

(ORDER LIST: 561 U.S.)

TUESDAY, SEPTEMBER 28, 2010

ORDERS IN PENDING CASES

09-571 CONNICK, HARRY F., ET AL. V. THOMPSON, JOHN

The motion of Former Federal Civil Rights Officials and Prosecutors for leave to participate in oral argument as *amici curiae* and for divided argument is denied.

09-834 KASTEN, KEVIN V. SAINT-GOBAIN PERFORMANCE PLASTIC

The motion of the Acting Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument is granted. Justice Kagan took no part in the consideration or decision of this motion.

09-907 RANSOM, JASON M. V. MBNA, AMERICA BANK, N.A.

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

09-9000 SKINNER, HENRY W. V. SWITZER, LYNN

The motion of petitioner for appointment of counsel is granted. Robert C. Owen, Esquire, of Austin, Texas, is appointed to serve as counsel for the petitioner in this case.

CERTIORARI GRANTED

09-1205 SMITH, KEITH, ET AL. V. BAYER CORP.

The petition for a writ of certiorari is granted.

09-1272 KENTUCKY V. KING, HOLLIS D.

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

pauperis is granted. The petition for a writ of certiorari is granted limited to Question 1 presented by the petition.

09-1273 ASTRA USA, INC., ET AL. V. SANTA CLARA COUNTY, CA

09-1279 FCC, ET AL. V. AT&T INC., ET AL.

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

09-1298) GENERAL DYNAMICS CORP. V. UNITED STATES

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09-1302) BOEING COMPANY V. UNITED STATES

The petition for a writ of certiorari in No. 09-1298 is granted limited to Question 1 presented by the petition. The petition for a writ of certiorari in No. 09-1302 is granted limited to Question 2 presented by the petition. The cases are consolidated and a total of one hour is allotted for oral argument.

09-1343 J. McINTYRE MACHINERY, LTD. V. NICASTRO, ROBERT, ET UX.

The petition for a writ of certiorari is granted, and the case is to be argued in tandem with No. 10-76, *Goodyear Luxembourg Tires v. Brown*.

09-1498 UNITED STATES V. TINKLENBERG, JASON L.

The motion of respondent for leave to proceed *in forma pauperis* is granted. The petition for a writ of certiorari is granted. Justice Kagan took no part in the consideration or decision of this motion and this petition.

09-10245 FREEMAN, WILLIAM V. UNITED STATES

09-10876 BULLCOMING, DONALD V. NEW MEXICO

09-11311 SYKES, MARCUS V. UNITED STATES

The motions of petitioners for leave to proceed *in forma*

pauperis and the petitions for writs of certiorari are granted.

10-76 GOODYEAR LUXEMBOURG TIRES V. BROWN, EDGAR D., ET AL.

The petition for a writ of certiorari is granted, and the case is to be argued in tandem with No. 09-1343, *J. McIntyre Machinery v. Nicastro*.

10-179 STERN, HOWARD K. V. MARSHALL, ELAINE T.

The petition for a writ of certiorari is granted limited to Questions 1, 2, and 3 presented by the petition.

10-188 SCHINDLER ELEVATOR CORP. V. UNITED STATES, EX REL. KIRK

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

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 September 28, 2010.

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, Elena Kagan, Associate Justice,
For the Seventh Circuit, Elena Kagan, 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, Sonia Sotomayor, Associate Justice,

For the Eleventh Circuit, Clarence Thomas, Associate Justice,
For the Federal Circuit, John G. Roberts, Jr., Chief Justice.