

(ORDER LIST: 571 U.S.)

MONDAY, JANUARY 27, 2014

CERTIORARI -- SUMMARY DISPOSITION

13-6435 PERSAUD, IAN A. 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 Fourth Circuit for further consideration in light of the position asserted by the Solicitor General in his brief for the United States filed on December 20, 2013.

ORDERS IN PENDING CASES

13M71 BUCZEK, SHANE C. V. MAIORANA, CHARLES

13M72 DAVIS, JOHN S. V. UNITED STATES

13M73 VENCILL, JODI L. V. BASKERVILLE, WARDEN

The motions to direct the Clerk to file petitions for writs of certiorari out of time are denied.

141, ORIG. TEXAS V. NEW MEXICO, ET AL.

The motion for leave to file a bill of complaint is granted. The motion for leave to file a supplemental brief is granted. New Mexico is allowed 60 days within which to file a motion to dismiss, in the nature of a motion under Rule 12(b)(6), Federal Rules of Civil Procedure. Plaintiff is allowed 45 days to file a response to the motion. A reply, if any, shall be filed within 15 days after the response is filed.

- 12-1146) UTILITY AIR REGULATORY GROUP V. EPA
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- 12-1248) AM. CHEMISTRY COUNCIL, ET AL. V. EPA, ET AL.
-)
- 12-1254) ENERGY-INTENSIVE MANUFACTURERS V. EPA, ET AL.
-)
- 12-1268) SOUTHEASTERN LEGAL FOUNDATION V. EPA, ET AL.
-)
- 12-1269) TEXAS, ET AL. V. EPA, ET AL.
-)
- 12-1272) CHAMBER OF COMMERCE, ET AL. V. EPA, ET AL.

The motion of petitioners for divided argument is granted, and the time is divided as follows: 30 minutes for private-party petitioners, 15 minutes for state petitioners, and 45 minutes for respondents.

12-1163 HIGHMARK INC. V. ALLCARE HEALTH MANAGEMENT SYS.

12-1184 OCTANE FITNESS, LLC V. ICON HEALTH & FITNESS, INC.

The motions of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument are granted.

13-553 AL DEPT. OF REVENUE, ET AL. V. CSX TRANSPORTATION, INC.

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

13-6788 DILTS, PATRICIA A., ET VIR V. COLD SPRING FOREST SEC., ET AL.

13-7088 ERWIN, BONNIE B. V. UNITED STATES, ET AL.

The motions of petitioners for reconsideration of orders denying leave to proceed *in forma pauperis* are denied.

CERTIORARI DENIED

12-1116 MIROWSKI FAMILY VENTURES V. MEDTRONIC INC., ET AL.

13-451 MICHIGAN V. HARRISON, JESSIE

13-501 ENGLESON, JERRY V. UNUM LIFE INSURANCE CO., ET AL.

13-514 HOAGLAND, RITA V. ADA COUNTY, ID, ET AL.

13-568 BANKERT, PATRICIA A., ET AL. V. BERNSTEIN, NORMAN W., ET AL.

13-569 EDELMAN, JODY V. UNITED STATES
 13-605 ASAP COPY AND PRINT, ET AL. V. CANON BUSINESS SOLUTIONS, ET AL.
 13-612 HARDY, TANASHA Y. V. FED. NAT. MORTGAGE ASSOC.
 13-613 GHOSH, RASH B. V. BERKELEY, CA
 13-617 SHECHET, JACOB V. DOAR, ROBERT, ET AL.
 13-619 SPEHAR CAPITAL, ET AL. V. MAYER BROWN ROWE & MAW, ET AL.
 13-623 CLAYTON, RICHARD J. V. CITIMORTGAGE, INC.
 13-626 SWANSON, GLORIA E. V. BAKER & MCKENZIE, LLP, ET AL.
 13-627 CAPRA, LOUIS, ET AL. V. COOK CTY. BD. OF REVIEW, ET AL.
 13-630 RICHARDS, WARREN N. V. HOLSUM BAKERY, INC., ET AL.
 13-636 FINR II, INC. V. CF INDUSTRIES, INC., ET AL.
 13-642 ANUFORO, AIDEN I. V. HOLDER, ATT'Y GEN.
 13-657 McLANE SOUTHERN, INC. V. BRIDGES, CYNTHIA
 13-661 BUNCK, TIMOTHY M., ET UX. V. KING, GARY R., ET AL.
 13-663 AMERIJET INTERNATIONAL, INC. V. NLRB, ET AL.
 13-664 PRICE, STEWART V. CAIN, WARDEN
 13-668 HIGH PLAINS CATTLE COMPANY, LLC V. UNITED STATES
 13-670 DEMPSEY, GORDON B. V. IN SUPREME CT. DISCIPLINARY
 13-681 VAN HORN, FREDERICK M. V. KEEFER, C. PAUL, ET AL.
 13-688 JONAS, EDWIN R. V. JONAS, LINDA
 13-702 KOZIOL, LEON V. COMM. ON PROF'L STANDARDS
 13-703 L & F HOMES AND DEVELOPMENT V. GULFPORT, MS
 13-724 THOMAS, CASSANDRA F. V. UNITED STATES
 13-725 SHIELDS, ROBERT V. CONNECTICUT
 13-732) McDONOUGH, RICHARD W. V. UNITED STATES
)
 13-740) DiMASI, SALVATORE F. V. UNITED STATES
 13-756 MORGAN, MARIAN V. UNITED STATES
 13-6118 RAY, MELVIN V. ALABAMA

13-6544 RODRIGUEZ-MARTEL, JOSE L. V. UNITED STATES
13-6659 BENHAM, ERIK V. HAGEN, DAVID R., ET AL.
13-6909 TRICE, FLOSSIE V. ALLSTATE INSURANCE CO., ET AL.
13-7048 CORRELL, JERRY W. V. CREWS, SEC., FL DOC
13-7154 MATEI, LUCA V. KANSAS
13-7418 CAMBONI, ANTHONY V. ALLSTATE INSURANCE CO., ET AL.
13-7434 SILAS, CHARLES V. CALIFORNIA
13-7435 SASSER, TERRY W. V. STEPHENS, DIR., TX DCJ
13-7439 NANCE, MICHAEL W. V. CHATMAN, WARDEN
13-7440 AKINS, FRANCISCO V. ILLINOIS
13-7441 BOONE, VELTON L. V. SOTO, WARDEN
13-7442 APONTE, RICHARD V. FLORIDA
13-7447 LEVERETTE, KENJI V. CREWS, SEC., FL DOC
13-7448 JULES, FRANKY V. FLORIDA
13-7458 CONYERS, NICOLLE V. VIRGINIA HOUSING DEVELOPMENT
13-7466 JEFFRIES, MONICA V. GAYLORD ENTERTAINMENT, ET AL.
13-7468 WALKER, TYRONE V. FISCHER, COMM'R, NY DOC, ET AL.
13-7469 WRIGHT, JERMAINE B. V. McCALL, WARDEN
13-7474 RATHY, GEORGE F. V. THOMPSON, BRIAN H., ET AL.
13-7479 COHRON, DAVID T. V. LOUISVILLE, KY, ET AL.
13-7486 GRAZZINI-RUCKI, SANDRA S. V. RUCKI, DAVID V.
13-7489 WADE, ALEX M. V. STEPHENS, DIR., TX DCJ
13-7495 KNOX, HALIMAH V. DIXON CORR. INSTITUTE, ET AL.
13-7497 GIFFEN, TODD V. ROSENBLUM, ATT'Y GEN. OF OR
13-7500 BOYD, LEONARD J. V. OREGON
13-7504 HUMINSKI, SCOTT A. V. SURPRISE, AZ, ET AL.
13-7506 HOLLIHAN, RICHARD V. ROZUM, SUPT., SOMERSET, ET AL.
13-7507 HOLDEN, JEFFREY A. V. OKLAHOMA

13-7510 HILL, DAVID L. V. LOUISIANA
13-7512 SUNDAY, ROMAN V. SISTO, WARDEN
13-7513 SAUNDERS, HERMAN V. MISSISSIPPI
13-7517 MILLER, JAMES L. V. KASHANI, AMIR, ET AL.
13-7519 TUSA, JONATHAN R. V. FOLINO, SUPT., GREENE, ET AL.
13-7520 TAYLOR, FREDERICK W. V. OCWEN LOAN SERVICING, ET AL.
13-7529 HAFEZ, MAHMOUD V. FRAZIER, WARDEN
13-7532 HICKINGBOTTOM, MICHAEL D. V. LAKE SUPERIOR COURT, ET AL.
13-7533 MENDOZA, JUAN A. V. STEPHENS, DIR., TX DCJ
13-7534 PYLE, CHARLIE W. V. MARTEL, MATTHEW, ET AL.
13-7535 OLIVER, JAMES V. ROZUM, SUPT., SOMERSET, ET AL.
13-7561 KENNEDY, CRYSTAL V. CALIFORNIA
13-7576 COLLIER, DeWAYNE V. TENNESSEE
13-7596 ANDERSON, KEITH V. FOLINO, SUPT., GREENE, ET AL.
13-7619 WILLIAMS, LAWRENCE V. WISCONSIN
13-7632 GUTIERREZ, AARON V. NEW YORK
13-7636 HAM, CHRISTINE M. V. BD. OF TRUSTEES, STANFORD UNIV.
13-7642 FOUCHE, PIERRE V. HOLENCIK, SCOTT A.
13-7648 SEKOU, MWANGI V. KERESTES, SUPT., MAHANoy, ET AL.
13-7665 BROWNING, JAMES H. V. PENNINGTON, BENJAMIN, ET AL.
13-7666 ALNUTT, JEFFREY V. NEW YORK
13-7676 MANIGAULTE, JOHN C. V. C.W. POST OF LONG ISLAND UNIV.
13-7677 MACK, BENNIE V. DREW, D., ET AL.
13-7681 DECKER, CHARLES D. V. ROBERTS, SEC., KS DOC
13-7683 EVITT, ALEX V. SHINSEKI, SEC. OF VA
13-7691 JONES, TARONE V. UNITED STATES, ET AL.
13-7704 DARBY, VONNIE D. V. SCHMALENBERGER, WARDEN, ET AL.
13-7705 DARBY, VONNIE V. NORTH DAKOTA

13-7710 DALE, JOHN M. V. CREWS, SEC., FL DOC, ET AL.
13-7715 FIGUEROA, ANTONIO V. UNITED STATES
13-7734 LANDRITH, BRET D. V. SCHMIDT, ATT'Y GEN. OF KS, ET AL.
13-7751 MOIE, MARQUIS V. PENNSYLVANIA
13-7787 RAGAN, CARLETTA V. CIR
13-7837 WHITLEY, SHERROD V. UNITED STATES
13-7840 UTSEY, STEVEN W. V. DONAHOE, POSTMASTER GEN.
13-7844 BAILEY, RICHARD V. UNITED STATES
13-7845 BARAJAS-RAMIREZ, RAUL V. UNITED STATES
13-7850 BEARD, BEVERLY J. V. UNITED STATES
13-7854 COLLINS, J. C. V. UNITED STATES
13-7864 DREW, ANDRE V. UNITED STATES
13-7865 SANTIAGO, JOSE V. SAUERS, SUPT., FOREST, ET AL.
13-7869 NOSOV, ALEXANDER V. UNITED STATES
13-7874 CASTILLO, JOSE V. UNITED STATES
13-7877 JOHNSON, ERIC V. UNITED STATES
13-7881 COLLINS, RONALD V. WENEROWICZ, SUPT., GRATERFORD
13-7883 CARDOZA-SARABIA, ROBERTO V. UNITED STATES
13-7886 DAVIS, JEFFREY V. UNITED STATES
13-7887 STARKS, ERNEST L. V. UNITED STATES
13-7892 RODRIGUEZ, EDUARDO V. UNITED STATES
13-7893 CARDONA, ROBERTO A. V. UNITED STATES
13-7901 PETERSON, AZIZIA V. UNITED STATES
13-7902 DEL VALLE, JOSE V. UNITED STATES
13-7906 TORRES, HERMAN V. UNITED STATES
13-7917 GAUSE, LEVON V. UNITED STATES
13-7919 BARTKO, GREGORY V. UNITED STATES
13-7920 ARGUELLES, JUAN C. V. UNITED STATES

13-7921 CROCKER, DEMETRIUS V. UNITED STATES
13-7924 DAWSON, PIERRE E. V. CROSS, WARDEN
13-7926 GODDARD, DWIGHT A. V. UNITED STATES
13-7928 GRAY, BILLY H. V. UNITED STATES
13-7931 HERON, ROHAN G. V. UNITED STATES
13-7932 CARD, DANIEL L. V. UNITED STATES
13-7933 STEWART, THEODORE C. V. UNITED STATES
13-7934 STUBBLEFIELD, KEVIN V. UNITED STATES
13-7945 GRIFFIN, RANDY V. UNITED STATES
13-7946 SMITH, CHANDLER P. V. SEC., PA EPA
13-7948 SIMMONS, EVERETTE V. UNITED STATES
13-7954 MONDESTIN, WINSKY V. UNITED STATES
13-7955 MARTINEZ, WILLIAM V. UNITED STATES
13-7959 WESTMORELAND, RONNIE G. V. UNITED STATES
13-7966 FAY, LEIGHTON V. UNITED STATES
13-7967 GIBBS, TERRENCE V. WILSON, WARDEN
13-7979 JOHNSON, TED J. V. UNITED STATES
13-7982 VANDERWEELE, JAMES R. V. UNITED STATES
13-7985 TAYLOR, SHAUNTA V. UNITED STATES
13-7986 BOTTORFF, JERRY A. V. UNITED STATES
13-7987 STANFIELD, KEVIN L. V. UNITED STATES
13-7988 STUCKEY, DAVID, ET AL. V. UNITED STATES
13-7990 CAO, THANH V. V. UNITED STATES
13-8001 BURKE, KENNETH H. V. UNITED STATES
13-8007 ZAVALA-BOLANOS, GUILLERMO V. UNITED STATES
13-8008 ORANGE, RUDOLPH V. UNITED STATES
13-8012 WALKER, EDDIE L. V. UNITED STATES
13-8013 REED, RONALD V. WILLIAMS, B., ET AL.

13-8021 FABRICANT, DANNY J. V. UNITED STATES
13-8022 STARKS, LARRY E. V. UNITED STATES
13-8027 GARCIA, ROBERT V. UNITED STATES
13-8031 ANDERSON, DONALD V. UNITED STATES
13-8032 BREWER, JERRY M. V. UNITED STATES
13-8035 REMBLE, CLARENCE V. UNITED STATES
13-8036 SATCHER, STEPHEN D. V. UNITED STATES

The petitions for writs of certiorari are denied.

13-405 SAFFRAN, BRUCE N. V. JOHNSON & JOHNSON, ET AL.

The petition for a writ of certiorari is denied. Justice Alito took no part in the consideration or decision of this petition.

13-603 HOFFNER, WARDEN V. WALKER, REGINALD

The motion of respondent for leave to proceed *in forma pauperis* is granted. The petition for a writ of certiorari is denied. Justice Scalia and Justice Alito would grant the petition for a writ of certiorari.

13-618 DIRECTV, ET AL. V. K-TECH TELECOMMUNICATIONS, INC.

The petition for a writ of certiorari is denied. The Chief Justice took no part in the consideration or decision of this petition.

13-743 SCRUSHY, RICHARD V. UNITED STATES

The petition for a writ of certiorari is denied. Justice Kagan took no part in the consideration or decision of this petition.

13-7472 HANN, GARY S. V. HEYNS, DIR., MI DOC

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.

13-7509 GRMUSA, DUSAN V. PNC BANK

The petition for a writ of certiorari is denied. Justice Alito took no part in the consideration or decision of this petition.

13-7571 JOHNSON, ZACHARY V. HOLDER, ATT'Y GEN., ET AL.

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.

13-7839 TOWNSEND, OTHA E. V. MINNESOTA

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. As the petitioner has repeatedly abused this Court's process, the Clerk is directed not to accept any further petitions in noncriminal matters from petitioner unless the docketing fee required by Rule 38(a) is paid and the petition is submitted in compliance with Rule 33.1. See *Martin v. District of Columbia Court of Appeals*, 506 U. S. 1 (1992) (*per curiam*).

13-7862 SANDOVAL, ROBERTO V. UNITED STATES

13-8000 BULLOCK, MONROE E. V. UNITED STATES

The petitions for writs of certiorari are denied. Justice Kagan took no part in the consideration or decision of these petitions.

HABEAS CORPUS DENIED

13-790 IN RE HENRY J. BORELLI

13-8136 IN RE MURRAY A. WOODWORTH

The petitions for writs of habeas corpus are denied.

MANDAMUS DENIED

13-7908 IN RE MICHAEL P. PUZEY

The petition for a writ of mandamus is denied.

13-614 IN RE JESSIE McDONALD

The petition for a writ of mandamus and/or prohibition is denied.

13-7738 IN RE KELVIN SETTLE

The motion of petitioner for leave to proceed *in forma pauperis* is denied, and the petition for a writ of mandamus is dismissed. See Rule 39.8. Justice Kagan took no part in the consideration or decision of this motion and this petition.

REHEARINGS DENIED

12-9984 HALL, ROY E. V. COLVIN, ACTING COMM'R, SOCIAL

12-10264 SALADINO, JOSEPH O. V. UNITED STATES

13-525 LINDSEY, VICKI V. HIGHWOODS REALITY LIMITED, ET AL.

13-549 BOERI, MARIO V. UNITED STATES

13-5071 IN RE ANTHONY L. WILLIAMS

13-5191 SINCLAIR, PETER M. V. CITI MORTGAGE, INC., ET AL.

13-6096 DASH, DEBBIE L. V. CHASEN, ARTHUR B., ET AL.

13-6377 JACOBS, NATHAN E. V. BUREAU OF PRISONS, ET AL.

13-6547 DOWDY, MARK R. V. PRUETT, WARDEN

13-6561 IN RE DIANE JENKINS

13-6730 CHARLINE P. V. CT DEPT. OF FAMILIES

13-6845 VIRAY, BENJARDI B. V. DISTRICT COURT OF NV, ET AL.

13-6846 WILSON, TERRY L. V. OAKLAND COUNTY PROBATION OFFICE

13-6897 ALMY, ROBERT T. V. KICKERT SCHOOL BUS LINE, INC.

13-7148 IN RE JAMES SADBERRY

The petitions for rehearing are denied.

09-9902 JOHNSON, CLIFFINA, ET AL. V. UNITED STATES

The petition for rehearing is denied. Justice Kagan took no part in the consideration or decision of this petition.

13-542 KLEIN, KARIN V. TAP PHARMACEUTICAL, ET AL.

13-6515 STARTUP, LINDA L. V. USDC CD CA, ET AL.

The petitions for rehearing are denied. Justice Alito took no part in the consideration or decision of these petitions.

13-6725 SEARLES, SUZANNE M. V. BERKEL, PAUL, ET AL.

The petition for rehearing is denied. Justice Sotomayor took no part in the consideration or decision of this petition.

13-6739 MOSES, ELNORA V. TX COMM'N ON ENVTL. QUALITY

The motion of petitioner for leave to file a petition for rehearing under seal with redacted copies for the public record is granted. The petition for rehearing is denied.

ATTORNEY DISCIPLINE

D-2733 IN THE MATTER OF DISBARMENT OF JOSEPH LOUIS LISONI

Joseph Louis Lisoni, of Solvang, California, having been suspended from the practice of law in this Court by order of November 4, 2013; and a rule having been issued and served upon him requiring him to show cause why he should not be disbarred; and a response having been filed;

It is ordered that Joseph Louis Lisoni is disbarred from the practice of law in this Court.

D-2749 IN THE MATTER OF DISBARMENT OF MARK ALAN SARGENT

Mark Alan Sargent, of Brywn Mawr, Pennsylvania, having been suspended from the practice of law in this Court by order of December 2, 2013; and a rule having been issued and served upon him requiring him to show cause why he should not be disbarred;

and a response having been filed;

It is ordered that Mark Alan Sargent is disbarred from the practice of law in this Court.