

(ORDER LIST: 546 U.S.)

MONDAY, JANUARY 9, 2006

APPEAL -- SUMMARY DISPOSITION

05-464 NELSON, CHRIS V. QUIVER, ELAINE Q. B., ET AL.

The appeal is dismissed as moot.

CERTIORARI -- SUMMARY DISPOSITIONS

05-5352 DIAWARA, MOHAMED L. V. GONZALES, ATT'Y GEN., ET AL.

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 Fourth Circuit for further consideration in light of 8 U.S.C. §1252(a)(2)(D).

05-6942 WALKER, DARICK D. V. TRUE, WARDEN

The motion of Virginia Association of Criminal Defense Lawyers for leave to file a brief as *amicus curiae* is granted. 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 Fourth Circuit for further consideration in light of *Banks v. Dretke*, 540 U.S. 668 (2004).

05-7628 TRALA, JOHN W. 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 Third Circuit for further

consideration in light of *United States v. Booker*, 543 U.S. 220 (2005).

**ORDERS IN PENDING CASES**

05A223 MINIX, PAUL V. V. DRETKE, DIR., TX DCJ

The application for a certificate of appealability addressed to Justice Souter and referred to the Court is denied.

05A458 GRAVES, MICHAEL BEN V. EEOC, ET AL.

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

05M36 NELSON, CHARLES K. V. DRETKE, DIR., TX DCJ, ET AL.

05M37 ABBEY, HAROLD G. V. MERCEDES BENZ, ET AL.

05M38 SALAZAR, CARLOS H. V. YATES, WARDEN

05M39 WALLER, ALVIN R. V. CROSBY, SEC., FL DOC

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

05M40 PEDEN, CURTIS D. V. DRETKE, DIR., TX DCJ

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

05M41 CHERRY, JANICE L. V. RUMBAUGH, RICHARD L.

05M42 KIM, IN SOO V. GONZALES, ATT'Y GEN.

05M43 KRAMER, BENJAMIN B. V. UNITED STATES

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

05-83 WASHINGTON V. RECUENCO, ARTURO R.

The motion of respondent for appointment of counsel is granted. Gregory C. Link, Esquire, of Seattle, Washington, is appointed to serve as counsel for the respondent in this case.

05-417 EMPRESA CUBANA DEL TABACO V. GENERAL CIGAR CO., INC., ET AL.

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

05-489 SMITHKLINE BEECHAM CORP., ET AL. V. APOTEX CORP., ET AL.

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

05-5705 HAMMON, HERSHEL V. INDIANA

The motion of petitioner for appointment of counsel is granted. Richard D. Friedman, Esquire, of Ann Arbor, Michigan, is appointed to serve as counsel for the petitioner in this case.

#### **CERTIORARI DENIED**

04-1615 VINES, DWIGHT, ET AL. V. UNIV. OF LA AT MONROE, ET AL.

04-10612 TOMLIN, PHILLIP W. V. ALABAMA

05-263 TELECARE CORP. V. LEAVITT, SEC. OF H&HS, ET AL.

05-295 METROMEDIA ENERGY, INC. V. ENSERCH ENERGY SERV., INC.

05-321 HICKS, RICHARD V. UNITED STATES

05-336 TURCOTTE, JAMES R. V. UNITED STATES

05-337 DENTSPLY INT'L, INC. V. UNITED STATES

05-356 SCOTT, ALFRIEDA S. V. JOHANNIS, SEC. OF AGRICULTURE

05-359 SMITH, HERBERT V. HAMMOND, IN, ET AL.

05-364 CORUS STAAL BV, ET AL. V. DEPT. OF COMMERCE, ET AL.

05-372 KETZNER, HELEN V. JOHN HANCOCK MUTUAL LIFE, ET AL.

05-374 DEJA VU OF CINCINNATI, LLC V. UNION TOWNSHIP BD. OF TRUSTEES

05-376 INVENTION SUBMISSION CORP. V. DUDAS, JONATHAN W.

05-378 HARRIS, KENNETH, ET AL. V. DUDAS, JONATHAN W.

05-395 CROPLIFE AMERICA, ET AL. V. WASHINGTON TOXICS COALITION

05-434 SKOKOMISH INDIAN TRIBE, ET AL. V. UNITED STATES, ET AL.

05-443 GIORANGO, MICHAEL V. UNITED STATES  
05-445 LUMMI NATION, ET AL. V. SAMISH INDIAN TRIBE, ET AL.  
05-450 COON, JAMES M. V. COON, GAY E.  
05-451 MANSFIELD, OH, ET AL. V. MCKINLEY, JEFFREY  
05-466 SCHEELER, DELROY C., ET AL. V. ST. CLOUD, MN, ET AL.  
05-468 ROE, JOHN P. V. MORGAN, WARDEN  
05-473 BHADLIA, MOHAMMED H. V. MARINA CLUB OF TAMPA  
05-478 BRYANT, BRANDON L. V. COMPASS GROUP USA, INC.  
05-482 THE DELTA WESTERN GROUP, LLC V. RUTH U. FERTEL, INC., ET AL.  
05-491 TX COMMERCIAL ENERGY V. TXU ENERGY, INC., ET AL.  
05-494 CHESHEWALLA, MONIKA, ET AL. V. RAND & SON CONSTRUCTION COMPANY  
05-495 DIAMOND, ROVILMA V. COLONIAL LIFE & ACCIDENT INS.  
05-496 RICHARD, CARL V. INDIANA  
05-498 LEE, STAN J. V. 2050 S. HAVANA LLC, ET AL.  
05-501 BREEDLOVE, LEVI V. MCCALLA, RAYMER, ET AL.  
05-515 WILLIAMS, SUZZETTE, ET AL. V. MO DEPT. OF MENTAL HEALTH  
05-516 MICHIGAN V. WEEMS, STEVEN M.  
05-518 RING, DONNA S. V. RAMEKER, WILLIAM J.  
05-520 WHITE BUFFALO VENTURES, LLC V. UNIV. OF TX AT AUSTIN  
05-523 MILES, MARY V. SIERRA CLUB, ET AL.  
05-524 BEAZER EAST, INC. V. MEAD CORP.  
05-530 WATSON, PEGGY V. KINGSTON CITY SCH. DIST.  
05-531 CARTER, GREG L. V. RAISH, REBECCA S.  
05-534 EUTENEUER, THOMAS J., ET AL. V. LAPOLLA, SCOTT, ET AL.  
05-536 GONZALEZ, ARMANDO, ET UX. V. KOMATSU FORKLIFT, U.S.A., INC.  
05-541 EMPAGRAN S.A., ET AL. V. F. HOFFMANN-LA ROCHE, ET AL.  
05-542 COURTNEY, ROBERT R. V. UNITED STATES  
05-544 HYSI, ERMAND, ET UX. V. GONZALES, ATT'Y GEN.

05-546 SCHIFF, MEL V. DUSEK, FRANK A., ET AL.  
05-548 DRAUGHON, RONALD R. V. UT DEPT. OF FINANCIAL INST.  
05-549 EUROPEAN COMMUNITY, ET AL. V. RJR NABISCO, INC., ET AL.  
05-550 PATTERSON, NEIL V. NEW YORK  
05-551 WAUBANASCUM, NAHQUSEH B. V. SHAWANO COUNTY, WI  
05-553 SPECTOR GADON & ROSEN, ET AL. V. KANTER, NANCY  
05-557 AFJEH, ABDOLLAH V. OTTAWA HILLS, OH  
05-558 THE BOEING CO. V. ZUNIGA, VALENTINO  
05-560 DeBIASSE, STEPHEN J. V. CHEVY CHASE BANK CORP., ET AL.  
05-561 TOCCI, JOSEPH V. FT. WAYNE-ALLEN AIRPORT AUTH.  
05-562 KO, EDMUND V. NEW YORK  
05-563 STEWART TITLE, ET AL. V. LOGAN, SEAN C.  
05-567 MEDLEY, DEBBIE V. MEERS, LYNN, ET AL.  
05-568 ABRAHAMYAN, ARSEN V. GONZALES, ATT'Y GEN.  
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05-571 STERLING, JEFFREY V. GOSS., DIR., CIA  
05-573 VIRACHACK, MALINEE B., ET VIR V. UNIVERSITY FORD  
05-574 BREEZEVALE LTD. V. DICKINSON, TIMOTHY L., ET AL.  
05-575 RIE, JIN V. ROSEN, ALAN, ET AL.  
05-576 RIE, JIN V. GALPERIN, RON S.  
05-578 GILLIGAN, LOUIS F., ET AL. V. MEDTRONIC, INC.  
05-580 GARRISH, DALE, ET AL. V. UAW INT'L UNION, ET AL.  
05-581 GERMENJI, SILVANA, ET AL. V. GONZALES, ATT'Y GEN.  
05-590 ASTER, HERMAN V. ASTER, ZDENKA  
05-592 STEBNER, WERNER V. STEWART & STEVENSON SERVICES  
05-597 RAMSEUR, RUSSELL L. V. MARYLAND  
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05-601 BUTLER CTY. FAMILY YMCA V. HUGH, CHERIE  
05-609 VERSHISH, JOSEPH V. U. S. PAROLE COMM'N, ET AL.  
05-619 GEORGE, JAMES F., ET UX. V. MORRO BAY, CA  
05-620 FAJARDO-HERNANDEZ, JORGE V. GONZALES, ATT'Y GEN.  
05-622 HALL, ROBERT F. V. NIX, MILTON E., ET AL.  
05-624 HANA, SOBHY S. V. GONZALES, ATT'Y GEN.  
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05-634 SIKKA, MAHESH C. V. RUMSFELD, SEC. OF DEFENSE  
05-636 ROBERTS, JOAN V. TITUS COUNTY MEMORIAL HOSP.  
05-637 STEPHENS, IRENE L. V. GA DOT  
05-642 FLYNN, JIM, ET AL. V. MEERS, LYNN, ET AL.  
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05-7333 KEELING, MICHAEL E. V. WYNDER, SUPT., DALLAS, ET AL.  
05-7334 RICHARDSON, KRISTOPHER M. V. MORENO VALLEY POLICE DEPT.  
05-7335 ROSALES, ADRIAN V. BUREAU OF IMMIGRATION  
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05-7473 McDONALD, CEKO V. BURT, WARDEN  
05-7477 LEHMKUHL, JORDAN V. COLORADO  
05-7481 McKANIC, ELSON V. BAZZLE, WARDEN, ET AL.  
05-7483 MORRIS, WILLIAM V. HUNTER, JUDGE, ETC.  
05-7491 FEARING, ROGER N., ET UX. V. SEROR, DAVID  
05-7494 HOUSER, THOMAS V. UNITED STATES  
05-7500 McCARTER, DEWAYNE V. VA DOC  
05-7503 CHARLTON, RANDY V. OHIO

05-7512 ALLEN, VICTOR A. V. POTTER, POSTMASTER GEN., ET AL.  
05-7522 LAWLER, BILLY J. V. UNITED STATES  
05-7525 JOHNSON, ANTOINETTE E. V. UNITED STATES  
05-7526 SCHMANKE, MARK W. V. UNITED STATES  
05-7533 BUMPUS, SIRICA V. WILEY, WARDEN  
05-7541 CHAN, JASON F. V. PLILER, WARDEN  
05-7543 LOGAN, ANDRE V. UNITED STATES  
05-7544 MALIK, HAKEEM A. V. UNITED STATES  
05-7546 McKEITHAN, CURTIS V. UNITED STATES  
05-7548 WHITE, OMAR R. V. UNITED STATES  
05-7549 WHITLOCK, DOYLE A. V. UNITED STATES  
05-7550 WORRELL, DAVID P. V. UNITED STATES  
05-7555 KESSELL, VICTOR V. UNITED STATES  
05-7557 BATTLE, ROBERT L. V. FLORIDA  
05-7560 CRAWFORD, RICHARD V. UNITED STATES  
05-7564 DRAGON, RICHARD V. UNITED STATES  
05-7565 DEBARROS, OSCAR V. UNITED STATES  
05-7567 RED ELK, TIMOTHY V. UNITED STATES  
05-7568 ROSALES-RIVERA, JOSE J. V. UNITED STATES  
05-7569 SANCHEZ-PENA, CRISTOBAL V. UNITED STATES  
05-7572 SANTOS, FRANCES V. UNITED STATES  
05-7574 RAMIREZ, LUIS V. UNITED STATES  
05-7575 REEDY, THOMAS V. UNITED STATES  
05-7577 VITELA, JESSE V. UNITED STATES  
05-7578 WARE, MICHAEL R. V. BUREAU OF LAND MGMT., ET AL.  
05-7579 THOMAS, DARREN V. UNITED STATES  
05-7580 THOMAS, WINFRED V. UNITED STATES  
05-7581 WEBSTER, CLEVELAND V. UNITED STATES

05-7582 TORRIES, RONALD P. V. BAZZLE, WARDEN, ET AL.  
05-7583 WILLIAMS, WESLEY S. V. UNITED STATES  
05-7586 VALDEZ, ELISIO V. CALIFORNIA  
05-7589 MARSHEK, TYSON E. V. UNITED STATES  
05-7590 OSEQUERA-MORALES, PEDRO V. UNITED STATES  
05-7592 ROLES, RAYMOND A. V. BEAUCLAIR, DIR., ID DOC  
05-7593 STINSON, CHARLES H. V. GRACE, SUPT., HUNTINGDON  
05-7595 JENNINGS, MARY V. UNITED STATES  
05-7596 WU, SHITIAN V. UNITED STATES  
05-7597 TAYLOR, AARON V. UNITED STATES  
05-7598 VITUG, ANGELICA V. UNITED STATES  
05-7600 PENA, JUAN M. V. UNITED STATES  
05-7603 EUBANKS, ROBERT V. UNITED STATES  
05-7604 DANNY DUNLAP V. MICHIGAN  
05-7605 JOHNSON, ADAIR V. UNITED STATES  
05-7608 CASTRO, SANDRA L. V. UNITED STATES  
05-7609 CABALLERO, ALEX V. UNITED STATES  
05-7610 MILLER, SUMPTER A. V. UNITED STATES  
05-7611 SMITH, MICHAEL R. V. UNITED STATES  
05-7612 SALGADO-AVILA, JORGE A. V. UNITED STATES  
05-7613 REESE, CHRIS V. UNITED STATES  
05-7614 RICE, CHRISTOPHER V. UNITED STATES  
05-7615 RAMOS-GARCIA, JOSE G. V. UNITED STATES  
05-7616 QUINTANA-VILLAFUERTE, JOSE A. V. UNITED STATES  
05-7617 QUEZADA, MANUEL V. UNITED STATES  
05-7618 RODRIGUEZ-MENDEZ, JUAN V. UNITED STATES  
05-7621 BROWN, DONNELL L. V. UNITED STATES  
05-7623 BRANON, MARK V. UNITED STATES

05-7624 HERON, MICHAEL O. V. GOORD, COMM'R, NY DOC, ET AL.

05-7625 WINSTON, DONALD V. BRYANT, WARDEN

05-7626 YIRKOVSKY, DANE A. V. UNITED STATES

05-7627 VELETA-ENRIQUEZ, SOCORRO V. UNITED STATES

05-7631 GARCIA, HIRAM V. UNITED STATES

05-7632 GONZALES-LARA, ISRAEL V. UNITED STATES

05-7633 HUNT, DONALD R. V. UNITED STATES

05-7634 HOUSE, BONNIE M. V. UNITED STATES

05-7635 GARCIA-OCHOA, ABEL V. UNITED STATES

05-7636 WALKER, CARLTON L. V. SCHRIRO, DIR., AZ DOC, ET AL.

05-7637 GRIFFIN, TYDARRYL V. UNITED STATES

05-7638 HAGAN, TODD E. V. UNITED STATES

05-7641 GARCIA, RIGOBERTO V. UNITED STATES

05-7642 GUIZAR-NAJERA, AARON V. UNITED STATES

05-7643 GUEVARA, FRANK P. V. UNITED STATES

05-7644 HARRINGTON, JOHN F. V. UNITED STATES

05-7646 MADORI, STEVEN V. UNITED STATES

05-7649 MARTINEZ, WALLINGTON V. UNITED STATES

05-7650 GARDUNO-HERMOSA, MOISES E. V. UNITED STATES

05-7651 SEGURA, ALBERTO V. UNITED STATES

05-7652 ROBINSON, TERRENCE P. V. UNITED STATES

05-7653 ROCHELL, ARVIN D. V. MISSISSIPPI

05-7655 MINCE, JESSE D. V. UNITED STATES

05-7656 CHAVEZ, EDUARDO E. V. UNITED STATES

05-7657 DEMERITT, ROBERT V. CATTELL, WARDEN

05-7658 ANTHONY, RICARDO M. V. UNITED STATES

05-7659 DANNER, WALLACE R. V. UNITED STATES

05-7660 SZLEKOVICS, MONICA V. NEW YORK



05-7661 SKINNER, BRAD V. ABBOTT, WARDEN, ET AL.  
05-7662 WILLIAMS, RICHARD L. V. UNITED STATES  
05-7663 TARANGO-GAMBOA, ISAIAS V. UNITED STATES  
05-7665 CHAVEZ-HERRERA, JESUS V. UNITED STATES  
05-7666 STUTSON, ANTHONY L. V. UNITED STATES  
05-7668 HUGHES, SHANNON V. UNITED STATES  
05-7671 MONNIER, WILLIAM T. V. UNITED STATES  
05-7672 OLD PERSON, RANDALL S. V. UNITED STATES  
05-7673 DAVIS, CLEOPHUS V. UNITED STATES  
05-7677 RAMIREZ-NOYOLA, SILVESTRE V. UNITED STATES  
05-7678 RICHARDSON, JOHN M. V. UNITED STATES  
05-7682 BIGELOW, JAMES V. UNITED STATES  
05-7684 WOODS, CHARLES V. UNITED STATES  
05-7685 ROSS, MELISSA V. UNITED STATES  
05-7687 PARKS, JOSHUA V. UNITED STATES  
05-7688 MITCHELL, JAMAL V. LISSI, VINCENT B., ET AL.  
05-7690 PEA, HERBERT V. UNITED STATES  
05-7691 McCULLAH, JOHN J. V. UNITED STATES  
05-7692 LEE, JERMAINE V. UNITED STATES  
05-7693 MARTIN, ERIC V. UNITED STATES  
05-7694 MARTINEZ, DAVID V. UNITED STATES  
05-7696 KITZELMAN, JOHN V. UNITED STATES  
05-7697 LEWIS, VONDELL V. SUPERIOR COURT OF CA  
05-7698 NORMAN, RONALD V. UNITED STATES  
05-7699 MENDOZA-VERA, ANTONIO V. UNITED STATES  
05-7703 THIBODAUX, JAMES W. V. UNITED STATES  
05-7704 BARCUS, RUTHENA V. NY ADMIN. FOR CHILDREN'S SERV.  
05-7705 BROWN, TIMOTHY D., ET AL. V. UNITED STATES

05-7707 ACUNA-ESPINAL, TOMAS A. V. UNITED STATES  
05-7709 BATEMAN, KINSLEY V. UNITED STATES  
05-7710 AMBERS, CALVIN D. V. HARRISON, WARDEN  
05-7712 TRETO-MARTINEZ, PABLO V. UNITED STATES  
05-7715 OWENS, IAN A. J. V. UNITED STATES  
05-7716 PASEUR, JASON V. UNITED STATES  
05-7718 ROBLES, JESUS V. UNITED STATES  
05-7719 RINES, STEPHEN W. V. UNITED STATES  
05-7722 NAZARIO, GADIER F. V. UNITED STATES  
05-7723 MOORE, SHELBY K. V. UNITED STATES  
05-7726 SOTO-VALENCIA, ROEL V. UNITED STATES  
05-7732 WAYNE, ERIC A. V. UNITED STATES  
05-7736 COAXUM, LEROY V. UNITED STATES  
05-7737 DRAPEAU, BERNARD J. V. UNITED STATES  
05-7738 CHISHOLM, OMAR V. UNITED STATES  
05-7739 DEL CID-PEREZ, EDWIN V. UNITED STATES  
05-7740 DAVIS, KOMA V. UNITED STATES  
05-7741 SWINTON, DARU V. SMITH, WARDEN  
05-7742 SCOTT, TRUMAN V. JOHNS, WARDEN  
05-7744 SCOTT, TODD V. UNITED STATES  
05-7745 RAYMOND, BENJAMIN V. UNITED STATES  
05-7746 RHOINEY, ANDRE C. V. UNITED STATES  
05-7747 RUIZ, JULIO P. V. UNITED STATES  
05-7753 LEE, JOHN V. UNITED STATES  
05-7754 JENKINS, PRESTON T. V. UNITED STATES  
05-7756 KING, DAVID L. V. UNITED STATES  
05-7759 PAIGE, BRIAN M. V. UNITED STATES  
05-7761 MIDDLEBROOK, ELESTER V. UNITED STATES

05-7763 RAMIREZ-GARCIA, JUAN M. V. UNITED STATES  
05-7766 STOBAUGH, JOHN F. V. UNITED STATES  
05-7767 McCLENDON, JUYRONE V. KANE COUNTY JAIL  
05-7769 OREA-RODRIGUEZ, JOSE M. V. UNITED STATES  
05-7772 SMITH, TYRESE S. V. UNITED STATES  
05-7773 RIVERA-SILLAS, JOSE L. V. UNITED STATES  
05-7774 RAY, WILLIAM S. V. UNITED STATES  
05-7776 DELAHOZ, AGUIBERTO V. UNITED STATES  
05-7777 DAUGHTIE, JAMES T. V. UNITED STATES  
05-7780 QUINTANA-PEREZ, PEDRO V. UNITED STATES  
05-7782 CANADY, REGGIE W. V. UNITED STATES  
05-7783 TAYLOR, DERRICK M. V. UNITED STATES  
05-7784 WALKER, DAVID E. V. FRANK, SEC., WI DOC  
05-7785 THOMAS, CALVIN V. UNITED STATES  
05-7786 VALLE, ORLANDO E. V. UNITED STATES  
05-7790 ALVARADO-RIVERA, MARTHA V. UNITED STATES  
05-7791 BAZEMORE, LEVON V. UNITED STATES  
05-7792 FELTON, HERMAN V. UNITED STATES  
05-7793 HANSEN, RICHARD E. V. UNITED STATES  
05-7795 FISHER, BOBBY E. V. UNITED STATES  
05-7796 GONZALEZ-RENTERIA, JOSE C. V. UNITED STATES  
05-7797 GALLEGOS-GARCIA, JESUS E. V. UNITED STATES  
05-7798 HEATH, ALEX V. UNITED STATES  
05-7799 GUERRA, FELIX A. V. UNITED STATES  
05-7803 SALDANA, SAMUEL V. UNITED STATES  
05-7805 RESENDIZ-PATINO, GERARDO V. UNITED STATES  
05-7806 SPANO, MICHAEL V. UNITED STATES  
05-7807 STEADMAN, RODERICK V. UNITED STATES

05-7808 HOUSTON, WILLIAM T. V. UNITED STATES  
05-7810 HALL, KEVIN R. V. UNITED STATES  
05-7811 HEAL, WILLIAM T. V. UNITED STATES  
05-7812 GALLEGOS-ALVAREZ, DAVID V. UNITED STATES  
05-7814 EHRMANN, TIMOTHY J. V. UNITED STATES  
05-7816 DAVIS, TANNON C. V. UNITED STATES  
05-7819 COOPER, CARL B. V. BEELER, WARDEN  
05-7821 MURDOCK, GREGORY V. UNITED STATES  
05-7822 PEREZ-MARQUEZ, JOSE R. V. UNITED STATES  
05-7824 OXENDINE, JAMES M. V. UNITED STATES  
05-7827 LUCKETT, STANLEY B. V. UNITED STATES  
05-7835 RUSSELL, ROBERT P. V. WILLIAMSON, WARDEN  
05-7837 CLINTON, CURTIS L. V. UNITED STATES  
05-7838 SERRANO, VERONICA V. DEPT. OF NAVY  
05-7839 VISINAIZ, CRUZ J. V. UNITED STATES  
05-7840 WRIGHT, NICOLE V. UNITED STATES  
05-7841 VARGAS, JOSE A. V. UNITED STATES  
05-7843 WHITE, ANTHONY C. V. UNITED STATES  
05-7846 BROWN, JERRY L. V. UNITED STATES  
05-7847 BROWN, EUGENE V. UNITED STATES  
05-7848 BROWN, DOMINIC V. UNITED STATES  
05-7851 BENNETT, REGINALD D. V. UNITED STATES  
05-7853 BLY, ERIC W. V. UNITED STATES  
05-7855 BADEY, MARCUS L. V. UNITED STATES  
05-7857 HANSOME, KENNETH V. VELTRI, WARDEN  
05-7858 HALL, AARON V. UNITED STATES  
05-7861 HUTTO, TERRY L. V. OZMINT, DIR., SC DOC, ET AL.  
05-7865 HOOK, DARRYL L. V. JETER, WARDEN

05-7867 HOUGHTON, HENDERSON V. UNITED STATES  
05-7868 ISOM, BENNIE L. V. UNITED STATES  
05-7869 VAUGHN, TRACY V. UNITED STATES  
05-7870 WILKERSON, DARYL W. V. UNITED STATES  
05-7871 VASQUEZ, ANDRES V. SCIBAUNA, WARDEN  
05-7872 GREENUP, WILLIAM S. V. UNITED STATES  
05-7874 FORRESTER, CHARLES E. V. SNYDER, WARDEN, ET AL.  
05-7875 COSTON, ARTHUR V. UNITED STATES  
05-7885 ARONJA-INDA, JORGE A. V. UNITED STATES  
05-7886 MEMMINGER, ARTHUR V. UNITED STATES  
05-7888 WHITT, SAMUEL L. V. USDC ND IN  
05-7889 JOHNSON, MICHAEL V. UNITED STATES  
05-7890 HERNANDEZ-FLORES, GABRIEL V. UNITED STATES  
05-7891 FARRIOR, EDRO V. UNITED STATES  
05-7899 HORNE, ANTONIO L. V. UNITED STATES  
05-7900 RAVELO, TONY V. UNITED STATES  
05-7904 CRUZ-PAGAN, DAVID V. UNITED STATES  
05-7905 EGENBERGER, DOROTHY J. V. UNITED STATES  
05-7912 BASS, BRIAN V. UNITED STATES  
05-7913 ARJON-SANDOVAL, LUIS H. V. UNITED STATES  
05-7915 MONROIG, JOSEPH V. UNITED STATES  
05-7917 WINGFIELD, KEVIN L. V. UNITED STATES  
05-7918 WIGGINS, ARNOLD D. V. UNITED STATES  
05-7921 RODRIGUEZ-BENAVIDES, GUILLERMO V. UNITED STATES  
05-7922 SEARCY, EDGAR J. V. UNITED STATES  
05-7928 SMITH, JASON J. V. UNITED STATES  
05-7929 NGUYEN, CHINH T. V. UNITED STATES  
05-7932 MURGUIA-OLIVEROS, MARGARITO V. UNITED STATES

05-7935 JETER, TREMAINE K. V. UNITED STATES  
05-7937 JACKSON, KENDALL V. UNITED STATES  
05-7939 BLAYLOCK, EUGENE A. V. UNITED STATES  
05-7945 DeVITA, PRISCILLA V. UNITED STATES  
05-7946 DILLARD, DWAYNE T. V. UNITED STATES  
05-7947 DIAZ-DIAZ, JOSE V. UNITED STATES  
05-7948 CAMPBELL, SIM A. V. UNITED STATES  
05-7949 DANIELS, KEITH V. UNITED STATES  
05-7950 CLAYTON, DALE V. UNITED STATES  
05-7951 ECKLES, ARTHUR J. V. UNITED STATES  
05-7953 WEBB, BERNARD C. V. UNITED STATES  
05-7956 MICHAUD, TAYLOR V. UNITED STATES  
05-7957 NGUYEN, JIMMY V. WILEY, WARDEN  
05-7960 JONES, CHRISTOPHER V. UNITED STATES  
05-7961 LEYLAND, WILFRED W. V. UNITED STATES  
05-7963 VALLADARES, LOUIS A. V. UNITED STATES  
05-7965 WARD, CLARENCE V. UNITED STATES  
05-7968 MILLER-DOUGLAS, WAYNE E. V. UNITED STATES  
05-7973 NADEL, WARREN V. UNITED STATES  
05-7977 RIOS RIOS, RAMON A. V. UNITED STATES  
05-7981 ARNAIZ, ISMAEL F. V. UNITED STATES  
05-7982 BILBREY, RONALD O. V. UNITED STATES  
05-7986 JARVIS, DOUGLAS A. V. ADAMS, VANESSA  
05-7987 LEAKE-BEY, DEREK V. MINNESOTA  
05-7988 JORDAN, DARRIAN D. V. UNITED STATES  
05-7990 McLEAN, FLOYD V. UNITED STATES  
05-7992 SWARZENTRUBER, CHARLES V. UNITED STATES  
05-7995 NODAL, EMILIO V. UNITED STATES

05-7996 WHITE, ERIC D. V. UNITED STATES  
05-8003 DANIELS, BRUCE V. UNITED STATES  
05-8005 CARRILLO, ALFONZO V. UNITED STATES  
05-8006 SMITH, LYNN G. V. UNITED STATES  
05-8007 CURRY, MARQUETTE J. D. V. UNITED STATES  
05-8008 CUSTIS, GREGORY V. UNITED STATES  
05-8010 CARTER, ARTHUR V. UNITED STATES  
05-8014 BENNETT, MARCUS V. UNITED STATES  
05-8017 LONG, JOHN P. V. UNITED STATES  
05-8021 JAMES, CRYSTAL A. V. UNITED STATES  
05-8023 JONES, TWAIN V. UNITED STATES  
05-8024 CARPENTER, MICHAEL E. V. UNITED STATES  
05-8025 CARPENTER, DUANE C. V. UNITED STATES  
05-8027 VASQUEZ, NOE V. UNITED STATES  
05-8030 WILSON, ERIC V. UNITED STATES  
05-8033 BASKIN, LEONARD V. UNITED STATES  
05-8035 RAMOS-MARTINEZ, RAFAEL V. UNITED STATES  
05-8036 CARTWRIGHT, JOEL V. UNITED STATES  
05-8037 CHAVEZ-QUIROZ, MARGARITO V. UNITED STATES  
05-8041 MOTTO, VINCENT V. UNITED STATES  
05-8042 COHEN, LESLIE C. V. UNITED STATES  
05-8046 MANNING, JAMES D. V. UNITED STATES  
05-8048 LEMAY, ANTHONY A. V. UNITED STATES  
05-8049 MOYE, JOHNNY L. V. UNITED STATES  
05-8050 McKEEVER, JERMAINE V. UNITED STATES  
05-8051 McKREITH, WILBERT V. UNITED STATES  
05-8052 SWIFT, ANTHONY K. V. UNITED STATES  
05-8055 YOUNG, SHERROD V. UNITED STATES

05-8058 LEWIS, WILLIAM A. V. UNITED STATES  
05-8059 WATKINS, JOSEPH V. UNITED STATES, ET AL.  
05-8060 UMEZURIKE, ALFRED V. UNITED STATES  
05-8064 ANDREANO, CHARLES T. V. UNITED STATES  
05-8066 WALDEN, JEROME E. V. UNITED STATES  
05-8072 CASTRO, YOSVANY J. V. UNITED STATES  
05-8073 CUNNINGHAM, BERNARD V. UNITED STATES  
05-8074 CRAWFORD, CARL V. UNITED STATES  
05-8075 COTNEY, DAVID F. V. UNITED STATES  
05-8077 POLANCO, JUAN E. V. UNITED STATES  
05-8080 MELDEN, WILLIAM F. V. UNITED STATES  
05-8085 LUSSIER, WAYNE L. V. UNITED STATES  
05-8087 SANTANA, FRANCISCO V. UNITED STATES  
05-8093 BLACKWELL, CURTIS V. UNITED STATES  
05-8094 GONZALEZ, PATRICIA V. UNITED STATES  
05-8098 STRONG, ROBERT D. V. UNITED STATES  
05-8101 RODRIGO-ABAD, GERVACIO V. UNITED STATES  
05-8104 PERRY, TERRANCE V. UNITED STATES

The petitions for writs of certiorari are denied.

05-282 AM. JEWISH CONG. V. CORP. FOR NAT. AND COM. SERV.

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

05-371 GEN. CONSTRUCTION CO., ET AL. V. CASTRO, ROBERT, ET AL.

The motion of Property Casualty Insurers Association of America for leave to file a brief as *amicus curiae* is granted. The petition for a writ of certiorari is denied.



05-415 IN RE GRAND JURY PROCEEDINGS

The motion of the Solicitor General for leave to file a brief in opposition under seal with redacted copies for the public record is granted. The petition for a writ of certiorari is denied.

05-479 MICHAU, EMORY A. V. JONES, RUTH

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

05-577 RIE, JIN V. BANK OF AMERICA

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

05-585 PEREZ-PERDOMO, ROSA V. WALGREEN CO., ET AL.

The motion of Asociacion de Farmacias de la Comunidad de Puerto Rico for leave to file a brief as *amicus curiae* is granted. The motion of American Health Planning Association for leave to file a brief as *amicus curiae* is granted. The petition for a writ of certiorari is denied.

05-627 PARKS, BERNARD V. DIAZ, DAVID

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

05-639 JONES, ROBERT W. V. LUCENT TECHNOLOGIES, INC.

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

05-749 UNDER SEAL V. UNITED STATES

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

05-7032 ROLLER, JACKIE R. V. WILLIAMS, WARDEN

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. As the petitioner has repeatedly abused this Court's process, the Clerk is directed not to accept any further petitions in noncriminal matters from petitioner unless the docketing fee required by Rule 38(a) is paid and the petition is submitted in compliance with Rule 33.1. See *Martin v. District of Columbia Court of Appeals*, 506 U.S. 1 (1992) (*per curiam*). Justice Stevens dissents. See *id.*, at 4, and cases cited therein.

05-7069 CURIALE, JOSEPH V. SUITTER, AXLAND & HANSON, 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.

05-7075 HOFFER, STEVEN M. V. MICROSOFT CORP., ET AL.

The petition for a writ of certiorari is denied. The Chief Justice and Justice Breyer took no part in the consideration or decision of this petition.

05-7106 HOUSTON, HAROLD V. LEWIS, WARDEN, ET AL.

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

05-7146 VORA, CHANDAN S. V. PENNSYLVANIA

05-7330 CURIALE, JOSEPH V. PETERSON, EDWIN, 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.

05-7389 PARKER, RAY E. V. MINETA, SEC. OF TRANSP., ET AL.

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

05-7433 NIMMONS, DWAYNE C. V. STAFFORD, SENIOR JUDGE, 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.

05-7523 JEFFREYS, THOMAS J. V. UNITED TECHNOLOGIES CORP.

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

05-7800 HAIRE, JOHN V. UNITED STATES

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

#### **HABEAS CORPUS DENIED**

05-716 IN RE RICHARD FUSELIER

05-7731 IN RE SAMUEL C. WILHOIT

05-7825 IN RE ROBERT N. JOOS

05-7911 IN RE VICTOR J. BRAVO

05-7976 IN RE CLIFFORD WEBBER

05-8067 IN RE W. L. WILLIAMS, JR.

05-8132 IN RE KENNETH FAUST

The petitions for writs of habeas corpus are denied.

**MANDAMUS DENIED**

05-6983 IN RE RAYMOND D. CLARK, JR.

05-7164 IN RE DELBERT L. OLDHAM

05-7459 IN RE RAYFIELD THIBEAUX

05-7466 IN RE ANGELO PERRY

05-8069 IN RE MILTON J. TAYLOR

The petitions for writs of mandamus are denied.

05-509 IN RE EVELYN JOHNSON

05-7429 IN RE JUAN F. EVANS

05-7553 IN RE MARTIN A. ARMSTONG

The petitions for writs of mandamus and/or prohibition are denied.

05-545 IN RE ISIDORO RODRIGUEZ

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

**REHEARINGS DENIED**

04-9814 CAMPBELL, ROBERT J. V. DRETKE, DIR., TX DCJ

04-9889 COOKS, RAYMOND I. V. NEWLAND, WARDEN

04-10008 HANNO, JOHN V. STANDARD FEDERAL BANK

04-10009 FOY, TRAVIS V. FISCHER, SUPT., SING SING

04-10024 THOMAS, DONNIE L. V. LOUISIANA

04-10025 VORA, CHANDAN S. V. JOHNSTOWN, PA

04-10026 VORA, CHANDAN S. V. PENNSYLVANIA

04-10027 VORA, CHANDAN S. V. PA DEPT. OF PUB. WELFARE

04-10028 VORA, CHANDAN S. V. JANCIGA, JEFFREY W.  
04-10052 WATSON, KELLIE R. V. HOME DEPOT U.S.A., INC.  
04-10083 WHITEHORN, JAMES N. V. TEXAS  
04-10117 LANE, ANTHONY P. V. ARKANSAS, ET AL.  
04-10126 GORDON, DERRICK A. V. FLORIDA  
04-10128 HAWKINS, RICKY D. V. DRETKE, DIR., TX DCJ  
04-10136 BOYCE, ANTONNEO R. V. ARIZONA  
04-10169 ROBINSON, CHAD J. V. UNITED STATES  
04-10225 MARSHALL, CONNIE V. MAZE, IRVIN G., ET AL.  
04-10298 BOETTNER, KEVIN M. V. RAIMER, BEN, ET AL.  
04-10306 BOWMAN, KELVIN V. FLORIDA  
04-10577 MEDLEY, CLIFFORD S. V. TEXAS  
04-10600 ABNEY, CAREY V. DiGUGLIELMO, SUPT., GRATERFORD  
04-10626 LEVERINGSTON, BOBBY R. V. UNITED STATES  
04-10651 MIDDLETON, TERRY E. V. UNITED STATES  
04-10720 ARRINGTON, CHARLENE V. COCKLIN, JENNIFER, ET AL.  
04-10740 GARCIA, JAVIER G. V. UNITED STATES  
05-63 ACTON, STEPHANIE S. V. EATON, OH, ET AL.  
05-152 RAMOS, RAMIRO, ET AL. V. UNITED STATES  
05-206 RODRIGUEZ-JURATOVAC, JACQUELINE V. PUERTO RICO ELECTORAL COMM.  
05-245 KERIAN, PAUL D. V. HARVEY, SEC. OF ARMY, ET AL.  
05-251 SAWANGKAO, CHAGGRIT V. BANKERS TRUST CO.  
05-318 CATLETT, IRVIN H. V. MARYLAND  
05-385 COHEN, BENNY V. ALLSTATE INSURANCE COMPANY  
05-418 McWILLIAMS, MICHAEL V. LANGHAM, DAVID W.  
05-427 ROBERTS, JOAN V. TITUS COUNTY MEMORIAL HOSPITAL  
05-447 ABRISHAMIAN, AZIZOLLAH V. GUTIERREZ, SEC. OF COMMERCE  
05-5003 GANT, ERIC V. GEORGIA, ET AL.

05-5007 HUGHES, RUBEN V. UNITED STATES  
05-5028 RAMOS, EDGAR J. V. GRACE, SUPT., HUNTINGDON, ET AL.  
05-5033 IN RE ANTONNEO R. BOYCE  
05-5121 REYNOSO, IGNACIO V. McGINNIS, SUPT., SOUTHPORT  
05-5183 SMITH, JEFFREY, ET AL. V. UNITED STATES  
05-5259 IN RE CORNELIUS A. ALBERT  
05-5265 ROTHROCK, LORI S. V. PENNSYLVANIA  
05-5299 JOHNSON, MATTHEW V. EVANS, WARDEN  
05-5311 VENEGAS-CASTREJON, ERICK V. UNITED STATES  
05-5321 DAY, TIMOTHY A. V. UNITED STATES  
05-5343 JOHNSON, BRANDON J. V. BULLARD, WARDEN, ET AL.  
05-5378 CROCKETT, ERIC L. V. OKLAHOMA  
05-5396 FIAMENGO, DANIEL V. WADSWORTH, MICHAEL, ET AL.  
05-5432 WILLIAMS, DARRELL V. UNITED STATES  
05-5559 HOOD, STEPHEN J. V. VIRGINIA  
05-5625 RODRIGUEZ, CARLOS V. McELROY, TERRENCE, ET AL.  
05-5671 QUINTON, LAWRENCE G. V. DRETKE, DIR., TX DCJ  
05-5707 HILTON, ALTON E. V. UNITED STATES  
05-5716 CARCHIDI, ANTHONY P. V. KENMORE DEVELOPMENT  
05-5718 CENSKE, THOMAS A. V. MARQUETTE COUNTY JAIL  
05-5730 LYLES, RONNIE M. V. MILLER, WARDEN  
05-5758 MURRAY, VINCENT P. V. HARDIMAN, PAULA L.  
05-5800 DOUGLAS, ELLIS R. V. MARYLAND  
05-5832 CUESTA, TOMAS D. V. BERTRAND, DANIEL, ET AL.  
05-5839 JAMES, FRANCES A. V. CP&L PROGRESS ENERGY  
05-5841 SHIINDAY, SHOZDIJIJI V. TEXAS  
05-5850 CHIGANO, CHICO L. V. LEWIS, WARDEN  
05-5865 BRIGGS, JOEL V. HAMILTON CTY. PROSECUTOR

05-5935 MILLS, JOHN D. V. FLORIDA  
05-5941 REEVES, LINDA J. V. CANNIZZARO, LEON A.  
05-5978 HOHMANN, MIROSLAVA V. TEGAN, PATRICIA, ET AL.  
05-5983 PREVO, CLARA L. V. FDIC, ET AL.  
05-5996 CENSKE, THOMAS A. V. UNITED STATES  
05-5997 DRUMMOND, GROVER V. EHRLICH, GOV. OF MD  
05-6004 PITTS, GERALD C. V. GEORGIA, ET AL.  
05-6043 VOITS, IVAR V. OREGON  
05-6048 HAWKINS, CECIL V. McKEE, WARDEN  
05-6074 HOLBROOK, JAMES P. V. YAMAMOTO FB ENGINEERING  
05-6117 TARVIN, FLOYD P. V. TEXAS  
05-6142 MINNFEE, BARRY D. V. DRETKE, DIR., TX DCJ  
05-6174 SCOTT, JAMES P. V. PRICE, JOHN, ET AL.  
05-6175 RAY, FRED V. GAMMON, SUPT., MOBERLY  
05-6187 SHIVAAE, CHEVY R. V. VIRGINIA  
05-6232 STOVER, ERIC V. ECKENRODE, JACK, ET AL.  
05-6244 ATWELL, GEOFFREY W. V. WYNDER, SUPT., DALLAS, ET AL.  
05-6248 BREWER, MICHAEL L. V. FRAWLEY, ALFRED C., ET AL.  
05-6306 LAWRENCE, THOMAS R. V. UNITED STATES  
05-6325 BROCK, SHANE W. V. UNITED STATES  
05-6337 IN RE NATHANIEL H. JONES  
05-6352 MILLS, PAUL V. UNITED STATES  
05-6357 ARI, ROXANNE V. MITCHELL, WARDEN  
05-6382 JOHNSON, JoANNE V. BARNHART, COMM'R, SOCIAL SEC.  
05-6386 TRUEMAN, JEFFREY A. V. RUMSFELD, SEC. OF DEFENSE  
05-6479 NOVOTNY, EDWARD F. V. PORZYCKI, MICHAEL J., ET AL.  
05-6532 WORD, DIANE V. PEREZ, SUPT., BEDFORD HILLS  
05-6533 BANKS, ISADORE B. V. UNITED STATES

05-6663 RIVERA-BENITO, ALFREDO V. UNITED STATES  
05-6675 STINNETT, BOBBY V. UNITED STATES  
05-6719 JONES, DONOVAN H. V. UNITED STATES  
05-6754 GOMEZ, SANTIAGO V. UNITED STATES  
05-6834 IACULLO, DINO V. UNITED STATES  
05-7021 ORR, ELI T. V. UNITED STATES  
05-7073 WHITE, BRIAN V. UNITED STATES

The petitions for rehearing are denied.

04-9139 STODDARD, DANIEL P. V. IDAHO  
04-10134 ANTHONY, MARK T. V. USDC ED MI

The motions for leave to file petitions  
for rehearing are denied.