

111TH CONGRESS
1ST SESSION

S. 357

To allow for certiorari review of certain cases denied relief or review by
the United States Court of Appeals for the Armed Forces.

IN THE SENATE OF THE UNITED STATES

JANUARY 30, 2009

Mrs. FEINSTEIN (for herself, Mr. SPECTER, and Mr. FEINGOLD) introduced
the following bill; which was read twice and referred to the Committee
on the Judiciary

A BILL

To allow for certiorari review of certain cases denied relief
or review by the United States Court of Appeals for
the Armed Forces.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Equal Justice for
5 United States Military Personnel Act of 2009”.

6 **SEC. 2. CERTIORARI TO THE UNITED STATES COURT OF AP-**
7 **PEALS FOR THE ARMED FORCES.**

8 (a) IN GENERAL.—Section 1259 of title 28, United
9 States Code, is amended—

1 (1) in paragraph (3), by inserting “or denied”
2 after “granted”; and

3 (2) in paragraph (4), by inserting “or denied”
4 after “granted”.

5 (b) TECHNICAL AND CONFORMING AMENDMENT.—
6 Section 867a(a) of title 10, United States Code, is amend-
7 ed by striking “The Supreme Court may not review by
8 a writ of certiorari under this section any action of the
9 Court of Appeals for the Armed Forces in refusing to
10 grant a petition for review.”.

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