**14-361 OCASIO V. UNITED STATES**

DECISION BELOW: 750 F.3d 399

LOWER COURT CASE NUMBER: 12-4462

QUESTION PRESENTED:

The Hobbs Act defines extortion, in relevant part, as "the obtaining of property from another, with his consent, ... under color of official right." 18 U.S.C. § 1951(b)(2). This Court has held that a public official violates that statute when he "obtain[s] a payment to which he was not entitled, knowing that the payment was made in return for official acts." *Evans v. United States*, 504 U.S. 255, 268 (1992).

The question presented, on which the Fourth and Sixth Circuits explicitly disagree, is:

Does a conspiracy to commit extortion require that the conspirators agree to obtain property from someone outside the conspiracy?

CERT. GRANTED 3/2/2015