

<p><i>SUPREME COURT OF THE UNITED STATES</i>  <i>GRANTED &amp; NOTED LIST - OCTOBER TERM 2002</i></p>
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*As of January 27, 2003*

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|--------------------|---|
| 00-1471            | <b>CFX</b> <i><b>KY ASSN. OF HEALTH PLANS V. MILLER</b></i><br>Court: USCA-6 Grant: 6/28/02<br>Argument Date: 1/14/03   |
| 01-188             | <b>CFX</b> <i><b>PHARMACEUTICAL RESEARCH V. CONCANNON</b></i><br>Court: USCA-1 Grant: 6/28/02<br>Argument Date: 1/22/03   |
| 01-270#            | <b>CSX</b> <i><b>YELLOW TRANSPORTATION, INC. V. MICHIGAN</b></i><br>Court: SC-MI Grant: 1/22/02<br>Argument Date: 10/7/02 Decided: 11/5/02<br>Author: J. O'Connor Other: Stevens (C/J)<br>Result: <b>REVERSED AND REMANDED</b>  |
| 01-593)<br>01-594) | <b>CFX</b> <i><b>DOLE FOOD CO. V. PATRICKSON</b></i><br><b>CFX</b> <i><b>DEAD SEA CO. V. PATRICKSON</b></i><br>Court: USCA-9 Grant: 6/28/02<br>Argument Date: 1/22/03   |
| 01-618             | <b>CFX</b> <i><b>ELDRED V. ASHCROFT, ATT'Y GENERAL</b></i><br>Court: USCA-DC Grant: 2/19/02<br>Argument Date: 10/9/02 Decided: 1/15/03<br>Author: J. Ginsburg Other: Stevens (D); Breyer (D)<br>Result: <b>AFFIRMED</b>   |
| 01-653)<br>01-657) | <b>CFX</b> <i><b>FCC V. NEXTWAVE COMM., INC.</b></i><br><b>CFX</b> <i><b>ARCTIC SLOPE REGIONAL CORP. V. NEXTWAVE COMM., INC.</b></i><br>Court: USCA-DC Grant: 3/4/02<br>Argument Date: 10/8/02 Decided: 1/27/03<br>Author: J. Scalia Other: Stevens (C/P; C/J); Breyer (D)<br>Result: <b>AFFIRMED</b> |

**NOTE:** \* Unanimous Court  
 \*\* Unanimous Court in Part  
 # Unanimous in Judgment

<p style="text-align: center;"><i><b>SUPREME COURT OF THE UNITED STATES</b></i>  <i><b>GRANTED &amp; NOTED LIST - OCTOBER TERM 2002</b></i></p>
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<i><b>01-704*</b></i>	<i><b>CFX UNITED STATES V. BEAN</b></i> Court: USCA-5 Argument Date: 10/16/02 Author: J. Thomas Result: <b>REVERSED</b>	Grant: 1/22/02 Decided: 12/10/02
<i><b>01-705)</b></i>	<i><b>CFX BARNHART , COMM'R. SSA V. PEABODY</b></i>	
<i><b>01-715)</b></i>	<i><b>CFX HOLLAND V. BELLAIRE CORP.</b></i> Court: USCA-6 Argument Date: 10/8/02 Author: J. Souter Result: <b>REVERSED</b>	Grant: 1/22/02 Decided: 1/15/03 Other: Scalia (D); Thomas (D)
<i><b>01-706*</b></i>	<i><b>CSX SPRIETSMA V. MERCURY MARINE</b></i> Court: SC-IL Argument Date: 10/15/02 Author: J. Stevens Result: <b>REVERSED AND REMANDED</b>	Grant: 1/22/02 Decided: 12/3/02
<i><b>01-729</b></i>	<i><b>CFX SMITH V. DOE</b></i> Court: USCA-9 Argument Date: 11/13/02	Grant: 2/19/02
<i><b>01-757*</b></i>	<i><b>CFX SYNGENTA CROP. PROTECTION INC. V. HENSON</b></i> Court: USCA-11 Argument Date: 10/15/02 Author: Chief Justice Result: <b>AFFIRMED</b>	Grant: 2/19/02 Decided: 11/5/02 Other: Stevens (C)
<i><b>01-800</b></i>	<i><b>CFX HOWSAM V. DEAN WITTER REYNOLDS, INC.</b></i> Court: USCA-10 Argument Date: 10/9/02 Author: J. Breyer Result: <b>REVERSED</b> (J. O'Connor – no part)	Grant: 2/25/02 Decided: 12/10/02 Other: Thomas (C/J)

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 # Unanimous in Judgment

**SUPREME COURT OF THE UNITED STATES**  
**GRANTED & NOTED LIST - OCTOBER TERM 2002**

- 01-896 CFX FORD MOTOR CO. V. McCAULEY**  
 Court: USCA-9 Grant: 2/19/02  
 Argument Date: 10/7/02 Decided: 10/15/02  
 Author: Per Curiam  
 Result: **DISMISSED AS IMPROVIDENTLY GRANTED**
- 01-950 ) CFX HILLSIDE DAIRY V. LYONS, SEC., FOOD & AGRIC.**  
**01-1018) CFX PONDEROSA DAIRY V. LYONS, SEC., FOOD & AGRIC.**  
 Court: USCA-9 Grant: 1/10/03
- 01-963 CSX NORFOLK & WESTERN RWY. CO. V. AYERS**  
 Court: WVCC, Kanawha Cty. Grant: 4/1/02  
 Argument Date: 11/6/02
- 01-1015 CFX MOSELEY V. V SECRET CATALOGUE, INC.**  
 Court: USCA-6 Grant: 4/15/02  
 Argument Date: 11/12/02
- 01-1067 CFX UNITED STATES V. WHITE MOUNTAIN APACHE TRIBE**  
 Court: USCA-Fed. Grant: 4/22/02  
 Argument Date: 12/2/02
- 01-1107 CSY VIRGINIA V. BLACK**  
 Court: SC-VA Grant: 5/28/02  
 Argument Date: 12/11/02
- 01-1118) CFX SCHEIDLER V. NAT'L. ORGANIZATION FOR WOMEN, INC.**  
**01-1119) CFX OPERATION RESCUE V. NAT'L. ORGANIZATION FOR WOMEN, INC.**  
 Court: USCA-7 Grant: 4/22/02  
 Argument Date: 12/4/02
- 01-1120\* CFX MEYER V. HOLLEY**  
 Court: USCA-9 Grant: 5/20/02  
 Argument Date: 12/3/02 Decided: 1/22/03  
 Author: J. Breyer  
 Result: **VACATED AND REMANDED**

**SUPREME COURT OF THE UNITED STATES**  
**GRANTED & NOTED LIST - OCTOBER TERM 2002**

- 01-1127 CFX LOCKYER, ATT'Y GEN. OF CA. V. ANDRADE**  
Court: USCA-9 Grant: 4/1/02  
Argument Date: 11/05/02
- 01-1184 CFY UNITED STATES V. RECIO**  
Court: USCA-9 Grant: 5/28/02  
Argument Date: 11/12/02 Decided: 1/21/03  
Author: J. Breyer Other: Stevens (C/P; D/P)  
Result: **REVEDRSED AND REMANDED**
- 01-1209) CFX BOEING CO. V. UNITED STATES**  
**01-1382) CFX UNITED STATES V. BOEING SALES CORP.**  
Court: USCA-9 Grant: 5/28/02  
Argument Date: 12/9/02
- 01-1229\* CSX PIERCE COUNTY, WA V. GUILLEN**  
Court: SC-WA Grant: 4/29/02  
Argument Date: 11/4/02 Decided: 1/14/03  
Author: J. Thomas  
Result: **CERTIORARI DISMISSED IN PART; REVERSED AND  
REMANDED**
- 01-1231 CFX CONNECTICUT DEPT. OF PUBLIC SAFETY V. DOE**  
Court: USCA-2 Grant: 5/20/02  
Argument Date: 11/13/02
- 01-1243 CFX BORDEN RANCH V. U. S. ARMY CORPS OF ENGINEERS**  
Court: USCA-9 Grant: 6/10/02  
Argument Date: 12/10/02 Decided: 12/16/02  
Author: Per Curiam  
Result: **AFFIRMED** (J. Kennedy – no part)
- 01-1269 CFX CUYAHOGA FALLS V. BUCKEYE COMMUNITY HOPE**  
Court: USCA-6 Grant: 6/24/02  
Argument Date: 1/21/03

**SUPREME COURT OF THE UNITED STATES**  
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- 01-1289 CSX STATE FARM MUTUAL AUTO. V. CAMPBELL**  
Court: SC-UT Grant: 6/3/02  
Argument Date: 12/11/02
- 01-1325 CFX WASHINGTON LEGAL FOUNDATION V. LEGAL FOUNDATION OF WA**  
Court: USCA-9 Grant: 6/10/02  
Argument Date: 12/9/02
- 01-1368 CFX NEVADA DEPT. OF HUMAN RESOURCES V. HIBBS**  
Court: USCA-9 Grant: 6/24/02  
Argument Date: 1/15/03
- 01-1375 CFX UNITED STATES V. NAVAJO NATION**  
Court: CA-Fed. Grant: 6/3/02  
Argument Date: 12/2/02
- 01-1418 CFX ARCHER V. WARNER**  
Court: USCA-4 Grant: 6/24/02  
Argument Date: 1/13/03
- 01-1420 CSX WA DEPT. OF SOCIAL & HEALTH SERVICES V. GUARDIANSHIP OF KEFFELER**  
Court: SC-WA Grant: 5/28/02  
Argument Date: 12/4/02
- 01-1435 CFX CLACKAMAS GASTROENTEROLOGY V. WELLS**  
Court: USCA-9 Grant: 10/1/02  
Argument Date: 2/25/03
- 01-1437) ATX BRANCH V. SMITH**  
**01-1596) ATX SMITH V. BRANCH**  
Court: USDC-S. MS Note: 6/10/02  
Argument Date: 12/10/02

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<b>01-1444</b>	<b>CFX</b>	<b>CHAVEZ V. MARTINEZ</b> Court: USCA-9 Argument Date: 12/4/02	Grant: 6/3/02
<b>01-1491</b>	<b>CFX</b>	<b>DEMORE V. KIM</b> Court: USCA-9 Argument Date: 1/15/03	Grant: 6/28/02
<b>01-1500</b>	<b>CFY</b>	<b>CLAY V. UNITED STATES</b> Court: USCA-7 Argument Date: 1/13/03	Grant: 6/28/02
<b>01-1572</b>	<b>CFX</b>	<b>COOK COUNTY V. UNITED STATES</b> Court: USCA-7 Argument Date: 1/14/03	Grant: 6/28/02
<b>01-1559</b>	<b>CFH</b>	<b>MASSARO V. UNITED STATES</b> Court: USCA-2 Argument Date: 2/25/03	Grant: 10/1/02
<b>01-1757</b>	<b>CSY</b>	<b>STOGNER V. CALIFORNIA</b> Court: CA-CA, 1 <sup>st</sup> App. Dist. Argument Date: 3/31/03	Grant: 12/2/02
<b>01-1806</b>	<b>CSX</b>	<b>RYAN, ATT'Y GEN. OF IL V. TELEMARKETING ASSOCIATES</b> Court: SC-IL Argument Date: 3/3/03	Grant: 11/4/02
<b>01-1862</b>	<b>CFH</b>	<b>WOODFORD V. GARCEAU</b> Court: USCA-9 Argument Date: 1/21/03	Grant: 10/1/02
<b>01-6978</b>	<b>CSY</b>	<b>EWING V. CALIFORNIA</b> Court: CA-CA, 2 <sup>nd</sup> Dist. Argument Date: 11/5/02	Grant: 4/1/02

**NOTE:** \* Unanimous Court  
\*\* Unanimous Court in Part  
# Unanimous in Judgment

**SUPREME COURT OF THE UNITED STATES**  
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- 01-7574 CSY SATTAZAHN V. PENNSYLVANIA**  
 Court: SC-PA, E. Dist. Grant: 3/18/02  
 Argument Date: 11/4/02 Decided: 1/14/03  
 Author: Scalia Other: O'Connor (C/P; C/J)  
 Ginsburg (D)  
 Result: **AFFIRMED**
- 01-7662 CFH MILLER-EL V. COCKRELL**  
 Court: USCA-5 Grant: 2/15/02  
 Argument Date: 10/16/02
- 01-9094 CFH ABDUR' RAHMAN V. BELL, WARDEN**  
 Court: USCA-6 Grant: 4/22/02  
 Argument Date: 11/6/02 Decided: 12/10/02  
 Author: Per Curiam Other: Stevens (D)  
 Result: **DISMISSED AS IMPROVIDENTLY GRANTED**
- 01-10873) CFY NGUYEN V. UNITED STATES**  
**02-5034 ) CFY PHAN V. UNITED STATES**  
 Court: USCA-9 Grant: 11/4/02  
 Argument Date: 3/24/03
- 02-42 CSX CA FRANCHISE TAX BOARD V. HYATT, GILBERT, ET AL.**  
 Court: SC-NV Grant: 10/15/02  
 Argument Date: 2/24/03
- 02-69 CFX ROELL V. WITHROW**  
 Court: USCA-5 Grant: 11/4/02  
 Argument Date: 2/26/03
- 02-94 CFX OVERTON V. BAZZETTA**  
 Court: USCA-6 Grant: 12/2/02  
 Argument Date: 3/26/03
- 02-102 CSY LAWRENCE V TEXAS**  
 Court: CA-TX, 14<sup>th</sup> Dist. Grant: 12/2/02  
 Argument Date: 3/26/03

***SUPREME COURT OF THE UNITED STATES  
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**02-182 ATX GEORGIA V. ASHCROFT, ATT'Y. GEN.**  
Court: USCA-DC Noted: 1/17/03

**02-196 CFX NATL. PARK HOSPITAL ASSN. V. DEPT. OF THE INTERIOR**  
Court: USCA-DC Grant: 11/12/02  
Argument Date: 3/4/03

**02-215 CFX PACIFICARE HEALTH SYSTEMS V. BOOK, JEFFREY, ET AL.**  
Court: USCA-11 Grant: 10/15/02  
Argument Date: 2/24/03

**02-241 CFX GRUTTER V. BOLLINGER**  
Court: USCA-6 Grant: 12/2/02  
Argument Date: 4/1/03

**02-258 CSX JINKS V. RICHLAND COUNTY**  
Court: SC-SC Grant: 10/21/02  
Argument Date: 3/5/03

**02-271 CFX DOW CHEMICAL CO. V. STEPHENSON**  
Court: USCA-2 Grant: 11/4/02  
Argument Date: 2/26/03

**02-281 CFX INYO COUNTY V. PAIUTE-SHOSHONE INDIANS**  
Court: USCA-9 Grant: 12/2/02  
Argument Date: 3/31/03

**02-299 CSX ENTERGY LOUISIANA, INV. V. LOUISIANA PUBLIC SERV. COMM.**  
Court: SC-LA Grant: 1/17/02

**02-306 CSY BENEFICIAL NATL. BANK V. ANDERSON**  
Court: SC-VA Grant: 1/24/03

**02-311 CFH WIGGINS V. SMITH**  
Court: USCA-4 Grant: 11/18/02  
Argument Date: 3/24/03



**SUPREME COURT OF THE UNITED STATES**  
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**02-322 CFX DEPT. OF TREASURY V. CHICAGO, IL**  
Court: USCA-7 Grant: 11/12/02  
Argument Date: 3/4/03

**02-337 CFX BREUER V. JIM'S CONCRETE OF BREVARD**  
Court: USCA-11 Grant: 1/10/03  
Argument Date: 4/2/03

**02-361 ATX UNITED STATES V. AMERICAN LIBRARY ASSN.**  
Court: USDC-E. PA Grant: 11/12/02  
Argument Date: 3/5/03

**02-371 CSY VIRGINIA V. HICKS**  
Court: SC-VA Grant: 1/24/03

**02-403 CFX FEC V. BEAUMONT**  
Court: USCA-4 Grant: 11/18/02  
Argument Date: 3/25/03

**02-428 CFX DASTAR CORP. V. TWENTIETH CENTURY FOX FILM**  
Court: USCA-9 Grant: 1/10/03  
Argument Date: 4/2/03

**02-469 CFX BLACK & DECKER DISABILITY PLAN V. NORD**  
Court: USCA-9 Grant: 1/10/03

**02-479 CFX MEDICAL BOARD OF CA V. HASON**  
Court: USCA-9 Grant: 11/18/02  
Argument Date: 3/25/03

**02-516 CFX GRATZ V. BOLLINGER**  
Court: USCA-6 Grant: 12/2/02  
Argument Date: 4/1/03

**02-524 CFH JONES V. VINCENT**  
Court: USCA-6 Grant: 1/10/03

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**02-575 CSX NIKE, INC. V. KASKY**  
Court: SC-CA Grant: 1/10/03

**02-634 CSX GREEN TREE FINANCIAL CORP. V. BAZZLE**  
Court: SC-SC Grant: 1/10/03

**02-679 CFX DESERT PALACE, INC. V. COSTA**  
Court: USCA-9 Grant: 1/10/03

**02-695 CSX FITZGERALD V. RACING ASSN. OF CENTRAL IOWA**  
Court: SC-IA Grant: 1/17/03

**02-722 CFX AMERICAN INSURANCE ASSN. V. LOW**  
Court: USCA-9 Grant: 1/10/03

**02-5664 CFY SELL V. UNITED STATES**  
Court: USCA-8 Grant: 11/4/02

**NOTE:**

**01-1766 CFX ZAPATA INDUSTRIES, INC. V. W.R. GRACE & CO.-CONN.**  
Court: CA-FED. Grant: 10/1/02  
**November 15, 2002 - DISMISSED UNDER RULE 46**

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No. of Cases made available for Argument: **85**

No. of Hours made available: **78\***

No. of Cases Argued: **48**

Merits Cases Disposed of: (no. in parentheses = no. of cases)

Signed Opinion - **12 (14)**

Judgment -

Per Curiam - **3 (3)**

Dismissed - **1 (1)**

Note: \*One argument hour dropped due to the pre-argument dismissal in No. 01-1766

***SUPREME COURT OF THE UNITED STATES***  
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**CASE CODE KEY**

□ **First Letter = Jurisdictional Grounds** (ex. 99-804 CFY)

**C - Certiorari**

**A - Appeal**

**Q - Certified Question**

□ **Second Letter = Court Below** (ex. 99-804 CFY)

**S - State**

**F - U.S. Court of Appeals**

**T - Three-Judge District Court**

**M - U.S. Court of Appeals for the Armed Forces**

**O - Other Court**

□ **Third Letter = Nature of Case** (ex. 99-804 CFY)

**X - Civil**

**Y - Criminal**

**H - Habeas Corpus or other collateral attack**

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