

(ORDER LIST: 522 U. S.)

MONDAY, JANUARY 12, 1998

ORDERS IN PENDING CASES

A-439 HARRY ALLEN PLYLER, ET AL. V. MICHAEL W. MOORE, DIRECTOR,
SOUTH CAROLINA DEPARTMENT OF CORRECTIONS

The application to vacate stay of mandate addressed
to Justice Stevens and referred to the Court is denied.

M-24 ENRIQUE MANZANO V. GARY L. JOHNSON, DIRECTOR, TEXAS DEPARTMENT
OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION

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

M-31 ONI B. COLE V. MILLARD FILLMORE HOSPITAL

M-32 ROSELL LAZARO V. UNITED STATES

M-33 LISA G. MANN V. UNIVERSITY OF CINCINNATI, ET AL.

M-34 SHARON H. CORNELIUS V. EXXON COMPANY USA, ET AL.

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

120 ORIG. NEW JERSEY V. NEW YORK

The motion of Western Mohegan Tribe and Nation of
New York for reconsideration of order denying leave to file
file a brief as *amicus curiae* is denied.

96-1693 HOPKINS, WARDEN V. REEVES, RANDOLPH

96-1923 COHEN, EDWARD V. DE LA CRUZ, HILDA, ET AL.

96-1925 CATERPILLAR, INC. V. INTL. UNION, ET AL.

The motions of the Solicitor General for leave to
participate in oral argument as *amicus curiae* and for

divided argument are granted.

96-1768 FELTNER, C. ELVIN V. COLUMBIA PICTURES TV

The motion of American Intellectual Property Law Association for leave to file a brief as *amicus curiae* is granted.

96-8516 BOUSLEY, KENNETH EUGENE V. BROOKS, WARDEN

The motion of the Solicitor General for divided argument is granted to be divided as follows:
petitioner - 20 minutes; the Solicitor General - 20 minutes; *amicus curiae* in support of judgment below - 20 minutes. The motion of the Solicitor General to substitute the United States as respondent is granted.

96-8732 EDWARDS, VINCENT, ET AL. V. UNITED STATES

The motion for appointment of counsel is granted and it is ordered that Donald P. Sullivan, Esquire, of Rockford, Illinois, is appointed to serve as counsel for the petitioner Horace Joiner in this case.

96-8986 HOHN, ARNOLD F. V. UNITED STATES

The motion of the Solicitor General for divided argument is granted to be divided as follows:
petitioner - 25 minutes; the Solicitor General - 10 minutes; *amicus curiae* in support of judgment below - 25 minutes.

97-42 EASTERN ENTERPRISES V. APPEL, COMM R OF SOC. SEC.

The motion of Davon Inc. for leave to file a brief as *amicus curiae* is granted.

97-300 STEWART, DIR. AZ DOC, ET AL. V. MARTINEZ-VILLAREAL, RAMON

The motion of Criminal Justice Legal Foundation for

leave to file a brief as *amicus curiae* is granted.

97-372 UNITED STATES V. U. S. SHOE CORP.

The motion of Arctic Cat, et al. for leave to file a brief as *amici curiae* is granted.

97-454 UNITED STATES V. CPC INTL., INC., ET AL.

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

97-826) AT&T CORP., ET AL. V. IA UTILITIES BD., ET AL.

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97-829) MCI TELECOMMUNICATIONS CORP. V. IA UTILITIES BD., ET AL.

)
97-831) FCC, ET AL. V. IA UTILITIES BD., ET AL.

The motions of petitioners to expedite consideration of the petitions for writs of certiorari are granted and the several petitions for writs of certiorari will be considered by the Court at its January 23, 1998. Conference. Justice O'Connor took no part in the consideration or decision of this motion.

97-907 IN RE JAMES MARTIN
(A-407)

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

97-6750 ATUAHENE, FRANK V. NJ DOT

The motion of petitioner for leave to proceed *in forma pauperis* is denied. Petitioner is allowed until February 2, 1998, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

CERTIORARI DENIED

- 96- 1405 SMITHS INDUSTRIES MED. SYS. V. KERNATS, SARA, ETC. , ET AL.
- 96- 1493 CAVALLO, ARDITH V. STAR ENTERPRISE, ET AL.
- 96- 1611 COLLAGEN CORP. V. FIORE, ARLENE, ET VIR
- 96- 1742 BELSHE, KIMBERLY, ETC. V. ORTHOPAEDIC HOSP. , ET AL.
- 96- 1987 NIPPON PAPER INDUSTRIES CO. , V. UNITED STATES
- 97- 23 GOEWY, STEPHEN, ETC. , ET AL V. FLUOR DANIEL, INC. , ET AL.
- 97- 149 KHALIFE, WALID, ET AL. V. UNITED STATES
- 97- 338 AKTEPE, AHMET, ET AL. V. UNITED STATES
- 97- 361 COMBS, DARRELL V. MEADOWCRAFT CO.
- 97- 385 WELLS, JOHN V. GOBER, ACTING SEC. OF VA
- 97- 474 ESTATE OF SHAPIRO V. CIR
- 97- 485 CONNECTICUT, ET AL. V. UNITED STATES
- 97- 502 PHAM, THAI V. DEPT. OF JUSTICE, ET AL.
- 97- 511 RHOADES OIL CO. V. UNITED STATES
- 97- 516 HARKER, DENNIS V. UNITED STATES, ET AL.
- 97- 524 SILVA, WILLIAM V. RAM, JAY
- 97- 535 HOPKINS, JEFFREY V. KEN MARKS FORD, ET AL.
- 97- 541 ARREST THE INCINERATOR V. EPA, ET AL.
- 97- 543 MARTIN, MICHAEL, ET UX. V. HORTON, MARK, ET AL.
- 97- 552 DOMINO' S PIZZA, INC. V. EEOC, ET AL.
- 97- 559 RIDDER, STEPHEN V. SPRINGFIELD, OH, ET AL.
- 97- 564 SRS TECHNOLOGIES, INC. V. DEPT. OF DEFENSE, ET AL.
- 97- 568 HAPGOOD, JOHN V. WARREN, OH
- 97- 577 D. L. BAKER, INC. V. NLRB, ET AL.
- 97- 580 SHAKESPEARE COMPANY V. SILSTAR CORP. OF AMERICA
- 97- 584 COX, LEMUEL V. GUILFORD CTY. BD. OF ED.

97-586) HARTMANN, MARK, ET AL. V. LOUDOUN CTY. BD. OF ED.
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 97-769) LOUDOUN CTY. BD. OF ED. V. HARTMANN, MARK, ET AL.
 97-600 KRONBERG, JOHN, ET AL. V. CHICAGO TITLE INS. , ET AL.
 97-603 BOWATER INC. AND SUBS. V. CIR
 97-607 McCARRON, JOHN V. FDIC, ETC.
 97-614 VACCARO, JOHN JOSEPH V. UNITED STATES
 97-642 McGRAW, DARRELL, ETC. V. BETTER GOVT. BUREAU, INC.
 97-674 LIPIN, JOAN CAROL V. AM NATL. RED CROSS, ET AL.
 97-676 FORD, DEBRA V. LAWRENCE, EDGAR, ETC. , ET AL.
 97-681 ASHTON, LEWIS V. DEPT. OF VETS AFFAIRS, ET AL.
 97-682 SERAPION, MARGARITA V. MARTINEZ, F. , ET AL.
 97-687 WOOD, FRANK, ETC. V. BAINBRIDGE, ELDEN, ET AL.
 97-691 MICHAEL F. , ETC. V. CYPRESS-FAIRBANKS SCH. DIST.
 97-693 SWEKEL, DELORES, ETC. V. HARRINGTON, GREGORY, ET AL.
 97-701 HIGH RIDGE ASSOC. , INC. V. GREEN, AARON, ET UX.
 97-702 SEACOR MARINE, INC. V. CHEVRON, U. S. A. , INC.
 97-707 HUARD, DEBORAH V. O'CONNOR, ERNEST
 97-709 SMITH, C. W. , ET AL. V. GWINNETT COUNTY, GA
 97-710 KILCOYNE, PAULA V. BENTLEY COLLEGE, ET AL.
 97-711 ALLRED, MICHAEL V. MOORE & PETERSON, ET AL.
 97-717 TRINITY INDUSTRIES V. JOHNSTOWN AM CORP. , ET AL.
 97-721 SAN JOAQUIN, CA, ET AL. V. CA WATER RESOURCES CONTROL
 97-727 ANDERSON, ELOISE, ET AL. V. CAPITOLA LAND, ET AL.
 97-729 ANONYMOUS V. WILENTZ, RICHARD, ET AL.
 97-730 ANONYMOUS V. KAYE, CHIEF JUDGE, ET AL.
 97-733 DAVID B. , ET AL. V. McDONALD, JESS
 97-735 TROUT, STANLEY V. BLUE ASH, OH
 97-738 OMAHA, NE V. DOANE, ROYCE

97-744 HINKEL, ANNA V. HINKEL, CURTIS, ET AL.

97-748 WATSON, EARL J. V. HILL, SUPT., ODOM

97-749 SCHWARTZ, BARRY K., ET AL. V. SULLIVAN, ROGER

97-751 SHAHAR, ROBIN JOY V. BOWERS, MICHAEL, ET AL.

97-752 STEELE, RON, ET AL. V. WALLA WALLA, WA

97-756 BURGE, HARVEY, ET AL., V. BEHR, PAUL, ET UX.,

97-757 EINHEBER, JACK V. PUB. EMPLOY. REL. BD. OF CA

97-759 CILECEK, JAMES V. INOVA HEALTH SYSTEM SERVS.

97-761 WEAVER, ELIZABETH, ET AL. V. WOOD, HARVEY, ET AL.

97-762) STAR ENTERPRISE V. SMITH, MATTHEWS, ET AL.

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97-770) TEXACO, INC. V. SMITH, MATTHEWS, ET AL.

97-768 WAHRMAN, RAYMOND V. WAHRMAN, JOHN, ET AL.

97-772 PRICE, JAMES F. V. MALERBA, JUAN, ET AL.

97-773 DiRUSSA, RAYMOND V. DEAN WITTER REYNOLDS, ET AL.

97-781 TAYLOR, WILLIAM EDWARD V. MISSOURI

97-793 BISEL, JEFFREY, ET AL. V. UNITED STATES

97-798 OSBORNE, ART V. UNITED STATES

97-800 MARTIN CADILLAC CO., INC. V. CA DIV. OF LABOR STANDARDS

97-802 GEN. PRACTICE ASSOC., INC. V. HUMANA, INC., ET AL.

97-803 JENKINS, MEL V. FL KEYS COM COLLEGE, ET AL.

97-809 BEDI, KARAM V. GRONDIN, ANDRE, ET AL.

97-813 AmerSIG GRAPHICS, ET AL. V. ESTATE OF WIDENER, ET AL.

97-815 TIMEHIN, MARTINS V. SAN FRANCISCO, CA, ET AL.

97-821 SCOTT, DARRYL V. WESTERN STATE UNIVERSITY

97-823 GRACIA, NANCY V. VOLVO EUROPA TRUCK

97-825 MILLNER, CHARLES V. ITT AEROSPACE/COMMUNICATIONS

97-835 NELSON, JEANETTE V. REHAB. ENTERPRISES NE WY

97- 838 VERNON, JERRY V. JOE WILLIAMS, WARDEN
 97- 840 HEANING, RICHARD V. NYNEX-NEW YORK
 97- 848 MANATT, SCOTT, ETC. , ET AL. V. UNION PACIFIC RR CO. , ET AL.
 97- 857 DALE, GREGORY V. UNITED STATES
 97- 861 WASHINGTON, GARY V. UNITED STATES
 97- 865 WEBSTER, LESLIE J. V. UNITED STATES
 97- 866 CHRISTIAN, BARBARA, ET AL. V. BEARGRASS CORP. , ET AL.
 97- 867 HELMS, SAMUEL V. UNITED STATES
 97- 869 RICHARDSON, T. CARLTON V. DC BAR, ET AL.
 97- 871 WILLIAMS, SALVATORE, ET AL. V. UNITED STATES
 97- 879 GUO, YIQUN V. RYLAND GROUP, ET AL.
 97- 894 TRUPIN, BARRY V. UNITED STATES
 97- 896 SWANNER, ASA, ET UX. V. UNITED STATES
 97- 898 JLM AVIATION INTL. , ET AL. V. UNITED STATES
 97- 904 INNOCENCIO, JORGE V. UNITED STATES
 97- 911 COTOIA, MARCANGELO V. UNITED STATES
 97- 912 BAKER, ANTHONY V. UNITED STATES
 97- 925 URBINA, CHELA V. UNITED STATES
 97- 926 LIGHTBOURN, MARGARITA, ET AL V. GARZA, SEC. OF STATE, TEXAS
 97- 931 WEST INDIES TRANSPORT, ET AL V. UNITED STATES
 97- 933 HAMILTON, WILLIAM V. UNITED STATES
 97- 935 DRESEN, DONALD V. UNITED STATES
 97- 936 HICKS, CHRISTOPHER V. UNITED STATES
 97- 937 HOWARD, FRANK V. MD ADMIN. BD. OF ELEC. LAWS
 97- 938 ROGERS, GERALD LEE V. UNITED STATES
 97- 939 CIOCCHETTI, ANTHONY V. DIST. CT. OF CO, ET AL.
 97- 5023) MARTINEZ, DAVID V. UNITED STATES
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 97- 5738) GONZALEZ, JOSEPH V. UNITED STATES

97-5125 SCHAEFER, JOHN R. V. UNITED STATES
 97-5363 WASHINGTON, ALDO R. V. UNITED STATES
 97-5420 GRESHAM, ROGER E. V. UNITED STATES
 97-5531 McDUFF, KENNETH A. V. TEXAS
 97-5748 LARSON, MARK A. V. OHLANDER, KARIN S.
 97-5859 WILLIAMS, GLENN L. V. UNITED STATES
 97-5872 HORSMAN, DONOVAN W. V. UNITED STATES
 97-5900 GISRIEL, VINCENT V. OCEAN CITY, ET AL.
 97-5916 WILLIAMS, WILLIE J. V. OHIO
 97-5957 KUPLEN, JOHN E. V. HARDY, BRENDA, ET AL.
 97-5968 ZAIDI, SYED H. V. NORTHERN VA HOSPITAL CORP.
 97-6029 HARDING, WILLIAM L. V. UNITED STATES
 97-6053 KERR, RICKY E. V. TEXAS
 97-6082 GAITHER, LARRY D. V. FRENCH, WARDEN
 97-6179) CHAMBERS, DEXTER D. V. UNITED STATES
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 97-6206) BATES, ALONZO V. UNITED STATES
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 97-6213) MILLER, DONALD R. V. UNITED STATES
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 97-6216) WILSON, REGINALD D. V. UNITED STATES
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 97-6217) ALLEN, RODERICK V. UNITED STATES
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 97-6496) RICHARDSON, SEBASTIAN V. UNITED STATES
 97-6200 McNEILL, JOHN D. V. NORTH CAROLINA
 97-6218 WILCHER, BOBBY G. V. MISSISSIPPI
 97-6250 ARCE, JOSE L. V. UNITED STATES
 97-6352 MALONEY, RICHARD V. WORKERS' COMP. APPEALS BD.
 97-6402 WHITE, ROBERT L. V. CROW, PAUL, ET AL.
 97-6413 JONES, BARRY L. V. ARIZONA
 97-6420 SAVAGE, HELEN V. MICHIGAN

97-6426 SUBIA, DANIEL R. V. FUENTES, MANUEL, ET AL.
97-6428 DAMREN, FLOYD W. V. FLORIDA
97-6438 PHILPOT, JAMES V. GEORGIA
97-6453 GILBERT, REPOLEON V. DOBBS, WARDEN, ET AL.
97-6455 SHEEHY, ROBERT J., ET UX. V. PARKER, MARY E., ET AL.
97-6456 SHEEHY, ROBERT J., ET UX. V. PENNSYLVANIA, ET AL.
97-6459 MYERS, ROBIN V. ALABAMA
97-6462 JONES, KEVIN V. CALIFORNIA
97-6463 JOHNSON, ERIC V. CALIFORNIA, ET AL.
97-6466 ROBINSON, JESSE E. V. SMITH, B., ET AL.
97-6474 SMITH, JAMES V. OH DEPT. OF HUMAN SERVICES
97-6477 DEVLIN, JOHN E. V. FLORIDA, ET AL.
97-6479 HOLLOWELL, CALVIN V. JOHNSON, RANDY
97-6480 EAST, ASHSHA V. SEIDEMAN, WESLEY A., ET AL.
97-6485 SOSA, THOMAS V. HINOJOSA
97-6491 HOUSE, DARRYL V. ILLINOIS
97-6493 ROLLER, JACKIE RAY V. TUGGLE, STANLEY
97-6501 JIN, YUAN V. UNIV. OF PENNSYLVANIA
97-6504 McCLAIN, ROBERT L. V. PRICE, SUPT., PITTSBURGH
97-6508 SPAZIANO, JOSEPH R. V. FLORIDA
97-6509 POWELL, REGINALD L. V. BOWERSOX, SUPT., POTOSI
97-6511 THOMAS, JOSH V. HILL, WARDEN
97-6515 HILL, RANDY D. V. OKLAHOMA
97-6516 TAVAKOLI-NOURI, KAMRAN V. MITCHELL, RICHARD A.
97-6517 BRUSH, BRIAN V. AZ DEPT. OF REVENUE, ET AL.
97-6520 JAMES, GLEN C. V. SCOTT, EXEC. DIR., TX DCJ
97-6527 PEEPLES, KAVIN V. ANDERSON, WARDEN
97-6528 OMAWALLI, JAWAD V. ANDERSON, WARDEN

97-6530 BRIGHT, ARTHUR L. V. CARUSO, PATRICIA
97-6531 BERGMANN, JOHN S. V. CANDLER CTY. DEPT. OF FAMILY
97-6532 PAGE, GEORGE F. V. NORTH CAROLINA
97-6537 SAUNDERS, ROBERT L. V. HARTFORD FIRE INS.
97-6540 ASHLEY, PATRICK L. V. FLORIDA
97-6545 MCBRIDE, KIRK W. V. TEXAS
97-6546 MCINTYRE, JERRY D. V. NEVADA
97-6553 RICHARDSON, TIMOTHY V. NORTH CAROLINA
97-6558 SKOLNICK, SHERMAN H., ET AL. V. CLINTON, HILLARY R., ET AL.
97-6561 LIBBERTON, LAURENCE K. V. ARIZONA
97-6564 ROBERTS, MICHAEL V. MISSOURI
97-6565 BRACEWELL, DEBRA, ET AL. V. LOBMILLER, SHIRLIE, ET AL.
97-6566 COGGINS, RUBEN E. V. FIRST FAMILY FINANCIAL SERV.
97-6573 DYER, MICHAEL A. V. MICHIGAN
97-6576 SMITH, THOMAS E. V. GRIMES, WARDEN, ET AL.
97-6582 ROMAN, GILBERT V. TENET, DIR., CIA
97-6584 LEAPHART, KIRK D. V. GACH, RONALD, ET AL.
97-6587 HILL, TONY C. V. TEXAS
97-6589 GILLIS, DEVRONNE J. V. NORTH CAROLINA
97-6590 FORD, RAY B. V. CALIFORNIA
97-6591 GARCIA, ANGEL V. FLORIDA
97-6597 WILLIAMS, THEODORE V. SINGLETARY, SEC., FL DOC
97-6598 LATTIMORE, YVONNE V. CTY. OF MONTEREY, CA
97-6601 ROACH, STEVE E. V. ANGELONE, DIR., VA DOC
97-6604 MAUS, BRIAN V. MURPHY, WARDEN
97-6613 JONES, ERNEST S. V. ZIMMERMAN, SERGEANT, ET AL.
97-6614 MACRI, JULIA S. V. FLORIDA

97-6616 McREYNOLDS, WILBUR V. NEW YORK, ET AL.

97-6620 SWAIN, JOYCELINE V. DETROIT BOARD OF EDUCATION

97-6626 POOLE, LORRAINE V. WHITEHURST, WILLIAM, ET AL.

97-6630 RODRIQUEZ, ALFONSO V. BATCHELLER, WILLIAM, ET AL.

97-6633 WILLIAMS, HOWARD V. V. OBREGON, ARIEL, ET AL.

97-6634 WEBBER, BRETT A. V. OKLAHOMA

97-6635 DELANEY, MARTIN F. V. MASSACHUSETTS

97-6636 MIKE, WARFIELD R. V. FLORIDA

97-6643 WILLIS, MARGARET A. V. UNIV. OF LOUISVILLE, ET AL.

97-6644 CSOKA, LOUIS A. V. UNITED STATES, ET AL.

97-6646 ARNOLD, JOHN D. V. MOORE, DIR. , SC DOC, ET AL.

97-6647 MIMS, RAYMOND JUNE S. V. BURTON, WARDEN, ET AL.

97-6648 LITZENBERG, DOROTHY P. V. LITZENBERG, JOHN H.

97-6650 JOSEPH, NATHANIEL V. NEW ORLEANS, LA

97-6653 McBRIDE, THOMAS R. V. JOHNSON, DIR. , TX DCJ

97-6654 MARTS, SIDNEY V. HINES, PHILLIP, ET AL.

97-6655 JARQUIN, GILBERT A. V. UNITED STATES

97-6658 BRANSON, RONALD V. LOS ANGELES, CA, ET AL.

97-6662 TURNMIRE, GINGER R. V. BERNHARDT, WARDEN

97-6665 HAMILTON, COREY D. V. OKLAHOMA

97-6670 GARDNER, KIRBY V. JOHNSON, DIR. , TX DCJ

97-6671 GLENDORA V. TELE-COMMUNICATIONS, ET AL.

97-6673 GLENDORA V. MARSHALL, BARRY, ET AL.

97-6678 HARRIS, DAVID G. V. JOHNSON, DIR. , TX DCJ

97-6681 HERTZ, SIDNEY V. STORER, ROBERT, ET AL.

97-6682 DENNEY, DALE M L. vs. JONES, JEROME R.

97-6693 TAYLOR, TERRY N. vs. LEAVY, WILLIAM, ET AL.

97-6694 ORBAN, ATTILA V. VAUGHN, SUPT. , GRATERFORD

97-6696 SIMMONS, JOHN V. GTE NORTH, INC. , ET AL.
 97-6697 SCOTT, RICKEY L. V. BRUNDAGE, ROBERT A.
 97-6700 CORRAL, VICTOR V. HAIR, K. , ET AL.
 97-6701 VICENTE-GUZMAN, LEONARDO A. V. INS
 97-6711 CASTANEDA, JOSE T. V. TEXAS
 97-6724 CEDILLO, ONESIMO V. UNITED STATES
 97-6729 HUGHES, JOSEPH V. HUD, ET AL.
 97-6738 McDERMOTT, GEORGE E. V. KANSAS ASSOCIATES, INC.
 97-6743 LASLEY, MICHAEL A. V. GEORGETOWN UNIV.
 97-6752 BANNAN, MICHAEL W. V. ANGELONE, DIR. , VA DOC
 97-6754 ROWKOSKY, DAVID V. LARKINS, SUPT.
 97-6759 SULLIVAN, KEVIN P. V. MASSACHUSETTS
 97-6804 NAVARRO-DUARTE, OSCAR V. UNITED STATES
 97-6805 MITCHELL, KENDRICK D. V. UNITED STATES
 97-6814 BURGESS, NORMAN L. V. UNITED STATES
 97-6818 WOERNER, JAMES V. JOHNSON, DIR. , TX DCJ
 97-6819 WOODRUFF, DAVID V. WYOMING
 97-6824 GREAVES, WILBERT D. V. UNITED STATES
 97-6825 ESCOTTO, SANTOS V. UNITED STATES
 97-6827 GONZALEZ-PORTILLO, JOSE V. UNITED STATES
 97-6828 HENDERSON, EDWARD V. UNITED STATES
 97-6829) HARMON, RONALD V. UNITED STATES
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 97-6839) THOMAS, DERRICK A. V. UNITED STATES
 97-6830 RODGERS, MARQUES V. UNITED STATES
 97-6831 KNOX, STANLEY V. UNITED STATES
 97-6832 REIDT, DELBERT H. V. USCA 9
 97-6834 BLAKENEY, ROY C. V. UNITED STATES

97-6840 TUGWELL, OTIS V. UNITED STATES
 97-6841 WILLIAMS, JOHNNY L. V. UNITED STATES
 97-6843 BRYAN, FRANKLIN L. V. UNITED STATES
 97-6844 SOLANO-GODINES, FRANCISCO V. UNITED STATES
 97-6845 BOUNDS, ERNEST L. V. JOHNSON, DIR. , TX DCJ
 97-6848 BLUE-SKY, RICHARD V. CA DOC, ET AL.
 97-6852 ROMAN, OSCAR V. UNITED STATES
 97-6855 BERGNE, PETER M V. GOMEZ, DIR. , CA DOC, ET AL.
 97-6856 ARGUELLES, JOSE R. V. UNITED STATES
 97-6857 BARTLEY, SUZANNE M V. UNITED STATES
 97-6869 BROWN, JAMES G. V. KEARNEY, WARDEN, ET AL.
 97-6872 BATES, THOMAS V. UNITED STATES
 97-6873 ARIAS-SANTOS, JOSE V. UNITED STATES
 97-6874 BURTON, CHARLES R. V. UNITED STATES
 97-6875 BREWER, VAN L. V. JOHNSON, DIR. , TX DCJ
 97-6876 BRAGG, GARY W. V. UNITED STATES
 97-6878 CROFT, ELLIS V. UNITED STATES
 97-6879 CROFT, CURTIS V. DeTELLA, WARDEN
 97-6880 BEAVEN, MARION T. V. McBRIDE, SUPT. , WESTVILLE
 97-6883 KNOX, JOHNNY V. HARRISON, WARDEN
 97-6884 MYERS, SHERMAN V. UNITED STATES
 97-6885 McDONALD, CECELIO F. V. UNITED STATES
 97-6888 PACHECO, JORGE L. V. UNITED STATES
 97-6893 FLEMING, DAVID G. V. MAINE
 97-6897 FLETCHER, FRANKLIN V. UNITED STATES
 97-6901 HOFFMAN, BERNARD L. V. UNITED STATES
 97-6903) FLETCHER, SAM A. V. UNITED STATES
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 97-6917) WATTS, JAMES A. V. UNITED STATES

97-6904 GONZALES, ENRIQUE V. UNITED STATES
97-6906 DASS, MULK R. V. UNITED STATES
97-6909 ARROYO, OMIL V. UNITED STATES
97-6910 MITCHELL, THOMAS W. V. UNITED STATES
97-6911 LeCROY, WILLIAM V. UNITED STATES
97-6914 LEE, JEFFREY D. V. UNITED STATES
97-6916 BANKS, CALVIN L. V. McCAUGHTRY, WARDEN
97-6918 WATSON, EDWARD J. V. UNITED STATES
97-6919 TAYLOR, EVERETTE J. V. UNITED STATES
97-6920 WINTERS, KEVIN V. UNITED STATES
97-6921 YOUNG, JAMES R. V. UNITED STATES
97-6926 WILLIAMS, WHEELER V. JEDNORSKI, WARDEN
97-6927 TAYLOR, LAWRENCE V. UNITED STATES
97-6928 ZAGNOJNY, STEPHEN M. V. UNITED STATES
97-6931 JEFFERSON, AARON V. OHIO
97-6935 PATTERSON, PATRICK V. UNITED STATES
97-6937 STOKES, CHARLES V. UNITED STATES
97-6938 SAIA, THOMAS V. UNITED STATES
97-6941 ANTONIO-CRUZ, LAUREANO V. UNITED STATES
97-6942 ARNOLD, JAMES E. V. UNITED STATES
97-6943 CHRISTOPHER, TOMMY D. V. UNITED STATES
97-6944 COPPOLA, CARL L. V. UNITED STATES
97-6945 CASTILLO, CESAR V. UNITED STATES
97-6946 CULPEPPER, ROBERT K. V. UNITED STATES
97-6947 CRUZ, CEFERINO V. UNITED STATES
97-6948 MEADER, KENNETH L. V. UNITED STATES
97-6950 McALLISTER, JAMES W. V. UNITED STATES

97-6951 MATTHEWS, TODD E. V. UNITED STATES
97-6952 NEYSMITH, GLADSTONE V. ANGELONE, DIR. , VA DOC
97-6956 BONNER, ALVIN V. UNITED STATES
97-6957 CONWAY, KENNY R. V. UNITED STATES
97-6959 RIOS-FAVELA, JESUS M V. UNITED STATES
97-6962 MARTIN, ERNEST A. V. ANGELONE, DIR. , VA DOC
97-6963 LEASURE, MELVA E. V. UNITED STATES
97-6966 LAMBROS, JOHN G. V. UNITED STATES
97-6967 SCARPA, GREGORY V. UNITED STATES
97-6970 ROBINSON, CLARENCE V. UNITED STATES
97-6971 BRISTOW, EPHRIAM V. UNITED STATES
97-6973 DICKERSON, GARY W. V. UNITED STATES
97-6974 HERROD, EMERSON V. UNITED STATES
97-6976 HYDE, ROBERT E. V. UNITED STATES
97-6978 WASHINGTON, RICHARD V. UNITED STATES
97-6981 HOLLEY, HILTON L. V. UNITED STATES
97-6982 ESTEP, JENNIFER L. V. UNITED STATES
97-6985 WRIGHT, KEITH D. V. UNITED STATES
97-6986 NWOKEJI, ANTHONY V. UNITED STATES
97-6987 GAINES, DOROTHY M , ET AL. V. UNITED STATES
97-6988 LEWIS, JERRY L. V. UNITED STATES
97-6989 JACKSON, ARNOLD V. UNITED STATES
97-6990 ROSS, WILLIAM V. UNITED STATES
97-6996 MAKI, JAMES C. V. UNITED STATES
97-6998 STEWART, JERRY D. V. UNITED STATES
97-7004 BYRD, TERRENCE T. V. UNITED STATES
97-7006 MATHIS, KEVIN L. V. UNITED STATES
97-7007 McCLANAHAN, ROBERT C. V. UHITED STATES

97-7027 HAYDEN, JAMES E. V. UNITED STATES
97-7030 GOSSAGE, RONALD K. V. HUGHES, HELEN H.
97-7031 EDWARDS, ROBERT W. V. UNITED STATES
97-7033 BULLOCK, MICHAEL D. , ET AL. V. UNITED STATES
97-7034 BOOS, HANS V. UNITED STATES
97-7035 WALETZKI, DANIEL J. V. UNITED STATES
97-7037 REYES, JAVIER V. UNITED STATES
97-7043 BANKSTON, SHARKE F. V. UNITED STATES
97-7045 BAROCIO, OCTAVIO V. UNITED STATES
97-7049 MARTIN, DENVER A. V. UNITED STATES
97-7050 NEFF, MARK L. V. UNITED STATES
97-7051 JAMES, RONNIE E. V. UNITED STATES
97-7056 SKURDAL, GUSTAV W. V. UNITED STATES
97-7057 WRIGHT, DANNY L. V. UNITED STATES
97-7060 MARR, FREDERICK V. UNITED STATES
97-7064 HOLTON, BOBBY A. V. UNITED STATES
97-7066 GUESS, DUANE V. UNITED STATES
97-7067 GREEN, EDWARD R. V. UNITED STATES
97-7070 GONSALVES, PATRICK, ET AL. V. UNITED STATES
97-7073 SMITH, ERNEST D. V. UNITED STATES
97-7077 BEJARANO-RAMIREZ, GERARDO V. UNITED STATES
97-7078 FIGUEROA-ROMERO, JULIO V. UNITED STATES
97-7080 FERNANDEZ, JORGE V. UNITED STATES
97-7082 HUNT, CHARLES B. V. UNITED STATES
97-7086 GIBSON, PAUL J. V. UNITED STATES
97-7090 DICKERSON, MARLON V. UNITED STATES
97-7095 ELLIS, LEROY V. UNITED STATES

97-7096 GARCIA-VENEGAS, JULIO V. UNITED STATES

97-7099 WILSON, BRODERICK V. UNITED STATES

The petitions for writs of certiorari are denied.

97-471 KS PUB. EMPLOY. SYSTEM V. BLACKWELL, SANDERS, ET AL.

The petition for a writ of certiorari is denied.

Justice O'Connor, Justice Souter, and Justice Ginsburg would grant the petition for a writ of certiorari, vacate the judgment, and remand the case to the United States Court of Appeals for the Eighth Circuit for further consideration in light of *KPERS v. Reimer & Koger Assocs., Inc.*, 262 Kan. 635 (1997).

97-520 GEN. AM LIFE INS. CO. V. IT CORP., ET AL.

The motion of Southwest Administrators, Inc. for leave to file a brief as *amicus curiae* is granted. The motion of American Council on Life Insurance, et al. for leave to file a brief as *amici curiae* is granted. The petition for a writ of certiorari is denied.

97-550) DFA INVESTMENT DIMENSIONS V. MUNFORD, INC.

)
97-591) MUNFORD, DANNE, ETC., ET AL. V. MUNFORD, INC.

97-670 BELLOWS, MARTIN V. AMOCO OIL CO., ET AL.

The petitions for writs of certiorari are denied.

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

97-594 UNISYS CORP. V. CESKA SPORITELNA, A. S.

The motion of Ford Motor Company, et al. for leave to file a brief as *amici curiae* is granted. The petition for a writ of certiorari is denied.

97-613 MURPHY, JAMES P. V. LINDH, AARON

The motion of respondent for leave to proceed *in forma pauperis* is granted. The petition for a writ of certiorari is denied.

97-767 CASE CORP. V. FREEMAN, DANIEL

The motion of The Chemical Manufacturers Association for leave to file a brief as *amicus curiae* is granted. The petition for a writ of certiorari is denied.

97-846 NEWPORT, COLLEEN, ET VIR V. MD ARMY NATL. GUARD, ET AL.

The motion of petitioners for leave to proceed as veterans is granted. The petition for a writ of certiorari is denied.

97-6602 STAFFORD, STEVEN C. V. E. I. DU PONT DE NEMOURS

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

HABEAS CORPUS DENIED

97-7089 IN RE BUFORD EUGENE SHOWN

The petition for a writ of habeas corpus is denied.

MANDAMUS DENIED

97-722 IN RE WILLIAM BENNETT

97-6503 IN RE ELLIS LEHMAN AND SANDRA L. LEHMAN

97-6513 IN RE DONALD GOWING

97-6555 IN RE CHARLES RENTSCHLER

The petitions for writs of mandamus are denied.

97-6628 IN RE WAYNE MORRIS REEVES, JR.

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

REHEARINGS DENIED

96-8796 VEY, EILEEN V. CLINTON, PRESIDENT OF U. S.

96-8873 RUFF, DAVID PAUL V. SMITH, WARDEN

96-9242 WELSAND, LOREN M V. UNITED STATES

96-9309 ARTEAGA, LORENZO V. CALIFORNIA

96-9328 ARTEAGA, LORENZO V. CALIFORNIA

96-9452 MILES, DANIEL L. V. LaSALLE FINANCIAL SERVICES

96-9461 BELL, R. M vs. FLORES, FRANCISCO, ET AL.

96-9567 TUNG, BALWINDER S. V. CALIFORNIA

97-80 DEHONEY, MICHAEL V. SC DEPT. OF CORR. , ET AL.

97-102 CATERINA, JOSEPH, ET AL. V. BLAKELY BOROUGH, ET AL.

97-334 MILDEN, CHARLES, ET UX. V. JOSEPH, JAMES, ETC.

97-442 THOMAS, TYRONE V. BAXTER, MARIE

97-473 GILL, DONALD, ET AL. V. RHODE ISLAND, ET AL.

97-509 CERWINSKI, SUSAN V. INS. SERV. OFFICE, INC.

97-5024 McKELLIP, J. W vs. SORRELL, ANDERSON, ET AL.

97-5138 THOMAS, JAMES E. V. JOHNSON, DIR. , TX DCJ

97-5483 TAYLOR, TERRY N. V. NELSON, JUDGE, ET AL.

97-5519 McSMITH, DEREK L. V. TAVARES, CARRIE

97-5574 TAYLOR, TERRY N. V. BOX, MAYOR, ET AL.

97-5643 SARGA, MICHAEL V. UNITED STATES

97-5887 JOHARI, RODNEY K. V. JOHARI, PATRICIA L.

97-5888 CRAWFORD, ISAIAH V. MORAN, ERIC J.

97-5898 WATSON, WILLIE V. USPS, ET AL.
97-5908 LOVE, JAMES F. V. OHIO
97-5919 ENAND, BAL D. V. MONTGOMERY CTY., MD, ET AL.
97-5927 CLEWELL, RICHARD, ET UX. V. UPJOHN COMPANY
97-5944 HAYES, PAT V. CORRECTION MANAGEMENT, INC.
97-5955 VASQUEZ, RALPH V. BEXAR COUNTY ADULT DETENTION
97-5976 GIBSON, JEFFREY V. WEST, SEC. OF ARMY
97-5980 ERTELT, JOHN W. V. NORTH DAKOTA
97-5994 JOHNSON, RONNIE V. UNITED STATES
97-6067 WILLIAMS, ANDREW J. V. CHRYSLER CORP.
97-6073 ANDREWS, LISA V. LA CO. DEPT. OF CHILDREN
97-6109 WALKER, DAVID V. DRAGOVICH, SUPT., MAHANOY
97-6215 WAINWRIGHT, AMAL V. BOOZ, ALLEN & HAMILTON, INC.
97-6284 IN RE FELTON WOODS
97-6297 FABIAN, RICHARD V. MIAMI, FL
97-6309 WIEDMER, ARNOLD G. V. UNITED STATES

The petitions for rehearing are denied.

97-130 BANDERAS, JULIO, ET AL. V. DOMAN, ALEXANDER

The motion of petitioner for leave to proceed further herein *in forma pauperis* is granted. The petition for rehearing is denied.

97-5998 BOTTONE, ALFRED V. UNITED STATES

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

ATTORNEY DISCIPLINE

D-1851 IN THE MATTER OF DISBARMENT OF NICHOLAS SMITH

Nicholas Smith, of Plymouth, Michigan, having been suspended from the practice of law in this Court by order of September 29, 1997; and a rule having been issued and served upon him requiring him to show cause why he should not be disbarred; and a response having been filed;

It is ordered that Nicholas Smith is disbarred from the practice of law in this Court.

D-1853 IN THE MATTER OF DISBARMENT OF KENNETH W. THORNTON, JR.

Kenneth W. Thornton, Jr., of Georgetown, South Carolina, having been suspended from the practice of law in this Court by order of September 29, 1997; 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 Kenneth W. Thornton, Jr., is disbarred from the practice of law in this Court.

D-1859 IN THE MATTER OF DISBARMENT OF TIMOTHY JAMES BEDELL

Timothy James Bedell, of Flushing, New York, having been suspended from the practice of law in this Court by order of October 14, 1997; and a rule having been issued requiring him to show cause why he should not be disbarred;

It is ordered that Timothy James Bedell is disbarred from the practice of law in this Court.

D- 1861 IN THE MATTER OF DISBARMENT OF DOUGLAS DOWNES WILSON

Douglas Downes Wilson, of Roanoke, Virginia, having been suspended from the practice of law in this Court by order of October 20, 1997; 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 Douglas Downes Wilson is disbarred from the practice of law in this Court.

D- 1865 IN THE MATTER OF DISBARMENT OF SAUL R. LEIBOWITZ

Saul R. Leibowitz, of Chicago, Illinois, having been suspended from the practice of law in this Court by order of October 20, 1997; 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 Saul R. Leibowitz is disbarred from the practice of law in this Court.

D- 1866 IN THE MATTER OF DISBARMENT OF LOREN LENNIS HEINEMANN

Loren Lennis Heinemann, of Orland Park, Illinois, having been suspended from the practice of law in this Court by order of October 20, 1997; 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 Loren Lennis Heinemann is disbarred from the practice of law in this Court.

D- 1867 IN THE MATTER OF DISBARMENT OF STANLEY B. MANN

Stanley B. Mann, of Encino, California, having been suspended from the practice of law in this Court by order of November 3, 1997; and a rule having been issued requiring him to show cause why he should not be disbarred;

It is ordered that Stanley B. Mann is disbarred from the practice of law in this Court.

D- 1868 IN THE MATTER OF DISBARMENT OF KARL L. KENYON

Karl L. Kenyon, of Anderson, South Carolina, having been suspended from the practice of law in this Court by order of November 3, 1997; 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 Karl L. Kenyon is disbarred from the practice of law in this Court.

D- 1869 IN THE MATTER OF DISBARMENT OF HENRY MATHEW STEINBERG

Henry Mathew Steinberg, of San Francisco, California, having been suspended from the practice of law in this Court by order of November 3, 1997; 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 Henry Mathew Steinberg is disbarred from the practice of law in this Court.

D- 1871 IN THE MATTER OF DISBARMENT OF FREDRIC W. TOKARS

Fredric W. Tokars, of Atlanta, Georgia, having been

suspended from the practice of law in this Court by order of November 10, 1997; 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 Fredric W. Tokars is disbarred from the practice of law in this Court.

D-1874 IN THE MATTER OF DISBARMENT OF DANIEL RICHARD FRUITBINE

Daniel Richard Fruitbine, of New York, New York, having been suspended from the practice of law in this Court by order of November 17, 1997; 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 Daniel Richard Fruitbine is disbarred from the practice of law in this Court.

D-1875 IN THE MATTER OF DISBARMENT OF JOHN F. FELTON

John F. Felton, of New York, New York, having been suspended from the practice of law in this Court by order of November 17, 1997; 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 John F. Felton is disbarred from the practice of law in this Court.

D-1891 IN THE MATTER OF DISBARMENT OF DONALD I. SINGER

Donald I. Singer, of Des Plaines, Illinois, 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-1892 IN THE MATTER OF DISBARMENT OF RICHARD HUGHES PAIRO

Richard Hughes Pairo, of Ocean City, Maryland, 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-1893 IN THE MATTER OF DISBARMENT OF PAUL W. CALHOUN, JR.

Paul W. Calhoun, Jr., of Vidalia, Georgia, 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-1894 IN THE MATTER OF DISBARMENT OF ROBERT MICHAEL CHRISTIE

Robert Michael Christie, of East Orange, New Jersey, 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-1895 IN THE MATTER OF DISBARMENT OF CLAYTON R. JACKSON

Clayton R. Jackson, of Sausalito, California, 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- 1896 IN THE MATTER OF DISBARMENT OF WILLIAM JOSEPH BARNTHOUSE

William Joseph Barnthouse, of Littleton, Colorado, 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- 1897 IN THE MATTER OF DISBARMENT OF H. ROGER HANTMAN

H. Roger Hantman, of Bayport, 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- 1898 IN THE MATTER OF DISBARMENT OF BENJAMIN A. POREDA

Benjamin A. Poreda, of Trenton, New Jersey, 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- 1899 IN THE MATTER OF DISBARMENT OF MARK E. GAMMONS

Mark E. Gammons, of Rocky River, Ohio, 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- 1900 IN THE MATTER OF DISBARMENT OF ALFONSO BARRERA, JR.

Alfonso Barrera, Jr., of Henderson, Nevada, 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-1901 IN THE MATTER OF DISBARMENT OF MORLEY M AZORSKY

Morley M Azorsky, of California, Pennsylvania, 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-1902 IN THE MATTER OF DISBARMENT OF TIMOTHY MARTIN GARDNER

Timothy Martin Gardner, of Clayton, Missouri, 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-1903 IN THE MATTER OF DISBARMENT OF BRADLEY J. FISHER

Bradley J. Fisher, of Springfield, Missouri, 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-1904 IN THE MATTER OF DISBARMENT OF HILLARD JAY QUINT

Hillard Jay Quint, of Atlanta, Georgia, 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.

ASSIGNMENT ORDER

An order of The Chief Justice designating and assigning Justice White (Retired) to perform judicial duties in the United States Court of Appeals for the Ninth Circuit during the period from March 12, 1998, through March 13, 1998, and for such time as may be required to complete unfinished business, pursuant to 28 U.S.C. Sec. 294 (a), is ordered entered on the minutes of this Court, pursuant to 28 U.S.C. Sec 295.