

ORDER LIST

MONDAY, NOVEMBER 8, 1993

ORDERS IN PENDING CASES

No. ____ WILLIAM MERRELL V. JOHN D. SIMPSON, ET AL.

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

No. ____ HENRY P. JONES V. JOHN H. DALTON, SECRETARY OF NAVY

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

No. ____ JACK TRINSEY V. BRENDA K. MITCHELL, SECRETARY OF STATE
OF PENNSYLVANIA

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

No. ____ THOMAS H. FIGURES V. JANICE F. FIGURES

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

A-357 HOSSEIN SHAPOURI V. IMMIGRATION AND NATURALIZATION
SERVICE

The application for stay addressed to Justice
Souter and referred to the Court is denied.

D-1279 IN THE MATTER OF DISBARMENT OF RICHARD LLOYD PIPKINS

It having been reported to the Court that Richard
Lloyd Pipkins, of Las Vegas, Nevada, has been suspended
from the practice of law before the Supreme Court of Nevada,
and this Court by order of July 22, 1993, having suspended

the said Richard Lloyd Pipkins 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 Richard Lloyd Pipkins 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-1292 IN THE MATTER OF DISBARMENT OF JOHN M. ROBINSON

It having been reported to the Court that John M. Robinson, of Houston, Texas, has resigned from the practice of law before the Supreme Court of Texas and this Court by order of August 26, 1993, having suspended the said John M. Robinson 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 John M. Robinson 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-1296 IN THE MATTER OF DISBARMENT OF KURT A. HOHENSTEIN

It having been reported to the Court that Kurt A. Hohenstein, of South Sioux City, Nebraska, has been disbarred from the practice of law by the Supreme Court

of Iowa and this Court by order of August 26, 1993, having suspended the said Kurt A. Hohenstein 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 Kurt A. Hohenstein 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-1297 IN THE MATTER OF DISBARMENT OF ARTHUR ALLAN SMITH

It having been reported to the Court that Arthur Allan Smith, of Dearborn, Michigan, has been disbarred from the practice of law by the Supreme Court of Michigan and this Court by order of August 26, 1993, having suspended the said Arthur Allan Smith 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 Arthur Allan Smith 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-1322 IN THE MATTER OF DISBARMENT OF YALE H. IVERSON

It is ordered that Yale H. Iverson, of West Des Moines, Iowa, 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.

D-1323 IN THE MATTER OF DISBARMENT OF ALBERT JOSEPH STEFFEN

It is ordered that Albert Joseph Steffen, of Cincinnati, Ohio, 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.

D-1324 IN THE MATTER OF DISBARMENT OF RAPHAEL RIOS

It is ordered that Raphael Rios, of Chicago, Illinois, 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.

92-1392) SHALALA, SEC., H&HS V. SCHOOLCRAFT, DANIEL, ET AL.

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92-1395) ROERS, WALTER, ETC., ET AL. V. SCHOOLCRAFT, DANIEL, ET AL.

The motion of the parties to further defer consideration of petitions for writs of certiorari is granted.

92-1402 C & A CARBONE, INC., ET AL. V. CLARKSTOWN, NEW YORK

The motion of respondent for leave to file a limited sur-reply brief is denied.

92-1450 WATERS, CYNTHIA, ET AL. V. CHURCHILL, CHERYL, ET AL.

The motion of American Nurses Association for leave

to file a brief as *amicus curiae* is granted.

92-1639 CHICAGO, ET AL. V. ENVTL. DEFENSE FUND, ET AL.

The motion of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument is granted to be divided as follows: 25 minutes - petitioners; 25 minutes - respondents; and 10 minutes - Solicitor General.

92-1662 UNITED STATES V. GRANDERSON, RALPH STUART

The motion of respondent to dismiss the writ as improvidently granted is denied.

92-1941 UNITED STATES V. CARLTON, JERRY

The motion of the Solicitor General to dispense with printing the joint appendix is granted.

92-9014 IN RE FREDERICK BAUER

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

93-70) OR WASTE SYSTEMS, ET AL. V. DEPT. OF ENVTL. QUALITY

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93-108) COLUMBIA RESOURCE CO. V. DEPT. OF ENVTL. QUALITY

The motion of petitioners to dispense with printing the joint appendix is granted.

93-144 DEPT. OF REV. OF MONTANA V. KURTH RANCH, ET AL.

The motion of petitioner to dispense with printing the joint appendix is granted.

93-5622 JONES, SYLVESTER V. JACKSON, JUDGE, USDC, ET AL.

The motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* is denied. Justice Ginsburg took no part in the consideration or decision of this motion.

93-6042 KRUSE, KATHLEEN A. V. IOWA DEPT. OF HUMAN SERVICES

The motion of petitioner for leave to proceed *in forma pauperis* is denied. Petitioner is allowed until November 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.

93-6130 IN RE SYLVESTER JONES

The motion of petitioner for leave to proceed *in forma pauperis* is denied. See Rule 39.8. Petitioner is allowed until November 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.

93-6255 STEINES, LORIN, ET UX. V. IRS

The motion of petitioners for leave to proceed *in forma pauperis* is denied. Petitioners are allowed until November 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.

CERTIORARI GRANTED

93-5418 REED, ORRIN S. V. FARLEY, SUPT., ET AL.

The motion of petitioner for leave to proceed *in forma pauperis* and the petition for a writ of certiorari are granted.

CERTIORARI DENIED

92-1862 B. C., JR.. V. LOUISIANA

92-8798 HILL, MICHAEL V. CALIFORNIA

92-8872 COX, JOHN ALLEN V. BUNNELL, B. J., SUPT.

92-9158 HOUSTON, JONATHAN M. V. UNITED STATES

93-38 FARMER, DEE V. HAAS, RICHARD, ET AL.

93-90 BLAKE CONSTR. CO. V. UNTED STATES

93-97 RIND, MAURICE V. SEC

93-171 KAMEHAMEHA SCHOOLS V. EEOC

93-253 GRUNWALD, DEBRA, ET AL. V. SAN BERNARDINO, ETC., ET AL.

93-256 PASSAIC VALLEY, ETC. V. U.S. DEPT. OF LABOR, ET AL.

93-259 MONROE COUNTY, FLORIDA V. NEW PORT LARGO, INC.

93-271 MADISON LIBRARY, ET AL. V. UNITED STATES

93-409 BRAINERD AREA CIVIC, ET AL. V. MINNESOTA COMMR. OF REVENUE

93-410 UPP, JOHN, ETC. V. MELLON BANK, N.A.

93-411 SCHLOEGEL, GEORGE, ET AL. V. BOSWELL, LAURIE

93-417 REALTY PHOTO MASTER CORP. V. MONTGOMERY CTY. ASSN. REALT.

93-419 BOULET, VIRGINIA, ET AL. V. THIBODEAUX, ULYSSES, ET AL.

93-425 MUTUAL OF OMAHA LIFE, ETC. V. DAHL-EIMERS, MARY

93-426 PACIFIC LIGHTING, ET AL. V. MGW, INC.

93-427 CLOWES, JANET V. ALLEGHENY VALLEY HOSPITAL

93-435 ST. PAUL FIRE & MARINE, ETC. V. CAMP, ANNA, ET AL.

93-441 GULF COAST INDUSTRIAL, ETC. V. EXXON COMPANY, USA

93-443 McINTOSH, JEAN, ETC. V. PACIFIC HOLDING CO., ET AL.

93-448 ABRAMSON ENTERPRISES V. THOMAS, EDWARD

93-462 BETKE, ROBERT V. NEBRASKA

93-465 SCARFONE, JAMES V. MI ST. BD. OF LAW EXAMRS.

93-493 TAPERT, RICHARD V. UNITED STATES

93-505 ALTO-SHAAM, INC. V. NLRB

93-511 CHISNELL, DOLORES, ETC. V. PA STATE POLICE, ETC., ET AL.

93-512 WILLIAMS, MELVIN, ET UX. V. CIR
93-513 FODEN, MARIA, ET VIR V. ALDUNATE, SILVIA, ET AL.
93-546 MUSSLYN, KENNETH V. UNITED STATES
93-552 RATLIFF, AARON V. UNITED STATES
93-553 TRANDES CORPORATION V. GUY F. ATKINSON COMPANY
93-5250 HARRIS, CULLEN R. V. UNITED STATES
93-5462 GRAY, LLOYD V. WHITLEY, WARDEN, ET AL.
93-5474 MOUNT, CHARLES M. V. USDC FOR D MA
93-5487 WINDHAM, HAROLD WAYNE V. UNITED STATES
93-5505 WILDBERGER, ROBERT V. ROSENBAUM, LAWRENCE, ET AL.
93-5530 WILLIAMS, WALTER V. UNITED STATES
93-5581 JONES, WILLIAM T. V. ILLINOIS
93-5585 ROBERSON, BRIAN KEITH V. TEXAS
93-5586 MORENO, JOSE ANGEL V. TEXAS
93-5600 VINAGERA-CESAR, THOMAS V. UNITED STATES
93-5621 THOMPSON, WILLIAM V. FLORIDA
93-5631 NICHOLS, KATHERINE V. UNITED STATES
93-5646 CULLUM, LARRY JOSEPH V. UNITED STATES
93-5818 DELOSANTOS, JOSE RAMIREZ V. UNITED STATES
93-5820 HERRERA, WILLIAM D. V. ARIZONA
93-5874 SPARKS, WILLIE V. TENNESSEE
93-5952 JACKSON, SHERRY V. MORO, JOY, ET AL.
93-5965 TAYLOR, CONIE V. MI DEPT OF CORR., ET AL.
93-5966 IRVIN, JAMES M. V. ARMONTROUT, ASST. DIR.
93-5972 LOVETT, JACKIE RAY V. ELLINGSWORTH, WARDEN, ET AL.
93-5974 RUDDER, WAYNE RICKY ELSON V. LA COUNTY SUPERIOR COURT
93-5975 RUPE, PAUL ANTHONY V. BORG, WARDEN
93-5979 THOMAS, MACK WILLIE V. DUTROW, RICHARD, ET AL.
93-5981 CAMARENA, HECTOR V. CALIFORNIA

93-5982 CAMARENA, HECTOR V. CA DEPT. OF CORRECTIONS

93-5984 CATON, BRUCE PAUL V. MAZE, JOE, ET AL.

93-5988 LIGHTBOURNE, IAN DECO V. CHILES, GOV. OF FL, ET AL.

93-5993 EL-TAYEB, ALI V. RABINOWITZ, GARY, ET AL.

93-5994 JONES, ANTHONY V. WHITE, WARDEN, ET AL.

93-5996 SANDERS, JOHN V. HARGETT, SUPT., MS

93-5997 ELINE, RICHARD C. V. MTV, INC., ET AL.

93-5998 BROOKS, R. L. V. WOMBACHER, DOUG, ET AL.

93-5999 BROOKS, R. L. V. GREER, WARDEN

93-6000 BROOKS, R. L. V. CHILDS, WARDEN, ET AL.

93-6002 PIPKINS, RICHARD V. STATE BAR OF NEVADA

93-6003 RUBIANI, JOSE A. V. THOMAS, WARDEN

93-6004) GARCIA, LUIS H. V. UNITED STATES
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93-6104) PAULINO, LUIS V. UNITED STATES
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93-6120) LOPEZ, EDUARDO BURGOS V. UNITED STATES
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93-6165) LEONARDO, DANILO JACINTO V. UNITED STATES

93-6005 SCHUSTER, SHAWN V. SOUTH DAKOTA

93-6013 THOMAS, ALBERT V. NEWSOME, WARDEN, ET AL.

93-6015 ELMORE, MICHAEL G. V. BUNNELL, WARDEN, ET AL.

93-6016 BRASFIELD, TONY LYNN V. BRASFIELD, CHERYL DENISE

93-6017 JAMES, CHARLES V. SHIPLEVY, WARDEN

93-6019 JACKSON, OTIS V. UNITED STATES

93-6022 BLAKE, RICK V. COUGHLIN, COMM.

93-6023 CARR, KENNETH L. V. CALIFORNIA

93-6024 BAXTER, TERRENCE V. ROSEMEYER, SUPT., ET AL.

93-6026 BEASLEY, RAYMOND DEVAUNT V. TEXAS

93-6030 PRATT, JESSE CLARENCE V. OREGON

93-6031 GRAHAM, ELEON J. V. NEW JERSEY

93-6034 REYNA, FELIX ALVERAS V. TX DCJ, ET AL.
93-6036 FREEMAN, JEROME V. ILLINOIS
93-6037 CLAY, ALBERT RUSSELL V. VIRGINIA
93-6039 INGRAM, ROBERT K. V. UNITED STATES
93-6048 SEYMOUR, BEVERLY ANN V. MONEY, WARDEN
93-6052 ELLIS, NATHAN JEROME V. BORG, WARDEN
93-6053 ERVIN, ROY CHARLES V. COLLINS, DIR., TX DCJ
93-6055 DUNCAN, DONN V. FLORIDA
93-6057 WAHI, SURINDER V. HERMAN, STUART
93-6059 WHITE, BRODERICK V. TEMPLE UNIVERSITY
93-6079 WASHINGTON, IBUKUN'OLUWA V. COLLINS, DIR., TX DCJ
93-6089 NORTH, FLOYD LEE V. OKLAHOMA
93-6090 HYDER, CALVIN RAY V. COLLINS, DIR., TX DCJ
93-6091 MOATS, JAMES FILLIP V. REID, ET AL.
93-6092 MORRISON, CAROL A. V. ASSOC. IN INTERNAL MEDICINE
93-6101 WILSON, ALLEN V. CURRAN, ATTY. GEN. OF MD
93-6108 WORONCOW, WIACZESLAW V. NEW YORK
93-6141 PETROS, MIKE J. V. SANITATION DEPT., ET AL.
93-6142 DECKER, GINA V. HALPIN, PATRICK, ET AL.
93-6157 SATTERWHITE, JOHN V. TEXAS
93-6160 ASHELMAN, KENNETH V. LEWIS, SAMUEL, ET AL.
93-6174 DURHAM, DONNIE GRAY V. UNITED STATES
93-6176 BRONSON, PURCELL V. ZIMMERMAN, CHARLES, ET AL.
93-6177 HARWOOD, ALAN E. V. UNITED STATES
93-6180 McQUEEN, SYNNAHIA CARL V. TEXAS
93-6190 EBOW, WARREN J. V. UNITED STATES
93-6215 ROBERTSON, JOHN V. UNITED STATES
93-6231 STOVALL, JERRY LAMAR V. UNITED STATES
93-6244 OJEDA-JIMENEZ, TAURINO V. UNITED STATES

93-6245 RUSSELL, ARMINTA MOHUNDRO V. UNITED STATES
93-6246 ROQUE-ROMERO, JUSTO V. UNITED STATES
93-6258 MORENO, RAYMOND V. UNITED STATES
93-6259 ROSILES-ORTIZ, BALTASAR V. UNITED STATES
93-6263 MURPHY, CHARLES HARDIN V. UNITED STATES
93-6274 HERNANDEZ-GARZA, AUSENCIO V. UNITED STATES
93-6275 FANT, THEODORE R. V. UNITED STATES
93-6276 McCRAY, LARRY WAYNE V. UNITED STATES
93-6277 PENASS, WENDELL V. UNITED STATES
93-6278 RENO, RUSSELL T. V. UNITED STATES
93-6282 STATON, TYRONE LOVELL V. UNITED STATES
93-6283 SENIOR, MARCIA ANN V. UNITED STATES
93-6284 THOMPSON, WILLIAM V. UNITED STATES
93-6285 MARTINEZ, ABELARDO MAZIZA V. UNITED STATES
93-6290 MOUNT, CHARLES MERRILL V. UNITED STATES
93-6346 BARTLETT, WILLIAM C. V. DOMOVICH, WARDEN, ET AL.

The petitions for writs of certiorari are denied.

93-277 THERIOT, HARRY, ET AL. V. GREAT WESTERN COCA COLA

The petition for a writ of certiorari is denied.

Justice Blackmun took no part in the consideration or decision of this petition.

93-433 PITRE, ESTATE OF JANICE, ETC V. WESTERN ELECTRIC COMPANY

The petition for a writ of certiorari is denied.

Justice O'Connor took no part in the consideration or decision of this petition.

93-434 SUSAN R. M., ETC. V. NE INDEP. SCH. DIST., ET AL.

The motion of petitioner to strike respondent Texas Education's statement is denied. The petition for a writ

of certiorari is denied.

HABEAS CORPUS DENIED

93-6352 IN RE BILLY PUNCHARD

93-6372 IN RE GUSTAV SKURDAL

The petitions for writs of habeas corpus are
denied.

REHEARINGS DENIED

92-8265 MOORE, LEE ALPHONSO V. HAM, CORR. CAPTAIN, ET AL.

92-8802 CURRY, PAMELA J. V. LEDGER PUBLISH. CORP., ET AL.

92-8853 FITE, JAMES T. V. CANTRELL, PHILLIP, ET AL.

92-8862) NEWTOP, EDWARD N. V. SAN FRANCISCO SUPERIOR COURT

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92-8863) NEWTOP, EDWARD N. V. SAN FRANCISCO SUPERIOR COURT

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92-8864) NEWTOP, EDWARD N. V. SAN FRANCISCO SUPERIOR COURT

92-8918 McQUEEN, SYNNAHIA V. POLLARD, CAROLYN

92-9116 TERRIZZI, JOSEPH V. STAINER, WARDEN

92-9145 OWENS, HENRY V. ASHLEY, WALTER

92-9234 DEMPSEY, JOHN V. SEARS, ROEBUCK & CO.

93-5024 TILLI, DANIEL V. BOARD OF REVIEW

93-5090 LEE, VINCENT X. V. ARMONTROUT, ASST. DIR.

93-5100 GREEN, FELTON B. V. SHEFFIELD, SUPT., DADE

93-5172 FRANKLIN, GUY D. V. WITKOWSKI, WARDEN, ET AL.

93-5181 WARD, BERT V. BERRY, WARDEN, ET AL.

93-5183 MALLON, JOSEPH V. UNITED STATES

93-5193 BARRIOS, JULIO V. UNITED STATES

93-5594 ANDERSON, IN RE GRANT

93-5603 WHITE, VONDELERE V. INTERNATIONAL UNION PLANT

93-5754 HORNICK, THOMAS V. UNITED STATES

The petitions for rehearing are denied.

RECESS ORDER

The Court will take a recess from Monday,
November 15, 1993, until Monday, November 29, 1993.

MOTIONS FOR ADMISSION

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