

The Chief Justice — or?

SC's prion not long not intended to
carry over every one
to connect w/Sample
Rhodes rule to new inter
If —, what v damages

Rejects Sample v Whittier
Legal debt under stay
— or vacate

White, J. —

go w/SC — fastest way & Rhodes
adopt a stay & remand to C
may b a thin lawyer
objeto stay

Marshall, J. —

no go w/SC — v. much less

Stevens, J. ✓

wi SC
send back
no try w/ stay to their court
stay w/SC's objeto stay
al & less on debt under stay

Blackmun, J. —

O'Connor, J. RR

- ⑩ voter n. intended to cover all aspects v
person regal
⑪ looks like say state & court is a factor
between us & states & possible
debtor relief after awards diff' in
other states than states

Scalia, J. RR

we see & we debt under
objection test in handle on border breakdown
& no one at fault
no need as to loss & injury by a defense

Kennedy, J. VR

we CJ & AS
trouble is w/ 1983 geris
Legs h' b' undifferent
from states & debt modif
not

b debt modif
3 w/ SB

Souter, J. VR

we R
we
ch case debt modif stan vs + state?

89-7376

Wilson v Lester

Courts at an Ohio prison, 1983 acts alleg 8 days meals

S.D. Ohio ga ST for Ds = respondeat

CB + d.

SCC erred to allow it relied on respo's offer to mere continuance by petus - ss.

But petus' offers, even if unopposed, may be unsuff.

In Rhodes 452/337 all claims must be evaluated

Alleg v temp, namely ill housing, exercising or suff - to a compensates

Whitley v Abkers, 425/312/319, it is arbitrary, & a malice in fact = t conduct probd

It must est courts r t result r recklessness, & a mere negl

Here manager hs taken steps. Whitley = pursuant or malicious cruelty

Negligent at best & tis is u enough.

I. wd -

Whitley hs a def applic or must b cut back upon

I agree w/ + SG's thoughtful brief.

No reason t require an alleg v a particular state o unmd.

Nieletown segregative & basic human needs is alledged,

Anywa held indifference is suff.

CB erred in requiring a showing o pursuant malicious cruelty

1 Jan 91

No. 89-7376, Wilson v. Seiter
Argued: January 7, 1991

1⁴⁰ Mrs. Alexander

4

No state or mind test is rule

If n. debt under is a suff test

med plumb 45 4 (#1 gr)

voice

1⁵⁶

1⁵⁶ Mr. Bryan SG

6

No reason to inquire into state or mind
leave Whitley & Little in place 205

2⁰⁵ Ms. Epler Ass't Atty. A.B.

5

rebuttal 3L C. Marshall

5-3 legs just not n opening, tho all r aware of it setu

We plump for a 3-pt test

This a new for ST, n one to discuss.

2³²

2³² Ms. L.

In Rhodes, no sug v a state-v-mind test.

No cl hereby Do v lack of finances

2³⁵