



CITY OF DALLAS

February 24, 2025

VIA E-FILE

Scott S. Harris, Clerk
Supreme Court of the United States
1 First Street, NE
Washington, DC 20543-0001

Re: ***Dawes v. City of Dallas*, No. 24-570**
No Brief in Opposition to be Filed by Respondent City of Dallas

Mr. Harris:

This letter responds to your letter of January 23, 2025, in which you informed Respondents that the Court has requested responses to the petition for writ of certiorari filed in the above-referenced case. Respondent, the City of Dallas (the “City”), declines to file a brief in opposition to the petition for writ of certiorari because the City is not a proper party to the proceedings before the Court. Petitioners’ suit asserts Fourth Amendment claims under 42 U.S.C. § 1983 against the City and Respondents Christopher Hess and Jason Kimpel. App.5a-6a. The district court entered summary judgment for all Respondents. The Fifth Circuit affirmed the district court’s judgment as to Hess and Kimpel on qualified immunity grounds, App.2a, 6a-9a, but it reversed and remanded the district court’s judgment as to the City, App.10a. Although Petitioners have identified the City as a respondent in the proceedings before the Court, Pet.ii, they are only challenging the Fifth Circuit’s judgment as to Hess and Kimpel. Petitioners do not seek to disturb the Fifth Circuit’s judgment as to the City. Therefore, absent further request by the Court, the City declines to file a brief in opposition to the petition for writ of certiorari.

Thank you.

Sincerely,



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Counsel of Record for Respondent City of Dallas