

(ORDER LIST: 543 U.S.)

MONDAY, DECEMBER 13, 2004

CERTIORARI -- SUMMARY DISPOSITION

03-1622 Foubert, Matthew v. Lyons, Cheryl D.

The petition for a writ of certiorari is granted. The judgment is vacated and the case is remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *Brosseau v. Haugen*, 543 U.S. ____ (2004).

ORDERS IN PENDING CASES

04A305 Kroncke, Robert E. v. Hood, Jeffrey, et al.

04A306 Kroncke, Robert E. v. Hood, Jeffrey, et al.

The applications for certificates of appealability addressed to Justice Stevens and referred to the Court are denied.

04A449 PPG Industries, Inc. v. Nelson, Brian S., et al.

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

04M29 Conyer, Rodney L. v. United States

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

03-388 Bates, Dennis, et al. v. Dow Agrosciences LLC

03-932 Dura Pharmaceuticals, Inc. v. Broudo, Michael, et al.

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

03-1601 RANCHO PALOS VERDES, CA, ET AL. V. ABRAMS, MARK J.

The motion of petitioners to dispense with printing the joint appendix is granted. The motion of the Acting Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument is granted.

04-5695 COOPER, WILLIAM F. V. LOCK, SUPT., CENTRAL MO

The motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* is denied.

04-6715 HALL, JERRY D. V. MILLER, CINDY C.

04-6768 FAN, LISHA V. NAG, SUBIR, ET AL.

The motions of petitioners for leave to proceed *in forma pauperis* are denied. Petitioners are allowed until January 3, 2005, within which to pay the docketing fees required by Rule 38(a) and to submit petitions in compliance with Rule 33.1 of the Rules of this Court.

CERTIORARI DENIED

03-10858 BROOMES, ERROL L., ET AL. V. ASHCROFT, ATT'Y GEN., ET AL.

04-173 QUINN, RICHARD A., ET AL. V. SEC

04-190 PETRO-HUNT, L.L.C., ET AL. V. UNITED STATES, ET AL.

04-198 R.J. FITZGERALD & CO., ET AL. V. COMMODITY FUTURES TRADING COMM'

04-206 SL SERVICE, INC. V. UNITED STATES

04-482 DILLARD'S, INC. V. BYRD, GERDA

04-483 HUNTER, NOREEN J. V. PORTER, NONA

04-486 LAPIDES, MORTON M. V. NAT'L CITY BANK OF MINNEAPOLIS

04-490 PARKER, TOMMY L. V. McLAURIN, RON, ET AL.

04-494 OVERMAN, EDWARD V. TAYLOR, ANDREW

04-500 LEVIN, BENNETT V. UPPER MAKEFIELD TOWNSHIP, ET AL.

04-505 CONROY, GLEN J. V. ABRAHAM CHEVROLET-TAMPA, INC.

04-509 SANCHEZ, ESPERANZA, ET AL. V. BERNALILLO CTY. BD. OF CTY.

04-520 PALAHUTA, VLADYSLAV V. ASHCROFT, ATT' Y GEN.

04-622 NEGELE, MICHAEL V. ASHCROFT, ATT'Y GEN.

04-638 ZAVALIDROGA, JON V. UNITED STATES

04-646 BIERNAT, JOSEPH P. V. UNITED STATES

04-5606 SKINNER, LARRY V. SAN FELIPE DEL RIO, ET AL.

04-5708 CEDANO-MEDINA, DAGOBERTO S. V. UNITED STATES

04-5794 GOLDSTEIN, JENNIFER V. HARVARD UNIV.

04-6717 GOODRIDGE, PETER V. LEWIS, WARDEN, ET AL.

04-6731 SCOTT, JERRY V. WACKENHUT CORP., ET AL.

04-6732 SIXTA, DANIEL J. V. TEXAS

04-6738 PARTIN, STEPHEN M. V. ROBINSON, ETC., ET AL.

04-6743 STONEMAN, JAMES E. V. SCHRIRO, DIR., AZ DOC

04-6749 STINSON, CHARLES H. V. KYLER, SUPT., HUNTINGDON

04-6750 SHABAZZ, RAMADAN V. MATESANZ, JAMES

04-6761 MOORE, DAVID A. V. FORTNER, WARDEN, ET AL.

04-6762 McCOOL, JOHN R. V. PAPPERT, ATT'Y GEN. OF PA

04-6763 BRYANT, HALMARK V. DRETKE, DIR., TX DCJ

04-6764 BELCHER, ROBERT L. V. KEMNA, SUPT., CROSSROADS

04-6771 WALTER, BRYAN L. V. SOBINA, SUPT., SOMERSET, ET AL.

04-6775 BENSON, BENJAMIN D. V. HOME DEPOT U.S.A., INC.

04-6780 LUMUMBA, SUNDIATA V. PATRICK, SUPT., HOUTZDALE

04-6795) HARRIS, MORRIS V. FLORIDA

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04-6796) GENTES, DONALD V. FLORIDA

04-6821 COCKRELL, FRANK B. V. WOODFORD, DIR., CA DOC

04-6857 PAGE, MICHAEL T. V. LAMARQUE, WARDEN

04-6901 STONE, MICHAEL J. V. CRAWFORD, DIR., NV DOC

04-6983 SIMBA, JELANI HUSANI V. THOMPSON, WILLIE J., ET AL.
04-6986 BREWER, RONALD J. V. HALL, WARDEN
04-7004 WILSON, REBECCA V. SNODGRASS, WARDEN, ET AL.
04-7026 COOLEY, KINSHASA V. WATKINS, WARDEN, ET AL.
04-7028 DORENBOS, ALAN V. GORMAN, SUPT., LARCH
04-7102 WILLIAMS, HARVEY L. V. JOHNSON, DIR., VA DOC
04-7107 MARLOW, FLOYD L. V. WISCONSIN
04-7123 CARR, TIMOTHY D. V. SCHOFIELD, WARDEN
04-7155 EVANS, SHERLON V. UNITED STATES
04-7169 FRAMPTON, MARION T. V. UNITED STATES
04-7170 HERVEY, GEORGE E. V. KANSAS
04-7178 RAMIREZ-RODRIGUEZ, RODRIGO V. UNITED STATES
04-7180 HOWARD, DONALD R. V. UNITED STATES
04-7181 GONZALEZ-VALENZUELA, LUCAS M. V. UNITED STATES
04-7185 THOMAS, ANTHONY V. UNITED STATES
04-7187 WILSON, SEAN L. V. UNITED STATES
04-7188 SHERRILL, BERNARD D. V. UNITED STATES
04-7195 SANCHEZ, RAMON V. UNITED STATES
04-7204 McLAUGHLIN, DANIEL V. UNITED STATES
04-7209 KATO, TIMOTHY V. V. GRABER, WARDEN
04-7211 SANDOVAL-RIVAS, ELEAZAR V. UNITED STATES
04-7219 PATINO, JAVIER E. V. UNITED STATES
04-7222 LUGAN-BALLEZA, JESUS M. V. UNITED STATES
04-7228 MISLA-MARTINEZ, EFRAIN V. UNITED STATES

The petitions for writs of certiorari are denied.

03-1452 MUELLER, WARDEN V. NUNES, JEFFREY W.

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

denied.

04-162 MADDOX, WARDEN V. TAYLOR, LEIF

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

04-180 BURLESON, GEORGE E. V. HANCOCK CTY. SHERIFF'S DEPT.

The motion of North Carolina and Southern States Police Benevolent Association for leave to file a brief as *amici curiae* is granted. The petition for a writ of certiorari is denied.

04-618 SILVERSTEIN, STUART Y. V. PENGUIN PUTNAM, INC.

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

HABEAS CORPUS DENIED

04-7307 IN RE FIDEL C. FONESCA

The petition for a writ of habeas corpus is denied.

REHEARINGS DENIED

03-10876 MINEFIELD, DONALD V. UNITED STATES

03-11047 EDISON, CEDRIC C. V. DRETKE, DIR., TX DCJ

04-5082 COLES, TIMOTHY L. V. JOHNSON, DIR., VA DOC

04-5206 LANDAU, LEE D. V. VASTINE-SMITH, SUZZANE, ET AL.

04-5403 CLEMENTS, FLOYD V. CROSBY, SEC., FL DOC, ET AL.

04-5409 CARTER, JAMES C. V. UNITED STATES

04-5461 SANABRIA, AMADOR I. V. UNITED STATES

04-5640 SMITH, CLEON L. V. *NSYNC, ET AL.

04-5753 COCHRAN, JAMES A. V. JOHNSON, DIR., VA DOC

04-5766 CANNON, TYRRALL F. V. DEPT. OF JUSTICE, ET AL.
04-5806 TAALIB-DIN, ABDUL M. V. DETROIT, MI, ET AL.
04-5838 VAUGHAN, NORMA V. VAUGHAN, WILLIAM D., ET AL.
04-5847 JONES, DONALD V. SHANNON VILLAS CONDO. ASSN.
04-5880 LONGLEY, CHARLES D. V. UNITED STATES
04-5893 VAUGHAN, LOIS V. PUTNAM COUNTY, FL, ET AL.

The petitions for rehearing are denied.