

IN THE SUPREME COURT OF THE UNITED STATES

ELLER, FRANKLIN PAUL, JR.  
Petitioner

vs.

No: 23-5490

USA

WAIVER

The Government hereby waives its right to file a response to the petition in this case, unless requested to do so by the Court.

---

ELIZABETH B. PRELOGAR  
Solicitor General  
Counsel of Record

September 11, 2023

cc:

MICHAEL L. BURKE  
ASSISTANT FEDERAL PUBLIC  
DEFENDER  
850 WEST ADAMS STREET  
SUITE 201  
PHOENIX, AZ 85007