

**THIS IS A CAPITAL CASE-EXECUTION SET FOR
August 1, 2023 @ 6:00 PM CENTRAL**

No. 23A90

**IN THE
SUPREME COURT OF THE UNITED STATES**

JOHNNY JOHNSON, Petitioner,

v.

DAVID VANDERGRIFF,
Warden, Potosi Correctional Center, Respondent.

On Petition for Writ of Certiorari
to the Eighth Circuit Court of Appeals

PROOF OF SERVICE

Daniel E. Kirsch, counsel for petitioner and a member of the Bar of the United States Supreme Court, hereby certifies pursuant to Rule 29.5(b) of the Supreme Court Rules that, on August 1, 2023, he deposited with FedEx in Kansas City, Missouri, for overnight delivery, the original of the Emergency Application for Stay, addressed to Mr. Scott S. Harris, Clerk, United States Supreme Court, 1 First Street N.E., Washington, DC 20543, and that he forwarded one (1) copy of the Emergency Application for Stay, with FedEx standard delivery to Mr. Gregory Goodwin, and Mr. Andrew J. Clarke, Asst. Attorney Generals, State of Missouri, P.O. Box 899, Jefferson City, Missouri 65102,

573-751-3321. These documents were also electronically served on opposing counsel
at: gregory.goodwin@ago.mo.gov.

Respectfully submitted,



DANIEL E. KIRSCH*
LAURENCE E. KOMP
MEREDITH H. SCHLACTER
MANDI SCHENLEY
Assistant Federal Public Defenders
Western District of Missouri
1000 Walnut Street, Suite 600
Kansas City, MO 64106
(816) 471-8282
laurence_komp@fd.org
daniel_kirsch@fd.org
meredith_schlacter@fd.org
mandi_schenley@fd.org

KENT E. GIPSON
Law Office of Kent Gipson, LLC
121 E. Gregory Blvd.
Kansas City, MO 64114
816-363-4400 • Fax 816-363-4300
kent.gipson@kentgipsonlaw.com

COUNSEL FOR PETITIONER

*Counsel of Record, Member of the Bar of the Supreme Court