

No. 24-5456

IN THE SUPREME COURT OF THE UNITED STATES

ROBERT PAUL DURRELL, PETITIONER

v.

UNITED STATES OF AMERICA

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

MEMORANDUM FOR THE UNITED STATES

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Petitioner contends (Pet. 1-2, 8-14) that the district court impermissibly considered factors described in 18 U.S.C. 3553(a)(2)(A) when revoking petitioner's supervised release and imposing of a term of imprisonment under 18 U.S.C. 3583(e). This Court granted certiorari in Esteras v. United States, No. 23-7483 (Oct. 21, 2024), to consider whether Section 3583(e) precludes consideration of such factors. Accordingly, the petition for a writ of certiorari should be held pending the Court's decision in

Esteras and then disposed of as appropriate in light of that decision.*

Respectfully submitted.

ELIZABETH B. PRELOGAR
Solicitor General

NOVEMBER 2024

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