

W A I V E R

SUPREME COURT OF THE UNITED STATES

No. 21-5269

Toy Smith

(Petitioner)

Torres, et al.

V.

(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 box:

- ☒ I am filing this waiver on behalf of all respondents.
- ☐ I only represent some respondents. I am filing this waiver on behalf of the following respondent(s):

Please check the appropriate box:

- ☒ I am a member of the Bar of the Supreme Court of the United States. (Filing Instructions: File a signed Waiver in the Supreme Court Electronic Filing System. The system will prompt you to enter your appearance first.)
- ☐ 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. (Filing Instructions: Mail the original signed form to: Supreme Court, Attn: Clerk's Office, 1 First Street, NE, Washington, D.C. 20543).

Signature:

Neah Huynh

Digitally signed by Neah Huynh
Date: 2021.08.17 04:34:02 -07'00'

Date:

8/17/21

(Type or print) Name

Neah Huynh

☒ Mr. ☐ Ms. ☐ Mrs. ☐ Miss

Firm

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A copy of this form must be sent 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 or cover letter is required.

cc:

Toy Smith, CDCR No. D92679
Corcoran State Prison
P.O. Box 8800
Corcoran, CA 93212-8309

DECLARATION OF SERVICE BY U.S. MAIL

Case Name: ***Smith, Toy Terrell v. J. Torres, et al.***

Case No.: **21-5269**

I declare:

I am employed in the Office of the Attorney General, which is the office of a member of the California State Bar, at which member's direction this service is made. I am 18 years of age or older and not a party to this matter. I am familiar with the business practice at the Office of the Attorney General for collection and processing of correspondence for mailing with the United States Postal Service. In accordance with that practice, correspondence placed in the internal mail collection system at the Office of the Attorney General is deposited with the United States Postal Service with postage thereon fully prepaid that same day in the ordinary course of business.

On August 17, 2021, I served the attached

WAIVER

by placing a true copy thereof enclosed in a sealed envelope in the internal mail collection system at the Office of the Attorney General at 455 Golden Gate Avenue, Suite 11000, San Francisco, CA 94102-7004, addressed as follows:

Toy Smith, CDCR No. D92679
Corcoran State Prison
P.O. Box 8800
Corcoran, CA 93212-8309

I declare under penalty of perjury under the laws of the State of California and the United States of America the foregoing is true and correct and that this declaration was executed on August 17, 2021, at San Francisco, California.

B. Chung

Declarant


Signature