

Supreme Court of the United States
Washington, D. C. 20543

CHAMBERS OF
JUSTICE SANDRA DAY O'CONNOR

Chief Justice
Brennan
Justice Marshall
Justice Blackmun
Justice Stevens
Justice O'Connor
Justice Scalia
Justice Kennedy

January 17, 1989

From: Justice White

Circulated: JAN 16 1989

Re: 87-1207 Will v. Michigan
Department of State Police

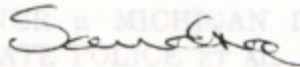
Dear Byron,

Please join me.

1st DRAFT

Sincerely,

RAY WILL, PETITIONER v. MICHIGAN DEPARTMENT OF STATE POLICE



ON WRIT OF CERTIORARI TO THE SUPREME COURT OF MICHIGAN

[January —, 1989]

Justice White

JUSTICE WHITE delivered the opinion of the court.

Copies to the Conference

... whether a State, or an official of the State while acting in his or her official capacity, is a "person" within the meaning of 42 U. S. C. § 1983.

Petitioner Ray Will filed suit in Michigan Circuit Court alleging various violations of the United States and Michigan Constitutions on grounds for a state-mandated effort. He alleged that he had been denied a promotion to a law enforcement position with the Department of State Police for an improper reason. ...

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JUSTICE WHITE
20543

... The Court has held that a State, or an official of the State while acting in his or her official capacity, is a "person" within the meaning of 42 U. S. C. § 1983. ...