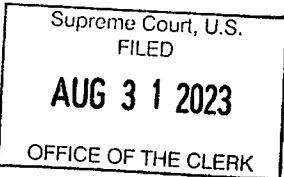


# WAIVER

## Supreme Court of the United States



No. 23-5359

James T. Burke  
(Petitioner)

v. Nick Deml, Commissioner, Vermont  
Department of Corrections, et al.  
(Respondents)

**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 W. T. Burke

Date: 8/31/2023

(Type or print) Name Andrew M. Gilbertson

Mr.       Ms.       Mrs.       Miss

Firm Chittenden County State's Attorneys

Address 32 Cherry Street

City & State Burlington, VT Zip 05401

Phone 802-863-2865 Email Andrew.M.Gilbertson@Vermont.gov

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: Mr. James Thomas Burke  
Tallahatchie County Correctional Facility  
19351 U.S. Hwy 49 North  
Tutwiler, MS 33963-5249

