

No. 18-7331

IN THE SUPREME COURT OF THE UNITED STATES

ISHMAEL DOUGLAS, PETITIONER

v.

UNITED STATES OF AMERICA

ON PETITION FOR A WRIT OF CERTIORARI
TO THE UNITED STATES COURT OF APPEALS
FOR THE FIRST CIRCUIT

MEMORANDUM FOR THE UNITED STATES

NOEL J. FRANCISCO
Solicitor General
Counsel of Record
Department of Justice
Washington, D.C. 20530-0001
SupremeCtBriefs@usdoj.gov
(202) 514-2217

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Petitioner contends (Pet. 13-35) that the definition of a “crime of violence” in 18 U.S.C. 924(c)(3)(B) is unconstitutionally vague and that his conviction under 18 U.S.C. 924(c) for using a firearm during and in relation to a conspiracy to commit Hobbs Act robbery should therefore be vacated. This Court has granted review in United States v. Davis, No. 18-431 (oral argument scheduled for Apr. 17, 2019), to address the same issue. The petition for a writ of certiorari should therefore be held pending the decision

in Davis and then disposed of as appropriate in light of that decision.*

Respectfully submitted.

NOEL J. FRANCISCO
Solicitor General

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* The government waives any further response to the petition for a writ of certiorari unless this Court requests otherwise.