No. 24-5391

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IN THE SUPREME COURT OF THE UNITED STATES

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ZAVIEN LENOY CANADA, PETITIONER

v.

UNITED STATES OF AMERICA

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ON PETITION FOR A WRIT OF CERTIORARI
TO THE UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

_____


MEMORANDUM FOR THE UNITED STATES

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Petitioner contends (Pet. 16-26) that 18 U.S.C. 922(g)(1), the federal statute that prohibits a person from possessing a firearm if he has been convicted of "a crime punishable by imprisonment for a term exceeding one year," ibid., violates the Second Amendment. In United States v. Rahimi, 144 S. Ct. 1889 (2024), this Court clarified the methodology for determining whether a firearms regulation complies with the Second Amendment. After issuing that decision, the Court granted certiorari in multiple cases presenting the question whether Section 922(g)(1) violates the Second Amendment, vacated the decisions below, and remanded for further consideration in light of Rahimi. See Garland

v. <u>Range</u>, 144 S. Ct. 2706 (2024) (No. 23-374); <u>Vincent</u> v. <u>Garland</u>, 144 S. Ct. 2708 (2024) (No. 23-683); <u>Jackson</u> v. <u>United States</u>, 144 S. Ct. 2710 (2024) (No. 23-6170); <u>Cunningham</u> v. <u>United States</u>, 144 S. Ct. 2713 (2024) (No. 23-6602); <u>Doss</u> v. <u>United States</u>, 144 S. Ct. 2712 (2024) (No. 23-6842).  Consistent with that practice, the Court should grant the petition for a writ of certiorari in this case, vacate the court of appeals' judgment, and remand for further consideration in light of <u>Rahimi</u>.[*]

Respectfully submitted.

ELIZABETH B. PRELOGAR
<u>Solicitor General</u>

SEPTEMBER 2024

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[*]  The government waives any further response to the petition for a writ of certiorari unless this Court requests otherwise.