

(ORDER LIST: 581 U.S.)

MONDAY, MAY 15, 2017

CERTIORARI -- SUMMARY DISPOSITION

16-1054 S. D., ET AL. V. HADDON HEIGHTS BD. OF EDUCATION

The petition for a writ of certiorari is granted. The judgment is vacated, and the case is remanded to the United States Court of Appeals for the Third Circuit for further consideration in light of *Fry v. Napoleon Community Schools*, 580 U. S. ____ (2017).

ORDERS IN PENDING CASES

16A888 TRIVEDI, MADHURI V. U.S. DEPT. OF HOMELAND SECURITY

The application for injunction addressed to The Chief Justice and referred to the Court is denied.

16M123 BAILEY, DENNIS V. LANDEROS, TIZOC, ET AL.

The motion to direct the Clerk to file a petition for a writ of certiorari out of time under Rule 14.5 is denied.

16M124 JACKSON, DOUGLAS V. V. VALENZUELA, WARDEN

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

16M125 LANGAN, MORGAN J. V. DOWNIE, MARGARET, ET AL.

The motion for leave to file a petition for a writ of certiorari under seal is denied.

16M126 BUTTS, DIANNE L. V. PRINCE WILLIAM COUNTY SCHOOL BD.

The motion for leave to proceed as a veteran is granted.

16-970 RINEHART, BRANDON L. V. CALIFORNIA

16-1043 CLARK, JONATHAN R. V. VA DEPARTMENT OF STATE POLICE

The Acting Solicitor General is invited to file briefs in these cases expressing the views of the United States.

16-7509 CARUSO, PATRIZIA V. ZUGIBE, THOMAS, ET AL.

16-7627 SHOVE, THEODORE C. V. DAVIS, WARDEN

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

16-8291 HEDMAN, KEITH O., ET UX. V. NATIONSTAR MORTGAGE, ET AL.

The motion of petitioner for leave to proceed *in forma pauperis* is denied. Petitioner is allowed until June 5, 2017, 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

15-698 HELMERICH & PAYNE INT'L, ET AL. V. VENEZUELA, ET AL.

16-652) DEMOCRATIC PARTY OF HI V. NAGO, SCOTT T.

16-806) RAVALLI CTY. REPUBLICAN COMM. V. STAPLETON, MT SEC. OF STATE

16-678 TINGMAN, MARION V. UNITED STATES

16-903 HILLMANN, ROBERT P. V. CHICAGO, IL

16-911 SAN GABRIEL, CA V. FLORES, DANNY

16-940 C. R. V. EUGENE SCHOOL DISTRICT 4J

16-947 KENNEDY, DONALD P. V. EQUITY TRANSPORTATION CO.

16-976 NAMI, WILLIAM V. UNION PACIFIC RAILROAD CO.

16-1012 SILVA, CORDARYL V. CONNECTICUT

16-1034 LIBERTARIAN PARTY OF KENTUCKY V. GRIMES, KY SEC. OF STATE, ET AL.

16-1038 COBHAM, SHARON J. V. LeCANN, NICOLE, ET AL.

16-1050 HAMMOCK, CALVIN V. NASA HEADQUARTERS, ET AL.

16-1052 JOHNSON, SYL V. UMG RECORDINGS, INC., ET AL.

16-1053 MULLIGAN, BRIAN C. V. NICHOLS, JAMES, ET AL.

16-1057 RHUMA, AHMED T., ET AL. V. LIBYA
16-1058 DUGAN, THOMAS P., ET UX. V. COLUMBUS, OH
16-1061 ASSA'AD-FALTAS, MARIE T. V. WEISS, SARA H., ET AL.
16-1069 SHOP, D. TROY V. ESTATE OF CHRISTIAN KING, ET AL.
16-1072 RAJA, M. NAWAZ, ET UX. V. MERSCORP, INC., ET AL.
16-1073 CARRILLO, JAVIER A., ET AL. V. U.S. BANK NATIONAL ASSOC.
16-1090 HEATH, ADRIAN V. TEXAS
16-1093 JUAREZ, PABLO Z., ET AL. V. UNITED STATES
16-1096 TOM, CHRISTOPHER J. V. CALIFORNIA
16-1097 SHELLER, P.C. V. DEPT. OF H&HS, ET AL.
16-1099 ESPINA, LOURDES V. WELLS FARGO BANK, N.A., ET AL.
16-1100 HARRIS, DAVID G. V. WARD GREENBERG HELLER, ET AL.
16-1112 RAYMAX MANAGEMENT L.P. V. AMERICAN TOWER CORP., ET AL.
16-1118 KELLY, RICHARD V. V. DUN & BRADSTREET, INC.
16-1122 BELL, EDWIN E., ET UX. V. DYCK-O'NEAL, INC.
16-1135 CENTRAL NY FAIR BUSINESS ASSOC. V. ZINKE, SEC. OF INTERIOR, ET AL.
16-1145 LUNDEEN, JAMES E. V. RHOAD, NICHOLAS, ET AL.
16-1152 JONES, CHARLES W. V. BAY SHORE UNION SCHOOL, ET AL.
16-1160 HARRIS, RICHARD V. NEW HAMPSHIRE
16-1165 BARNES, AMY E., ET AL. V. GEORGIA
16-1183 STURM, GREGORY A. V. KERNAN, SEC., CA DOC, ET AL.
16-1202 SHAYONA INVESTMENT, LLC V. CENTURY SURETY CO.
16-1203 GORNEY, DALE V. AZ BD. OF REGENTS, ET AL.
16-1210 COOK, JOHN W. V. UNITED STATES
16-1219 WOMACK, BILL W. V. UNITED STATES
16-1242 KOLBUSZ, ROBERT V. UNITED STATES
16-1246 WHITE, LEROY V. CRYSTAL MOVER SERVICES, INC.
16-6335 MORITZ, ROYCE E. V. UNITED STATES

16-6532 SANCHEZ, JEFFERSON V. UNITED STATES
16-6973 GORDON, GREGORY L. V. PERRY, FRANK L., ET AL.
16-7115 JOY, KENDALL V. UNITED STATES
16-7146 FREEMAN, MONTEZ V. UNITED STATES
16-7204 JACKSON, AKIRA O. V. UNITED STATES
16-7276 DAVILA, ANTHONY V. MARSHALL, SHERIFF, ET AL.
16-7307 MANUELITO, NATHAN B. V. UNITED STATES
16-7454 RAMOS, ROBERTO M. V. DAVIS, DIR., TX DCJ
16-7471 MOORE, WILLIAM E. V. UNITED STATES
16-7489 MENDEZ-MALDONADO, FIDEL V. UNITED STATES
16-7545 CATHEY, SHAWN T. V. UNITED STATES
16-7570 WILLIAMS, WILLIE L. V. SCHAFER, SUE ANN, ET AL.
16-7767 FOGG, COREY V. V. UNITED STATES
16-7781 HOLLEY, JAMES C. V. UNITED STATES
16-7798 ACOSTA, RODOLFO H. V. UNITED STATES
16-7920 PATINO-ALMENDARIZ, AGUSTIN V. UNITED STATES
16-7984 BRINKLEY, GRADY V. SHELDON, WARDEN
16-8014 JACKSON, THOMAS V. UNITED STATES
16-8117 JACKSON, ANTWAN V. JONES, SEC., FL DOC, ET AL.
16-8123 SCHAEFER, WESLEY W. V. TEXAS
16-8139 MARKLAND, PETER H. V. FLORIDA
16-8141 LYTLE, FLOYD J. V. PALMER, WARDEN
16-8145 COWAN, DONALD R. V. OKLAHOMA
16-8146 REINWAND, JOSEPH V. BLACKBURN, FRANK
16-8149 STULTZ, JOSE A. V. CLARK, SUPT., ALBION, ET AL.
16-8150 DUPREE, SAMUEL V. ILLINOIS
16-8154 ROGERS, KENNETH A. V. SWARTHOUT, WARDEN
16-8155 SIRLEAF, MOMOLU V. ROBINSON, DAVID, ET AL.

16-8160 MARSHALL, JAMES C. V. JONES, SEC., FL DOC
16-8161 COOK, DON V. MOORE, TRAVIS, ET AL.
16-8164 WILLIAMS, JOSEPH V. LAZAROFF, WARDEN
16-8166 VERDI, BILLIE JEAN V. WILKINSON COUNTY, GA, ET AL.
16-8170 YORK, CLARENCE V. JOHNSON, ADM'R, NJ, ET AL.
16-8176 ZHOU, WEI V. MARQUETTE UNIVERSITY
16-8180 BAUER, SCOTT C. V. ARIZONA
16-8182 RODRIGUEZ, JUAN A. V. MONTANA, ET AL.
16-8188 JOHNSON, JAMES A. V. PIERCE, DEPUTY SHERIFF, ET AL.
16-8196 BROWN, CRAIG G. V. MICHIGAN
16-8199 WILLIAMS, JOSEPH E. V. LOUISIANA
16-8206 FLEMING, JAAMAL V. VA STATE UNIV., ET AL.
16-8209 GREEN, FREDERIC V. DONAT, WARDEN, ET AL.
16-8213 ADAMS, TERRY V. BREWER, WARDEN
16-8215 THOMPSON, MICHAEL V. RAPELJE, WARDEN
16-8224 McARTHUR, STEVEN L. V. BOLDEN, KENNIE L., ET AL.
16-8226 POHOSKI, JEROME V. BURTON, WARDEN
16-8231 GORDON, ROBERT R. V. FLORIDA
16-8235 DEWBERRY, MILTON A. V. ALLBAUGH, DIR., OK DOC
16-8236 STANLEY, JEFFRE V. FLORIDA
16-8237 CIAVONE, ANTHONY E. V. HORTON, WARDEN
16-8239 LEAVER, RYAN J. V. SHORTESS, GARY
16-8240 KATZ-CRANK, SHERRY V. HASKETT, KIMBERLY, ET AL.
16-8241 JOHNSON, SHAUNTE L. V. CALIFORNIA
16-8245 ABDULLAH, MUTTAQIN F. V. FINNEY, ERNEST A., ET AL.
16-8246 CARRICO, GERALD V. MT BD. OF PUBLIC ASSISTANCE
16-8248 ANNABEL, ROBERT V. FROST, JACK, ET AL.
16-8251 TALL, HESMAN V. PARTNERSHIP DEV. GROUP, ET AL.

16-8262 CUNNINGHAM, DION V. NAPEL, WARDEN
16-8264 VALENTINE, MELVIN V. AUSTIN, TX, ET AL.
16-8265 SMITH, LESTER J. V. TAYLOR, WARDEN
16-8266 LISLE, STEVEN D. V. PIERCE, WARDEN
16-8267 JOHNSTON, JAMES M. V. MICHIGAN
16-8268 JARVIS, JEREMY A. V. LEBO, WARDEN
16-8270 GUAN, JING V. COLUMBIA UNIV., ET AL.
16-8272 GREENE, JEFFERY V. FLORIDA
16-8281 BORDEN, DANIEL F. V. ARNOLD, WARDEN
16-8285 LEE, LAWRENCE V. TEXAS
16-8295 WARREN, GREGORY V. USPS, ET AL.
16-8302 BUSSELL, BLAKE G. V. PRINCE GEORGE'S CTY. PUB. SCH.
16-8304 COOK, ELIJAH J. V. WOODS, WARDEN
16-8306 LaTOUCHE, VALERY V. GRAHAM, SUPT., AUBURN
16-8310 ROBINSON, MAURICE V. REGIONAL MEDICAL CENTER, ET AL.
16-8315 BOONE, THOMAS E. V. GUTIERREZ, DAVID
16-8316 ENGLAND, CARL V. WINDHAM, WARDEN
16-8317 DENHOF, STANLEY G. V. BARRETT, WARDEN
16-8326 STEG, CHRISTOPHER B., ET UX. V. JOHNSON, JAMES H., ET AL.
16-8330 BALTIMORE, KIMBERLY V. NELSON, JON B., ET AL.
16-8332 AVILA, DANIEL V. CALIFORNIA
16-8335 McCLURE, PHILIP W. V. OR BOARD OF PAROLE
16-8338 CARTER, JOEL V. HAAS, RANDALL, ET AL.
16-8339 EATO, CHARLES V. FL DOC, ET AL.
16-8341 R. D. T. V. MARSHALL COUNTY DHR
16-8342 SKARITKA, KEVIN V. ILLINOIS
16-8374 HARRIS, MICHAEL V. ILLINOIS
16-8396 MOE, DAVID A. V. PRINGLE, WARDEN

16-8404 RODGERS, OTIS L. V. CALIFORNIA
16-8405 STALLINGS, ORENTAL V. BERRYHILL, ACTING COMM'R, SSA
16-8425 KINCAID, LOLA V. CORRECT CARE SOLUTIONS, LLC
16-8430 REYNOLDS, NATHANAEL L. V. HODGES, SHIVA V., ET AL.
16-8437 OWENS, CHRISTOPHER J. V. PRINGLE, WARDEN
16-8447 DENNIS, JOHNNIE B. V. IVEY, SHERIFF, ET AL.
16-8479 MALONE, DONALD R. V. RYAN, DIR., AZ DOC, ET AL.
16-8491 RAMIREZ, YESENIA C. V. RAWSKI, WARDEN
16-8497 OKEOWO, OLUWAFEMI V. HARLEQUIN BOOKS, ET AL.
16-8512 RAWLINGS, MALCOLM V. FLORIDA
16-8521 AVILA, WILLIAM L. V. RICHARDSON, WARDEN
16-8525 ALLEN, ANTHONY V. ILLINOIS
16-8529 McMICKLE, WILLIAM R. V. MISSISSIPPI
16-8546 KLEIN, ROBERT V. CENTENNIAL RANCH
16-8551 GREEN, ANTHONY V. FLORIDA
16-8590 WINSTON, NICOLE Y. V. OFFICE OF NAVAL RESEARCH
16-8593 CALDWELL, LINCOLN L. V. MINNESOTA
16-8604 THOMPCKINS, ALLEN V. WINGARD, SUPT., SOMERSET, ET AL.
16-8605 GONZALES, EDUARDO G. V. UNITED STATES
16-8606 OLMEDO, ARMADO V. UNITED STATES
16-8607 LONG, RICHARD V. UNITED STATES
16-8608 HAMPTON, MICHAEL V. VANNOY, WARDEN, ET AL.
16-8609 ROUNDTREE, JACK E. V. KERNAN, SEC., CA DOC
16-8612 HEMNY, JACK L. V. UNITED STATES
16-8613 GARCIA, JUAN M. V. UNITED STATES
16-8618 SMITH, DONOVAN V. UNITED STATES
16-8619 CARY, JEREMY S. V. UNITED STATES
16-8622 LORFILS, LYDEN G. V. UNITED STATES

16-8627 ABDULWAHAB, ADLEY H. V. UNITED STATES
 16-8628 LOPEZ, RAMON V. UNITED STATES
 16-8633 ANDERSON, ANTONIO V. NEW JERSEY
 16-8634 CHARLESTAIN, JOSNY V. UNITED STATES
 16-8635 DEAN, TODD G. V. UNITED STATES
 16-8639 BARNES, JIHAD I. V. UNITED STATES
 16-8641 WATKINS, ANTON V. UNITED STATES
 16-8645 WALKER, DARRELL D. V. WERLICH, WARDEN
 16-8648 CORDOVA-GONZALEZ, FRANK V. UNITED STATES
 16-8652 HEARNS, EUNEISHA V. UNITED STATES
 16-8654 ALBRIGHT, WADE A. V. UNITED STATES
 16-8656 COFFELT, LOUIS A. V. NVIDIA CORPORATION, ET AL.
 16-8657 ROCKEFELLER, AURORA V. CARTER, FORMER PRESIDENT OF U.S.
 16-8671 BRENNAN, KEVIN V. UNITED STATES
 16-8672 YOUNG, DREW A. V. UNITED STATES
 16-8679 SMITH, SHAUN V. UNITED STATES
 16-8680 DuLAURENCE, HENRY V. TELEGEN, ARTHUR G., ET AL.
 16-8681 MENERA-ARZATA, OMAR V. UNITED STATES
 16-8684 BUTLER, AMILCAR C. V. UNITED STATES
 16-8685 HUMPHREY, REGINALD V. UNITED STATES
 16-8687) HOLLEY, ELI V. UNITED STATES
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 16-8717) GARNER, NICHOLAS V. UNITED STATES
 16-8688 GONZALEZ-LOERA, ROBERTO V. UNITED STATES
 16-8690 CRUZ-MERCADO, FERNANDO V. UNITED STATES
 16-8693 WILLIAMS, TONY V. UNITED STATES
 16-8694 VELARDO-BENITEZ, HECTOR V. UNITED STATES
 16-8700 MENDEZ, JOSE J. V. UNITED STATES
 16-8703 GARCIA-GARCIA, ARMANDO V. UNITED STATES

16-8705 BUEY, ANTONIO L. V. UNITED STATES
16-8708 REESE, LAWRENCE W. V. UNITED STATES
16-8712 RITCHIE, JAMARO J. V. UNITED STATES
16-8714 SILLA, NATHAN A. V. UNITED STATES
16-8718 VIERA, MARLON D. V. UNITED STATES
16-8723 SAMPSON, KAREEM V. UNITED STATES
16-8724 RODRIGUEZ-BAUTISTA, ROLANDO V. UNITED STATES
16-8725 RAFIDI, GEORGE V. UNITED STATES
16-8737 BEDELL, BYRON V. UNITED STATES

The petitions for writs of certiorari are denied.

16-239 WHYTE, BETTINA M. V. BARCLAYS BANK PLC, ET AL.

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

16-661 JAWAD, MOHAMMED V. GATES, ROBERT M., ET AL.

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

16-984 A. M. V. ACOSTA, ARTHUR

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

16-1055 CRANE-HOGAN STRUCTURAL SYSTEMS V. AMSCOT STRUCTURAL PRODUCTS CORP.

The motion of Builder's Exchange, Inc. for leave to file a brief as *amicus curiae* is granted. The petition for a writ of certiorari is denied.

16-1186 BARON, CLIVE V. ABBOTT LABORATORIES

The petition for a writ of certiorari is denied. Justice

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

16-1205 HOME DEPOT V. BAUER, MICHAEL, ET UX.

The motion of The Product Liability Advisory Council, Inc. for leave to file a brief as *amicus curiae* is granted. The motion of The Chamber of Commerce of the United States of America for leave to file a brief as *amicus curiae* is granted. The petition for a writ of certiorari is denied.

16-8138 PHILLIPS, DELORIS V. DALLAS, TX, 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.

16-8184 KNOX, ANTONE L. V. OK DEPT. OF PARDON, 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. Justice Gorsuch took no part in the consideration or decision of this motion and this petition.

16-8220 JOHNSON, DEBRA L. V. RITE AID CORP.

16-8279 PHILLIPS, DELORIS V. DALLAS CTY. COLLEGE, ET AL.

16-8320 WILSON, DEMETRIUS A. V. ARPAIO, WARDEN

16-8337 AJAMIAN, ROBERT H. V. NIMEH, KINAN, ET AL.

16-8353 AJAMIAN, ROBERT H. V. ZAKURIAN, SAMUEL E., ET AL.

16-8358 AZEEZ, JAMAL A. V. WEST VIRGINIA

The motions of petitioners for leave to proceed *in forma pauperis* are denied, and the petitions for writs of certiorari are dismissed. See Rule 39.8.

16-8625 MAEHR, JEFFREY T. V. CIR, ET AL.

The petition for a writ of certiorari is denied. Justice

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

16-8630 NIBLOCK, JAMES R. V. UNITED STATES

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*). Justice Kagan took no part in the consideration or decision of this motion and this petition.

16-8636 TELFAIR, TOMMIE H. V. SESSIONS, 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. Justice Kagan took no part in the consideration or decision of this motion and this petition.

HABEAS CORPUS DENIED

16-8761 IN RE DERRICK E. CULLINS

16-8772 IN RE WINSTON WITTINGHAM

16-8796 IN RE SAMMIE L. BOOKER-EL

The petitions for writs of habeas corpus are denied.

MANDAMUS DENIED

16-8250 IN RE ERIC A. WELCH

The petition for a writ of mandamus is denied.

16-8181 IN RE KENNETH D. BEVERLY

The motion of petitioner for leave to proceed *in forma*

pauperis is denied, and the petition for a writ of mandamus and/or prohibition is dismissed. See Rule 39.8. Justice Kagan took no part in the consideration or decision of this motion and this petition.

16-8210 IN RE PATRICK GEORGE

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

REHEARINGS DENIED

16-536 HOWELL, STEPHEN P. V. UNITED STATES
16-831 WOLDESELAASSIE, ELENI V. AMERICAN EAGLE AIRLINES, ET AL.
16-848 HERNANDEZ, CRISTOBAL V. DUCEY, GOV. OF AZ, ET AL.
16-6444 LEDFORD, J. W., JR. V. SELLERS, WARDEN
16-6456 NURITDINOVA, MUKHABBAT V. CHILDREN'S HOSP. MED. CTR.
16-7059 JACKSON, GARVIN V. GUALTIERI, SHERIFF
16-7152 CLEVELAND, GEORGE V. DUVALL, JEFFREY, ET AL.
16-7191 WILLIAMS, ADRIAN F. V. JONES, SEC., FL DOC, ET AL.
16-7408 STEELE, TERRANCE V. HARRINGTON, WARDEN
16-7440 HILL, MARY V. TN DOT
16-7442 McCLARTY, AURLIEAS D. V. JONES, SEC., FL DOC, ET AL.
16-7496 WILSON, ALPHONSO S. V. ARKANSAS
16-7562 CRISP, DAVID M. V. UNITED STATES
16-7589 IN RE OTIS BRASCOM
16-7605 GUEYE, AMAR V. BISHOP, JENNIFER, ET AL.
16-7669 BELANUS, DUANE R. V. MONTANA
16-7910 IN RE CHARLES A. DAVIS
16-7913 LANE, MARK A. V. UNITED STATES
16-7922 EARLS, FAIRLY W. V. UNITED STATES
16-8070 MITCHELL, JAMES B. V. UNITED STATES

The petitions for rehearing are denied.

16-7393 SMITH, MICHAEL D. V. ROYAL, WARDEN

16-7426 GORDON, GEORGE D. V. UNITED STATES

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

16-7779 EBANKS, VERONA V. SAMSUNG TELECOMMUNICATION

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

14-8071 BERNARD, BRANDON V. UNITED STATES

The motion for leave to file a petition for rehearing is denied.

16-6289 SING, CAROL J. V. UNITED STATES

The motion for leave to file a petition for rehearing is denied. Justice Gorsuch took no part in the consideration or decision of this motion.

ATTORNEY DISCIPLINE

D-2969 IN THE MATTER OF DISCIPLINE OF WILLIAM P. CORBETT, JR.

William P. Corbett, Jr., of Syracuse, New York, is suspended from the practice of law in this Court and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

D-2970 IN THE MATTER OF DISCIPLINE OF DARRELL J. CONWAY

Darrell J. Conway, of Babylon, New York, is suspended from the practice of law in this Court and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

D-2971 IN THE MATTER OF DISCIPLINE OF CHRISTOPHER PATRICK SULLIVAN

Christopher Patrick Sullivan, of Boston, Massachusetts, is

suspended from the practice of law in this Court and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

D-2972 IN THE MATTER OF DISCIPLINE OF PAMELA BRUCE STUART

Pamela Bruce Stuart, of Washington, District of Columbia, is suspended from the practice of law in this Court and a rule will issue, returnable within 40 days, requiring her to show cause why she should not be disbarred from the practice of law in this Court.

D-2973 IN THE MATTER OF DISCIPLINE OF JAMES A. ROBBINS

James A. Robbins, of New York, New York, is suspended from the practice of law in this Court and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

D-2974 IN THE MATTER OF DISCIPLINE OF JOHN L. SAMPSON

John L. Sampson, of Brooklyn, New York, is suspended from the practice of law in this Court and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

D-2975 IN THE MATTER OF DISCIPLINE OF ERIC A. KLEIN

Eric A. Klein, of Harrington Park, New Jersey, is suspended from the practice of law in this Court and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

D-2976 IN THE MATTER OF DISCIPLINE OF TREVOR A. REID

Trevor A. Reid, of Bronx, New York, is suspended from the practice of law in this Court and a rule will issue, returnable

within 40 days, requiring him to show cause why he should not be
disbarred from the practice of law in this Court.

SUPREME COURT OF THE UNITED STATES

NORTH CAROLINA, ET AL. *v.* NORTH CAROLINA
STATE CONFERENCE OF THE NAACP, ET AL.

ON PETITION FOR WRIT OF CERTIORARI TO THE UNITED
STATES COURT OF APPEALS FOR THE FOURTH CIRCUIT

No. 16–833. Decided May 15, 2017

The petition for a writ of certiorari is denied.

Statement of CHIEF JUSTICE ROBERTS respecting the denial of certiorari.

In 2013, the North Carolina Legislature enacted Session Law 2013–381 (SL 2013–381). This omnibus law contained measures (1) requiring voters to present an approved form of photo identification before casting a valid ballot; (2) reducing the early voting period from 17 to 10 days; (3) eliminating out-of-precinct voting; (4) eliminating same-day registration and voting; and (5) eliminating pre-registration by 16-year-olds. The United States and private plaintiffs (Plaintiffs) sued in the United States District Court for the Middle District of North Carolina, claiming that those measures had a discriminatory effect in violation of §2 of the Voting Rights Act of 1965, codified at 52 U. S. C. §10301, and had been motivated by discriminatory intent in violation of §2, as well as the Fourteenth and Fifteenth Amendments. The District Court dismissed Plaintiffs’ claims after trial. In a nearly 500-page opinion, that court determined that Plaintiffs had failed to establish either discriminatory impact or intent. *North Carolina State Conference of NAACP v. McCrory*, 182 F. Supp. 3d 320 (2016).

The Court of Appeals for the Fourth Circuit reversed, holding that “the North Carolina General Assembly enacted the challenged provisions of the law with discriminatory intent.” 831 F. 3d 204, 215 (2016). As to remedy, the Court of Appeals enjoined all the challenged provisions.

Statement of ROBERTS, C. J.

Judge Motz wrote for the court, except as to one part of the opinion from which she dissented. The State of North Carolina, its then-Governor, the State Board of Elections, and members of the Board in their official capacities petitioned for certiorari, asking this Court to review the Fourth Circuit’s conclusion that SL 2013–381 was enacted with discriminatory intent.

In January 2017, a new Governor and state Attorney General assumed office. Shortly after, the new Attorney General moved to dismiss the petition, initially on behalf of only the Governor and the State. A few days later, however, the Attorney General filed a supplemental motion to dismiss on behalf of all named petitioners. The North Carolina General Assembly objected, arguing that North Carolina law does not authorize the state Attorney General to dismiss the petition on behalf of the State and instead expressly permits the Assembly to retain private counsel to defend SL 2013–381 on behalf of North Carolina.

The Speaker and the President *pro tempore* of the Assembly have also filed a conditional motion to intervene, asking this Court to add the General Assembly as a petitioner in the event the Court finds that the Attorney General may withdraw the petition. The private respondents have filed a reply, arguing that the Speaker and the President *pro tempore* lack standing to intervene because North Carolina law does not authorize them to represent the State’s interests in federal court. According to the private respondents, the Speaker and the President *pro tempore* erroneously rely on a state statute that governs intervention in state proceedings.

Given the blizzard of filings over who is and who is not authorized to seek review in this Court under North Carolina law, it is important to recall our frequent admonition that “[t]he denial of a writ of certiorari imports no expression of opinion upon the merits of the case.” *United States v. Carver*, 260 U. S. 482, 490 (1923).