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2 (Colo. 2005); see also C.A.R. Rule 21 (establishing procedure for original actions). The Colorado Supreme Court accepted the discretionary appeal and in its analysis and holding construed the First Amendment in a published decision.

Supreme Court. That test reflected the court's interpretation of the "private affairs" provision of the Washington Constitution, art. I, § 7. The test included an "inadvertence" prong that has been rejected by this court. In the Washington Supreme Court, the State argued (successfully)

that "inadve1'tence" was not an

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Corporation, Petitioner, V. Jacob S. Kamborian and International Shoe Machine Corporation, U.S. Supreme Court Transcript of Record with Supporting Pleadings, Richard F. Walker, U.S. Supreme Court, Records and Briefs, 1832?1978); in 1920, lived in Middlesex, Massachusetts; an avid fisherman, he had a 47-foot yacht called the Jaskam; married

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25/2/2004 · NOTICE OF DEMURRER . TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD: PLEASE TAKE NOTICE THAT on February 25, 2004, at 3:00 p.m., or as soon thereafter as the matter may be heard, in Department 22 of the above entitled Court, located at 1221 Oak Street, Oakland, California, defendants Oracle Corporation and Pepper Acquisition Corporation (together, "Oracle") will and hereby do demur ...

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light of the United States Supreme Court=s grant of certiorari in Ring v. Arizona 536 U.S., 122 S.Ct. 2428, 153 L.Ed 2d 556 (2002). 8. On June 18, 2002, Mr. Trease filed a Motion to Reinstate Previously Filed Motion to Vacate Judgment of Conviction and Sentence with Special Request for Leave to Amend. 9.

Following a four-month trial, the jury returned a verdict of approximately \$6 million in compensatory damages and \$290 million in punitive damages. 11 (Id. at p. 11 The Court of Appeal for the Fifth Appellate District subsequently struck down the punitive damages verdict on remand after the U.S. Supreme Court's opinion in State Farm Mut. Ins. v. Campbell (2003) 538 U.S. 408 in Romo v.

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In the absence of any indication in Clapper that the Supreme Court intended a wide- 26 4 27 28 Indeed, the "certainly impending" language can be traced back to a 1923 decision, Pennsylvania v. West Virginia, 262 U.S. 553, 593 (1923), and has been cited numerous times in U.S. Supreme Court cases addressing standing in the intervening decades.

The failure to record an assignment prior to the commencement of the action is not necessarily fatal since "an assignment of a note and mortgage need not be in writing and can be effectuated by physical delivery" (Bank of N.Y. v Silverberg, 86 AD3d at 280; see Deutsche

Bank Natl. Trust Co. v Barnett, 88 AD3d 636; U.S. Bank, N.A. v Collymore, 68 AD3d at 754; LaSalle Bank Natl. Assn. v Ahearn ...

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Board of Education, 330 U. S. 1, 330 U. S. 15-16, a careful study of the relevant history led the Court to the view, consistently recognized in decisions since Everson, that the Establishment Clause embodied the Framers' conclusion that government and religion have discrete interests which are mutually best served when each avoids too close a proximity to the other.

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Questions Presented. 1) Does the "no religious test" phrase of Article VI, paragraph 3 of the United States Constitution, and the ruling in Torcaso v. Watkins, 367 U.S. 488, 81 S.Ct. 1680, 6 L.Ed.2d 982 (1961), which prohibited the states from requiring oaths of office the terms

of which conform to the tenets of the religion of Christianity, also forbid the states from permitting an applicant ...

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