

# WAIVER

## Supreme Court of the United States

No. 18-7976

Supreme Court, U.S.  
FILED

**MAR 06 2019**

OFFICE OF THE CLERK

Gerald Adger  
(Petitioner)

v.

New York  
(Respondent)

**I DO NOT INTEND TO FILE A RESPONSE** to the petition for a writ of certiorari unless one is requested by the Court.

Please check the appropriate boxes:

Please enter my appearance as Counsel of Record for all respondents.

There are multiple respondents, and I do not represent all respondents. Please enter my appearance as Counsel of Record for the following respondent(s):  
\_\_\_\_\_  
\_\_\_\_\_

I am a member of the Bar of the Supreme Court of the United States.

I am not presently a member of the Bar of this Court. Should a response be requested, the response will be filed by a Bar member.

Signature

*Nancy Gilligan*

Date:

*February 26, 2019*

(Type or print) Name

*Nancy Gilligan*

Mr.

Ms.

Mrs.

Miss

Firm

*Monroe County District Attorney*

Address

*47 S. Fitzhugh Street.*

City & State

*Rochester, NY*

Zip *14604*

Phone

*585-753-4637*

SEND A COPY OF THIS FORM TO PETITIONER'S COUNSEL OR TO PETITIONER IF *PRO SE*. PLEASE INDICATE BELOW THE NAME(S) OF THE RECIPIENT(S) OF A COPY OF THIS FORM. NO ADDITIONAL CERTIFICATE OF SERVICE IS REQUIRED.

Cc: *Gerald Adger - 05B2254 Lakeview Correctional Facility*

RECEIVED

**MAR 15 2019**

Obtain status of case on the docket. By phone at 202-479-3034 or via the internet **OFFICE OF THE CLERK SUPREME COURT, U.S.**  
<http://www.supremecourtus.gov>. Have the Supreme Court docket number available.

Supreme Court of the United States

04/05/2004

Gerald Adger

(Petitioner)

v.

No. 18-7976

New York

(Respondent)

To STEPHEN X. O'BRIEN Counsel for Respondent:

**NOTICE IS HEREBY GIVEN** pursuant to Rule 12.3 that a petition for a writ of certiorari in the above-entitled case was filed in the Supreme Court of the United States on June 15, 2018, and placed on the docket February 14, 2019. Pursuant to Rule 15.3, the due date for a brief in opposition is Monday, March 18, 2019. If the due date is a Saturday, Sunday, or federal legal holiday, the brief is due on the next day that is not a Saturday, Sunday or federal legal holiday.

Beginning November 13, 2017, parties represented by counsel must submit filings through the Supreme Court's electronic filing system. Paper remains the official form of filing, and electronic filing is in addition to the existing paper submission requirement. Attorneys must register for the system in advance, and the registration process may take several days. Further information about the system can be found at <https://www.supremecourt.gov/filingandrules/electronicfiling.aspx>.

Unless the Solicitor General of the United States represents the respondent, a waiver form is enclosed and should be sent to the Clerk only in the event you do not intend to file a response to the petition.

Only counsel of record will receive notification of the Court's action in this case. Counsel of record must be a member of the Bar of this Court.

Mr. Gerald Adger  
Lakeview Correctional Facility  
9300 Lake Avenue  
Brocton, NY 14716-9798

**FEB 25 2019**

NOTE: This notice is for notification purposes only, and neither the original nor a copy should be filed in the Supreme Court.