

**(ORDER LIST: 523 U. S.)**

**TUESDAY, APRIL 28, 1998**

**CERTIORARI DENIED**

97-8397      McFARLAND, FRANK B. V. JOHNSON, DIR., TX DCJ  
(A-733)

The application for stay of execution of sentence of death presented to Justice Scalia and by him referred to the Court is denied. The petition for a writ of certiorari is denied.

Justice Stevens and Justice Ginsburg would grant the application for stay of execution.