

No. 21-6176

IN THE SUPREME COURT OF THE UNITED STATES

DWAIN COLLYMORE, PETITIONER

v.

UNITED STATES OF AMERICA

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

MEMORANDUM FOR THE UNITED STATES

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In an untimely petition for a writ of certiorari (see Pet. 1 n.1), petitioner contends (Pet. 4-12) that attempted Hobbs Act robbery, in violation of 18 U.S.C. 1951(a), is not a “crime of violence” under 18 U.S.C. 924(c)(3). On July 2, 2021, this Court granted the petition for a writ of certiorari in United States v. Taylor, No. 20-1459 (argued Dec. 7, 2021), to consider that issue. The Court’s decision in Taylor may affect the proper disposition of the petition for a writ of certiorari. Should the Court choose to consider the petition, it should be held pending the decision

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

Respectfully submitted.

ELIZABETH B. PRELOGAR
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.