(ORDER LIST: 545 U.S.)

WEDNESDAY, AUGUST 10, 2005

CERTIORARI DENIED

05-5684 (05A142) STERLING, GARY L. V. TEXAS

The application for stay of execution of sentence of death presented to Justice Scalia and by him referred to the Court is denied. The petition for a writ of certiorari is denied.

Justice Stevens, Justice Ginsburg, and Justice Breyer would grant the application for stay of execution.