

# W A I V E R

Supreme Court, U.S.  
FILED

DEC 06 2023

OFFICE OF THE CLERK

## SUPREME COURT OF THE UNITED STATES

No. 23-518

In re: Henry L. Klein, et als, Petitioners

(Petitioner)

V.

(Respondent)

I DO NOT INTEND TO FILE A RESPONSE to the petition for a writ of ~~certiorari~~ <sup>Mandamus</sup> 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):

Lewis Title Company, Inc.; Liskow & Lewis, PLC

NOTE: I represent these parties in the matter(s) below. The other respondent identified by Petitioner is the Judge in the state court proceeding; we therefore have indicated that we only represent "some" respondents.

### 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:

12/6/23

(Type or print) Name

Nicholas J. Wehlen

☒ 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:

Henry L. Klein  
6244 Marshal Foch  
New Orleans LA 70124



Nicholas J. Wehlen  
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Our File Number  
65,557

December 6, 2023

Supreme Court of the United States  
Attn: Clerk's Office  
1 First Street, N.E.  
Washington, D.C. 20543

Re: *In Re Henry L. Klein, et al.*; No. 23-518  
(Petition for a Writ of Mandamus)

Dear Clerk of Court:

I represent Lewis Title Company, Inc. and Liskow & Lewis, PLC, respondents with regard to the captioned Petition for a Writ of Mandamus filed on behalf of Henry L. Klein, the Succession of Frederick P. Heisler, and Levy Gardens Partners 2007, LP (the "Petition"). The Petition was docketed on November 16, 2023.

This is to advise the Court, pursuant to Rule 20.3, that Lewis Title Company, Inc. and Liskow & Lewis, PLC do not intend to file a response to the Petition unless one is requested by the Court. Enclosed with this letter is an executed Waiver form from the Court's website, adapted for purposes of this Petition.

Further pursuant to Rule 20.3(b), I am providing this letter and waiver form to counsel for the petitioner and to the Louisiana District Court Judge in this matter, who also has been made a respondent.

The Court's attention to this matter is greatly appreciated. Please do not hesitate to contact me if you need more information or if there are further requirements.

Respectfully submitted,

  
Nicholas J. Wehlen

NJW:bon  
Enclosure

cc: Henry L. Klein (By email and U.S. Mail)  
Michael G. Bagneris (By email and U.S. Mail)  
The Honorable Kern Reese, Civil District Court for the Parish of Orleans (By U.S. Mail)

RECEIVED

DEC 20 2023

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SUPREME COURT, U.S.