No. 17-765 and 17-766

IN THE SUPREME COURT OF THE UNITED STATES

UNITED STATES OF AMERICA, PETITIONER

V.

VICTOR J. STITT, II

UNITED STATES OF AMERICA, PETITIONER

V.

JASON DANIEL SIMS

CERTIFICATE OF SERVICE

It is hereby certified that all parties required to be served have been served with copies of the REPLY BRIEF FOR THE UNITED STATES, via email and first-class mail, postage prepaid, this 13th day of September, 2018.

[See Attached Service List]

As required by Supreme Court Rule 33.1(h), I certify that the document contains <u>5155</u> 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 <u>September 13</u>, 2018.

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

September 13, 2018

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, Supervisor, Case Management Specialist, 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.

17-0765 USA VICTOR J. STITT, II

> DAVID DEBOLD GIBSON DUNN & CRUTCHER LLP 1050 CONNECTICUT AVENUE, NW WASHINGTON, DC 20036-5306 202-955-8551 DDEBOLD@GIBSONDUNN.COM

JEFFREY L. FISHER STANFORD LAW SCHOOL SUPREME COURT CLINIC 559 NATHAN ABBOTT WAY STANFORD, CA 94305 650-724-7081 JLFISHER@LAW.STANFORD.EDU

MICHAEL C. HOLLEY ASSISTANT FEDERAL PUBLIC DEFENDER 810 BROADWAY SUITE 200 NASHVILLE, TN 37203-3805 615-736-5047

TIMOTHY C. IVEY
OFFICE OF THE FEDERAL PUBLIC DEFENDER
1660 W. 2ND STREET
SUITE 750
CLEVELAND, OH 44113
216-522-4856
TIMOTHY_IVEY@FD.ORG
216-522-4321(Fax)

KENT S. SCHEIDEGGER CRIMINAL JUSTICE LEGAL FOUNDATION 2131 L STREET SACRAMENTO, CA 95816 916-446-0345 KENT.SCHEIDEGGER@CJLF.ORG

AKIVA SHAPIRO GIBSON,DUNN & CRUTHCHER LLP 200 PARK AVENUE NEW YORK, NY 10166-0193 212-351-3830 ASHAPIRO@GIBSONDUNN.COM 17-0766 USA (H) JASON DANIEL SIMS

> DAVID DEBOLD GIBSON DUNN & CRUTCHER LLP 1050 CONNECTICUT AVENUE, NW WASHINGTON, DC 20036-5306 202-955-8551 DDEBOLD@GIBSONDUNN.COM

JEFFREY .L FISHER O'MELVENEY & MYERS LLP 2765 SAND HILL ROAD MENLO PARK, CA 94025 650-473-2633 JLFISHER@OMM.COM

BRADLEY N. GARCIA O'MELVENY & MYERS LLP 1625 EYE STREET, NW WASHINGTON, DC 20006-4061 202-383-5160 BGARCIA@OMM.COM

PAMELA S. KARLAN STANFORD LAW SCHOOL SUPREME COURT LITIGATION CLINIC 559 NATHAN ABBOTT WAY STANFORD, CA 94305 650-725-4851 KARLAN@STANFORD.EDU KENT S. SCHEIDEGGAR CRIMINAL JUSTICE LEGAL FOUNDATION 2131 L STREET SACRAMENTO, CA 95816 916-446-0345

CHRIS TARVER
SENIOR LITIGATOR
FEDERAL DEFENDERS OFFICE
1401 W. CAPTIOL AVENUE
SUITE 490
LITTLR ROCK, AR 72201
501-324-6113
CHRIS TARVER@FD.ORG