

No. 18A184

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IN THE SUPREME COURT  
OF THE UNITED STATES

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MIROSLAV FEJFAR,

Petitioner,

v.

UNITED STATES OF AMERICA,

Respondent.

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On Petition For Writ Of Certiorari To  
The United States Court Of Appeals  
For The Ninth Circuit

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SUPPLEMENT TO MOTION TO STAY MANDATE

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(503) 326-2123

Attorneys for Petitioner

The petitioner, through counsel, respectfully provides the following update of information related to the pending motion to stay the mandate.

On August 21, 2018, the Ninth Circuit issued the mandate, which resulted in a notification filed in the district court. On August 22, 2018, the district court revoked conditional release and ordered arrangements for voluntary surrender. On August 30, 2018, the petitioner submitted a status report including copies of the motion to stay the mandate and the petition for a writ of certiorari pending in this Court. On August 30, 2018, the district court entered the following minute order:

Order: The Court stays the voluntary surrender deadline pending the Supreme Court's ruling on the pending petition for certiorari. Defense counsel shall notify the court of any ruling on that petition within 48 hours of the ruling.

As a consequence, the Court's granting of the motion to stay the mandate would apparently result in recall of the mandate and reinstatement of conditional release, but the petition will not be mooted by intervening surrender and extradition.

Respectfully submitted this 6th day of September, 2018.



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Stephen R. Sady



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CERTIFICATE OF SERVICE AND MAILING

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I, Stephen R. Sady, counsel of record and a member of the Bar of this Court, certify that pursuant to Rule 29.3, service has been made of the within Supplement to Motion to Stay Mandate on the counsel for the respondent by hand-delivery on September 6, 2018, an exact and full copy thereof addressed to:

Geoffrey Barrow  
Assistant United States Attorney  
600 United States Courthouse  
1000 S.W. Third Avenue  
Portland, OR 97204

Kelly A. Zusman  
Assistant United States Attorney  
600 United States Courthouse  
1000 S.W. Third Avenue  
Portland, OR 97204

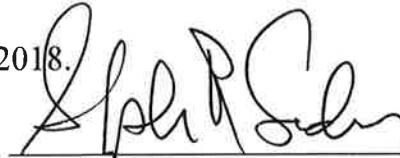
and by depositing in the United States Post Office, in Portland, Oregon on September 6, 2018, first class postage prepaid, an exact and full copy thereof addressed to:

Noel Francisco  
Solicitor General of the United States  
Room 5616  
Department of Justice  
950 Pennsylvania Ave., N. W.  
Washington, DC 20530-0001

Christopher Jackson Smith, Trial Attorney  
DOJ - U.S. Department of Justice  
Room 1706  
950 Pennsylvania Ave., N.W.  
Washington, DC 20530

Further, the original and ten copies were mailed to the Honorable Scott S. Harris, Clerk of the United States Supreme Court, by depositing them in a United States Post Office Box, addressed to 1 First Street, N.E., Washington, D.C., 20543, for filing on this 6th day of September, 2018, with first-class postage prepaid.

Dated this 6th day of September, 2018.

  
Stephen R. Sady  
Attorney for Petitioner

Subscribed and sworn to before me this 6th day of September.

  
Notary Public of Oregon

