

(ORDER LIST: 598 U.S.)

TUESDAY, FEBRUARY 21, 2023

APPEAL -- SUMMARY DISPOSITION

22-492 BUCK, KELVIN, ET AL. V. WATSON, MICHAEL, ET AL.

The appeal is dismissed for want of jurisdiction.

ORDERS IN PENDING CASES

22A445 HUNT, CHRISTOPHER V. NATIONSTAR MORTGAGE LLC, ET AL.

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

22M67 SEALED APPELLANT V. SEALED APPELLEE

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

22M68 KU, JADA V. MONTANA HUMAN RIGHTS BUREAU

22M69 BRITT, JoANN D. V. DeJOY, POSTMASTER GEN.

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

22M70 JONES, THERYN V. UNITED STATES

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

22M71 RAMSINGH, ROHAN V. TSA

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

22M72 FARIS, MICHAEL V. DEPT. OF AIR FORCE

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

21-757 AMGEN INC., ET AL. V. SANOFI, ET AL.

The motion of the Solicitor General for leave to participate in oral argument as *amicus curiae*, for divided argument, and for enlargement of time for oral argument is granted. The motion of Chemistry and the Law Division of the American Chemical Society for leave to participate in oral argument as *amicus curiae*, for divided argument, and for enlargement of time for oral argument is denied.

21-1599 KARCHO POLSELLI, HANNA, ET AL. V. IRS

22-49 LORA, EFRAIN V. UNITED STATES

The motions of petitioners to dispense with printing the joint appendices are granted.

22-592 ARIZONA, ET AL. V. MAYORKAS, SEC. OF HOMELAND SEC.

The motion of the Solicitor General for divided argument and for enlargement of time for oral argument is granted.

22-6017 GRIMES, REGINALD E. V. UNITED STATES

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

22-6243 BERRY, DARRELL, ET UX. V. WELLS FARGO BANK, N.A., ET AL.

22-6336 TATE, JAMES C. V. UNITED STEELWORKERS LOCAL 8363

22-6339 JONES, DEREK J. V. STATE BAR OF CA

The motions of petitioners for leave to proceed *in forma pauperis* are denied. Petitioners are allowed until March 14, 2023, within which to pay the docketing fees required by Rule 38(a) and to submit petitions in compliance with Rule 33.1 of the Rules of this Court.

**CERTIORARI DENIED**

22-70 TYSON FOODS, INC., ET AL. V. BULJIC, HUS HARI, ET AL.

22-149 WEISFELD, ROSALIE, ET AL. V. SCOTT, TX SEC. OF STATE, ET AL.  
22-190 WIKIMEDIA FOUND. V. NSA/CSS, ET AL.  
22-293 NOVAK, ANTHONY V. PARMA, OH, ET AL.  
22-360 VETERAN WARRIORS, INC., ET AL. V. McDONOUGH, SEC. OF VA  
22-367 FINANCIAL OVERSIGHT BOARD V. COOPERATIVE DE AHORRO, ET AL.  
22-379 ARKANSAS TIMES LP V. WALDRIP, MARK, ET AL.  
22-430 BARTON, CHARLES V. TEXAS  
22-432 RIETH-RILEY CONSTRUCTION CO. V. LOCAL 324 FRINGE FUNDS, ET AL.  
22-434 MOORE, SLADE A. V. TEXAS  
22-435 PIERRE, RENETRICE R. V. MIDLAND CREDIT MANAGEMENT, INC.  
22-455 TYSON FOODS, INC., ET AL. V. GLENN, ROLANDETTE, ET AL.  
22-464 UNITED STATES V. HAKIM, SALEEM  
22-468 ALTSTATT, DANIEL J. V. SACRAMENTO, CA  
22-469 COOP. ED. SERV. AGENCY #5 V. SIMON, SARAH  
22-471 CONSUMER DATA INDUS. ASSN. V. FREY, ATT'Y GEN. OF ME, ET AL.  
22-486 TEXAS V. BALDWIN, JOHN W.  
22-499 ERICKSON, JOHN E., ET UX. V. DEUTSCHE BANK NAT. TRUST CO.  
22-504 MITRANO, PETER P. V. MITRANO, MARCIA, ET AL.  
22-507 MARTIN, TYSON V. DIXON, SEC., FL DOC  
22-513 GEDDES, HYRUM J. V. WEBER COUNTY, UT, ET AL.  
22-516 R. M. C. V. J. D. L.  
22-525 SMITH, ADREAN L. V. BOUGHTON, WARDEN  
22-526 BARUA, PULAK V. TX COMM'N ON ENVTL. QUALITY  
22-528 RODRIGUEZ, GILBERT V. TEXAS  
22-532 MARTILLO, JOACHIM V. TWITTER, INC., ET AL.  
22-533 YASSIN, IFRAH V. WEYKER, HEATHER  
22-538 NORED, WILLIAM F., ET UX. V. TN DEPT. OF DISABILITIES, ET AL.  
22-541 JOKICH, PETER V. RUSH UNIV. MEDICAL CENTER

22-544 INNOVATION SCIENCES, LLC V. AMAZON.COM, INC., ET AL.  
22-545 LEWIS, SAGE, ET AL. V. AKRON BOARD OF ZONING APPEALS  
22-546 URREGO, NAZIRA V. SAMUEL I. WHITE, P.C.  
22-547 ROLLINS, RANDALL E. V. BIDEN, PRESIDENT OF U.S., ET AL.  
22-548 ROLLINS, RANDALL E. V. TEXAS, ET AL.  
22-549 LIDDY, RAYMOND J. V. UNITED STATES  
22-551 NEGRETE, FRANCISCO, ET AL. V. OAKLAND, CA, ET AL.  
22-553 RODGERS, DEREK V. UNITED SERVICES AUTO ASSN.  
22-557 KLEIDMAN, PETER V. RFF FAMILY PARTNERSHIP, LP  
22-558 SOTO, PEDRO L V. TEXAS  
22-560 MOWERY, NATHAN V. NGIA, ET AL.  
22-568 COCHRAN, JEFFREY A. V. PENN MUTUAL LIFE INS., ET AL.  
22-570 KIM, RICHARD Y. V. HI OFFICE OF ELECTIONS, ET AL.  
22-571 U.S. AND MI, EX REL. SY, ET AL. V. OAKLAND PHYSICIANS, ET AL.  
22-574 LAY, TIFFANY, ET VIR V. UNITED STATES  
22-575 TOPPI, WILLIAM S. V. MASSACHUSETTS  
22-576 OCHOA, CINDY E. V. PUBLIC CONSULTING GROUP, ET AL.  
22-579 BISCONTE, JEANIE V. SANDIA NAT. LABORATORIES, ET AL.  
22-584 CHILDREN'S HEALTH DEF., ET AL. V. FDA, ET AL.  
22-590 VERDU, SERGIO V. TRUSTEES OF PRINCETON, ET AL.  
22-596 DONNELL, LAMON S. D. V. UNITED STATES  
22-597 CLANTON, HERBERT W. G. V. SAM'S CLUB, ET AL.  
22-599 MOATS, TODD A. V. KIJAKAZI, COMM'R, SOCIAL SEC.  
22-600 BARTKO, GREGORY V. UNITED STATES  
22-603 KELLEY-LOMAX, JEVARREO V. CHICAGO, IL  
22-604 JANKE, GARTH V. VIDAL, KATHI  
22-606 CIFUENTES-MARTINEZ, MAYNOR R. V. GARLAND, ATT'Y GEN.  
22-608 CVG FERROMINERA ORINOCO, C.A. V. COMMODITIES & MINERALS ENT.

22-609 ROSENOW, CARSTEN I. V. UNITED STATES  
22-620 COX, DANIEL V. MD ST. BOE  
22-624 IQBAL, ZAFAR V. BUREAU OF POA  
22-627 WILBORN, HAROLD L. V. MAYORKAS, SEC. OF HOMELAND  
22-630 BEHRENS, KRISTEN, ET AL. V. ARCONIC, INC., ET AL.  
22-640 WELLINGTON, DAVID V. DAZA, FERNANDO, ET AL.  
22-643 LENOIR, JASON D. V. GUYER, WARDEN, ET AL.  
22-644 LOMAX, ANTHONY V. UNITED STATES  
22-646 PUSTELNIK, SERGEY, ET AL. V. SEC  
22-653 RAY, MELVIN V. UNITED STATES  
22-656 BENTLEY, JEFFREY A. V. UNITED STATES  
22-664 MAY, STEPHEN E. V. THORNELL, DIR., AZ DOC, ET AL.  
22-673 HICKS, ROBERT G. V. HOPKINSVILLE SEWERAGE & WATER  
22-678 LU, KEMING V. NO. UT HEALTHCARE CORP.  
22-696 GUNDY, REGINALD L. V. JACKSONVILLE, FL, ET AL.  
22-5063 TULIPAT, MICHAEL A. V. UNITED STATES  
22-5900 BETHEL, ROBERT V. OHIO  
22-5979 DEVINE, DEMETRICE R., ET AL. V. UNITED STATES  
22-6056 SLIVICKI, SUSAN K. V. McDONOUGH, SEC. OF VA  
22-6091 DORSEY, BRIAN J. V. VANDERGRIFF, WARDEN  
22-6150 RAGLIN, WALTER V. SHOOP, WARDEN  
22-6157 McKISSIC, CARLTON V. EMMONS, WARDEN  
22-6158 POWERS, L. V. UNCLAIMED PROPERTY, ET AL.  
22-6159 MORRIS, JEFFREY V. DIXON, SEC., FL DOC  
22-6163 BROWN, NOEL V. NEW YORK  
22-6164 WALKER, CALVIN G. V. TEXAS  
22-6170 PETERSON, ANDREA V. HVM L.L.C., ET AL.  
22-6173 D'AGOSTINO, STEVEN V. ATKINSON, BUNCE

22-6174 DUARTE-HERRERA, PORFIRIO V. WILLIAMS, WARDEN, ET AL.  
22-6175 TALLENT, NANCY A. V. KNIGHT, PHILLIP, ET AL.  
22-6179 OFFICE, BRANDON J. V. MYERS, MARCUS  
22-6182 CONNER, STACY L. V. LUMPKIN, DIR., TX DCJ  
22-6183 BAUHAUS, JAMES V. HARPE, DIR., OK DOC  
22-6186 JACE, MICHAEL A. V. DAVIS, WARDEN  
22-6187 LIFRIERI, DEMETRIO V. STINSON, JAMES  
22-6188 JOHNSON, MARLON J. V. THORPE, BO, ET AL.  
22-6195 SHELTON, KENNETH W. V. BICKHAM, WARDEN  
22-6196 RUCKER, MORRIS V. PURVIANCE, JIM, ET AL.  
22-6197 GUZMAN, ALBERT B. V. PFEIFFER, WARDEN  
22-6198 THORN, DARREL V. RACETRAC PETROLEUM, INC.  
22-6204 FAMOUS, RONNIE L. V. FUCHS, WARDEN  
22-6205 HARDAWAY, DEMETRIC V. MYERS, LORI, ET AL.  
22-6208 GILLEY, JASON R. V. MADDEN, WARDEN  
22-6215 DAVIS, BRENDA V. MALLARDS LANDING ASSOC.  
22-6222 PEREZ, CHRISTOPHER C. V. UNITED STATES  
22-6223 WOODS, BYRON O. V. UNITED STATES  
22-6226 ARMSTRONG, JAMES V. BRITTAIN, SUPT., FRACKVILLE  
22-6230 EDWARDS, DERRICK A. V. KING, K., ET AL.  
22-6232 BISHOP, TREVOR J. V. CALIFORNIA  
22-6234 GAINNEY, REX V. DIXON, SEC., FL DOC  
22-6236 GRAY, MICHELE V. GC SERVICE, ET AL.  
22-6237 HOBBS, ORLANDO D. V. BRYANT, CLINTON  
22-6239 HINES, NICHOLAS S. V. KAEMINGK, SEC., SD DOC, ET AL.  
22-6240 HINES, ROBERT D. V. LUMPKIN, DIR., TX DCJ  
22-6241 HOOKER, CLARENCE L. V. LUMPKIN, DIR., TX DCJ  
22-6245 PLAIR, WADE V. SUPREME CT. OF PA

22-6248 TAY, PAUL V. TILLEY NICHOLS, MICHELLE, ET AL.

22-6251 SERRANO, ONOFRE T. V. CALIFORNIA

22-6256 GOSPODARECK, ROBERT V. ALABAMA

22-6260 WILLIAMS, PAULA V. CONDUENT HUMAN SERVICES LLC

22-6261 RUFFIN, DAMAR D. V. UNITED STATES

22-6263 MOORE, TERRENCE T. V. WHITMER, GOV. OF MI, ET AL.

22-6269 TELEPO, RONALD W. V. FERGUSON, LEROY, ET AL.

22-6270 CARTER, CHARLES H. V. GARDAWORLD SEC. SERV.-US, ET AL.

22-6271 GREEN, COURTNEY V. MIDWEST GENEALOGY CENTER

22-6272 GREEN, COURTNEY V. KANSAS CITY LIBRARY

22-6273 GREEN, COURTNEY V. KANSAS CITY LIBRARY

22-6275 DIXON, DALTON A. V. NORTH CAROLINA, ET AL.

22-6276 BARNEY, LESTER S. V. ADM'R, NJ, ET AL.

22-6278 DEGOTO, DANIEL P. V. BOHRER, WARDEN

22-6279 DUNCAN, ALEX V. BARTONE, JENNIFER, ET AL.

22-6280 CASTILLO, JOSE A. V. TEXAS

22-6282 CAIN, ILEEN V. MERCY COLLEGE, ET AL.

22-6284 ESPINOZA, BRYAN M. V. FBI, ET AL.

22-6287 KIM, ASHLEY Y. V. PUB. SCH. OF BROOKLINE, ET AL.

22-6288 SADIKI-YISRAEL, MANGWIRO V. UNITED STATES

22-6290 MITCHELL, BENNIE V. COHEN, WARDEN

22-6292 BESSERT, RYAN L. V. WISCONSIN

22-6293 ) BRIDGES, DKYLE J. V. UNITED STATES  
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22-6312 ) JONES, KRISTIAN V. UNITED STATES

22-6294 STROM, KEITH V. MITCHELL, DOUGLAS, ET AL.

22-6295 CALLOWAY, JAMISI J. V. MARTEL, WARDEN, ET AL.

22-6296 LEWIS, MARTIN A. V. MINIARD, WARDEN

22-6297 MALONE, KEVIN W. V. NEBRASKA, ET AL.

22-6298 WASHINGTON, ANTOINNE L. V. UNITED STATES  
22-6299 YIGAL, JUDITH, ET VIR V. BUTLER, JULIA A., ET AL.  
22-6301 PHILLIPS, RELONZO V. MADDOX, SHERIFF, ET AL.  
22-6303 JALLOUL, STEVEN R. V. UNITED STATES  
22-6304 BUSH, LANNY M. V. LUMPKIN, DIR., TX DCJ  
22-6306 HARE, MARION J. V. UNITED STATES  
22-6307 LEGROS, JOHN H. V. UNITED STATES  
22-6308 MENDOZA-ESPINOZA, ALBERTO V. UNITED STATES  
22-6309 MORA-MENDEZ, URIEL V. UNITED STATES  
22-6311 ALLEN, MASSEY L. V. NEBRASKA  
22-6313 SCANLON, EDWARD V. LAWSON, VALERIE, ET AL.  
22-6314 LEAL, RAMIRO V. UNITED STATES  
22-6315 DAVIS, IKLAS R. V. UNITED STATES  
22-6316 WALKER, KALVIN V. UNITED STATES  
22-6317 ESQUIVEL-ONTIVEROS, NORMANDO E. V. UNITED STATES  
22-6318 OCEGUEDA-RUIZ, EDUARDO V. UNITED STATES  
22-6320 CARTER, MAUSEAN V. CORIZON HEALTH, INC.  
22-6321 ARMSTRONG, PERRY T. V. COLORADO  
22-6322 RE EL, JAAME A. V. MELANSON, ET AL.  
22-6323 FIGUEROA-GONZALEZ, LUIS R. V. UNITED STATES  
22-6324 HERNANDEZ, MATTHEW R. V. UNITED STATES  
22-6325 THOMPSON, TRAVIS R. V. ALLISON, SEC., CA DOC, ET AL.  
22-6326 WHITE, MARK A. V. UNITED STATES  
22-6327 WEST, ANTHONY N. V. TEXAS  
22-6328 TAYLOR, VERSIAH M. V. UNITED STATES  
22-6329 KHAMNIVONG, PHOSAVAN V. UNITED STATES  
22-6330 JACKSON, BILLY R. V. DANIEL, BRYAN, ET AL.  
22-6331 GREEN, LANCE V. UNITED STATES



22-6333 N. P. V. VERMONT, ET AL.

22-6334 FAUGHT, JOEY V. UNITED STATES

22-6335 UNZUETA, TIMOTHY M. V. TEXAS

22-6337 WILLIAMS, LONNIE C. V. UNITED STATES

22-6340 SIMPSON, RAMON V. UNITED STATES

22-6341 SCHMID, ANGELA V. UNITED STATES

22-6343 IOSSIFOV, ROSSEN V. UNITED STATES

22-6344 FURLOW, BRYSHUN G. V. UNITED STATES

22-6345 JOHNSON, JEFFREY V. UNITED STATES

22-6347 SANCHEZ, MANUEL A. V. UNITED STATES

22-6348 SCHNEIDER, DOUGLAS J. V. UNITED STATES

22-6350 ALVAREZ, RAUL V. NEW YORK

22-6351 UPCHURCH, SHANE W. V. WASTEQUIP, LLC, ET AL.

22-6352 PAAPE, ANSON V. ILLINOIS

22-6353 MORAN, FURLONZO R. V. LOUISIANA

22-6354 McNULTY, THOMAS J. V. OLIVO, ROSE, ET AL.

22-6355 SMITH, JESS R. V. ELLIS, SGT., ET AL.

22-6356 NEES, TYLER V. OREGON

22-6357 RAYE, CLIFTON V. HOOPER, WARDEN

22-6358 EDMOND, BERNARD T. V. UNITED STATES

22-6359 GERSHMAN, LEONID V. UNITED STATES

22-6362 GARCIA, CARLOS SANTANA R. V. LUMPKIN, DIR., TX DCJ

22-6363 GABRIEL, DAWUD C. S. V. TRANS AM TRUCKING

22-6365 COOK, RONALD E. V. WATSON, WARDEN

22-6366 BEVERLY, BRALA V. ORANGE COUNTY SHERIFF, ET AL.

22-6367 ALLEN, RANDALL B. V. COUNTY OF LOS ANGELES, ET AL.

22-6368 COX, CHRISTOPHER J. V. ILLINOIS

22-6370 LIMBRICK, ADAM V. MADDEN, WARDEN

22-6371 JARROW, MICHAEL V. NUNNERY, ASHLY  
22-6372 CARDENAS-RAMIREZ, JOSE F. V. UNITED STATES  
22-6374 PERRY, DAMIAN V. UNITED STATES  
22-6376 JOSEPH, MARCUS V. SOUTH CAROLINA  
22-6377 MARTIN, THADDEUS C. V. FLORIDA  
22-6378 GARGES, ANGELA D. V. UNITED STATES  
22-6379 GAINES, LEETAVIOUS V. UNITED STATES  
22-6380 BERGERON, JOSEPH V. SCHNELL, PAUL, ET AL.  
22-6381 YOUNG, TERESA V. SEYMOUR, MARY, ET AL.  
22-6382 WARREN, JAMES A. V. FLORIDA  
22-6383 WOO, JAMES T. V. COLORADO  
22-6384 GAKUBA, PETER V. HENDERSON, LARRY, ET AL.  
22-6387 GIBSON, KENAKIL V. DIXON, SEC., FL DOC  
22-6388 JONES, CORNELIUS L. V. ILLINOIS  
22-6390 VOYLES, KRISTOPHER M. V. UNITED STATES  
22-6392 TELLO, ADAM V. UNITED STATES  
22-6393 EARQUHART, XAVIER M. V. UNITED STATES  
22-6394 BROLLINI, VAN R. V. UNITED STATES  
22-6395 WOLFE, BRYAN V. UNITED STATES  
22-6399 SIMPSON, KERRY V. WATSON, WARDEN  
22-6400 CANALES-CANCEL, JOSÉ L. V. UNITED STATES, ET AL.  
22-6404 RIVERA, PAUL V. UNITED STATES  
22-6405 SMITH, DAVID L. V. UNITED STATES  
22-6408 WOOD, SAMUEL L. V. BROWN, WARDEN  
22-6410 EL, PERNELL V. WELLS FARGO BANK, N.A., ET AL.  
22-6412 CONLAN, NICHOLAS V. COSTCO WHOLESALE CORP.  
22-6413 RUHBAYAN, RAJUL V. SMITH, JUDGE, USDC ED VA, ET AL.  
22-6414 BARNETT, KEITH A. V. UNITED STATES

22-6415 BETHELY, RICHARD V. HOOPER, WARDEN  
22-6416 BLAIR, NICHOLAS L. V. UNITED STATES  
22-6418 COSIMANO, CHRISTOPHER B. V. UNITED STATES  
22-6419 WRIGHT, BRIAN V. UNITED STATES  
22-6420 JORDAN, RODNEY D. V. UNITED STATES  
22-6421 GARCIA-LARA, SERGIO V. UNITED STATES  
22-6422 NICHOLS, RICHARD B. V. UNITED STATES  
22-6423 HOMER, MICHAEL D. V. UNITED STATES  
22-6424 THOMPSON, TREVIS V. ILLINOIS  
22-6425 MOHAMADI, MIRWAIS V. UNITED STATES  
22-6426 MEDINA, DELANO M. V. UNITED STATES  
22-6427 SANGSTER, DENVER V. UNITED STATES  
22-6428 SCOTT, JERMAINE V. UNITED STATES  
22-6429 McKENNA, ROBERT V. UNITED STATES  
22-6432 SANCHEZ, EDWARD V. UNITED STATES  
22-6433 ESCOBEDO, RICKY V. UNITED STATES  
22-6434 REYES, ELVIS H. V. UNITED STATES  
22-6437 SINGLETON, ALAN V. WATSON, WARDEN  
22-6439 DOMINGUEZ, RAMON G. V. GARLAND, ATT'Y GEN.  
22-6440 THOMAS, DAMIAN V. DELAWARE  
22-6441 DAYVAULT, JAMES D. V. KANSAS  
22-6442 BAKER, BRENNAN T. V. WYOMING  
22-6443 PRIDGEN, DAQUAN M. V. UNITED STATES  
22-6444 BURGESS, STEPHEN D. V. UNITED STATES  
22-6451 WILSON, DWAYNE E. V. REWERTS, WARDEN  
22-6453 TORRES, MARIO V. ALLISON, SEC., CA DOC  
22-6454 CHANG, CHRISTINE V. BEAUCHAMP, EZERY, ET AL.  
22-6456 WELDON, PAUL D. V. UNITED STATES

22-6457 DARDEN, ROBERTO A. V. UNITED STATES  
22-6459 McLEAN, LENROY V. UNITED STATES  
22-6460 DeJEAN, DAVONTE V. UNITED STATES  
22-6462 TA'AFULISIA, JEROME K. V. WASHINGTON  
22-6463 JOHNSON, SHERMAN V. UNITED STATES  
22-6466 STEWART, DERRICK A. V. UNITED STATES  
22-6467 ZAYAS, LOUIS A. V. UNITED STATES  
22-6471 PARKS, KYLE M. V. UNITED STATES  
22-6472 MELENDREZ, VINCENT P. V. BENNETT, SUPT., STAFFORD CREEK  
22-6477 ENGLISH, CLAUDIUS V. UNITED STATES  
22-6479 DOMINGUEZ-BIDO, FELIX A. V. UNITED STATES  
22-6486 WESTON, ATIQ V. CAPRA, SUPT., SING  
22-6487 ORELLANA, CHASITY R. V. UNITED STATES  
22-6491 ROMERO-LOBATO, ERIC V. UNITED STATES  
22-6493 KINSEY, ROBERT K. V. UNITED STATES  
22-6497 KENDRICK, TIMOTHY M. V. UNITED STATES  
22-6498 SHINE-JOHNSON, JOSEPH T. V. GRAY, WARDEN  
22-6499 THORNTON-BEY, DeJUAN B. V. WARDEN, ALLENWOOD USP  
22-6501 HAGAR, MICHAEL A. V. UNITED STATES  
22-6502 HIGDON, JERRY J. V. UNITED STATES  
22-6509 MONDESIR, ROOSEVELT V. DIXON, SEC., FL DOC  
22-6510 MARMOLEJO, DANIEL V. UNITED STATES  
22-6511 MASKEVICH, WILLIAM V. IL DEPT. OF EMPLOYMENT, ET AL.  
22-6512 PERRY, FRANK L. V. DIXON, SEC., FL DOC  
22-6513 BARTRAM, JEREMY D. V. WEST VIRGINIA  
22-6515 RAICHE, CHRISTOPHER V. UNITED STATES  
22-6519 ARTHUR, THOMAS A. V. UNITED STATES  
22-6520 FRANKLIN, TIFFANY V. UNITED STATES

22-6521 BRANNAN, WILLIAM R. V. UNITED STATES  
22-6522 BROOKS, CHARVEZ V. UNITED STATES  
22-6523 JOHNLOUIS, ALFONZO V. UNITED STATES  
22-6524 BROOKINS, BARRY L. V. DWIVEDI, RAJENDRA  
22-6527 LANGLEY, WILLIAM V. UNITED STATES  
22-6533 NAIDA, DUSTIN V. UNITED STATES  
22-6535 BEGAY, MURPHY A. V. UNITED STATES  
22-6537 MURILLO-RAMOS, MIGUEL V. UNITED STATES  
22-6541 STATLER, GARRETT V. FLORIDA  
22-6542 VANN, WARREN D. V. UNITED STATES  
22-6543 MOTA, MIGUEL A. V. UNITED STATES  
22-6545 JOHNSON, KAMIL H. V. WOLFE, WARDEN  
22-6547 JONES, KASHAI V. ILLINOIS  
22-6552 GUERRERO, SERGIO V. UNITED STATES  
22-6556 FONSECA, LAWRENCE A. V. UNITED STATES  
22-6561 HANKTON, TELLY V. UNITED STATES  
22-6562 SCHRAND, GEORGE S. V. UNITED STATES  
22-6563 YOUNG, JAQUAIN V. UNITED STATES  
22-6564 KABIR, SOHIEL O. V. UNITED STATES  
22-6567 BENITEZ, PEDRO V. UNITED STATES  
22-6568 HUSSEIN, DURaid V. UNITED STATES  
22-6569 HEARD, CHARLES V. UNITED STATES  
22-6571 COVINGTON, MARCUS W. V. UNITED STATES  
22-6572 WOMACK, CHRISTIAN D. V. UNITED STATES  
22-6573 MARSHALL, DELAMON A. V. UNITED STATES  
22-6581 KRASLEY, JOHN V. UNITED STATES  
22-6586 TATE, REGINALD V. UNITED STATES  
22-6591 TRAPPS, ALECIA V. UNITED STATES

22-6592 HARBER, JAMES S. V. UNITED STATES  
22-6596 HENDERSON, LAVERNE C. V. UNITED STATES  
22-6597 FARMER, JEREMIAH S. V. UNITED STATES  
22-6601 BENAVIDES, RICK V. UNITED STATES  
22-6602 EISENMANN, MATTHEW C. V. UNITED STATES  
22-6603 VALENCIA-SANDOVAL, MIGUEL A. V. UNITED STATES  
22-6606 ZABALA-ZORILLA, HENRY V. TERRA, SUPT., PHOENIX, ET AL.  
22-6607 WOLFE, BILLY J. V. PAYNE, DIRECTOR, AR DOC  
22-6609 THOMAS, JAMES D. V. UNITED STATES  
22-6611 COUNTS, JOSEPH P. V. UNITED STATES  
22-6614 TAYLOR, OMAR K. V. UNITED STATES  
22-6615 JIM, ROBERT V. UNITED STATES  
22-6616 COTA, BRIAN V. UNITED STATES  
22-6617 DUHANEY, WINSLOE V. UNITED STATES  
22-6623 MAYWEATHER, JARMELL R. V. UNITED STATES  
22-6624 LOYD, DANIEL R. V. McDOWELL, WARDEN  
22-6625 HAMMONDS, LEDGER L. V. UNITED STATES  
22-6626 FERRIS, JONATHAN J. V. UNITED STATES  
22-6627 MOBLEY, KENNETH V. UNITED STATES  
22-6628 BRITTON, JOHNELL L. V. UNITED STATES  
22-6632 BENANTI, MICHAEL A. V. UNITED STATES  
22-6634 ESPINO, RAFAEL V. UNITED STATES  
22-6636 MOSTAFA, MOSTAFA K. V. UNITED STATES  
22-6637 FRANCISCO-FRANCISCO, ROBERTO V. UNITED STATES  
22-6654 CUMMINGS, ROLAND V. MAINE

The petitions for writs of certiorari are denied.

22-250 BRACH, MATTHEW, ET AL. V. NEWSOM, GOV. OF CA, ET AL.

The motion of California Constitutional Rights Foundation

for leave to file a brief as *amicus curiae* out of time is denied. The petition for a writ of certiorari is denied.

22-447 JOHNSON & JOHNSON, ET AL. V. CALIFORNIA

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

22-520 TEMPLE UNIV. HOSP. V. NLRB

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

22-6171 SULLIVAN, LEIHINAHINA V. USDC HI

22-6219 WOOD, BRUCE V. MAY, WARDEN, ET AL.

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.

22-6283 TURNER, JAMES R. V. FAA, ET AL.

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

22-6342 KARUPAIYAN, PALANI V. NAGANDA, L., 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.

22-6385 GAKUBA, PETER V. JEFFREYS, ROB

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 Barrett took no part in the consideration or decision of this motion and this petition.

22-6417 BURGIE, ERIC C. V. PAYNE, DIR., AR 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. 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*).

22-6468 PERKINS, HERBERT I. 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.

22-6610 SCARFO, NICODEMO S. V. UNITED STATES

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

22-6631 WELENC, LARRY V. CIR

The petition for a writ of certiorari before judgment is denied.

#### **HABEAS CORPUS DENIED**

22-6507 IN RE MICHAEL K. CARTER

22-6652 IN RE WALTER DRUMMOND

The petitions for writs of habeas corpus are denied.

22-6684 IN RE FOX J. SALERNO

The motion of petitioner for leave to proceed *in forma pauperis* is denied, and the petition for a writ of habeas corpus



is dismissed. See Rule 39.8.

**MANDAMUS DENIED**

22-6235 IN RE DeANN GRAHAM

22-6469 IN RE KENNETH CRAWFORD

The petitions for writs of mandamus are denied.

22-6154 IN RE LYLE R. HARRISON

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

22-6285 IN RE JASON D. FISHER

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

**REHEARINGS DENIED**

21-7999 ARUTYUNYAN, KRISTINE V. FIELDS, CINDY, ET AL.

21-8077 YATES, DUANE V. IOWA

22-276 VASHISHT-ROTA, APARNA V. HOWELL MANAGEMENT SERV., ET AL.

22-314 COX, KIMBERLY V. LAW OFFICES OF LES ZIEVE, ET AL.

22-380 BRUNSON, RALAND J. V. ADAMS, ALMA S., ET AL.

22-385 TOWERS, ROGER D. V. HAMASAKI, MIKE

22-5046 BUTLER, JAMES R. V. FLORIDA

22-5608 TURNER, ANTHONY D. V. COVELLO, WARDEN

22-5672 NGUYEN, LUAN V. V. UNITED STATES

22-5725 BANGHART, MARTY J. V. SULLIVAN, WARDEN, ET AL.

22-5786 FOLADPOUR, FOROUD V. UPLAND, CA

22-5814 ALLRED, CHRISTOPHER A. V. WASHINGTON

22-5855 HAMILTON, KENRICK C. V. NORTHERN VA DIST. OFFICE, ET AL.

22-5948 CORMIER, BRETT W. V. FLORIDA

The petitions for rehearing are denied.

22-351 SIMON, CHARLES V. DEPT. OF JUSTICE, ET AL.

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

**ATTORNEY DISCIPLINE**

D-3086 IN THE MATTER OF DISBARMENT OF PATRICK MICHAEL MEGARO

Patrick Michael Megaro, of Oviedo, Florida, having been suspended from the practice of law in this Court by order of August 22, 2022; 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 Patrick Michael Megaro is disbarred from the practice of law in this Court.

D-3093 IN THE MATTER OF DISBARMENT OF HARVEY BRUCE BRUNER

Harvey Bruce Bruner, of Cleveland, Ohio, having been suspended from the practice of law in this Court by order of December 5, 2022; 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 Harvey Bruce Bruner is disbarred from the practice of law in this Court.

JACKSON, J., dissenting

## SUPREME COURT OF THE UNITED STATES

### QUARTAVIOUS DAVIS *v.* UNITED STATES

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

No. 22–5364. Decided February 21, 2023

The petition for a writ of certiorari is denied.

JUSTICE JACKSON, with whom JUSTICE SOTOMAYOR joins, dissenting from the denial of certiorari.

Our criminal justice system today is “for the most part a system of pleas, not a system of trials.” *Laffer v. Cooper*, 566 U. S. 156, 170 (2012). Against this backdrop, this Court has recognized that the loss of an opportunity for a favorable plea offer due to an attorney’s deficient performance can violate the Sixth Amendment right to effective counsel. *Id.*, at 169–170; see also *Missouri v. Frye*, 566 U. S. 134 (2012). Petitioner Quartavious Davis alleged, and the Eleventh Circuit did not dispute, that he satisfied the first prong of the *Strickland* ineffective-assistance-of-counsel standard because his attorney failed to initiate plea negotiations with the Government. The question presented, then, is how can a defendant like Davis show “prejudice” as a result of this failure? See *Strickland v. Washington*, 466 U. S. 668, 687 (1984) (ineffective assistance of counsel requires a showing of both deficient performance and prejudice).

The Circuits appear to be at odds with respect to this important question. Under our case law, in order to demonstrate prejudice when defense counsel’s deficient performance causes the defendant to forgo an advantageous plea deal, the defendant must show there was “a reasonable probability” that the relevant parties—the prosecution, defendant, and the court—would have accepted the plea. *Frye*, 566 U. S., at 147. But some Circuits have held that

JACKSON, J., dissenting

this showing can be made without proof that the Government had put a plea offer on the table, see *Byrd v. Skipper*, 940 F. 3d 248, 252, 255–256 (CA6 2019); *United States v. Pender*, 514 Fed. Appx. 359, 360–361 (CA4 2013) (*per curiam*), while others seem to impose a threshold requirement that a defendant cannot show prejudice if “the government never extended . . . a formal plea offer” to the defendant, *Ramirez v. United States*, 751 F. 3d 604, 608 (CA8 2014); see also *Byrd*, 940 F. 3d, at 264 (Griffin, J., dissenting) (collecting cases to support the proposition that ineffective assistance of counsel in this context “require[s] proof of a plea offer”).

In this case, the Eleventh Circuit joined the debate. The District Court concluded that Davis’s allegations in his 28 U. S. C. §2255 motion were insufficient, even if true, because he had not alleged “that a plea offer was made but not communicated to [him].” The Eleventh Circuit affirmed, concluding that Davis was not entitled to an evidentiary hearing to prove his allegations because “Davis did not allege in his §2255 petition that the government even offered a plea deal,” which, in the Eleventh Circuit’s view, meant that Davis had insufficiently pleaded prejudice.

The instant case not only implicates a divergence of circuit opinions, but also is an ideal vehicle to evaluate the Eleventh Circuit’s bright-line rule that an adequate showing of prejudice requires an actual plea offer. That important legal question is isolated here; since the Eleventh Circuit assumed deficient performance, so can we. See *Lafler*, 566 U. S., at 163. And because the lower courts denied Davis’s motion without an evidentiary hearing based solely on the pleading deficiency, the sole question before us is whether a defendant must allege (and then ultimately show) that an actual plea offer was made.

Moreover, under the circumstances presented here, it was exceedingly likely that Davis would have prevailed with respect to the prejudice prong if the Eleventh Circuit

JACKSON, J., dissenting

had not applied that threshold requirement. Davis's allegations established that a favorable plea agreement was a strong possibility, even though no offer actually materialized, because each of Davis's five codefendants had lawyers who negotiated favorable plea agreements with respect to the same series of armed robberies. And while Davis (who was 18 or 19 years old at the time the crimes were committed) received a sentence of approximately 160 years of imprisonment after his attorney took him to trial, all of Davis's codefendants received sentences of less than 40 years of imprisonment due to plea agreements that enabled the District Court to impose a sentence below the mandatory minimum. The District Court's statements at sentencing were also noteworthy: The judge specifically asserted that, while he thought the appropriate sentence for Davis was 40 years, he was bound by the consecutive mandatory minimums.\*

The Eleventh Circuit gave short shrift to these alleged facts, and others, which suggest that Davis was harmed by his counsel's failure to initiate plea negotiations because it applied a bright-line rule that prejudice cannot be shown in the absence of a plea offer. This petition presents the Court with a clear opportunity to resolve a Circuit split regarding whether having an actual plea offer is an indispensable prerequisite to making the necessary showing of prejudice. I would grant certiorari to resolve that issue.

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\*The mandatory minimums that applied to Davis were subsequently revisited—and revised—by Congress. See 18 U. S. C. §924(c)(1)(A). Davis asserts that, if sentenced today, he would face a mandatory minimum of 35 years of imprisonment.