

(ORDER LIST: 580 U.S.)

MONDAY, JANUARY 23, 2017

ORDERS IN PENDING CASES

16M74 WI-LAN USA, INC., ET AL. V. APPLE INC.

The motion for leave to file a petition for a writ of certiorari with the supplemental appendix under seal is granted.

16M75 WOODMAN'S FOOD MARKET, INC. V. CLOROX CO., ET AL.

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

15-118 HERNANDEZ, JESUS C., ET AL. V. MESA, JESUS, ET AL.

The motion of Federal Respondents for divided argument is granted.

15-1248 McLANE CO. V. EEOC

The motion of respondent for allocation of argument time is granted.

16-142 HONEYCUTT, TERRY M. V. UNITED STATES

The motion of petitioner to dispense with printing the joint appendix is granted.

16-6895 ROBERTS, REGINALD A. V. FERMAN, RISA V., ET AL.

16-6913 CACERES, MIGUEL V. SKANSKA USA BUILDING, ET AL.

The motions of petitioners for leave to proceed *in forma pauperis* are denied. Petitioners are allowed until February 13, 2017, 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

15-1527) ARONSHEIN, DIMITRY V. UNITED STATES
)
15-1528) MAZER, MARK V. UNITED STATES
)
16-152) DENAULT, GERARD V. UNITED STATES

15-1539 KALEY, BRIAN P. V. UNITED STATES

16-257 HAWKINS, DAX V. WOODS, WARDEN

16-333 BROWN, KODY, ET AL. V. BUHMAN, JEFFREY R.

16-392 H&R BLOCK, INC., ET AL. V. LOPEZ, MANUEL

16-435 IOWA V. MARSHALL, JUSTIN A.

16-455 DRYWALL DYNAMICS, INC. V. SOUTHWEST REG. COUNCIL

16-471 CEJA-LUA, ABEL V. LYNCH, ATT'Y GEN.

16-521 MARSHALL, SANDRA V. HONEYWELL TECHNOLOGY, ET AL.

16-595 ARTHUR, THOMAS D. V. ALABAMA

16-642 GROSSMAN, DENNIS A. V. WEHRLE, DAVID

16-655 LOS ANGELES COUNTY, CA, ET AL. V. CASTRO, JONATHAN M.

16-657 VON GOETZMAN, ROBERT V. SCHREIBER ENTERPRISES, ET AL.

16-659 BERRON, JOHN, ET AL. V. ICCLRB, ET AL.

16-660 AGUAYO, TIFFANY L., ET AL. V. JEWELL, SEC. OF INTERIOR, ET AL.

16-663 RUBEY, THOMAS C. V. VANNETT, VALERIE A.

16-665 SNYDER, ROBERT V. GROUNDS, WARDEN

16-669 U.S., EX REL. JALLALI V. SUN HEALTHCARE GROUP, ET AL.

16-671 STOKES, BRANDI K. V. CORSBIE, CHRISTOPHER L.

16-696 FRAKES, GARY V. OTT, DUSTIN, ET AL.

16-702 RUSSELL, JUSTIN P. V. TEXAS

16-751 LANDELL, ANTONIO W. V. DEPT. OF DEFENSE

16-761 BARE, SAMUEL A., ET AL. V. ASSURANCE GROUP, INC.

16-766 MEDINA, ROBERT V. UNITED STATES

16-787 MARGARYAN, ARTUSH V. UNITED STATES

16-5515 BROWN, THOMAS L. V. OVERMYER, SUPT., FOREST, ET AL.
 16-5726 SHAW, AUBREY V. ALABAMA
 16-5779 COLE, CARLYLE L. V. UNITED STATES
 16-6018 RODRIGUEZ, MIGUEL V. UNITED STATES
 16-6049 HILL, JOHN O. V. UNITED STATES
 16-6054 HOLMES, ERIC D. V. NEAL, SUPT., IN STATE PRISON
 16-6113 LOPEZ-AQUIRRE, RAMIRO V. UNITED STATES
 16-6203) WYMER, GARY J. V. UNITED STATES
)
 16-6886) WYMER, MICHAEL G. V. UNITED STATES
 16-6456 NURITDINOVA, MUKHABBAT V. CHILDRENS HOSP. MED. CTR.
 16-6460 MOON, TERRANCE V. UNITED STATES
 16-6475 McBRIDE, WILLIAM J. V. UNITED STATES
 16-6498 DAMREN, FLOYD V. FLORIDA, ET AL.
 16-6603 SULLY, ANTHONY V. DAVIS, WARDEN
 16-6746 BOHANNON, JERRY V. ALABAMA
 16-6882 DeNOCE, DOUGLAS J. V. NEFF, RONALD
 16-6883 DAVIS, MARCEL V. TEXAS
 16-6891 CONYERS-CARSON, JOYCE V. GERMANTOWN HOMES, ET AL.
 16-6899 STEELMAN, JOHN V. LONG, WARDEN
 16-6901 SANAI, FREDERIC V. USDC WD WA
 16-6902 SCOTT, JAMES C. V. GROVES, CHERYL, ET AL.
 16-6904 JOHNSON, ELWOOD V. MOONEY, SUPT., RETREAT, ET AL.
 16-6907 CANALES, RAMIRO V. FOX, ASST. WARDEN, ET AL.
 16-6911 CAMPBELL, ANTHONY T. V. KERNAN, SEC., CA DOC
 16-6915 JOHNSON, STEVEN V. MICHIGAN, ET AL.
 16-6917 WIGGINS, EMMA V. ROCKFORD HOUSING AUTH., ET AL.
 16-6918 WELLS, JOHN V. OHIO
 16-6920 WELLS, CARL D. V. KONVISER, ACTING JUSTICE, ET AL.

16-6940 TSCHEU, DAVID M. V. SMITH, WARDEN
 16-6964 KNOX, IASHIA V. STEWART, WARDEN
 16-6985 BAKER, PATRICK D. V. URS FEDERAL SERVICES
 16-7025 JONES, LARRY V. McCULLICK, ACTING WARDEN
 16-7038 McKENZIE, GUSTAVO V. JORIZZO, PAUL, ET AL.
 16-7044 OBERMILLER, DENNY V. OHIO
 16-7079 RICHARD TT. V. NEW YORK
 16-7086 SAUNDERS, CRAIG V. GARMAN, SUPT., ROCKVIEW, ET AL.
 16-7164 SCOTT, RICHARD A. V. UNITED STATES
 16-7180 STENHOUSE, TISHAUN V. ARKANSAS
 16-7194 KOLE, BENJAMIN V. COLORADO
 16-7208 ADEOLU, ADEKUNLE A. V. UNITED STATES
 16-7216 CARON, CRAYA C. V. STATE BAR OF CA
 16-7218 SPICER, DEONTE V. UNITED STATES
 16-7222 SYLVESTER, JAMES R. V. UNITED STATES
 16-7226 VALENCIA, ALEJANDRO V. UNITED STATES
 16-7227 BATTS, JASON V. UNITED STATES
 16-7231) MARKOSIAN, KAREN V. UNITED STATES
)
 16-7247) SHARPOPETROSIAN, ARMAN V. UNITED STATES
 16-7240) CRUZ, ARTURO, ET AL. V. UNITED STATES
)
 16-7259) VASQUEZ, JESSE V. UNITED STATES
 16-7241 CASEY, LASHAUN V. UNITED STATES
 16-7242 EVANS, MARIO V. UNITED STATES
 16-7243 DAVIS, TERRY V. UNITED STATES
 16-7250 HASLAM, DANIEL V. UNITED STATES
 16-7255 FREEBURG, RYAN A. V. UNITED STATES
 16-7258 VIDES-CONTRERAS, VICTOR V. UNITED STATES
 16-7260 THOMAS, MARIO V. UNITED STATES

16-7261 TOWNS, PATRICK V. UNITED STATES
16-7266 ABAKPORO, IFEANYICHUKWU E. V. UNITED STATES
16-7275 BROWN, ANGUS V. UNITED STATES
16-7283 LAMAR, ANDREW M. V. COLORADO
16-7310 BARTOK, ANDREW V. UNITED STATES
16-7328 ANDREWS, CHRISTOPHER V. INDIRECT PURCHASER CLASS

The petitions for writs of certiorari are denied.

16-670 VON SCHOENBECK, JOHANNA V. KONINKLIJKE, LUCHTVAART

The motion of Flyers Rights Education Fund and Travelers United for leave to file a brief as *amici curiae* is granted. The petition for a writ of certiorari is denied.

16-7249 HARRIS, TROY V. UNITED STATES

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

MANDAMUS DENIED

16-6890 IN RE KEN CALDWELL, ET UX.

16-6919 IN RE MELVIN J. THOMAS

The petitions for writs of mandamus are denied.

16-720 IN RE DOUGLAS J. MACNEILL

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

REHEARINGS DENIED

15-1490 STANFORD, ROBERT A. V. UNITED STATES

16-5295 RAY, DOMINEQUE V. AL DOC, ET AL.

16-5434 BELL, RENEE V. FLORIDA HIGHWAY PATROL, ET AL.

16-5655 SYKES, DONALD L. V. USDC MD FL

16-5697 TAYLOR, MICHAEL S. V. CULLIVER, SUPT., HOLMAN, ET AL.

16-5714 ALLEN, STANLEY F. V. WILLIAMS, DOROTHY, ET AL.
16-5864 MOSS, DAVID L. V. DAVIS, DIR., TX DCJ
16-5887 WALKER, ISAAC J. V. CARTLEDGE, WARDEN
16-5890 NEWELL, CHIQUITA V. ALDEN VILLAGE HEALTH FACILITY
16-5919 ROTHER, ALLAN L. V. CLARKE, DIR., VA DOC
16-5940 TAVARES, TULLY V. UNITED AIRLINES, ET AL.
16-5946 REDFORD, MIKE V. GEORGIA
16-5957 JOHNSON, THERESA A. V. BEACH PARK SCHOOL DISTRICT
16-6095 WELLS, CARL D. V. NEW YORK, NY, ET AL.
16-6227 MARR, TIMOTHY A. V. HARKNESS, JOHN F.
16-6643 STRECKER, ROBERT V. UNITED STATES

The petitions for rehearing are denied.

Statement of ROBERTS, C. J.

SUPREME COURT OF THE UNITED STATES

GREG ABBOTT, GOVERNOR OF TEXAS, ET AL. *v.*
MARC VEASEY, ET AL.

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

No. 16–393. Decided January 23, 2017

The petition for a writ of certiorari is denied.

Statement of CHIEF JUSTICE ROBERTS respecting the denial of certiorari.

In 2011, the Texas Legislature enacted Senate Bill 14 (SB14). The law requires voters to present government-issued photo identification before, or shortly after, casting a ballot in person. The United States and private plaintiffs filed suit in the United States District Court for the Southern District of Texas seeking to enjoin enforcement of the law. They argued that SB14 violates the Fourteenth and Fifteenth Amendments because the Texas Legislature acted with discriminatory intent, and that the law violates §2 of the Voting Rights Act because it “results in a denial or abridgment of the right . . . to vote on account of race or color.” After conducting a bench trial, the District Court ruled in plaintiffs’ favor on both claims and enjoined the voter-identification provisions of SB14. *Veasey v. Perry*, 71 F. Supp. 3d 627, 633, 707 (2014).

The United States Court of Appeals for the Fifth Circuit stayed the injunction, heard the case en banc, and sent it back to the District Court. First, the Fifth Circuit vacated the District Court’s finding of discriminatory intent and remanded for further consideration of the facts. 830 F. 3d 216, 230 (2016). Second, the court affirmed the District Court’s conclusion that SB14 violates §2 of the Voting Rights Act. *Id.*, at 264–265. Because the §2 violation did not justify enjoining SB14 in its entirety, however, the

Statement of ROBERTS, C. J.

court remanded for further proceedings on an appropriate remedy. *Id.*, at 268–271. Six judges would have reversed the District Court’s conclusion that SB14 is unconstitutional and violates §2. *Id.*, at 280, 326 (opinion of Jones, J. and Elrod, J.).

The Texas officials who are defendants in this lawsuit have petitioned for certiorari. Their petition asks the Court to review whether the Texas Legislature enacted SB14 with a discriminatory purpose and whether the law results in a denial or abridgment of the right to vote under §2. Although there is no barrier to our review, the discriminatory purpose claim is in an interlocutory posture, having been remanded for further consideration. As for the §2 claim, the District Court has yet to enter a final remedial order. Petitioners may raise either or both issues again after entry of final judgment. The issues will be better suited for certiorari review at that time.