No. 17-1107

IN THE SUPREME COURT OF THE UNITED STATES

MIKE CARPENTER, INTERIM WARDEN, PETITIONER

v.

PATRICK DWAYNE MURPHY (CAPITAL CASE)

CERTIFICATE OF SERVICE

It is hereby certified that all parties required to be served have been served with copies of the **SUPPLEMENTAL REPLY BRIEF FOR THE UNITED STATES AS AMICUS CURIAE SUPPORTING PETITIONER,** via email and first-class mail, postage prepaid, this 11th day of January 2019.

[See Attached Service List]

As required by Supreme Court Rule 33.1(h), I certify that the document contains **2,993** words, excluding the parts of the document that are exempted by Supreme Court Rule 33.1(d). I declare under penalty of perjury that the foregoing is true and correct. Executed on **January 11**, **2019**.

Noel J. Francisco
Solicitor General
Counsel of Record
Department of Justice
Washington, D.C. 20530-0001
(202) 514-2217

January 11, 2019

Due to the continuing delay in receiving incoming mail at the Department of Justice, in addition to mailing your brief via first-class mail, we would appreciate a fax or email copy of your brief. If that is acceptable to you, please fax your brief to Charlene Goodwin, Case Management Supervisor, Office of the Solicitor General, at (202) 514-8844, or email at SupremeCtBriefs@USDOJ.gov. Ms. Goodwin's phone number is (202) 514-2217 or 2218. Thank you for your consideration of this request.

17-1107 CARPENTER, MIKE, INTERIM WARDEN PATRICK DWAYNE MURPHY

> ROBERT REEVES ANDERSON ARNOLD & PORTER KAYE SCHOLER LLP 370 SEVENTEENTH STREET SUITE 4400 DENVER, CO 80202 303-863-1000

> LISA S. BLATT ARNOLD & PORTER KAYE SCHOLER LLP 601 MASS. AVE., NW WASHINGTON, DC 20001 202-942-5000 LISA.BLATT@ARNOLDPORTER.COM

ROBERT D. CHEREN BAKER & HOSTETLER LLP 2000 KEY TOWER 127 PUBLIC SQUARE CLEVELAND, OH 44114 216-861-6648 RCHEREN@BAKERLAW.COM

BLAINE H. EVANSON GIBSON, DUNN & CRUTCHER LLP 333 SOUTH GRAND AVENUE LOS ANGELES, CA 90071 213-229-7000 IAN HEATH GERSHENGORN
JENNER & BLOCK
1099 NEW YORK AVE., NW
SUITE 900
WASHINGTON, DC 20001
202-639-6869
IGERSHENGORN@JENNER.COM

PATTI PALMER GHEZZI FEDERAL PUBLIC DEFENDER 215 DEAN A. MCGEE SUITE 707 OLD POST OFFICE BUILDING OKLAHOMA CITY, OK 73102 405-609-5975 PATTI GHEZZI@FD.ORG

ROBERT HARLAN HENRY ROBERT H. HENRY LAW FIRM 512 NORTH BROADWAY AVENUE SUITE 230 OKLAHOMA CITY, OK 73102 405-516-7824 RH@RHHENRYLAW.COM

MIKE HUNTER ATTORNEY GENERAL OF OKLAHOMA 313 NE TWENTY-FIRST ST. OKLAHOMA CITY, OK 73105

RIYAZ A. KANJI KANJI & KATZEN PLLC 303 DETROIT ST. STE 400 ANN ARBOR, MI 48104 734-769-5400 RKANJI@KANJIKATZEN DAVID ANDREW LOPEZ
OFFICE OF THE NEBRASKA ATTORNEY
GENERAL
2115 STATE CAPITOL
LINCOLN, NE 68509
402-471-2682
DAVE.LOPEZ@NEBRASKA.GOV

CHRISSI ROSS NIMMO
OFFIC OF ATTORNEY GENERAL CHEROKEE
NATION
POST OFFICE BOX 1533
TAHLEQUAH, OK 74465-1533
918-458-6998
CHRISSI-NIMMO@CHEROKEE.ORG

COLETTE ROUTEL
MITCHELL HAMLINE SCHOOL OF LAW
875 SUMMIT AVENUE
SAINT PAUL, MN 55105-3076
COLETTE.ROUTEL@MITCHELLHAMLINE.ED
U

SARAH M. SHALF EMORY LAW SCHOOL GAMBRELL HALL 1301 CLIFTON ROAD ATLANTA, GA 30322 404-712-4652 SARAH.SHALF@EMORY.EDU

LYNNE H. SLADE
MODRALL, SPERLING, ROEHL, HARRIS &
SISK, PA
500 FOURTH STREET N.W.
SUITE 1000
ALBUQUERQUE, NM 87102
505-848-1800
LYNN.SLADE@MODRALL.COM