

(ORDER LIST: 557 U.S.)

MONDAY, JUNE 29, 2009

CERTIORARI -- SUMMARY DISPOSITIONS

07-10191 CRAGER, LEE V. OHIO

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 Supreme Court of Ohio for further consideration in light of *Melendez-Diaz v. Massachusetts*, 557 U.S. ____ (2009).

07-10850 PIMENTEL, FRANCISCO V. MASSACHUSETTS

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 Appeals Court of Massachusetts for further consideration in light of *Melendez-Diaz v. Massachusetts*, 557 U.S. ____ (2009).

07-11094 BARBA, ANTONIO V. CALIFORNIA

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 Court of Appeal of California, Second Appellate District for further consideration in light of *Melendez-Diaz v. Massachusetts*, 557 U.S. ____ (2009).

07-11183 RIVERA, CARLOS V. MASSACHUSETTS

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 Appeals

Court of Massachusetts for further consideration in light of *Melendez-Diaz v. Massachusetts*, 557 U.S. ____ (2009).

08-744 OAKLEY, JOE, ET AL. V. MEMPHIS, TN

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 Sixth Circuit for further consideration in light of *Ricci v. DeStefano*, 557 U.S. ____ (2009).

08-1125 PIKE CTY. JOINT VOC. SCH. DIST. V. KNISLEY, MISTY, ET AL.

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 Sixth Circuit for further consideration in light of *Safford Unified School Dist. #1 v. Redding*, 557 U.S. ____ (2009).

08-5958 MORALES, MOISES V. MASSACHUSETTS

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 Appeals Court of Massachusetts for further consideration in light of *Melendez-Diaz v. Massachusetts*, 557 U.S. ____ (2009).

ORDER IN PENDING CASE

08-205 CITIZENS UNITED V. FEDERAL ELECTION COMMISSION

This case is restored to the calendar for reargument. The parties are directed to file supplemental briefs addressing the following question: For the proper disposition of this case, should the Court overrule either or both *Austin v. Michigan Chamber of Commerce*, 494 U.S. 652 (1990), and the part of *McConnell v. Federal Election Comm'n*, 540 U.S. 93 (2003), which

addresses the facial validity of Section 203 of the Bipartisan Campaign Reform Act of 2002, 2 U.S.C. §441b? The briefs, not to exceed 6,000 words, are to be filed simultaneously with the Clerk and served upon opposing counsel on or before 2 p.m., Friday, July 24, 2009. *Amicus* briefs, not to exceed 4,500 words, may be filed with the Clerk and served upon counsel to the parties by 2 p.m., Friday, July 31, 2009. Reply briefs, not to exceed 3,000 words, may be filed with the Clerk and served upon opposing counsel on or before 2 p.m., Wednesday, August 19, 2009. The case is set for oral argument at 10 a.m., Wednesday, September 9, 2009.

CERTIORARI GRANTED

07-11191 BRISCOE, MARK A., ET AL. V. VIRGINIA

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

CERTIORARI DENIED

07-1602 DE LA CRUZ, LUIS V. UNITED STATES

07-7577 O'MALEY, BRIAN T. V. NEW HAMPSHIRE

07-7770 GEIER, CHRISTOPHER A. V. CALIFORNIA

07-8291 WASHINGTON, DWONNE A. V. UNITED STATES

07-9369 HINOJOS-MENDOZA, OSCAR V. COLORADO

07-10845 MEEKINS, DWAIN V. NEW YORK

07-10908 COSME, WILLIAM V. OHIO

07-11127 RAINES, WILLIAM H. V. NORTH CAROLINA

08-381 SWEET, WILLIAM G. V. NEW JERSEY

08-730 AM. BANKERS ASSN., ET AL. V. BROWN, ATT'Y GEN. OF CA, ET AL.

08-8259 BLAYLOCK, ANTRON R. V. TEXAS

The petitions for writs of certiorari are denied.

ALLOTMENT ORDER

It is ordered that the following allotment be made of The Chief Justice and the Associate Justices of this Court among the circuits, pursuant to Title 28, United States Code, Section 42 and that such allotment be entered of record, effective June 30, 2009.

For the District of Columbia Circuit, John G. Roberts, Jr., Chief Justice,

For the First Circuit, Stephen Breyer, Associate Justice,

For the Second Circuit, Ruth Bader Ginsburg, Associate Justice,

For the Third Circuit, Samuel A. Alito, Jr., Associate Justice,

For the Fourth Circuit, John G. Roberts, Jr., Chief Justice,

For the Fifth Circuit, Antonin Scalia, Associate Justice,

For the Sixth Circuit, John Paul Stevens, Associate Justice,

For the Seventh Circuit, John Paul Stevens, Associate Justice,

For the Eighth Circuit, Samuel A. Alito, Jr., Associate Justice,

For the Ninth Circuit, Anthony M. Kennedy, Associate Justice,

For the Tenth Circuit, Stephen Breyer, Associate Justice,

For the Eleventh Circuit, Clarence Thomas, Associate Justice,

For the Federal Circuit, John G. Roberts, Jr., Chief Justice.