## IN THE

## **Supreme Court of the United States**

MERRICK B. GARLAND, ATTORNEY GENERAL, ET AL.,

Applicants,

v.

BLACKHAWK MANUFACTURING INC., ET AL.

Respondents.

TO THE HONORABLE SAMUEL A. ALITO, JR., ASSOCIATE JUSTICE OF THE SUPREME COURT AND CIRCUIT JUSTICE FOR THE FIFTH CIRCUIT IN RESPONSE TO APPLICATION TO VACATE THE INJUNCTION PENDING APPEAL ENTERED BY THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF TEXAS

## CERTIFICATE OF SERVICE

As required by Supreme Court Rule 29.5, I, Michael J. Sullivan, a member of the Bar of this Court, hereby certify that a copy of the accompanying Response to Application for a Stay of the Judgment Entered by the United States District Court for the Northern District of Texas was electronically filed, emailed and served via next-day service to this Court, and the following counsel on this day, October 11, 2023:

APPLICANTS	RESPONDENTS
Elizabeth B. Prelogar	R. Brent Cooper
United States Department of Justice	Cooper & Scully PC
950 Pennsylvania Avenue, NW	900 Jackson Street, Suite 100
Washington, D.C. 20530-0001	Dallas, TX 75202
(202) 514-2217	(214) 712-9501
supremectbriefs@usdoj.gov	brent.cooper@cooperscully.com

ben.passey@cooperscully.com Brian A. Abbas Mountain States Legal Foundation 2596 South Lewis Way Lakewood, CO 80227 (303) 292-2021 babbas@mslegal.org

Cody J. Wisniewski FPC Action Foundation 5550 Painted Mirage Road Suite 320 Las Vegas, NV 89149 (916) 517-1665 cwi@fpchq.org

Brian Daniel Poe Brian D. Poe Attorney PLLC 909 Throckmorton Street Fort Worth, TX 76102 (817) 870-2022 bpoe@bpoelaw.com

Charles Flores
Flores Law PLLC
917 Franklin Street Suite 600
Houston, TX 77002
(713) 893-9440
ef@chadfloreslaw.com

Matthew Joseph Smid 301 Commerce Street, Suite 2001 Fort Worth, TX 76102 (817) 332-3822 matt@mattsmidlaw.com

J. Mark Brewer 800 Bering Drive Suite 201 Houston, TX 77057 (713) 209-2950 brewer@bplaw.com

Dennis Daniels Bradley Arant Boult Cummings LLP 1445 Ross Avenue Suite 3600

Dallas TX 75202 (214) 257-9846 dldaniels@bradley.com

David H. Thompson Cooper & Kirk P.L.L.C. 1523 New Hampshire Avenue NW Washington, D.C. 20036 (202) 220-9601 dthompson@cooperkirk.com wbergstrom@cooperkirk.com ppatterson@cooperkirk.com

Dated: October 11, 2023 Respectfully submitted,

/s/ Michael J. Sullivan
Michael J. Sullivan
msullivan@ashcroftlawfirm.com
Counsel of Record

Nathan P. Brennan nbrennan@ashcroftlawfirm.com ASHCROFT LAW FIRM LLC 200 State St., 7th Floor Boston, MA 02109 Telephone: (617) 573-9400

Counsel for Respondent BlackHawk Manufacturing Group, Inc. d/b/a 80 Percent Arms