

(ORDER LIST: 546 U.S.)

MONDAY, FEBRUARY 27, 2006

CERTIORARI -- SUMMARY DISPOSITIONS

05-535 HIGGINS, EVER V. TYSON FOODS, INC.

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 Eleventh Circuit for further consideration in light of *Ash v. Tyson Foods, Inc.*, 546 U.S. ____ (2006).

ORDERS IN PENDING CASES

05A525 ANDREWS, ANTHONY V. GONZALES, ATT'Y GEN., ET AL.

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

05M62 TELFORD, MARLENE V. LUNDAHL, GERALD D.

05M63 JEFFERSON, JOSHUA V. HALL HOUSING INVESTMENTS, INC.

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

04-723 STEVEDORING SERVICES, ET AL. V. PRICE, AREL, ET AL.

The renewed motion of respondent Arel Price for attorney's fees and costs is referred to the United States Court of Appeals for the Ninth Circuit for adjudication.

04-1414 UNITED STATES V. GRUBBS, JEFFREY

The motion of respondent for appointment of counsel is granted. Mark J. Reichel, Esquire, of Sacramento, California is appointed to serve as counsel for the respondent in this case.

04-1528) RANDALL, NEIL, ET AL. V. SORRELL, WILLIAM H., ET AL.
)
04-1530) VT REPUBLICAN STATE COMM. V. SORRELL, WILLIAM H., ET AL.
)
04-1697) SORRELL, WILLIAM H., ET AL. V. RANDALL, NEIL, ET AL.

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

04-10566) SANCHEZ-LLAMAS, MOISES V. OREGON
)
05-51) BUSTILLO, MARIO A. V. JOHNSON, DIR., VA DOC

The motion of petitioners for divided argument is granted.

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

The motion of respondent Robert Castro for attorney's fees and costs is referred to the United States Court of Appeals for the Ninth Circuit for adjudication.

05-5224 DAVIS, ADRIAN M. V. WASHINGTON

05-5705 HAMMON, HERSHEL V. INDIANA

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

CERTIORARI DENIED

04-1221 CIM INSURANCE CORP. V. PEACH, ARMETTIA, ET AL.
04-1375 GLAZER, SAMUEL V. LEHMAN BROTHERS, INC., ET AL.
04-1566 THEIS RESEARCH, INC. V. BROWN & BAIN
04-8496 ROBINSON, GREGORY V. TENNESSEE
04-10093 HOWARD, JAMAAL V. TEXAS
05-344 GREGORY, JAKE V. LEE, JULIAN C.
05-347 JENKINS, CHARLENE V. FIRST AM. CASH ADVANCE OF GA
05-529 WELCH, RICARDO A. V. UNITED STATES
05-616 ANDERSON, VIRGINIA V. WESTINGHOUSE SAVANNAH RIVER CO.
05-657 MITRIONE, ROBERT T., ET AL. V. UNITED STATES

05-676 CASHMAN, GENE, ET AL. V. COTATI, CA
05-735 IOFFE, GARRY V. SKOKIE MOTOR SALES, INC.
05-796 GUAM, XENIA V. FIRST NATIONAL BANK OF OMAHA
05-806 WEBBER, GARY S. V. INT'L PAPER CO.
05-808 SISSON, CHARLES V. PREISTER, DANA
05-812 LONG CLOVE, LLC V. WOODBURY, NY
05-813 dI SIBIO, LEWIS, ET UX. V. MISSION NATIONAL BANK
05-823 MT SPORTS SHOOTING ASS'N, ET AL. V. NORTON, SEC. OF INTERIOR
05-824 NAPIER, JOSEPH E. V. INDIANA
05-854 WIDTFELDT, JAMES V. UNITED STATES, ET AL.
05-860 MUTNICK, PETER J. V. SUPERIOR COURT OF CA, ET AL.
05-870 ROSS, ZACHARIAH L. V. OK DEPT. OF PUBLIC SAFETY
05-894 MULLINS, KERRY N. V. ALABAMA
05-900 BEAMS, RICHARD L. V. NORTON, SEC. OF INTERIOR
05-6344 WILLIS, ROY M. V. ILLINOIS
05-6849 GRIFFIN, LONNIE L. V. WILEY, WARDEN
05-6852 GILES, BILLY V. UNITED STATES
05-6862 CLARK, JOSEPH E. V. UNITED STATES
05-7102 GOYNES, THEODORE V. DRETKE, DIR., TX DCJ
05-7270 CONNER, JERRY W. V. POLK, WARDEN
05-7734 CORNWELL, GLENN V. CALIFORNIA
05-7760 PANAH, HOOMAN A. V. CALIFORNIA
05-8018 SCOTT, KENNEDY C. V. FEDERAL RESERVE BANK, ET AL.
05-8053 STARLING, CHAUNCEY V. DELAWARE
05-8147 BROWN, WILLIE V. POLK, WARDEN
05-8227 MORRISETTE, WILLIAM W. V. WASHINGTON, ACTING WARDEN
05-8238 TURNER, BERNADINE V. ANADARKO PETROLEUM CORP., ET AL.
05-8245 WEBER, TIMMY J. V. NEVADA

05-8250 KING, THOMAS S. V. MASSACHUSETTS
05-8253 LEE, TOMMY V. FLORIDA
05-8255 LANE, ELI J. V. FLORIDA
05-8258 BROWN, MAURICEO M. V. DRETKE, DIR., TX DCJ
05-8269 WOOD, TROY J. V. GEORGIA
05-8272 WILLIAMS, JASON V. SNYDER, DONALD N., ET AL.
05-8275 WILCOX, DARRELL R. V. TERRY, WARDEN
05-8276 WASHINGTON, ISIAH V. FISCHER, SUPT., SING SING
05-8278 DAIGNEAULT, LARRY L. V. CONSOLIDATED CONTROLS CORP.
05-8279 CHILDS, JOHNNIE V. LaVIGNE, WARDEN
05-8283 DOYLE, ROBERT V. SCUTT, WARDEN
05-8285 BODDIE, RODERICK B. V. KERNAN, WARDEN
05-8295 CRUZ, CARLOS V. V. McDONOUGH, INTERIM SEC., FL DOC, ET AL.
05-8296 CORINTHIAN, CHRISTOPHER V. McDONOUGH, INTERIM SEC., FL DOC
05-8297 CLEMONS, RICHARD V. WEST, DOUGLASS, ET AL.
05-8298 RAMIREZ, BAUTISTA V. GEORGIA
05-8333 OLIC, MILORAD T. V. GONZALES, ATT'Y GEN.
05-8380 MEDAWAR, BRIAN V. WOLFENBARGER, WARDEN
05-8422 MACH, WILLIAM C. V. SCHRIRO, DIR., AZ DOC, ET AL.
05-8432 JOHNSON, ROBERT L. V. NORTH DAKOTA, ET AL.
05-8446 REMSEN, LAWRENCE V. KNOWLES, WARDEN, ET AL.
05-8449 AHLUWALIA, HARPAL S. V. CALIFORNIA
05-8477 LAVALLE C. V. ME DEPT. OF HUMAN SVCS.
05-8523 STECHER, KARL V. COLORADO BD. OF MED. EXAM.
05-8547 STERLING, RICO V. SMITH, WARDEN
05-8563 JACKSON, STEVIE B. V. CALIFORNIA
05-8613 EWING, SHANNON V. MASSACHUSETTS
05-8621 BAKER, JACOB M. V. WISCONSIN

05-8622 BATES, CRAIG T. V. MORELES, AMY, ET AL.

05-8669 LOMELI, MARCOS A. V. GORDON, WARDEN

05-8677 WARREN, CHARLES D. V. LEE, ADM'R I, CALEDONIA

05-8704 POINTER, CHARLES V. BEACON MANAGMENT

05-8707 LeCROY, CLEO D. V. McDONOUGH, INTERIM SEC., FL DOC

05-8713 REGO, ROBERTO V. UNITED STATES

05-8722 BRISBON, KEITA V. PENNSYLVANIA

05-8731 HILL, CLARENCE E. V. FLORIDA

05-8758 WILLIAMS, GINO V. UNITED STATES

05-8768 EVANS, VERNON V. MARYLAND

05-8781 SCULL, OSCAR V. UNITED STATES

05-8784 SHIELDS, DANIEL L. V. TENNESSEE

05-8800 CRILL, LEONA V. UNITED STATES

05-8803 EASTTEAM, EDWIN D. V. UNITED STATES

05-8808 ANYANWUTAKU, KINGSLEY V. DISTRICT OF COLUMBIA

05-8809 JACKSON, WARREN V. UNITED STATES

05-8810 LAMBERT, THOMAS D. V. BEZY, WARDEN

05-8811 BUTLER, WILLIE M. V. UNITED STATES

05-8813 STEIN, MICHAEL R. V. UNITED STATES

05-8826 SILO, JEROME V. UNITED STATES, ET AL.

05-8827 ROSALES, EDUMUNDO V. UNITED STATES

05-8829 MADDOCK, VERNON E. V. UNITED STATES

05-8835 BERAS, ROBERTO V. UNITED STATES

05-8839 CHISUM, JIMMY C. V. UNITED STATES

05-8843 GARZA, MARIA E. V. UNITED STATES

05-8846 HIGGINS, DENNIS V. LISTON, TIMOTHY J.

05-8848 JULIAN, TIMOTHY J. V. UNITED STATES

05-8850 PACE, DOUGLAS R. V. UNITED STATES

05-8852 MARXEN, URIAH V. UNITED STATES
05-8854 SORIA-GOBEA, GABRIEL V. UNITED STATES
05-8863 FOSTER, WILLIAM L. V. UNITED STATES
05-8864 GILL, STANLEY O. V. UNITED STATES
05-8868 CORLEY, TRAVIS D. V. UNITED STATES
05-8869 CURRIE, TOMMY R. V. UNITED STATES
05-8870 MUESSIG, HUONG V. UNITED STATES
05-8871 BARNBAUM, GERALD V. UNITED STATES
05-8872 SMITH, AL J. V. UNITED STATES
05-8876 DIAZ, SALVADOR V. McGUIRE, COLLEEN L.
05-8881 BANWO, FRANCES V. UNITED STATES
05-8885 BROWN, KENNETH L. V. UNITED STATES
05-8890 TAVARES, FREDRICO V. UNITED STATES
05-8892 WYMAN, JOSEPH M. V. UNITED STATES
05-8899 DOMINGUEZ-BENAVIDES, CARLOS V. UNITED STATES
05-8901 CARR, SEAN V. UNITED STATES
05-8905 HOLMES, CASSANDRA L. V. UNITED STATES
05-8907 GIDDENS, RODNEY D. V. UNITED STATES
05-8908 IVERY, IMAURI V. UNITED STATES
05-8910 HOURSTON, LATOYA R. V. UNITED STATES
05-8912 GONZALEZ-CAPETILLO, ANGELA V. UNITED STATES
05-8916 HERNANDEZ-MELCHOR, LORENZO V. UNITED STATES
05-8920 LOPEZ-MORENO, ELEUTERIO V. UNITED STATES
05-8922 JEFFERS, JEFF M. V. UNITED STATES
05-8923 MARTINEZ-FLORES, DENNIS J. V. UNITED STATES
05-8924 JACKSON, RANDOLPH V. UNITED STATES
05-8926 SUTTON, ANTHONY J. V. UNITED STATES
05-8931 BROOKS, BRENT R. V. UNITED STATES

05-8932 MITCHELL, JAMES V. UNITED STATES
05-8933 MARTINEZ, FERNANDO V. UNITED STATES
05-8934 COLLINS, LANCE V. UNITED STATES
05-8936 DELANCY, MICHAEL V. UNITED STATES
05-8937 LUCKY, JEROLD K. V. DEPT. OF JUSTICE, ET AL.
05-8938 ZIELKE, DENNIS E. V. UNITED STATES
05-8942 ALSOP, CHRISTOPHER V. UNITED STATES
05-8943 ARBELAEZ-AGUDELO, JUAN V. UNITED STATES
05-8944 HERREDIA, DANIEL V. UNITED STATES
05-8945 HEMBREE, GREGORY W. V. UNITED STATES
05-8946 GARRIS, LONNIE J. V. UNITED STATES
05-8947 GOODLEY, ANTWAN F. V. UNITED STATES
05-8948 HUMPHREY, CARLTON V. UNITED STATES
05-8949 FUNCHES, CHRISTOPHER V. UNITED STATES
05-8954 MURRAY, OTIS V. UNITED STATES
05-8955 VALENTINE, DEDRICK Q. V. UNITED STATES
05-8961 ENGLE, MARLAN E. V. UNITED STATES
05-8966 OLUBUYIMO, OBAFEMI S. V. UNITED STATES
05-8967 PAIGE, DAVID L. V. UNITED STATES
05-8968 KIAM, LONG T. V. UNITED STATES
05-8969 SMITH, ANTHONY W. V. UNITED STATES
05-8970 SHALIT, BARUCH V. UNITED STATES
05-8971 SHELTON, DARRELL L. V. UNITED STATES
05-8972 RODRIGUEZ, JOSE A. V. UNITED STATES
05-8974 ROWLAND, JOHN A. V. UNITED STATES
05-8976 GARCIA-VARGAS, VICTOR V. UNITED STATES
05-8980 TAYLOR, RALPH V. UNITED STATES
05-8982 MENDOZA-MARTINEZ, ADALBERTO V. UNITED STATES

05-8983 JACOBS, MAKENE V. UNITED STATES

05-8986 NEWSOM, ERNEST V. UNITED STATES

05-8994 DURANCEAU, PETER M. V. UNITED STATES

05-8995 MONTALVO, MICHAEL L. V. UNITED STATES

05-8996 DONAHUE, SEAN V. UNITED STATES

The petitions for writs of certiorari are denied.

05-528 MILLER-STOUT, SUPT., AIRWAY V. BAILEY, ERNEST A.

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

05-797 GUAM, XENIA V. CITIBANK

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

05-805 WASHINGTON, ACTING WARDEN V. MORRISETTE, WILLIAM W.

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

05-807 REAMES, PATTI L. V. OKLAHOMA, ET AL.

The motion to substitute John Branscum, Special Administrator of the Estate of Pattie Lynn Reames, Deceased, as petitioner is granted. The petition for a writ of certiorari is denied.

05-7379 LAMBERT, JAMES R. V. FOLINO, SUPT., GREENE, ET AL.

05-7700 MUSSARE, JOHN C., ET AL. V. UNITED STATES

The petitions for writs of certiorari are denied. Justice Alito took no part in the consideration or decision of these petitions.

05-8433 SHYMATTA, DAVID V. MICROSOFT CORP.

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

05-8957 WILKERSON, CURTIS V. UNITED STATES

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

MANDAMUS DENIED

05-911 IN RE MICHAEL SHEMONSKY

05-8992 IN RE DEMETRIUS BROWN

The petitions for writs of mandamus are denied.

REHEARINGS DENIED

04-10308 KALASHO, TAHRIR S. V. IRAQ, ET AL.

05-321 HICKS, RICHARD V. UNITED STATES

05-466 SCHEELER, DELROY C., ET AL. V. ST. CLOUD, MN, ET AL.

05-561 TOCCI, JOSEPH V. FT. WAYNE-ALLEN AIRPORT AUTH.

05-570 PERNETT, FELIX V. AMERICAN AIRLINES, INC., ET AL.

05-627 PARKS, BERNARD V. DIAZ, DAVID

05-655 TAYLOR, ROY L. V. GA DEPT. OF PUB. SAFETY, ET AL.

05-715 HAWKINS, ARTHUR M. V. UNITED STATES

05-6322 REEVES, ANTONIO V. UNITED STATES

05-6706 DUNKINS, ANTHONY V. V. DRETKE, DIR., TX DCJ

05-7072 THOMAS, ROZLON D. V. MINNEAPOLIS PUBLIC SCHOOLS

05-7177 MONTGOMERY, GERALD V. COURT OF APPEAL OF CA

05-7288 PRIDGEN, JAMES D. V. UNITED STATES

05-7306 KESSLER, ALTON L. V. DRETKE, DIR., TX DCJ

05-7356 PARKER, RAY E. V. WARNER, GOV. OF VA, ET AL.

05-7408 GENEVIER, PIERRE V. LOS ANGELES COUNTY, ET AL.

05-7429 IN RE JUAN F. EVANS

05-7872 GREENUP, WILLIAM S. V. UNITED STATES

The petitions for rehearing are denied.

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

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

05-7800 HAIRE, JOHN V. UNITED STATES

The petitions for rehearing are denied. The Chief Justice took no part in the consideration or decision of these petitions.