA HEALTH SYS.

02-6229) REDDEN, LEWIS V. GALLEY, WARDEN, ET AL.
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02-6297) REDDEN, LEWIS V. MADES, CHARLES, ET AL.

02-6258 CHAPPELL, WILLIAM W. V. COCKRELL, DIR., TX DCJ

02-6273 ROJAS, LEONARD U. V. COCKRELL, DIR., TX DCJ

02-6299 TORRES, JUAN V. BUTLER, WARDEN

02-6300 WEBSTER, J. W. vs. MISSISSIPPI

02-6302 YOWEL, HABAKKUK E. B. vs. WARNER, GOV. OF VA, ET AL.

02-6305 JOHNSON, CALVIN V. GREINER, SUPT., GREEN HAVEN

02-6309 ASHLEY, RICKY V. REASONER, JUDGE, USDC ED AR

02-6311 BROWN, LEON T. V. COCKRELL, DIR., TX DCJ

02-6313 SHAW, OSCAR L. vs. TX DCJ, ET AL.

02-6314 SHELTON, THOMAS R. V. RICHMOND PUBLIC SCHOOLS

02-6315 RAMIREZ, RUDOLFO V. MOORE, SEC., FL DOC

02-6316 SHOEMAKER, DAVID N. V. KYLER, SUPT., HUNTINGDON

02-6317 NELSON, BARRY R. V. CURTIS, WARDEN, ET AL.

02-6329 HUNT, JASON HUGH D. V. RUSHTON, WARDEN, ET AL.

02-6331 HARRIS, GERALD M. V. MOORE, SEC., FL DOC

02-6347 NEWTON, MARCUS A. V. TEXAS

02-6348 ROYSTER, JOHN P. V. GREINER, SUPT., GREEN HAVEN

02-6350 LAMONS, JONATHAN V. MARSHALL, WARDEN

02-6352 LADMIRAULT, LEON A. V. CASTRO, WARDEN

02-6365 TRETHERWEY, JOANN J. V. FARMON, WARDEN

02-6366 DOBELLE, RICHARD V. MOORE, SEC., FL DOC, ET AL.

02-6373 JAQUEZ, JOEY V. LOCKYER, ATT'Y GEN. OF CA

02-6392 McCLAIN, MARK H. V. HEAD, WARDEN

02-6395 MARTIN, ANTHONY W. V. SCOTT, W. B., ET AL.

02-6396 JOST, TIMOTHY J. V. COCKRELL, DIR., TX DCJ
02-6397 BARNHILL, RODNEY D. V. ILLINOIS
02-6398 BASNIGHT, KENNETH V. KEANE, SUPT., WOODBOURNE
02-6403 PROSSER, CHRISTOPHER L. V. STUBBLEFIELD, SUPT., MO
02-6405 SMITH, JONATHAN V. CALIFORNIA
02-6411 BURLESON, B. J. vs. WARD, DIR., OK DOC
02-6412 WARD, TIMOTHY V. HI DEPT. OF HUMAN SERVICES
02-6418 MANS, FREDDIE L. V. YOUNG, WARDEN
02-6420 NATURALITE, JAMI V. PEPLER, BRIAN A.
02-6421 SWAIN, MICHAEL V. MOORE, SEC., FL DOC
02-6423 STRONG, JOHN D. V. HOOKS, WARDEN, ET AL.
02-6433 RIMMER, ROBERT V. FLORIDA
02-6454 JAMES, TEDDY V. CALIFORNIA
02-6458 CHAPMAN, J. TODD vs. USDC WD PA
02-6467 KELLY, ARTIS J. V. FLORIDA
02-6468 VLIET, RANDY V. RENICO, WARDEN
02-6469 WILSON, HENRY V. VAUGHN, SUPT., GRATERFORD
02-6472 COLLINS, KATHLEEN, ET AL. V. FCC/NATIONAL BANK
02-6476 SANCHEZ, RAMON V. COCKRELL, DIR., TX DCJ
02-6499 NORRIS, JAMES E. V. DEPT. OF LABOR
02-6533 NEWMAN, HERMAN C. V. VIRGINIA
02-6561 GARZA, FRED A. vs. S. TX COM. COLLEGE, ET AL.
02-6576 SCOTT, HAROLD J. V. WALSH, SUPT., SULLIVAN
02-6580 TYLER, CHRISTOPHER J. V. UNITED STATES
02-6593 WARD, GARY D. V. ANGELONE, DIR., VA DOC
02-6598 YOUNG, JOHN V. ST. CHARLES, MO, ET AL.
02-6622 WILLIAMS, VICTOR W. V. NORTH CAROLINA

02-6626 OWENS, ANTOINE V. BOWERSOX, SUPT., S. CENTRAL
02-6660 BESARABA, JOSEPH A. V. MOORE, SEC., FL DOC
02-6666 FINCHAM, MICHAEL V. ANGELONE, DIR., VA DOC
02-6695 BREEDLOVE, LAWRENCE V. WOOD, TANA, ET AL.
02-6778 McCLOUD, TERRANCE E. V. FLORIDA
02-6788 GARZONI, MICHAEL J. V. KMART CORP.
02-6792 HANNA, JAMES G. V. OHIO
02-6794 RAY, HAROLD D. V. UNITED STATES
02-6795 JOHNSON, JOHN C. V. UNITED STATES
02-6799 NYLAND, JEFFREY F. V. MOORE, SEC., FL DOC, ET AL.
02-6801 POPE, RAY P. V. UNITED STATES
02-6805 WATKINS-EL, LARRY E. V. UNITED STATES
02-6807 WILCOX, RICKY D. V. PETERSON, WARDEN
02-6808 TORRES-HERRERA, RODOLFO V. UNITED STATES
02-6831 BOONE, HUGH W. V. FLORIDA
02-6849 DUNNOCK, DANA V. UNITED STATES
02-6851 McLECZYNSKY, ALEX V. UNITED STATES
02-6853 MARTINEZ-LAREDO, MARTIN V. UNITED STATES
02-6856 FAREED, JAMEEL A. V. UNITED STATES
02-6857 COX, GAYLON R. V. UNITED STATES
02-6868 LORA, WILFREDO V. UNITED STATES
02-6870 BENDER, JEREMY V. UNITED STATES
02-6875 BROWN, VICTOR L. V. UNITED STATES
02-6878 GREGORY, ANTHONY V. UNITED STATES
02-6880 HERNANDEZ, EFRAIN V. UNITED STATES
02-6881 RAMIREZ, JORGE V. UNITED STATES
02-6883 COOK, ELGIN A. V. UNITED STATES

02-6884 CARRANZA, EDWARD V. UNITED STATES
02-6885 CRUZ, JUAN C. V. UNITED STATES
02-6886 CHEATWOOD, SCOTT V. UNITED STATES
02-6891 SCRUGGS, SAM R. V. SNYDER, WARDEN
02-6892 OKEREKE, UCHENNA H. V. UNITED STATES
02-6893 MENDOZA-PAZ, CHRISTINA V. UNITED STATES
02-6895 THOMAS, STEPHEN V. UNITED STATES
02-6898 LONGORIA, MIGUEL V. UNITED STATES
02-6901 DUARTE-ACERO, JOSE I. V. UNITED STATES
02-6906 VARGAS, MICHAEL A. V. UNITED STATES
02-6909 MUSTIN, TRAVON V. UNITED STATES
02-6911 MORRIS, DeMARQUES M. V. UNITED STATES
02-6912 NAVARRO, JUAN V. UNITED STATES
02-6914 GARCIA, JORGE L. V. UNITED STATES
02-6916 PHILBERT, RENALDO V. UNITED STATES
02-6918 BERT, LAMANCE C. V. UNITED STATES
02-6920 WOODS, KEITH S. V. UNITED STATES
02-6926 COUCH, BRYAN V. UNITED STATES
02-6929 AUBREY, ROSE M. V. UNITED STATES
02-6930 BEVERLY, CLYDE B. V. UNITED STATES
02-6934 BULLARD, MICHAEL V. UNITED STATES
02-6935 ALLEN, JAMES B. V. UNITED STATES
02-6936 BURTON, MARCO V. UNITED STATES
02-6943 HICKS, ERIC B. V. UNITED STATES
02-6948 HERD, VICTOR D. V. UNITED STATES
02-6958 HICKMAN, STEPHEN P. V. OHIO
02-6968 GONZALEZ, MAYNARD V. UNITED STATES

02-6987 HEDGEWOOD, GREGORY D. V. UNITED STATES

02-7002 HUNTER, DWIGHT L. V. UNITED STATES

The petitions for writs of certiorari are denied.

02-396 DEY, L.P., ET AL. vs. ABBOTT LABORATORIES, ET AL.

02-6370 ROTSCHAFFER, TORI V. KAISER FOUNDATION HEALTH

02-6455 LOVING, DOUGLAS R. V. TRENTS FLYING SERVICE

The petitions for writs of certiorari are denied.

Justice Breyer took no part in the consideration or decision of these petitions.

02-419 GERBER, WILLIAM V. HICKMAN, WARDEN

The motion of Pechanga Band of Luiseno Mission Indians for leave to file a brief as *amicus curiae* is granted. The petition for a writ of certiorari is denied.

02-6303 TAYLOR, CHARLIE L. V. PENNINGTON, RICHARD, ET AL.

02-6416 BOWEN, JOHN F. V. HUNT, GOV. OF NC, ET AL.

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.

HABEAS CORPUS DENIED

02-7048 IN RE ROBERT WADE

02-7057 IN RE WENDELL RICCO

02-7127 IN RE GARRETTE RAGLAND

The petitions for writs of habeas corpus are denied.

MANDAMUS DENIED

02-6419 IN RE MICHAEL D. KELLEY

The petition for a writ of mandamus is denied.

02-6349 IN RE PARNELL SEATON

The motion of petitioner for leave to proceed *in forma pauperis* is denied, and the petition for a writ of mandamus is dismissed. See Rule 39.8.

02-6358 IN RE VIKI CHEN LEE

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

02-6814 IN RE JACK WADE WARREN

The motion of petitioner for leave to proceed *in forma pauperis* is denied, and the petition for a writ of mandamus and/or prohibition is dismissed. See Rule 39.8.

REHEARINGS DENIED

01-10609 CRAWFORD, CURTIS E. V. HARRISON, DENNIS, ET AL.

01-10882 BRAZIEL, HOMER V. ALAMEIDA, DIR., CA DOC

02-23 FOXF, GEORGE J. vs. DEPT. OF NAVY, ET AL.

02-5031 DIAZ, ALBERTO G. V. MERCURY INSURANCE CO.

02-5075 SEDGWICK, PHILLIP W. V. UNITED STATES

The petitions for rehearing are denied.

ATTORNEY DISCIPLINE

D-2332 IN THE MATTER OF DISBARMENT OF ROBERT G. HARLEY

Robert G. Harley, of Brooklyn, New York, having been suspended from the practice of law in this Court by

order of August 5, 2002; 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 Robert G. Harley is disbarred from the practice of law in this Court.