

**CORRECTED**

**(ORDER LIST: 525 U. S.)**

**MONDAY, OCTOBER 5, 1998**

**CERTIORARI GRANTED**

97-1008 CLEVELAND, CAROLYN C. V. POLICY MANAGEMENT SYSTEMS CORP.

The petition for a writ of certiorari is granted limited to the following two questions:

1. Whether the application for, or receipt of, disability insurance benefits under the Social Security Act, 42 U.S.C. § 423, creates a rebuttable presumption that the applicant or recipient is judicially estopped from asserting that she is a 'qualified individual with a disability' under the Americans with Disabilities Act of 1990, 42 U.S.C. § 12101 *et seq.*

2. If it does not create such a presumption, what weight, if any, should be given to the application for, or receipt of, disability insurance benefits when a person asserts she is a 'qualified individual with a disability' under ADA?