

STEVENS, J., concurring

**SUPREME COURT OF THE UNITED STATES**

No. 03–9046

CHARLES RUSSELL RHINES, PETITIONER *v.*  
DOUGLAS WEBER, WARDEN

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

[March 30, 2005]

JUSTICE STEVENS, with whom JUSTICE GINSBURG and  
JUSTICE BREYER join, concurring.

While I join the Court's opinion, I do so on the understanding that its reference to “good cause” for failing to exhaust state remedies more promptly, *ante*, at 7, is not intended to impose the sort of strict and inflexible requirement that would “trap the unwary *pro se* prisoner.” *Rose v. Lundy*, 455 U. S. 509, 520 (1982); see also *Slack v. McDaniel*, 529 U. S. 473, 487 (2000).