IN THE

Supreme Court of the United States

HAROLD SHURTLEFF AND CAMP CONSTITUTION,

Petitioners,

V.

CITY OF BOSTON AND ROBERT MELVIN, IN HIS OFFICIAL CAPACITY AS COMMISSIONER OF THE CITY OF BOSTON PROPERTY MANAGEMENT DEPARTMENT,

Respondents.

On Writ of Certiorari to the United States Court of Appeals for the First Circuit

JOINT MOTION FOR LEAVE TO DISPENSE WITH PREPARATION OF A JOINT APPENDIX

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Pursuant to Supreme Court Rule 26.8, the parties respectfully seek leave to dispense with the requirement of a joint appendix. Having conferred, counsel for Respondents agrees that a joint appendix is unnecessary and has authorized counsel for Petitioners to file this motion.

The appendix to the petition for writ of certiorari in this case includes all of the relevant lower court opinions and orders. The parties do not believe that any other portion of the record merits special attention that warrants the preparation and expense of a joint appendix. Accordingly, a separate joint appendix would not materially assist in the Court's consideration of this case.

For the foregoing reasons, the motion to dispense with the requirement of a joint appendix should be granted.

Respectfully submitted:

/s Roger K. Gannam

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