



U.S. Department of Justice

Office of the Solicitor General

Washington, D.C. 20530

July 12, 2020

The Honorable Scott S. Harris
Clerk
Supreme Court of the United States
Washington, D.C. 20543

Re: William P. Barr, Attorney General, Et Al. v. Earlene Peterson, Kimma Gurel,
and Monica Veillette, No. 20A5 (Capital Case)

Dear Mr. Harris:

The government respectfully withdraws the stay application that it filed in this case earlier today because the court of appeals has now granted the relief sought in that application. As the government explained in its application, the government's request for a stay or vacatur of the district court's order was still pending before the court of appeals when the government sought relief from this Court. Stay Appl. 6, 12. This evening, the court of appeals issued the attached decision vacating the district court's preliminary injunction on the ground that respondents' "APA claim lacks any arguable legal basis and is therefore frivolous." Slip Op. 4. Because the relief requested from this Court in the stay application is no longer necessary, the government respectfully withdraws the application.

Sincerely,

/s/ Jeffrey B. Wall

Jeffrey B. Wall
Acting Solicitor General

cc: Counsel of Record

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