

STEVENS, J., concurring in judgment

SUPREME COURT OF THE UNITED STATES

No. 03–221

CHERYL K. PLILER, WARDEN, PETITIONER *v.*
RICHARD HERMAN FORD

ON WRIT OF CERTIORARI TO THE UNITED STATES COURT OF
APPEALS FOR THE NINTH CIRCUIT

[June 21, 2004]

JUSTICE STEVENS, with whom JUSTICE SOUTER joins,
concurring in the judgment.

While I fully agree with the views expressed by JUSTICE GINSBURG, *post*, p. 1, and JUSTICE BREYER, *post*, p. 1 (dissenting opinions), I am persuaded that the judgment entered by the Court—remanding to the Ninth Circuit to determine the propriety of equitable tolling—is both consistent with those views and correct. I therefore concur in that judgment.