

(ORDER LIST: 552 U.S.)

MONDAY, MARCH 31, 2008

CERTIORARI -- SUMMARY DISPOSITION

07-9376 EVERHART, RICKY E. 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 Fourth Circuit for further consideration in light of *Gall v. United States*, 552 U.S. ____ (2007), and *Kimbrough v. United States*, 552 U.S. ____ (2007).

ORDERS IN PENDING CASES

07M59 LUKER, STEVEN V. BEASLEY, EDWARD, ET AL.

07M60 TAYLOR, ERIC, ET UX. V. JACOBS, SAMUEL L., ET AL.

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

06-7517 IRIZARRY, RICHARD V. UNITED STATES

The motion of the Solicitor General for divided argument is granted.

07-210 BRIDGE, JOHN, ET AL. V. PHOENIX BOND & INDEMNITY, ET AL.

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

07-343 KENNEDY, PATRICK V. LOUISIANA

The motion of Texas, et al. for leave to participate in oral argument as *amici curiae* and for divided argument is granted.

07-371 TAYLOR, BRENT V. STURGELL, ACT. ADM'R, FAA, ET AL.

The motion of the Solicitor General for divided argument is granted.

07-411 PLAINS COMMERCE BANK V. LONG FAMILY LAND & CATTLE

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

07-544 CHRONES, WARDEN V. PULIDO, MICHAEL R.

The motion of respondent for appointment of counsel is granted. J. Bradley O'Connell, Esquire, of San Francisco, California, is appointed to serve as counsel for the respondent in this case.

07-811 MORRIS, STEVEN, ET AL. V. CTR. BIO-ETHICAL REFORM, ET AL.

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

CERTIORARI GRANTED

07-665 PLEASANT GROVE CITY, UT, ET AL. V. SUMMUM

07-869 YSURSA, ID SEC. OF STATE, ET AL. V. POCA TELLO ED. ASSN., ET AL.

The petitions for writs of certiorari are granted.

CERTIORARI DENIED

06-11554 CARDENAS, RUBEN R. V. TEXAS

06-11572 ROCHA, FELIX V. TEXAS

06-11696 RAMOS, ROBERTO M. V. TEXAS

06-11711) GARCIA, HUMBERTO L. V. TEXAS

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06-11760) FIERRO, CESAR R. V. TEXAS

07-605 HURN, MARK V. UNITED STATES

07-673 REINER, GARY V. UNITED STATES

07-685 PUERTO RICO V. UNITED STATES, ET AL.

07-816 UNITED STATES V. RAYBURN HOUSE OFFICE BUILDING
07-828 SPARTON TECHNOLOGY, INC. V. UTIL-LINK, LLC, ET AL.
07-838 ALPHAPHARM PTY., LTD., ET AL. V. TAKEDA CHEMICAL INDUS., LTD.
07-842 ABN AMRO VERZEKERINGEN BV V. GEOLOGISTICS AM., INC., ET AL.
07-849 COLLINS, JULIE E., ET AL. V. D. R. HORTON, INC.
07-968 GOMEZ, MANUEL V. FLORIDA
07-969 MEYERS, PAUL J. V. RIVERSIDE HOSPITAL, ET AL.
07-970 ALDEN, ELIZABETH V. ST. JOSEPH'S HOSPITAL
07-972 BD. OF COMM'RS DICKINSON CTY. V. ABILENE RETAIL #30, INC.
07-981 MEYERS, PAUL J. V. PARTRIDGE, JOHN R.
07-983 WIDEMAN, EUGENE V. CO FAMILY ENFORCEMENT, ET AL.
07-985 GARLEIGH, DAVID, ET UX. V. TX DEPT. OF FAMILY SERVICES
07-986 HUGHES, DAVID V. STOTTLEMYRE, ROGER D., ET AL.
07-987 WISNIEWSKI, MARTIN, ET UX. V. BD. OF EDUCATION, ET AL.
07-989 APPLEWHITE, MONICA J. V. BRIBER, ROBERT, ET AL.
07-994 HAWKINS, TSEPHANYAH, ET AL. V. WEEKS, JUDGE, ETC., ET AL.
07-998 CIRCUIT CITY STORES, INC. V. GENTRY, ROBERT
07-1023 HIRSCH, MICHAEL H. V. DEPT. OF AGRICULTURE
07-1033 CHEMTALL INC., ET AL. V. STERN, WILLIAM K., ET AL.
07-1041 JAYHAWK CAFE V. COLORADO SPRINGS LIQUOR, ET AL.
07-1046 EXECUTIVE TOWERS AT LIDO, LLC V. LONG BEACH, NY, ET AL.
07-1062 STANLEY, RICHARD E. V. COLORADO
07-1071 KIRKLAND, DWAIN L. V. TAMPLIN, CHRISTOPHER K., ET AL.
07-1085 MACK, KEVIN V. FLORIDA
07-5810 MERCADO, ROBERT V. UNITED STATES
07-6814 GOMEZ, IGNACIO V. TEXAS
07-7403 CRAWLEY, DEWITT V. PENNSYLVANIA

07-7432 SMITH, EUGENE J. V. UNITED STATES
07-7512 REED, ARNOLD R. V. QUARTERMAN, DIR., TX DCJ
07-7739 WEMMERING, CRYSTAL D. V. UNITED STATES
07-7853 ANDRUS, RAY V. UNITED STATES
07-7925 NASCIMENTO, JACKSON, ET AL. V. UNITED STATES
07-8076 ASHWORTH, STEVEN T. V. UNITED STATES
07-8160 MALDONADO, VIRGILIO V. TEXAS
07-8435 McMANUS, PAUL M. V. INDIANA
07-8454 TAYLOR, ELKIE L. V. QUARTERMAN, DIR., TX DCJ
07-8499 MILLS, TAMMY L. V. HURLEY MEDICAL CENTER
07-8977 VELASQUEZ, CESAR V. CALIFORNIA
07-8989 CLAY, THOMAS H. V. QUARTERMAN, DIR., TX DCJ
07-8996 DRISCOLL, KEVIN V. HAWS, WARDEN
07-8997 ROSADO, HECTOR L. V. McNEIL, SEC., FL DOC, ET AL.
07-8999 SEPEDA, ENEDELIA A. V. QUARTERMAN, DIR., TX DCJ
07-9002 JENNINGS, BRYAN F. V. McNEIL, SEC., FL DOC, ET AL.
07-9006 BRALEY, THOMAS D. V. CALIFORNIA, ET AL.
07-9011 PADILLA, GUADALUPE V. QUARTERMAN, DIR., TX DCJ
07-9020 VALENTINE, RANDY L. V. BURTT, WARDEN
07-9022 WINER, GREG A. V. MICHIGAN
07-9035 SARACOGLU, ATTLA P. V. CALIFORNIA
07-9038 BARRAGAN, JOSE L. V. CALIFORNIA
07-9040 ASHANTI, ASKIA S. V. CAREY, WARDEN
07-9042 BRODERICK, THEODORE V. QUARTERMAN, DIR., TX DCJ
07-9043 WRIGHT, RAYMOND V. DALEY, J., ET AL.
07-9044 KOENIG, S. D. PHILLIP V. DORMIRE, SUPT., JEFFERSON CITY
07-9048 YANEZ, RICARDO V. SCRIBNER, WARDEN
07-9054 HA, HUNG V. ROSS, ANDREW, ET AL.

07-9056 MINNFEE, BARRY D. V. QUARTERMAN, DIR., TX DCJ
07-9064 HARRIS, CURTIS V. KILPATRICK, RODNEY L., ET AL.
07-9067 ARZAGA, DANIEL J. V. CAMPBELL, WARDEN
07-9068 BRYNER, ROGER S. V. BRYNER, SVETLANA
07-9072 REDD, PAUL A. V. McGRATH, WARDEN
07-9077 HARTSFIELD, NAPOLEON V. COLBURN, JANICE, ET AL.
07-9079 FRAZIER, JOSEPH G. V. MICHIGAN
07-9081 FIGUEROA, JUAN L. V. WEISENFREUND, ANAT, ET AL.
07-9085 HILL, MILTON V. GIURBINO, WARDEN
07-9088 GABRILL, JOSEPH V. CALIFORNIA, ET AL.
07-9089 HARDIN, SENTEZA P. V. CALIFORNIA
07-9102 HOLMES, KEVIN R. V. HELLING, WARDEN, ET AL.
07-9105 BROWN, GEORGE R. V. QUARTERMAN, DIR., TX DCJ
07-9107 LE, THONG V. MISSISSIPPI
07-9122 PETE, STEVEN L. V. RUNNELS, WARDEN
07-9123 MOON, RUDY V. CALIFORNIA
07-9124 DAVIDSON, GERALD A. V. WASHINGTON, WARDEN
07-9129 GONZALES, JOE A. V. PACE, R. W., ET AL.
07-9138 CHEWNING, BRADLEY J. V. OHIO
07-9141 GILLEY, BILLY V. MORROW, M.
07-9247 RUIZ, MIGUEL, ET AL. V. CALIFORNIA
07-9272 BENITEZ, ALEJANDRO V. CALIFORNIA
07-9280 KENON, GABRIEL V. FLORIDA
07-9304 DOMINGO, LUIS C. V. UNITED STATES
07-9305 CUPE, CYNTHIA V. BLACKWELL, ADM'R, EDNA MAHAN
07-9307 SANDERS, HENRY T. V. UNITED STATES
07-9318 JONES, MARVEL V. BRITTEN, FRANCIS
07-9332 WRIGHT, TIMOTHY N. V. UNITED STATES

07-9339 ALMOND, WILLIAM J. V. UNITED STATES
07-9368 FREEMAN, MICHAEL V. UNITED STATES
07-9398 MOORE, SEBASTIAN V. HARDY, CORR. ADM'R, NASH, ET AL.
07-9403 LUNA, JOHNNY R. V. CAIN, WARDEN
07-9409 RASCO, AARON E. V. COLORADO
07-9430 FAULKNER, JEFFREY J. V. SCHRIRO, DIR., AZ DOC
07-9448 BELTRAN, RAY V. NORTH CAROLINA
07-9457 KLUMPP, JESSE V. DORMIRE, SUPT., JEFFERSON CITY
07-9468 DAVIS, BRUCE D. V. LAWLER, SUPT., HUNTINGDON, ET AL
07-9540 GARCIA-CASTANEDA, MARTIN V. UNITED STATES
07-9541 HERIOT, JUAN V. UNITED STATES
07-9542 HASAN, NAIM I. V. UNITED STATES
07-9543 HANRAHAN, ROBERT M. V. UNITED STATES
07-9546 ROSAS, MANUEL V. UNITED STATES
07-9551 DENT, ERNEST C. V. UNITED STATES
07-9558 McMILLAN, ULYSSES V. UNITED STATES
07-9559 KASPER, JONATHAN V. ESTEP, WARDEN, ET AL.
07-9562 SMITH, JEFFERY V. UNITED STATES
07-9567 CAULFIELD, MICHAEL V. UNITED STATES
07-9569 WATSON, LESTER V. UNITED STATES
07-9570 MORROW, TARA M. V. UNITED STATES
07-9572 MOLINA, EDWIN V. UNITED STATES
07-9574 DAVIS, JAMES R. V. UNITED STATES
07-9579 GAUSIN-CENISEROS, TOMAS V. UNITED STATES
07-9583 AGUILAR-RAMIREZ, LUIS V. UNITED STATES
07-9584 ALVARADO-TORRES, IVAN V. UNITED STATES
07-9585 BROWN, XAVIER V. V. UNITED STATES
07-9587 PEREZ-AGUILAR, JOSE T. V. UNITED STATES

07-9595 DEAKLES, DWAYNE L. V. UNITED STATES
07-9598 GONZALEZ, VICTOR V. UNITED STATES
07-9599 HARRIS, ROBERT V. UNITED STATES
07-9601 VILLANUEVA, SALVADOR V. UNITED STATES
07-9602 HOBBS, CHARLES V. V. UNITED STATES
07-9604 MATHIS, PETER V. USDC WD TN
07-9605 MARKLE, NATASHA M. V. UNITED STATES
07-9612 HAMMOUDA, MICHELINE V. ZICKEFOOSE, WARDEN, ET AL.
07-9613 HIMMELREICH, WALTER V. UNITED STATES
07-9614 NINO-GUERRERO, RUBEN V. UNITED STATES
07-9617 BERTLING, VINCENT V. UNITED STATES
07-9618 BECKSTEAD, JOSHUA C. V. UNITED STATES
07-9620 GORDON, GEROME M. V. UNITED STATES
07-9624 MOORE, WILLIAM E. V. UNITED STATES
07-9627 ROBERTSON, DARRYLE E. V. UNITED STATES
07-9629 MURRAY, EDWIN L. V. UNITED STATES
07-9632 GARCIA-HERNANDEZ, JESUS J. V. UNITED STATES
07-9634 GRANT, DAVID V. UNITED STATES
07-9635 HILL, MACHEO V. UNITED STATES
07-9637 HARLAN, KENNETH L. V. UNITED STATES
07-9638 FOSTER, MARK V. UNITED STATES
07-9640 ESTRADA, FIDENCIO V. UNITED STATES
07-9646 KIMBALL, ALLEN A. V. UNITED STATES
07-9647 LENGEN, STEPHEN A. V. UNITED STATES
07-9648 JACKMAN, DONALD G. V. UNITED STATES
07-9653 TAB, VIRGIL V. UNITED STATES
07-9656 MEDINA, FERMIN A. V. UNITED STATES
07-9658 TORRES-ESPINOZA, RICARDO V. UNITED STATES

07-9726 GIAMPAOLO, DOMINICK V. ILLINOIS

The petitions for writs of certiorari are denied.

07-9208 PRECIADO, JESUS V. HOREL, WARDEN

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

07-1087
(07A701) DOE, MARY S., ET AL. V. KLEIN, ROBERT, ET AL.

The application for injunction addressed to Justice Scalia and referred to the Court is denied. The petition for a writ of certiorari is denied.

07-9633 FIELDS, JIMMY L. V. USCA 11

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.

HABEAS CORPUS DENIED

07-9736 IN RE DWAYNE M. CRUTHIRD

07-9744 IN RE KENNETH L. RIVERS

07-9771 IN RE ABELARDO VELA, JR.

The petitions for writs of habeas corpus are denied.

MANDAMUS DENIED

07-1106 IN RE LOUTO J. BRAQUET, JR.

07-9017 IN RE STEPHEN H. GLAGOLA

The petitions for writs of mandamus are denied.

07-9065 IN RE DAVID G. HARRIS

The motion of petitioner for leave to proceed *in forma pauperis* is denied, and the petition for a writ of mandamus 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.

REHEARINGS DENIED

07-7015 BAIL, THOMAS L. V. QUARTERMAN, DIR., TX DCJ

07-7116 JACKSON, STEPHEN V. CALIFORNIA

07-8055 VALENTIN, FRANCISCO V. UNITED STATES

07-8640 VALENTINE, KENNETH J. V. UNITED STATES

The petitions for rehearing are denied.

07-601 WILLIAMS, STEPHEN J. V. DC COURT OF APPEALS, ET AL.

The motion of petitioner to defer consideration of the petition for rehearing is denied. The petition for rehearing is denied.

07-7328 SANDERS, JACKIE V. EXXON MOBIL CORP., ET AL.

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