

(ORDER LIST: 541 U.S.)

TUESDAY, JUNE 1, 2004

**ORDERS IN PENDING CASES**

03M76 HUGHES, KELLY, ET VIR V. PRICE CO., ET AL.

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

105, ORIG. KANSAS V. COLORADO

The motion of Kansas for leave to file a sur-reply is granted. The Exceptions to the Report of the Special Master are set for oral argument in due course.

**CERTIORARI DENIED**

03-1073 BAILEY, H. C., ET AL. V. UNITED STATES, ET AL.

03-1088 RISE, SCOTT V. UNITED STATES

03-1135 FERRER, POIROT & WANSBROUGH V. BOMBARDIER AEROSPACE PLAN

03-1211 MACLACHLAN, JOHN, ET AL. V. EXXON MOBIL CORP., ET AL.

03-1212 CLAMPITT, ROSEMARIE V. STARVING STUDENTS, INC.

03-1350 ELLIS, JOHN K. V. METZ, ROBERT B.

03-1352 BELCASTRO, MICHAEL V. MONEY, WARDEN

03-1354 SMITH, CHERI V. BIRDSALL, CHIEF JUDGE, ETC.

03-1355 CONTRACT MANAGEMENT, INC., ET AL. V. TRAVEL NURSES INT'L, INC.

03-1357 BUSH, GERALD D. V. ZEELAND, MI, ET AL.

03-1360 ADMIRAL INS. CO. V. CAST STEEL PRODUCTS, INC.

03-1361 CONELY, MICHAEL E. V. YORK, MI, ET AL.

03-1363 KATZ, ROBERT V. MAX MANAGMENT CORP.

03-1364 GERMAN, BRUCE J. V. THERM-O-DISC, INC., ET AL.

03-1366 GALLO, DAVID J. V. USDC AZ

03-1370 NORWOOD, MA, ET AL. V. NEW ENGLAND POWER CO.

03-1372 DALLAS GLEN HILLS, LP V. CORFIELD, THOMAS R. C., ET AL.

03-1374 PONCA TRIBE OF NE, ET AL. V. SUPERIOR COURT OF CA

03-1376 SANYO NORTH AMERICA, ET AL. V. HARRIS CORP.

03-1383 GANESAN, APPARAJAN V. VALLABHANENI, SUDHA, ET AL.

03-1394 EGBUNE, PATRICK A. V. COLORADO

03-1408 BURTON, NANCY V. MOTTOLESE, FORMER JUDGE, ETC.

03-1409 BURKHARDT, MARY A. V. OKLAHOMA, ex rel. REHAB. SERV.

03-1416 RUNNINGEN, JERRY A. V. KENTUCKY

03-1432 ROSS, LEONARD M. V. SANTA BARBARA NEWS PRESS, ET AL.

03-1435 LAS VEGAS SANDS, INC. V. CULINARY WKRS. UNION, LOCAL 226

03-1458 PETIT, ROBERT, ET AL. V. CHICAGO, IL, ET AL.

03-1465 HUNT, GREG V. PERRY, NANCY

03-1470 LILEIKIS, NIJOLA V. SBC AMERITECH

03-1471 YATES, JAMES L. V. UNITED STATES

03-1474 SIMON, STEPHEN P. V. UNITED STATES

03-1481 GUTIERREZ, ARTHUR V. UNITED STATES

03-8334 McLUCKIE, LORIE L. V. ABBOTT, WARDEN, ET AL.

03-8575 McFADDEN, DAVID W. V. UNITED STATES

03-8946 ) VEGA-PACHECO, CARMELO V. UNITED STATES  
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03-9935 ) VEGA-COLON, MIGUEL, ET AL. V. UNITED STATES  
)

03-9938 ) ALICEA-TORRES, EDUARDO V. UNITED STATES  
)

03-9940 ) GARCIA-GARCIA, ARMANDO, ET AL. V. UNITED STATES  
)

03-10001 ) FERNANDEZ-MALAVE, RAMON V. UNITED STATES  
)

03-10033 ) SOTO-BENIQUEZ, WILLIAM, ET AL. V. UNITED STATES

03-9152 HAKIM, KHALIL A. V. UNITED STATES

03-9170 KING, TERRY L. V. TENNESSEE

03-9514 CREUSERE, JAN A. V. BOARD OF EDUCATION, ET AL.  
03-9520 PANNELL, DAVID V. HANKS, SUPT., WABASH VALLEY  
03-9521 PENNIX, WILLIAM V. SCHRIRO, DIR., AZ DOC  
03-9537 CODY, DAVID E. V. JOHNSON, DIR., VA DOC  
03-9540 ROMAN, DANNY V. McGRATH, WARDEN, ET AL.  
03-9545 ROBERTSON, ARTHUR L. V. DRETKE, DIR., TX DCJ  
03-9546 SLOAN, DARYL W. V. EARLY, WARDEN  
03-9547 SMOOT, LARRY M. V. PEGUESE, WARDEN, ET AL.  
03-9554 HOWARD, JEFFERSON R. V. CALIFORNIA  
03-9562 GADSON, JERRY V. FLORIDA  
03-9563 BALL, JAMES E. V. CROSBY, SEC., FL DOC, ET AL.  
03-9566 FANUS, JESSE S. V. OREGON  
03-9575 GOMEZ, VALDEMAR V. DRETKE, DIR., TX DCJ  
03-9576 HOUSER, BRUCE W. V. WATHEN, ASST. WARDEN, ET AL.  
03-9578 LATSON, GEORGE R. V. DRETKE, DIR., TX DCJ  
03-9580 BARTHMAIER, ROBERT J. V. FLORIDA  
03-9584 HALL, ERIC V. CALIFORNIA  
03-9585 GALES, GREGORY L. V. KANSAS  
03-9587 HOLMES, GREGORY L. V. ILLINOIS  
03-9588 GUTIERREZ, JOE H. V. DRETKE, DIR., TX DCJ  
03-9589 TAYLOR, JAMES D. V. CASTRO, WARDEN  
03-9590 TORRES, DAVID S., ET AL. V. RUNYON, LAWRENCE  
03-9594 PERRY, SHIRLEY V. LOCKHEED MISSILES, ETC., ET AL.  
03-9595 ROBB, RODGER D. V. O'KEEFE, COMM'R, MN DEPT. OF HHS  
03-9602 SUTHERLIN, DAVID R. V. DRETKE, DIR., TX DCJ  
03-9607 DI NARDO, ANNA, ET AL. V. CIRCUIT COURT OF FL, ET AL.  
03-9609 REECE, WILLIAM L. V. DRETKE, DIR., TX DCJ  
03-9612 MANGAN, THOMAS M. V. DAVIS, J. SCOTT, ET AL.

03-9613 ALEXANDER, JOHN W. V. DRETKE, DIR., TX DCJ  
03-9616 MILES, KUSHAWN S. V. MICHIGAN  
03-9620 MITCHELL, ROYCE E., ET AL. V. CONNOR, TX SEC. OF STATE, ET AL.  
03-9621 ANDERSON, ALLEN W. V. TEXAS  
03-9622 BURGESS, RICHARD O. V. OREGON  
03-9624 BURNETTE, WALTER V. LOUISIANA  
03-9625 BENSON, JAMES P. V. YARBOROUGH, WARDEN  
03-9668 STEWART, CITIZEN D. V. ASHCROFT, ATT'Y GEN., ET AL.  
03-9671 RISDAL, EDDIE V. HALFORD, SALLY C., ET AL.  
03-9690 BURNES, ELLYN J. V. BUSH, PRESIDENT OF U.S.  
03-9695 NOWIK, MICHAEL H. V. NORTH DAKOTA  
03-9707 IBANEZ, LAURA V. VERIZON VIRGINIA INC.  
03-9712 BRANHAM, WILLIAM E. V. BUDGE, WARDEN, ET AL.  
03-9721 NGANG, VICKY V. ASHCROFT, ATT'Y GEN., ET AL.  
03-9726 WELCH, THOMAS J. V. CAREY, WARDEN  
03-9757 SENECA, KRISTOFER M. V. SCHRIRO, DIR., AZ DOC, ET AL.  
03-9774 WILLIAMS, WILLIAM J. V. FARWELL, WARDEN  
03-9815 AUSTIN, MARY J. V. USDC NV  
03-9816 McINTOSH, MARK E. V. ILLINOIS  
03-9822 JUSTICE, ROBERT V. V. CALIFORNIA  
03-9827 GARCIA-LOPEZ, CARLOS V. NEW YORK  
03-9835 HERNANDEZ, SALVADOR V. SMITH, VERN  
03-9837 ALLEY, ROBERT V. MAINE  
03-9846 FORCUM, DONALD V. ILLINOIS  
03-9865 MUNDAY, CORRINE V. V. OPM  
03-9870 JENNINGS, MICHELLE L. V. CALIFORNIA  
03-9871 LE, CUONG V. GIURBINO, WARDEN  
03-9887 PEREA, GUY R. V. UNITED STATES, ET AL.

03-9889 MITCHELL, LESTER R. V. DEPT. OF COMMERCE

03-9899 MOORE, ANTHONY J. V. SCHUETZLE, WARDEN

03-9906 JONES, ANTHONY V. ILLINOIS

03-9923 SINISTERRA, PABLO E. V. USDC D SC

03-9936 WARREN, RITA V. UNITED STATES

03-9951 SCALES, ANDRE V. UNITED STATES

03-9952 HIGHTOWER, JOE W. V. UNITED STATES

03-9957 MINES, SAKILIBA V. UNITED STATES

03-9958 SCRUGGS, JAMES W. V. UNITED STATES

03-9965 TUCKER, BENJAMIN W. V. UNITED STATES

03-9966 ) TOLIVER, ANTHONY L. V. UNITED STATES

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03-9971 ) PATTERSON, ANTHONY B. V. UNITED STATES

03-9973 TAYLOR, TAURUS, ET AL. V. UNITED STATES

03-9975 DARRINGTON, JOHNNY V. UNITED STATES

03-9978 SAUNDERS, JOANN V. UNITED STATES

03-9982 RIVERA-GALVAN, HECTOR V. UNITED STATES

03-9983 LEARY, KENNETH V. V. UNITED STATES

03-9986 SANDOVAL-VENEGAS, HERIBERTO V. UNITED STATES

03-9989 BURGESS, RANDY V. UNITED STATES

03-9991 WHITE, ELIJAH V. UNITED STATES

03-9996 WATTS, ROBERT D. V. UNITED STATES

03-10000 VELOZ, CRISTOBAL V. UNITED STATES

03-10002 LUPERCIO-OLIVARES, FRANCISCO V. UNITED STATES

03-10011 MELENDEZ, LUIS A. V. UNITED STATES

03-10012 DAVIS, SAMUEL V. UNITED STATES

03-10015 WILLIAMS, FREDERICK B. V. UNITED STATES

03-10026 McQUIDDY, DARRELL V. DAVIS, WARDEN

03-10028 BURNETT, EUGAR D. V. UNITED STATES

03-10030 COLEMAN, KENNETH V. UNITED STATES  
03-10037 RAINEY, MELVIN J. V. UNITED STATES  
03-10042 EMERSON, TIMOTHY J. V. UNITED STATES  
03-10043 WELLS, DAMION V. UNITED STATES  
03-10047 EVANS, JAMES V. UNITED STATES  
03-10048 COVER, PIERRE A. V. UNITED STATES  
03-10050 CANNON, RAHEEM J. V. UNITED STATES  
03-10053 DUGAR, KENDRICK J. V. UNITED STATES  
03-10054 BALLARD, DONNELL V. UNITED STATES  
03-10056 THOMSON, KEVIN G. V. UNITED STATES  
03-10057 COTTON, JULIET R. V. UNITED STATES  
03-10059 COLEMAN, MONROE L. V. UNITED STATES  
03-10061 DANIELS, MICHAEL V. UNITED STATES  
03-10064 TILLITZ, ROBERT C. V. UNITED STATES  
03-10068 FULTON, RICHARD L. V. UNITED STATES  
03-10069 FLORES, MIGUEL G. V. UNITED STATES  
03-10071 GIBSON, BERNARD, ET AL. V. UNITED STATES  
03-10072 FROELICH, DANIEL J. V. UNITED STATES  
03-10074 HORN, GREGORY S. V. UNITED STATES  
03-10075 GONZALEZ EDEZA, JOSE V. UNITED STATES  
03-10076 GARCIA-LOPEZ, RAUL V. UNITED STATES  
03-10077 FAULKNER, ALDACE J., ET AL. V. UNITED STATES  
03-10078 HELTON, BENJAMIN V. UNITED STATES  
03-10081 GREEN, DAVID G. V. UNITED STATES  
03-10083 GRAHAM, STEVEN A. V. UNITED STATES  
03-10087 SMITH, CARL E. V. UNITED STATES  
03-10092 YOUNG, DELAJANDRO V. DODRILL, WARDEN, ET AL.  
03-10094 FREEMAN, DENNIS V. UNITED STATES

03-10105 VILLEGAS-ZAPATA, DOROTEO V. UNITED STATES

03-10125 OKEH, PRINCE E. V. UNITED STATES

03-10126 MORALES-MERCED, RAFAEL V. UNITED STATES

The petitions for writs of certiorari are denied.

03-836 COLORADO V. MILLER, WADE

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

03-1338 SANTA BARBARA NEWS-PRESS, ET AL. V. ROSS, LEONARD M.

The motion of Media Entities for leave to file a brief as *amici curiae* is granted. The petition for a writ of certiorari is denied.

03-9564 FLYNN, JAMES E. V. MURPHY, PATRICK T.

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.

03-9858 DIXON, JOSEPH V. EQUICREDIT CORPORATION, ET AL.

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**

03-10116 IN RE DEMETRIUS HOOKER

03-10118 IN RE JEFFREY HESS

03-10142 IN RE EDWARD B. LYON, JR.

03-10153 IN RE WILLIAM H. WEST

03-10196 IN RE CHARLES P. HOLLOWAY

03-10229 IN RE TONI P. CAYTON

The petitions for writs of habeas corpus are denied.

**REHEARINGS DENIED**

02-1270 PERLMAN, STEVEN E. V. DEPT. OF JUSTICE  
03-898 ORTIZ VELEZ, MAYOR, ET AL. V. RIVERA-TORRES, SANTOS, ET AL.  
03-1100 JONES, JOE V. HAWKINS, ROSE L., ET AL.  
03-1239 FACONTI, FRANK P. V. POTTER, POSTMASTER GEN.  
03-8208 LANN, SIE JOE V. USDC SD TX  
03-8338 SACCO, FRANK V. NEW YORK  
03-8587 OGUNJOBI-YOBO, PAMELA H. V. DeKALB COUNTY, GA  
03-8646 PARKS, CARLTON B. V. CHATTANOOGA, TN, ET AL.  
03-8706 BAHODA, SAAD V. MICHIGAN  
03-8889 D'ANTUONO, FRANK V. NEW YORK  
03-8978 PLEASANT, JEFFREY A. V. UNITED STATES  
03-9301 MATHISON, EUGENE H., ET UX. V. CORRECTIONS CORP. OF AM., ET AL.

The petitions for rehearing are denied.

02-10418 SHELTON, ODDIE V. MAKEL, WARDEN

The motion for leave to file a petition for rehearing is denied.

**RECESS ORDER**

The Court will take a recess from today until, Monday, June 7, 2004.