

SUPREME COURT OF THE UNITED STATES

Present: Justice O'Connor, Justice Kennedy, Justice Souter, Justice Ginsburg, and Justice Breyer.

Justice O'Connor said:

"Today's orders of the Court have been duly entered and certified, and filed with the Clerk, and they will not be otherwise announced."

OPINION PER CURIAM

No. **04-5323**. LaRoyce Lathair Smith, Petitioner *v.* Texas. On petition for writ of certiorari to the Court of Criminal Appeals of Texas. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment reversed, and case remanded to the Court of Criminal Appeals of Texas for further proceedings not inconsistent with the opinion of this Court. Opinion *per curiam*. Dissenting opinion by Justice Scalia, with whom Justice Thomas joins.

CERTIORARI—SUMMARY DISPOSITIONS

No. **02-813**. Green Fire & Marine Insurance Co., Ltd., fka Kukje Hwajae Insurance Co., Ltd., Petitioner *v.* M/V Hyundai Liberty, in rem. On petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *Norfolk Southern R. Co. v. James N. Kirby, Pty Ltd.*, 543 U. S. — (2004).

No. **04-5876**. Jalil Abdul-Kabir, fka Ted Calvin Cole, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. On petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, and case remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *Tennard v. Dretke*, 542 U. S. — (2004).

ORDERS IN PENDING CASES

No. **04A259**. Michael B. Graves, Applicant *v.* John Ashcroft, Attorney General, et al. Application for stay addressed to The Chief Justice and referred to the Court denied.

No. **04M17**. Lillie M. Jackson, Petitioner *v.* Ametek, Inc./Haveg Division. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **04M18**. James V. Crosby, Jr., Secretary, Florida Department of Corrections, Petitioner *v.* Joseph H. Davis, Jr. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **04M19**. Douglas Ray Stankewitz, Petitioner *v.* Jill L. Brown, Acting Warden. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **04M20**. Quincy Henderson, Petitioner *v.* Tennessee. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **04M21**. Heidi K. Erickson, Petitioner *v.* Watertown Health Department, et al. Motion to direct the Clerk to file a petition for writ of certiorari out-of-time denied.

No. **03-1294**. Haywood Eudon Hall, aka Don Hall, Petitioner *v.* United States. Motion of petitioner for appointment of counsel granted. Sharon Samek, Esq., of Tampa, Florida, is appointed to serve as counsel for the petitioner in this case.

No. **03-8661**. Melvin T. Smith, Petitioner *v.* Massachusetts. Motion of the Acting Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. **04-5154**. Robert S. Ortloff, Petitioner *v.* United States. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* denied.

No. **04-6297**. Dusan M. Jevtic, Petitioner *v.* Liberty Mutual Insurance Co., et al. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner allowed until December 6, 2004, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

No. **04-6314**. In Re Mukhtar Taha, Petitioner. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner allowed until December 6, 2004, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

CERTIORARI DENIED

No. **03-1581**. Knight-Ridder, Inc., Petitioner *v.* Capital Factors, Inc., et al.; and

No. **03-1583**. Handleman Company, Petitioner *v.* Capital Factors, Inc., et al. Petitions for writs of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **03-8968**. Adalberto Venegas-Ornelas, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **03-9345**. Duane Owen, Petitioner *v.* Florida. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **04-107**. Cibao Meat Products, Petitioner *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-113**. Teyent Loulou, Petitioner *v.* John D. Ashcroft, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-184**. C. M. C., Petitioner *v.* G. A. L., et ux. Petition for writ of certiorari to the Supreme Court of Colorado denied.

No. **04-323**. Linda Giddings, Petitioner *v.* Northern Telecom, Inc., et al. Petition for writ of certiorari to the Court of Appeals of Colorado denied.

No. **04-327**. SSA Gulf, Inc., fka SSA Gulf Terminals, Inc., Petitioner *v.* United States District Court for the Eastern District of Louisiana. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-328**. Stephen Turner, et al., Petitioners *v.* David J. Cook, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-329**. James Tally, et al., Petitioners *v.* W.A. Drew Edmondson, Attorney General of Oklahoma, et al. Petition for writ of certiorari to the Supreme Court of Oklahoma denied.

No. **04-345**. Bradley J. Donahue, Petitioner *v.* City of Boston, Massachusetts, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-347**. Herero People's Reparation Corporation, et al., Petitioners *v.* Deutsche Bank, A.G., et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **04-349**. Herbert S. Gass, Jr., et al., Petitioners *v.* Allegheny County, Pennsylvania, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-351**. Tanya L. Lacy and Richard Brooks, Petitioners *v.* CSX Transportation, Inc. Petition for writ of certiorari to the Circuit Court of West Virginia, Kanawha County, denied.

No. **04-355**. Emerson M. F. Jou, Petitioner *v.* First Insurance Company of Hawaii, Ltd. Petition for writ of certiorari to the Supreme Court of Hawaii denied.

No. **04-361**. Alice Clissuras and Patricia Clissuras, Petitioners *v.* City University of New York, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-382**. Edward Michael Shaieb, Petitioner *v.* Michigan. Petition for writ of certiorari to the Court of Appeals of Michigan denied.

No. **04-388**. Philip Washburn, Petitioner *v.* Department of Justice, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-395**. Chippewa Trading Company, Petitioner *v.* Michael Cox, Attorney General of Michigan, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-399**. Ittella Foods, Inc., Petitioner *v.* Zurich Insurance Company, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-404**. Danfina Herman and Calin Paniti, Petitioners *v.* John D. Ashcroft, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-412**. Gretchen D. Cuyler, Special Administrator of the Estate of Christian Cuyler, Deceased, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-418**. Gary S., et ux., Individually and on Behalf of Their Son, Andrew S., Petitioners *v.* Manchester School District. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-419**. Joseph W. Southern, Petitioner *v.* Colin L. Powell, Secretary of State. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **04-443**. Stacy Allen Draper, Petitioner *v.* Clinton D. Reynolds. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-458**. Connie Marshall, Petitioner *v.* Jerry Bowles, Judge. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-497**. Anthony DeJohn, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-512**. Conrad Albert Krouse, III, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-513**. Keith Wai Keung Ng, aka Keith Eng, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-533**. Joeffre Kolosky, Petitioner *v.* Fairview University Medical Center. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-5593**. Debra Smith, Petitioner *v.* New York. Petition for writ of certiorari to the Appellate Division, Supreme Court of New York, First Judicial Department, denied.

No. **04-5689**. Emilio Rios-Cruz, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6195**. Dennis Wayne Bagwell, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6197**. Heliberto Chi, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **04-6203**. Michael A. Brennan, Petitioner *v.* Ashbel T. Wall, II, Director, Rhode Island Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-6204**. Teddy Eugene McKenzie, Petitioner *v.* Kurt Jones, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6207**. Gerald Hinrick Miller, Petitioner *v.* Harry Trawick, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6208**. Daniel Andrew Spottsville, Petitioner *v.* William Terry, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6210**. Henry Lee Sanders, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6213**. Jermaine Royster, Petitioner *v.* Daniel A. Senkowski, Superintendent, Clinton Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-6214**. Homer Ottie Shaw, Petitioner *v.* Randall Workman, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-6215**. Barrington Reid, Petitioner *v.* Richard E. Early, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6222**. Eduardo Bonilla, Petitioner *v.* Pat Hurley, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6227**. Darnell Washington, Petitioner *v.* Fred Brown, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6231**. Bret Michael Barron, Petitioner *v.* Mike Sheedy, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6232**. Richard Creveling, Petitioner *v.* Mohave County, Arizona, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6233**. Donald Keith Newbury, Petitioner *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **04-6241**. Vincent P. Murray, Petitioner *v.* Jeffrey S. Perlow. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-6244**. Ann C. Morrill, Petitioner *v.* Johns Hopkins University. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. **04-6250**. Nygel I. Martin, Petitioner *v.* Randall Workman, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-6251**. Tony G. Larrimore, Petitioner *v.* Jon E. Ozmint, Director, South Carolina Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6253**. Wendell W. Phillips, Petitioner *v.* Lansing School District, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6254**. Douglas Elrod, Petitioner *v.* Supreme Court of Michigan, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6255**. Stephen Davis, Petitioner *v.* Andrew Jackson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6262**. Samuel E. Haley, Jr., Petitioner *v.* William Galloway, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-6267**. Jose Emilio Perez Guzman, Petitioner *v.* Pedro Rosello Gonzalez, et al. Petition for writ of certiorari to the Supreme Court of Puerto Rico denied.

No. **04-6268**. Armster Lacking, Petitioner *v.* United States District Court for the Southern District of Mississippi. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6269**. Raymond Arnold Longworth, Petitioner *v.* Gordon A. Lane, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **04-6270**. Justeen Williams, Petitioner *v.* John J. Dahm, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-6271**. Marcus D. Ward, Petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **04-6275**. Monique La-Shon Walker, Petitioner *v.* Family Independence Agency. Petition for writ of certiorari to the Court of Appeals of Michigan denied.

No. **04-6283**. Missouri, ex rel. Christian D. Tompras, et al., Petitioners *v.* Board of Election Commissioners of St. Louis County, et al. Petition for writ of certiorari to the Supreme Court of Missouri denied.

No. **04-6291**. R. M., Petitioner *v.* Riverside County Department of Public Social Services. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, Division Two, denied.

No. **04-6293**. Michael Dunham Murphy, Petitioner *v.* Missouri Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-6294**. Richard Wayne Powell, Petitioner *v.* Thomas B. Scott, Administrator, Southwestern Regional Jail. Petition for writ of certiorari to the Circuit Court of West Virginia, Wetzel County, denied.

No. **04-6296**. James Edward Lewis, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6303**. Johan K. V. Svanholm, Petitioner *v.* Montgomery County, Maryland, et al. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. **04-6304**. Jeffrey Todd DeBlase, Petitioner *v.* Edward J. Klem, Superintendent, State Correctional Institution at Mahanoy, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6308**. Nolan Wayne Scales, Petitioner *v.* Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6311**. Marvin J. Dominguez, Petitioner *v.* George J. Giurbino, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6325**. Joel White, Petitioner *v.* Richard Morgan, Superintendent, Washington State Penitentiary. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6332**. Edward Koehl, Petitioner *v.* Daniel Senkowski, Superintendent, Clinton Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-6333**. Andrew W. Martin, Petitioner *v.* Tom L. Carey, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6431**. George Brown, Jr., Petitioner *v.* Missouri Board of Probation and Parole. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-6450**. Terrance D. Joy, Petitioner *v.* James E. Hall, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6498**. Apryl Denise Smith, Petitioner *v.* North Carolina. Petition for writ of certiorari to the Court of Appeals of North Carolina denied.

No. **04-6502**. Stephen R. Johnson, Petitioner *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, Division One, denied.

No. **04-6520**. Aaron Jackson, Petitioner *v.* E. K. McDaniel, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6527**. Lanford Roy Russell, Petitioner *v.* John D. Ashcroft, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6558**. Lester Daniel Bryson and John Frank Bowen, Petitioners *v.* Robert P. Johnston, Judge, Superior Court of North Carolina, Mecklenburg County, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6595**. Lance Hullum, Petitioner *v.* Kathleen M. Dennehy, Commissioner, Massachusetts Department of Correction. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-6601**. Eugene A. Mauwee, Petitioner *v.* Don Helling, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6606**. Jamil Abdullah Al-Amin, Petitioner *v.* Georgia. Petition for writ of certiorari to the Supreme Court of Georgia denied.

No. **04-6611**. Jorge Andres Verduzco, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6720**. Linton Maurice Hargrove, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6737**. Tristin Mitchell, aka Tyrone Greene, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-6741**. Andrea Schnupp, aka Andrea Lyle, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6744**. Guadalupe Serrano-Luviano, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6748**. Charles Wooten, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-6751**. Knowlinton Ottoway Burbage, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-6753**. Mark Andrew Diller, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6759**. Charles Stubbs, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6769**. Andrew Burrell, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-6770**. John Petrucelli, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-6772**. Stacey Wynn, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6773**. Allen E. Wade, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6776**. Wayne Mathis, aka Richard Wayne Mathis, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6783**. Keila Medina-Roman, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-6800**. Allen Ray Johnson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6801**. Aloysius Wayne Stanley Hall, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6812**. Robert Lawrence Payne, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6815**. Kevin DeWayne Spencer, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6816**. Steven Chen, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **04-6818**. Jesse Edwin Richburg, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6833**. Lisa Ann Minutoli, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **04-6835**. Saul Martinez-Mendez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6839**. Alfred Lee Apodaca, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **04-6843**. Pedro De Jesus-Mateo, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **04-6846**. Alfredo Flores-Barajas, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6847**. Kenyon Raheen Gadsden, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6850**. Randy James Jangula, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6852**. Hernan Madrid-Cortez, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **04-6859**. Ernesto Poux, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6860**. Melvin Powell, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6863**. Richard Daniel Leslie, Petitioner *v.* Carlyle I. Holder, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6872**. Darrell B. Caldwell, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **04-6877**. Michael Andre LeBlanc, aka Michel LeBlanc, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

No. **04-6893**. Michael David Wolfe, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **04-6898**. Ismael Vasquez-Fonseca, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-6899**. Maxwell Rangel Joelson, Petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **03-1514**. United States, Petitioner *v.* Enrique Vargas-Duran. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **04-181**. Irving Pulp & Paper, Limited, dba Irving Paper, Petitioner *v.* Capital Factors, Inc. Motion of Travelers Casualty and Surety Company of America, et al., for leave to file a brief as *amici curiae* granted. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **04-333**. James C. Lowe, Petitioner *v.* Wal-Mart Stores, Inc. Associates Health and Welfare Plan, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit denied.

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

No. **04-354**. Richard D. Kennedy, et ux., Petitioners *v.* Chase Manhattan Bank USA, NA, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Justice Breyer took no part in the consideration or decision of this petition.

No. **04-6242**. Susan V. Klat, Petitioner *v.* California Board of Registered Nursing. Petition for writ of certiorari to the Court of Appeal of California, Third Appellate District, denied. The Chief Justice took no part in the consideration or decision of this petition.

No. **04-6290**. Charles William Levy, Petitioner *v.* Fairfax County, Virginia, et al. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit dismissed. See Rule 39.8.

No. **04-6609**. Gregory Cortez Robinson, Petitioner *v.* George J. Giurbino, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Justice Breyer took no part in the consideration or decision of this petition.

HABEAS CORPUS DENIED

No. **04-6869**. In Re James Smith, Petitioner. Petition for writ of habeas corpus denied.

MANDAMUS DENIED

No. **03-10574**. In Re Michael R. Shemonsky, Petitioner;
No. **03-10857**. In Re Michael R. Shemonsky, Petitioner;
No. **04-346**. In Re Lorraine Grace, et al., Petitioners; and
No. **04-6318**. In Re Bernard Anderson, Petitioner. Petitions for writs of mandamus denied.

REHEARINGS DENIED

No. **03-10245**. Heidi K. Erickson, Petitioner *v.* Watertown Health Department, et al.;
No. **03-10873**. Gustavo Julian Garcia, Petitioner *v.* Texas;
No. **04-297**. In Re Eurica Califorrniaa, Petitioner;
No. **04-5455**. William G. Moore, Petitioner *v.* United States District Court for the Western District of Washington, et al.; and
No. **04-5491**. Margie Bloome, Petitioner *v.* Department of the Treasury, et al. Petitions for rehearing denied.

No. **03-10527**. Susan V. Klat, Petitioner *v.* California Board of Registered Nursing. Petition for rehearing denied. The Chief Justice took no part in the consideration or decision of this petition.

No. **03-10721**. Susan V. Klat, Petitioner *v.* Regents of the University of California, San Diego. Petition for rehearing denied. The Chief Justice took no part in the consideration or decision of this petition.

No. **03-6389**. Christopher Wiley, Petitioner *v.* Ken McKee, Warden. Motion for leave to file a petition for rehearing denied.

ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Kristin Ellis Berexa	Nashville, TN	Robyn Beale Williams
Samuel M. Brock, III	Charleston, WV	William McCandless Herlihy
William E. Brown	St. Louis, MO	William Rainer Hagan
Julie A. Bryan	Salt Lake City, UT	A.O. Headman, Jr.
James David Bryant	Tulsa, OH	Frederick P. Gilbert
Heidi Rhodes Burakiewicz	Washington, DC	Thomas Aquinas Woodley
Brendan John Cody	St. Paul, MN	Lawrence M. RocheFord
Samuel Conte	New York, NY	Michael J. Muskat
John Thomas Daley	Boston, MA	Mark Edward Hager
Suzanne L. Duclos	Rockville, MD	Rene Sandler
Jacqueline Gigi Emanuel	Fort Lauderdale, FL	Richard Allen Sherman, Sr.
Randall Byron Geuy	Houston, TX	John Michael Elsley
Angele M. Gregory	Nashville, TN	Jennifer L. Smith
Andrew M. Grove	Detroit, MI	William J. Schramm
David Jesse Herman	Washington, DC	Andrew Butz
Bruce Michael Jacobs	Charleston, WV	William McCandless Herlihy

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Robert F. James	Berkley, MI	David Matthew Davis
Janine Elizabeth Joly	Seattle, WA	H. Kevin Wright
Catherine McNichols	Chicago, IL	Stephen M. Shapiro
Kanter		Stephen M. Shapiro
Joshua S. Kanter	Chicago, IL	Marion Kelley McEachern
Timothy Kyle King	Hampton, GA	Christina Dasinger Knowles
Jason E. Knowles	Gadsden, AL	Gerald P. Dodson
Sunil Ravindra Kulkarni	Palo Alto, CA	Daniel Paul Albers
Scott T. Longman	Chicago, IL	John Charles Nelson
Daniel Howard Malvin	Temple City, CA	Tommy Leung
Jeffrey I. Margolis	Sacramento, CA	Robert P. Joy
Maura DeLacy McLaughlin	Boston, MA	Edward Hanton Fox
Daniel Joseph Moore	Pittsford, NY	Cathryn Sadler
Richard Dillon Mosier	Palo Alto, CA	David Matthew Davis
Jules B. Olsman	Berkley, MI	Michael G. Oxley
Scott Garver Oxley	Dayton, OH	James L. Graham
William Wesley Patmon, III	Columbus, OH	Luis Berrios-Amadeo
Arlene R. Perez-Borrero	Fajardo, PR	Judge Janet Bond Arterton
Robert Jerrod Pfister	New York, NY	Robert Mitchell Sielaty
Telisport W. Putsavage	Washington, DC	William J. Schramm
Matthew J. Schmidt	Troy, MI	David M. Ebel
Steven Gerald Sklaver	Denver, CO	Robert Mitchell Sielaty
Mary Cresence Stafford	Washington, DC	Murray Joseph Janus
Taylor Brinkley Stone	Richmond, VA	

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Michael Bryan Stuart	Charleston, WV	William McCandless Herlihy
Sara L. Trower	Lawrence, KS	Rose Marino
Eric Anthony Welter	Herndon, VA	Allan E. Parker, Jr.
Eric Lee Whitner	Omaha, NE	Brenda Joyce Council
Scot Russel Withers	West Chester, PA	William H. Lamb
Barry Zoller	Los Angeles, CA	Mark Alan Oertel

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Bruce William Padula	Hoboken, NJ	Cynthia June Rapp
Alan S. Zipp	Rockville, MD	David Samuel DeJong
Melissa A. Anderson	Washington, DC	Steven R. Rubenstein
Charles H. Manh	Westminster, CA	John Andrews Hodges
Bruce Robertson Cohen	Estes Park, CO	John Andrews Hodges
Byron K. Hammond	Denver, CO	John Andrews Hodges
Allen P. Mitchem	Denver, CO	John Andrews Hodges
Jack Ray Crumpacker	Washington, DC	John Andrews Hodges
Stacy Louise Cooper	Chicago, IL	John Andrews Hodges
David Leo Stephanides	Lisle, IL	John Andrews Hodges
Mary Browne McCuskey	Madison, IN	John Andrews Hodges
Stephen W. Atha	Topeka, KS	John Andrews Hodges
Robert L. Baer	Topeka, KS	John Andrews Hodges

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Troy A. Berberick	Topeka, KS	John Andrews Hodges
Lara Kathleen Blake Bors	Garden City, KS	John Andrews Hodges
Robert David Campbell	Atchison, KS	John Andrews Hodges
William Monroe Cobb	Wichita, KS	John Andrews Hodges
Stephen William Durrell	Topeka, KS	John Andrews Hodges
Linda Henry Elrod	Topeka, KS	John Andrews Hodges
James David Farris	Atchison, KS	John Andrews Hodges
Michael V. Foust	Goodland, KS	John Andrews Hodges
Danton Charles Hejtmanek	Topeka, KS	John Andrews Hodges
Heather J. Helvie	Larned, KS	John Andrews Hodges
Robert Allen Holubec	Wichita, KS	John Andrews Hodges
Paul Bernard Irvine, II	Manhattan, KS	John Andrews Hodges
Lisa Elaine Janati	Topeka, KS	John Andrews Hodges
David S. Langston	Wichita, KS	John Andrews Hodges
Karen L. Langston	Wichita, KS	John Andrews Hodges
Susan Marie Loy	Wichita, KS	John Andrews Hodges
Mark A. Marion	Wichita, KS	John Andrews Hodges
Joseph Mark Meinhardt	Leawood, KS	James C. Slattery
Clarice Jane Peters	Cuba, KS	John Andrews Hodges
Oscar Peter Peterson, Jr.	Lawrence, KS	John Andrews Hodges

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Michael Wayne Ryan	Clay Center, KS	John Andrews Hodges
Karen Barry West	Wichita, KS	John Andrews Hodges
Warren Brent Wood	Olathe, KS	John Andrews Hodges
Dawn Linda Reid	Silver Spring, MD	John Andrews Hodges
Thomas Jerome Wilder	Silver Spring, MD	John Andrews Hodges
Gary Edwin Bishop	Springfield, MO	John Andrews Hodges
William W. Carter	Hayti, MO	John Andrews Hodges
James Wayne Chipman	Columbia, MO	John Andrews Hodges
Mary Virginia Moore Johnson	Cape Girardeau, MO	John Andrews Hodges
Ray Sandy Sutton	Kansas City, MO	John Andrews Hodges
Edgar Maxwell Miner	Concord, NH	John Andrews Hodges
Lillian G. Apodaca	Albuquerque, NM	John Andrews Hodges
Allison Lucille Herr	Las Vegas, NV	John Andrews Hodges
Kim Leigh Dombrowski	Dallas, TX	John Andrews Hodges
Jill Marie Crumpacker	Alexandria, VA	John Andrews Hodges
Jane Kristen Thornbrugh	Chester, VA	John Andrews Hodges
Jon Edward Thornbrugh	Chesterfield, VA	John Andrews Hodges
Daniel Brooke Bailey	Gillette, WY	John Andrews Hodges
Andrea Lyn Crawford	New York, NY	Russell Shanks
Alfonso DeCicco	New York, NY	Russell Shanks
Aubrey I. Holder	New York, NY	Russell Shanks

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Peter Kamki Lam	New York, NY	Russell Shanks
Saadia Catherina Luzzi	New York, NY	Russell Shanks
Cari Pepkin	New York, NY	Russell Shanks
Deborah S. Skanadore	Utica, NY	John Andrews
Reisdorph		Hodges
Clarence Smith, Jr.	New York, NY	Russell Shanks
Mimi May May Wong	New York, NY	Russell Shanks

Adjourned until Monday, November 29, 2004, at 10 o'clock.