

(ORDER LIST: 523 U. S.)

MONDAY, MARCH 9, 1998

CERTIORARI -- SUMMARY DISPOSITION

97-669 BELLEVILLE, IL V. DOE, J., ET AL., ETC.

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 Seventh Circuit for further consideration in light of *Oncala v. Sundowner Offshore Services*, 523 U. S. ____ (1998).

ORDERS IN PENDING CASES

M-46 JULIE ANN BENOIT V. MEDICAL CENTER OF DELAWARE, INC., CHRISTIANA HOSPITAL

M-47 MANUEL P. BROOKS V. DOROTHY ALICE MCKINNEY, ETC., ET AL.

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

M-48 DONNA M BETTS V. CONTAINER CORPORATION OF AMERICA, ET AL.

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

96-1654) MUSCARELLO, FRANK V. UNITED STATES

)
96-8837) CLEVELAND, DONALD E., ET AL. V. UNITED STATES

The motion of petitioners for divided argument is granted.

96-1866 GEBSER, ALIDA, ET AL. V. LAGO VISTA INDEP. SCH. DIST.

97-156 BRAGDON, RANDON V. ABBOTT, SIDNEY, ET AL.

The motions of the Solicitor General for leave to

participate in oral argument as *amicus curiae* and for divided argument are granted.

97-454 UNITED STATES V. BESTFOODS, ET AL.

The motion of respondents Aerojet-General Corporation, et al. for divided argument is denied. The Court will hear argument from respondent Bestfoods.

97-6789 MDOMCHI, BUICK V. NM CORRECTIONS DEPT., ET AL.

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

97-7488 CADDY, MATTHEW M V. GOOD SAMARITAN HOSPITAL

The motion of petitioner for leave to proceed *in forma pauperis* is denied. Petitioner is allowed until March 30, 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 GRANTED

97-1147 MINNESOTA V. CARTER, WAYNE

The petition for a writ of certiorari is granted.

97-1130 PFAFF, WAYNE V. WELLS ELEC., INC.

The petition for a writ of certiorari is granted limited to Question 1 presented by the petition.

CERTIORARI DENIED

96-1872 SCOTT-HARRIS, JANET V. FALL RIVER, MA

97-330 BVP MANAGEMENT ASSOCS. V. FREDETTE, ROBERT

97-746 GMC vs. GREAR, VALORIE L. , ET AL.

97-834 POLLIN, ABE, ET AL. V. PARALYZED VETS. OF AMERICA

97-897 UN. STEELWORKERS, ET AL. V. BANDAG, INCORPORATED

97-910 KIKER, CAROL, ET VIR V. MILLER, PAUL, ET AL.

97-917 LITTON INDUSTRIAL AUTOMATION V. NATIONWIDE POWER CORP.

97-924 HIBBS, HARRY, ET UX. V. SAN BUENAVENTURA, CA

97-984 REMINGTON INVESTMENTS, INC. V. HAMEDANI, MOUSSA NIKBAKHT

97-1023 CHAMPION INTL. CORP. V. SMITH, RACHEL

97-1055 FINOVA CAPITAL CORP. V. LIFECARE X-RAY, INC. , ET AL.

97-1091 SUMMIT, IRIS V. S-B POWER TOOL (SKIL CORP.)

97-1098 DANCY, MICHAEL V. HYSTER CO.

97-1103 ELEWSKI, CAROL V. SYRACUSE, NY, ET AL.

97-1104 FARMER, YVETTE V. UNIV. & COM COLLEGE SYSTEM

97-1105 DERZACK, KAREN, ET VIR V. ALLEGHENY CTY. SERVS.

97-1109 LAND AND LAKES CO. , ET AL. V. HENDERSON, COMM. ENV. DEPT.

97-1115) METRO DADE COUNTY, ET AL. V. ENGINEERING CONTRACTORS
)

97-1160) ALLIED MINORITY CONTRACTORS V. ENGR. CONTRACTORS ASSN.

97-1125 SURGIDEV CORP. V. NIEHOFF, KATHRYN

97-1132 TAYLOR, ZACHARY, ETC. , ET AL V. JAQUEZ, CHARLIE, ET AL.

97-1138 COMENOUT, EDWARD, ET AL. vs. WA DEPT. OF COM DEV. , ET AL.

97-1140 WINGFIELD, HOLLY G. V. MASSIE, WARDEN

97-1150 TRAHAN, GEORGE V. BELL SOUTH TELECOMMUNICATIONS

97-1151 GENDREAU, WILLIAM V. GENDREAU, COLLEEN

97-1158 SUMMERS, DAVID MICHAEL V. SINGLETARY, DIR. , FL DOC

97-1180 OLDHAM, NAN, ETC. V. KOREAN AIR LINES CO. , LTD.

97-1182 ELLIS, ARZIE V. HILL, WALLACE F. , ET AL.

97-1186 MIZELL, HAYWOOD JACKSON V. UNITED STATES

97-1187 DOBROVOLNY, STAN, ET AL. V. MOORE, SEC. OF ST. OF NE

97-1193 REMINGTON INVESTMENTS, INC. V. NGUYEN, XEP, ET AL.
97-1197 NESBITT, CHARLES FLOYD V. WEST VIRGINIA
97-1198 MOORE, DAVID G. V. WESTMINSTER, CA, ET AL.
97-1221 RING, BRUCE V. FNMA, ET AL.
97-1237 LOCAL UNION 7107, UMW V. CLINCHFIELD COAL COMPANY
97-1266 PATENT OFFICE PROF. ASSN. V. FLRA
97-1268 SCHOUMAN, MAUREEN V. SEC, ET AL.
97-1270 BIRD, FRANK V. UNITED STATES
97-1277 HASELOW, JOHN V. UNITED STATES
97-1281 MOORE, LATONYA V. UNITED STATES
97-1304 HUGHES, FRANK V. UNITED STATES
97-1305 GOLLAPUDI, RAO V. UNITED STATES
97-1306 WRIGHT, JAMES ERVIN V. MASS TRANSIT ADMIN.
97-6033 WASHINGTON, VINSON V. PENNSYLVANIA
97-6353 NEWBY, MICHAEL V. MILLER, GOV. OF GA, ET AL.
97-6410 JACKSON, WILLIE V. DAY, WARDEN, ET AL.
97-6691 ONE JUVENILE MALE V. UNITED STATES
97-6835 BARR, TERRY L. V. JONES, WARDEN
97-6836 WEE, JOHN C. , ET UX. V. ANDREWS, JOHN, ET AL.
97-7038 STEARNS, JOHNNY, ET AL. V. GREGOIRE, ATT' Y GEN. OF WA
97-7058 TAYLOR, CHRISTOPHER V. UNITED STATES
97-7273 LEE, CHAD A. V. ARIZONA
97-7278 KEVIN B. V. NEW HAMPSHIRE
97-7283 BROWN, CAL C. vs. WASHINGTON
97-7303 SIMPSON, A. J. vs. PHILLIPS, WARDEN
97-7304 SWAFFORD, LEE V. CALIFORNIA
97-7332 MUHAMMAD, ISMAIL V. ANGELONE, DIR. , VA DOC

97-7333 LEWIS, RONALD W. V. VIRGINIA

97-7337 McPHERSON, DOUGLAS C. V. VANDLEN, DOUGLAS A. , ET AL.

97-7338 JACKSON, CHARLES V. CALIFORNIA

97-7339 LAWRENCE, MICHAEL J. V. EVANS, WARDEN

97-7340 TEEL, JACKIE O. V. JOHNSON, DIR. , TX DCJ

97-7342 PEREZ, JUAN G. V. JOHNSON, DIR. , TX DCJ

97-7347 STENSON, DAROLD J. V. WASHINGTON

97-7348 STEPHEN, EILEEN E. V. ROMANI, PHILIP

97-7351 SMITH, RONALD V. FLORIDA

97-7353 BLEVINS, EDWARD C. V. WATSON, DISTRICT JUDGE

97-7354 CULLEN, MATTHEW V. FLORIDA

97-7358 VALDEZ, ANDREW, ET UX. V. ZIONS SECURITIES, ET AL.

97-7360 BENTLEY, ROOSEVELT V. NEW YORK CITY, ET AL.

97-7362 KENDRICK, RICHARD W. V. YOUNG, WARDEN

97-7364 MOSTEK, CLORY J. V. FORD MOTOR CO. , ET AL.

97-7366 JAMES, ALPHONSO V. LAMAR, LAWSON

97-7369 McCOY, ROBERT E. V. NORRIS, DIR. , AR DOC

97-7379 HOLLOWELL, CALVIN C. V. JOHNSON, SHERIFF, ET AL.

97-7382 GUARDADO, PAUL A. V. CALIFORNIA

97-7389 OMEGBU, FIDELIS I. V. MEQUON-THIENSVILLE SCHOOL

97-7390 SEIBERT, JACK W. V. EIGHTH JUDICIAL DISTRICT

97-7391 COHEN, HUMPHREY V. MORTON, ADM R, NJ, ET AL.

97-7393 JACKS, JAMES, ET AL. V. CRABTREE, WARDEN

97-7394 SHARP, ARCHIE V. MAKOWSKI, WARDEN

97-7398 ALEXANDER, AVERY B. V. OHIO

97-7399 WHITE, DAVID C. V. SHEESLEY, FRANK

97-7402 ZANKICH, JAMES V. vs. PHOENIX CARDIOLOGISTS

97-7405 BORNE, GERARD C. V. LOUISIANA

97-7410 THOMAS, ALBERT V. GEORGIA
97-7411 WOODS, RICHARD J. V. ALEX-BELL OXFORD, ET AL.
97-7426 WHITE, MICHAEL T. V. TATE, WARDEN
97-7429 COUCH, JERRY J. V. FEDERAL PAPER BOARD COMPANY
97-7430 BREWER, VAN L. V. DISTRICT COURT OF TX, ET AL.
97-7432 SANDS, MICHAEL V. LOS ANGELES COUNTY DEPT.
97-7435 BLANCHARD, CLARENCE H. V. TULANE UNIV. MEDICAL CENTER
97-7451 SWEET, GLENNON P. V. BOWERSOX, SUPT. , POTOSI
97-7482 McNEIL, CHRISTOPHER V. PENNSYLVANIA
97-7483 MIRANDA, BRIAN V. ILLINOIS
97-7499 HENRY, DARRIN V. STINSON, SUPT. , GREAT MEADOW
97-7510 FERGUSON, KEVIN V. JONES, WARDEN
97-7532 WADDY, WARREN V. OHIO
97-7544 PARKS, TRACEY V. PENNSYLVANIA
97-7589 SHELINE, STEPHEN T. V. TENNESSEE
97-7614 ESPINOZA, ERIC V. TEXAS
97-7635 KOSYLA, STANLEY V. ILLINOIS
97-7657 HILL, DAVID R. V. UNITED STATES
97-7658 MARTINEZ, EMILIO H. V. JOHNSON, DIR. , TX DCJ
97-7670 GOFF, JACKIE V. JOHNSON, DIR. , TX DCJ
97-7682 COLEMAN, JAMES A. V. MILLER, GOV. OF GA, ET AL.
97-7709 REEVIS, DAVID C. V. UNITED STATES
97-7720 KIBLER, PHILLIP R. V. UNITED STATES
97-7722 TARKOWSKI, JOHN V. IL DEPT. OF PUBLIC AID
97-7730 LANIER, DAVID W. V. UNITED STATES
97-7733 S. A. vs. UNITED STATES
97-7735 RESTREPO-VALENCIA, MARLENY V. UNITED STATES

97-7744) ALPHONSE, WILLADEUR V. UNITED STATES
)
97-7820) HUGHEY, JOSEPH V. UNITED STATES
97-7745 LOCKETT, PATRICIA V. UNITED STATES
97-7756 FITZGERALD, WILLIAM A. V. UNITED STATES
97-7757 GANNON, KATHLEEN P. V. COPELAND, WARDEN, ET AL.
97-7758 GUSTUS, GERALD J. V. UNITED STATES
97-7759 BAIRD, JOHN D. V. UNITED STATES
97-7771 SMITH, HARRY L. V. UNITED STATES
97-7775 SPINDLE, THOMAS W. V. TILLERY, COMMANDANT
97-7779 BROWN, BERNARD C. V. UNITED STATES
97-7781 CALLE, WILSON V. UNITED STATES
97-7783 IRIARTE-ORTEGA, ALFREDO V. UNITED STATES
97-7787 WALDRIP, LaSALLE N. V. UNITED STATES
97-7788 WACASTER, JOHN A. V. UNITED STATES
97-7789 BROWN, EUSTACE V. UNITED STATES
97-7794 WOODS, WENDELL V. UNITED STATES
97-7795 URENA-COLLADO, RENSO E. V. UNITED STATES
97-7796 WARREN, JAMES V. MARYLAND
97-7799 QUINN, COLEY V. UNITED STATES
97-7800 ROGERS, CHARLES V. McCAUGHTRY, WARDEN
97-7803 FIELDS, MAURICE L. V. UNITED STATES
97-7807 DAVIDSON, ROBERT D. V. UNITED STATES
97-7812 HILL, ROBERT L. V. UNITED STATES
97-7813 JOSHUA, BENHURSHAN V. UNITED STATES
97-7819 BROWN, JAMES D. V. UNITED STATES
97-7826 ALKAZOFF, ARAM G. V. UNITED STATES
97-7828 ALLEN J. vs. UNITED STATES
97-7846 RHODEN, LAWTON D. V. WYATT, J. RANDALL, ET AL.

97-7852 EGGERSDORF, CARL J. V. UNITED STATES
97-7853 GARRETT, THOMAS L. V. UNITED STATES
97-7855 HUGHES, DONALD R. V. UNITED STATES
97-7872 GARCES, ALVARO V. UNITED STATES

The petitions for writs of certiorari are denied.

HABEAS CORPUS DENIED

97-7885 IN RE SAMUEL N. AZUZ

The petition for a writ of habeas corpus is denied.

MANDAMUS DENIED

97-7786 IN RE JAVIER MONGE VIVEROS

The petition for a writ of mandamus is denied.

97-7384 IN RE EARNEST A. DARDEN

97-7434 IN RE GARY J. PEARSON

97-7767 IN RE GERALD VAN HOORELBEKE

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

REHEARINGS DENIED

96-9333 CITIZEN, SAMUEL V. JOHNSON, DIR., TX DCJ

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

97-909 MADDOX, LINDA V. CAPITOL BANKERS LIFE INS.

97-1083 IN RE RICHARD A. COLE

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

97-6729 HUGHES, JOSEPH V. HUD, ET AL.

97-6736 ERDMAN, DENNIS G. V. STEGALL, WARDEN

97-6880 BEAVEN, MARION T. V. McBRIDE, SUPT., WESTVILLE

97-6975 GRETZLER, DOUGLAS E. V. STEWART, DIR., AZ DOC

The petitions for rehearing are denied.