

# W A I V E R

Supreme Court, U.S.  
FILED

SEP 29 2022

OFFICE OF THE CLERK

## SUPREME COURT OF THE UNITED STATES

No. 22-5423

LaMartina

(Petitioner)

Johnson, 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:

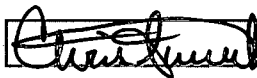
- ☐ I am filing this waiver on behalf of all respondents.
- ☒ I only represent some respondents. I am filing this waiver on behalf of the following respondent(s):

Charles Johnson; and Universal Storage, Inc.

### 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:



Date:

9/29/22

(Type or print) Name

Christopher Smith

☒ 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: Elise LaMartina  
5847 Catina Street  
New Orleans, Louisiana 70124

RECEIVED

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SUPREME COURT U.S.

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September 29, 2022

Supreme Court  
Attn: Clerk's Office  
1 First Street, NE  
Washington, D.C. 20543

Re: *Elise LaMartina v. Jason Patrick Johnson, et al.*; No. 22-5423

Dear Clerk's Office:

Enclosed for filing in this action is the *Waiver* of Charles Johnson and Universal Storage, Inc. of the right to file a brief in opposition to the Petitioner's *Petition for a Writ of Certiorari*. This firm represented Charles Johnson and Universal Storage, Inc. in the lower courts, but I am not a member of the Bar of this Court.

I did not receive a copy of the *Petition for a Writ of Certiorari* until September 28, 2022. A copy of the envelope from the Petitioner, Elise LaMartina, containing the *Petition for a Writ of Certiorari* and the *Rule 12.3 Notice* is enclosed, which references a postage date of September 19, 2022. I note from the Court's docket that Ms. LaMartina filed a *Proof of Service* on August 15, 2022, declaring under penalty of perjury that she served the *Petition for a Writ of Certiorari* and the *Motion for Leave to Proceed In Forma Pauperis* on counsel for the Respondents in the lower courts as required by Rule 29. That declaration, however, does not appear to be accurate.

If additional information or if other documents need to be submitted with the enclosed *Waiver*, please notify me.

Sincerely,

SMITH & HOLDER, PLLC



Christopher Smith

CS/sc

Enclosures

cc: Ms. Elise LaMartina (by United States Postal Service)  
Mr. Clement Benvenuti (by email)

