

ORDER LIST

MONDAY, MARCH 8, 1993

CERTIORARI -- SUMMARY DISPOSITION

92-96 MERTENS, PATRICIA A. V. WILKINSON, WALLACE, ET AL.

The petition for a writ of certiorari is granted. The judgment is vacated and the case is remanded to the Supreme Court of Kentucky for further consideration in light of *Leatherman v. Tarrant County Narcotics Intelligence and Coordination Unit*, 507 U. S. ___ (1993).

92-973 HARRIS CTY. ETC., ET AL. V. TRANSAMERICA CONTAINER, ETC.

The petition for a writ of certiorari is granted.

The judgment is vacated and the case is remanded to the Court of Appeals of Texas, First District, for further consideration in light of *Itel Containers International Corporation v. Huddleston*, 507 U. S. ___ (1993). Justice Stevens would deny certiorari.

92-5060 SULLIVAN, COLLEEN 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 Eleventh Circuit for further consideration in

light of *United States v. Dunnigan*, 507 U. S. ____
(1993).

92-6558 HUDSON, GEORGE C. 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 Eleventh Circuit for further consideration in

light of *Republic National Bank of Miami v. United
States*, 506 U.S. ____ (1992).

ORDERS IN PENDING CASES

A-621 IRENE M. IBARRA, ETC., ET AL. V. DUC VAN LE, ETC.

The application for stay presented to Justice
White and by him referred to the Court is granted
and it is ordered that the judgment of the Supreme
Court of Colorado in case No. 91SC189 is stayed pending
the timely filing and disposition by this Court of a
petition for a writ of certiorari. Should the petition
for a writ of certiorari be denied, this stay
terminates automatically. In the event the petition
for a writ of certiorari is granted, this stay shall

continue pending the issuance of the mandate of this Court.

D-1193 IN THE MATTER OF DISBARMENT OF TERRANCE LEON MCGOWAN

It having been reported to the Court that

Terrance Leon McGowan, of Santa Barbara, California, has resigned from the practice of law before the Supreme Court of California and this Court by order of November 2, 1992, having suspended the said Terrance Leon McGowan from the practice of law in this Court and directed that a rule issue requiring him to show cause why he should not be disbarred;

And it appearing that the said rule was duly

issued and served upon the respondent and that a response has been filed;

It is ordered that the said Terrance Leon McGowan be disbarred from the practice of law in this Court

and that his name be stricken from the roll of attorneys admitted to practice before the Bar of this Court.

D-1199 IN THE MATTER OF DISBARMENT OF MITCHELL WAYNE KIRK

It having been reported to the Court that

Mitchell Wayne Kirk, of Baltimore, Maryland, has been disbarred from the practice of law by the Court of Appeals of Maryland and this Court by order of November

2, 1992, having suspended the said Mitchell Wayne Kirk from the practice of law in this Court and directed that a rule issue requiring him to show cause why he should not be disbarred;

And it appearing that the said rule was duly

issued and served upon the respondent and that the time to file a response has expired;

It is ordered that the said Mitchell Wayne Kirk

be disbarred from the practice of law in this Court and

that his name be stricken from the roll of attorneys

admitted to practice before the Bar of this Court.

D-1214 IN THE MATTER OF DISBARMENT OF STEPHEN ROBERT BODELL

It having been reported to the Court that Stephen

Robert Bodell, of Wickliffe, Kentucky, has been

disbarred from the practice of law by the Supreme

Court of Kentucky and this Court by order of November

30, 1992, having suspended the said Stephen Robert

Bodell from the practice of law in this Court and

directed that a rule issue requiring him to show cause

why he should not be disbarred;

And it appearing that the said rule was duly

issued and served upon the respondent and that a

response has been filed;

It is ordered that the said Stephen Robert Bodell

be disbarred from the practice of law in this Court
and that his name be stricken from the roll of
attorneys admitted to practice before the Bar of this
Court.

D-1245 IN THE MATTER OF DISBARMENT OF HAROLD MURRAY COHEN

It is ordered that Harold Murray Cohen, of
Secaucus, New Jersey, be suspended from the practice
of law in this Court and that a rule issue, returnable
within forty days, requiring him to show cause why he
should not be disbarred from the practice of law in
this Court.

119 Orig. CONNECTICUT, ET AL. V. NEW HAMPSHIRE

The motion of the Special Master for award of
fees and disbursements is granted and the Special
Master is awarded a total of \$129,031 to be paid as
follows: Connecticut, Massachusetts and Rhode Island
to each pay \$14,336.78 and New Hampshire and the
intervening utilities to each pay \$43,010.33. Justice
Souter took no part in the consideration or decision of
this motion.

92-311 SHALALA, SEC., H&HS V. SCHAEFER, RICHARD H.

The motion of the Acting Solicitor General to
permit William K. Kelley, Esquire, to present oral

argument *pro hac vice* is granted.

92-351 HELLER, LEONARD, ETC. V. DOE, SAMUEL, ETC., ET AL.

The motion of petitioner for leave to file a reply brief out-of-time is granted.

92-1012 SIMPSON PAPER (VT) CO. V. DEPT OF ENVTL CONSERV, ET AL

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

92-7241 DEMOS, JOHN ROBERT V. WASHINGTON

The motion of petitioner for leave to proceed *in forma pauperis* is denied. See Rule 39.8. Petitioner is allowed until March 29, 1993 within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33 of the Rules of

this Court. Justice Blackmun and Justice Stevens would deny the petition for a writ of certiorari.

92-7242 DEMOS, JOHN ROBERT V. USCA 9

The motion of petitioner for leave to proceed *in forma pauperis* is denied. See Rule 39.8. Petitioner is allowed until March 29, 1993, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33 of the Rules of

this Court. Justice Blackmun and Justice Stevens would deny the petition for a writ of certiorari.

CERTIORARI GRANTED

92-896 THUNDER BASIN COAL CO. V. REICH, SEC. OF LABOR, ET AL

92-903 POSTERS 'N' THINGS, ET AL. V. UNITED STATES

The petitions for writs of certiorari are granted.

CERTIORARI DENIED

91-6694 WILLIS, KIM A. V. UNITED STATES

91-7853 LOPEZ, ADRIAN V. UNITED STATES

91-8100 SEABOLT, HARLEY J. V. UNITED STATES

91-8203 ROBINSON, NORMAN V. UNITED STATES

92-410 BECKER, FRANK O. V. UNITED STATES

92-496 GARCIA, RENE V. UNITED STATES

92-840 COMMONWEALTH LAND TITLE CO. V. BRADLEY, KELLY

92-872 GHASSAN, IBRAHIM FEZ V. INS

92-935 WARD, SETH V. RESOLUTION TRUST, ET AL.

92-940 ALM CORPORATION V. EPA

92-956 NEW YORK V. WALKER, JAMES

92-988 LEISHMAN-DONALDSON, K. ET AL V. BALAS, RONALD

92-1019 SIERRA TELCOM SERVICES, INC. V. HARTNETT, COMMR. OF LABOR

92-1033 TEMPLETON, DAVID, ET AL. V. UNITED STATES

92-1042 NATL. COMMODITY, ET AL. V. UNITED STATES

92-1047 LAMON, BILLY, ET AL. V. SHAWNEE, KS

92-1051 TEXAS V. MARTINEZ, JESUS

92-1066) EDWARDS, GOV. OF LOUISIANA V. T., SOJOURNER, ET AL.)
92-1157) CONNICK, HARRY V. T., SOJOURNER, ET AL.

92-1067) CONNECTICUT V. APARO, KARIN
)
92-1308) APARO, KARIN V. CONNECTICUT

92-1088 CATAWBA TRIBE OF SC V. SOUTH CAROLINA, ET AL.

92-1158 PHELAN, KAREN, ET AL. V. LOCAL 305, ETC., ET AL.

92-1199 ASHLEY, CHARLES V. EPIC DIVERS, INC., ET AL.

92-1202 KNOP, GARY, ET AL. V. MCGINNIS, KENNETH, ET AL.

92-1205 AUNYX CORP., ET AL. V. CANON U.S.A., INC.

92-1206 STUART, ROBERT V. WINTER, WALTER, ET AL.

92-1208 BEIZER, ARNOLD V. GEOPFERT, MICHAEL, ET AL.

92-1210 BRESSLER, MARCUS V. FORTUNE MAGAZINE, ETC.

92-1215 JACKSON, RALPH V. ILLINOIS

92-1216 HESS, JOHN V. PA ST. SYSTEM OF HIGHER ED.

92-1217 COOL LIGHT COMPANY, INC. V. GTE PRODUCTS CORPORATION

92-1220 VAN HOUTEN, E.I. V. NEW JERSEY

92-1233 COLLINS PINE CO., ET AL. V. ROLICK, WILLIAM

92-1236 UNIT RIG, INC., ET AL. V. WHALEN, JOHN

92-1248 Di GIAMBATTISTA, C. D. V. MCGOVERN, SHEILA, ET AL.

92-1250 CONCERNED CITIZENS V. JABLONSKI, HENRY, ET AL.

92-1251 ZIMMERMAN, ROBERT V. NORTHWESTERN MUTUAL, ET AL.

92-1325 ZAWROTNY, CAROL V. BREWER, PAULA

92-5339 WOODARDS, GEORGE EDWARD V. UNITED STATES

92-5421 THOMPSON, DON V. UNITED STATES

92-5534 HALL, CLAUDE, ET AL. V. UNITED STATES
92-6624 NICHOLS, WILLIAM PHILLIP V. UNITED STATES
92-6653 FREEMAN, JEROME L. V. VIRGINIA
92-6664 THAKKAR, RAJESH J. V. DEBEVOISE, DICKINSON R.
92-6679 TATE, DAVID V. MANTLE, PATRICIA, ET AL.
92-6703 ROGERS, DAYTON LEROY V. OREGON
92-6796 ZOOK, ROBERT PETER V. PENNSYLVANIA
92-6809 PROWS, DARRELL V. UNITED STATES
92-6864 PATINO-ROJAS, ANDRES V. UNITED STATES
92-6878 BURTON, ROBERT A. V. CITY OF YOUNGSTOWN, ET AL.
92-6911 GALLOWAY, EDDIE L. V. UNITED STATES
92-6917) CONRADE, MARJORIE V. UNITED STATES
)
92-7217) PEREZ, JUDITH V. UNITED STATES
92-6934 ARNTZ, PERRY J., ET UX. V. BUSH, PRESIDENT, ET AL.
92-6936 LIVADITIS, STEVEN V. CALIFORNIA
92-6941 DONALD, WAYNE S. V. U.S. DEPT. OF EDUCATION
92-6973 HILL, RICHARD D. V. UNITED STATES
92-6982 SAMUEL, DAVID TYRONE V. ESTELLE, WARDEN, ET AL.
92-7009 SHERROD, STEVEN LEE V. UNITED STATES
92-7039 NARVAIZ, LEOPOLDO V. TEXAS
92-7042 WHITE, ROBERT EXCELL V. TEXAS
92-7080 GONZALES, RAFAEL L. V. UNITED STATES
92-7089 McCULLOUGH, ALONZO V. SINGLETARY, SEC., FL DOC

92-7127 RAPER, LARRY V. BURT, WARDEN
92-7209 ADKINS, TOMMY V. OHIO
92-7210 DAVIS, JOHN K. V. SINGLETARY, SEC., ET AL.
92-7212 WARE, DANIEL LEE V. NIX, WARDEN
92-7222 ZURITA, MANUEL V. McGUFFIN, MARK, ET AL.
92-7223 WHITE, RUSSELL LEE V. WHITLEY, WARDEN
92-7224 TATES, JOHN V. CALIFORNIA
92-7228 NORTHINGTON, GARY M. V. VERDUN, JOYCE M.
92-7230 JACKSON, DONALD L. V. INDIANA
92-7234 FERDIK, MICHAEL H. V. CORBETT, JAMES N., ET AL.
92-7236 JONES, ALFRED V. HERBERT, SUPT.
92-7240 DANSBY, BOBBY EARL V. ALABAMA
92-7243 JOHNSON, KELVIN C. V. BORG, WARDEN
92-7244 GAGER, JOHN C. V. VIRGINIA
92-7250 GAGER, JOHN C. V. VIRGINIA
92-7252 MORRISON, CAROL V. PA STATE BOARD OF MEDICINE
92-7258 McNEAR, ZARRECK V. DENNYS' INC.
92-7260 MARTIN, TROY V. FLORIDA
92-7263 OTERO, FRANK V. STATE ELECTION BD. OF OK
92-7266 RECORD, NELSON E. V. GOLDSMITH, BOB, ET AL.
92-7268 HARMON, CURLY J. V. OCEANCOLOUR SHIPPING, LTD.
92-7281 YOHEY, LESLIE V. METROPOLITAN LIFE INS.
92-7312 ALVAREZ, ANTHONY ALEXANDER V. UNITED STATES

92-7313 DANSBY, RONNIE V. UNITED STATES, ET AL.

92-7314 SHERLEY, HOMER LEE V. SEABOLD, WARDEN, ET AL.

92-7321 JOHNSON, JAY V. DEPT. OF DEFENSE

92-7340 SCHNEIDER, GUY V. UNITED STATES

92-7355 MURIETTA-ACOSTA, JESUS V. UNITED STATES

92-7358 McCLAIN, DONALD G. V. UNITED STATES

92-7363 McPHEARSON, JAMES DEWAYNE V. UNITED STATES

92-7366 MOSS, RICKEY M. V. WISCONSIN

92-7367 NELSON, VIOLA V. FORMAN, SIDNEY A.

92-7369 WHITE, ROOSEVELT V. UNITED STATES

92-7375 SOLOMON, MICHAEL V. UNITED STATES

92-7379 GARCIA-GIRALDO, WILLIAM V. UNITED STATES

92-7383 HARDESTY, JUDE S. V. UNITED STATES

92-7389 GENTRY, KEVIN L. V. UNITED STATES

92-7395 KAMMERUD, GARY P. V. UNITED STATES

92-7397 HICKS, JOHN A. V. UNITED STATES

92-7402 KOWEY, JOE B. V. COLLINS, DIR., TEXAS DCJ

92-7403 FRAY, CLINTON V. UNITED STATES

92-7415 McGANN, CLARENCE DUKE V. BIDERMAN, ABRAHAM, ET AL.

92-7418 YOUNG, ELVIN V. UNITED STATES

92-7430 SPINA, SCOTT EMIL V. UNITED STATES

92-7436 CALDWELL, JAMES W. V. UNITED STATES

92-7437 BAILEY, WESLEY A. V. UNITED STATES

92-7439 KAYLOR, WESLEY V. V. BRADLEY, COMMR., TN DOC
92-7445 WILLIAMS, VINCENT V. UNITED STATES
92-7449 MARTINEZ, RODOLFO V. UNITED STATES
92-7452 NINO, FERNANDO, ET AL. V. UNITED STATES
92-7453 PADGETT, DARRELL V. UNITED STATES
92-7455 RICKS, NELSON DALE V. UNITED STATES
92-7458 WALKER, MARVIN PETE V. CALIFORNIA
92-7459 THOMAS, DOUGLAS V. UNITED STATES
92-7468 STEWART, STANLEY CHARLES V. UNITED STATES
92-7469 SCOTT, KEVIN V. UNITED STATES
92-7472 BODELL, STEPHEN R. V. KENTUCKY BAR ASSOCIATION
92-7482 BOYD, LARRY DONZELL V. UNITED STATES
92-7484 GALLOWAY, ROY V. UNITED STATES
92-7487 GONZALEZ-QUINTANILLA, R. V. UNITED STATES
92-7488 DAVIS, DEXTER ANDRE V. UNITED STATES
92-7491 LEDEAUX, TERRELL V. UNITED STATES
92-7497 SOTO, JOHN ANTHONY V. UNITED STATES
92-7498 THARPE, HOWARD O'BRIEN V. UNITED STATES
92-7505 KIMBERLIN, BRETT C. V. UNITED STATES
92-7508 ROWLES, RANDALL V. V. UNITED STATES
92-7514 ALEXANDER, JOHN D. V. UNITED STATES
92-7519 YANNESSA, FRANK V. UNITED STATES
92-7576 JOHNSON, CARROLL L. V. INJURED WORKERS INSURANCE

The petitions for writs of certiorari are denied.

HABEAS CORPUS DENIED

92-1339 IN RE WILLIAM REINBOLD

The petition for a writ of habeas corpus is
denied.

REHEARINGS DENIED

92-706 YAMAHA CORP. OF AM. V. UNITED STATES, ET AL.

92-864 ALEXANDER, EMMA V. RICE, SECRETARY OF AIR FORCE

92-898 JATOI, ALIMADAD, ET UX. V. AETNA INSURANCE CO., ET AL.

92-908 CAPLINGER, MIKE, ET AL. V. DOE, JANE

92-6187 KLEINSCHMIDT, WILLIAM E. V. U.S. FIDELITY, ET AL.

92-6238 MATHIS, ROBERT LEE V. FLORIDA

92-6287 HIRSCHFELD, RICHARD M. V. UNITED STATES

92-6305 BARNARD, HAROLD A. V. COLLINS, DIR., TX DCJ

92-6662 SUDARSKY, PETER V. NEW YORK CITY, ET AL.

92-6707 BROKENBROUGH, JOHN H. V. REDMAN, WARDEN, ET AL.

92-6708 WARD, JAMES RAY V. GEORGIA

The petitions for rehearing are denied.

MOTIONS FOR ADMISSION

The written motions for admission of the following
lawyers to the Bar of this Court are granted: