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July 26, 2023

The Honorable Scott S. Harris  
Clerk of Court  
Supreme Court of the United States  
One First Street, N.E.  
Washington D.C. 20543

RE: Emergency Application to Stay Proceedings and Recall the Third Circuit's  
Mandate Pending the Filing of a Petition for a Writ of Certiorari  
*Delaware Department of Insurance v. United States of America*, 23A60

Dear Mr. Harris:

I am counsel for Applicant, Delaware Department of Insurance, in the above matter. I write to advise the Court that Applicant and Respondent, United States of America, have reached an agreement to avoid the irreparable harm to the Commissioner pending a decision by this Court on a petition for Writ of Certiorari or on the merits if certiorari is granted.

Accordingly, upon agreement of the parties, Applicant respectfully withdraws its application for stay and thanks the Court for its consideration.

Respectfully,

/s/ James J. Black  
James J. Black, III  
*Counsel of Record*

cc: Colleen E. Roh Sinzduk, Esquire, Assistant to Solicitor General  
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