

**Waters Vs. Kemp**

**Waters Vs. Kemp**

**SooperKanoon Citation :** [sooperkanoon.com/106263](http://sooperkanoon.com/106263)

**Court :** US Supreme Court

**Decided On :** 1986

**Appeal No. :** 475 U.S. 1039

**Appellant :** Waters

**Respondent :** Kemp

**Judgement :**

WATERS v. KEMP - 475 U.S. 1039 (1986)

U.S. Supreme Court WATERS v. KEMP , 475 U.S. 1039 (1986)

475 U.S. 1039

Eurus Kelly WATERS, petitioner,

v.

Ralph KEMP, Warden.

No. 85-6010

Supreme Court of the United States

February 24, 1986

The petition for a writ of certiorari to the Supreme Court of Georgia is denied.

Justice BRENNAN, dissenting:

Adhering to my view that the death penalty is in all circumstances cruel and unusual punishment prohibited by the Eighth and Fourteenth Amendments, *Gregg v. Georgia*, [428 U.S. 153](#) ,

Page 475 U.S. 1039 , 1040

227, 2950 (1976), I would grant certiorari and vacate the death sentence in this case.

Justice MARSHALL and Justice BLACKMUN would grant the petition for a writ of certiorari, vacate the judgment and remand the case to the Supreme Court of Georgia for further consideration in light of *Caldwell v. Mississippi*, [472 U.S. 320](#) (1985).

**SooperKanoon - India's Premier Online Legal Search - [sooperkanoon.com](http://sooperkanoon.com)**