

May 20, 2025

VIA U.S. MAIL & E-FILE

Scott S. Harris, Clerk
Supreme Court of the United States
1 First Street, NE
Washington, D.C. 20543

RE: Errata Notice—*Matthew T. McLeay, Petitioner v. Coke Morgan Stewart, Acting Under Secretary of Commerce for Intellectual Property and Acting Director, United States Patent and Trademark Office*, No. 24-1181

Dear Mr. Harris:

On May 19, 2025, the Court docketed a petition for a writ of certiorari to the United States Court of Appeals for the Federal Circuit in the above-captioned matter. Petitioner seeks to make the following clerical correction in the body of the petition (replace “Third” with “D.C.” in the third line on page 21) and also substitute the listed case for the one below in the related footnote.

Thus, the petition on page 21 should state:

The other two courts in the four court majority, the Second Circuit⁷ and the D.C. Circuit,⁸ require the same purpose-based showing for implied waiver ...

Relatedly, footnote 8 of the petition also on page 21 should state:

Midwest Terminals of Toledo Int’l, Inc. v. Nat’l Lab. Rels. Bd., 783 Fed. Appx. 1, 8 (D.C. Cir. 2019) (“actions . . . cannot be construed as an implicit waiver of . . . rights” where party “did not know” facts giving rise to rights).

We regret the error requiring the forgoing revisions.

Respectfully Submitted,


Bartholomew L. McLeay
Counsel of Record for Petitioner

cc: D. John Sauer, Solicitor General
Counsel of Record for Respondent