

No. 17-155

IN THE SUPREME COURT OF THE UNITED STATES

---

ERIK LINDSEY HUGHES, PETITIONER

v.

UNITED STATES OF AMERICA

---

**CERTIFICATE OF SERVICE**

It is hereby certified that all parties required to be served have been served with copies of the **BRIEF FOR THE UNITED STATES**, via e-mail and first-class mail, postage prepaid, this **21st day of February 2018**.

**[See Attached Service List]**

As required by Supreme Court Rule 33.1(h), I certify that the document contain **14947** words, excluding the parts of the document that are exempted by Supreme Court Rule 33.1(d). I declare under penalty of perjury that the foregoing is true and correct. Executed on **February 21, 2018**.

---

Noel J. Francisco  
Solicitor General  
Counsel of Record  
Department of Justice  
Washington, D.C. 20530-0001  
(202) 514-2217

**February 21, 2018.**

Due to the continuing delay in receiving incoming mail at the Department of Justice, in addition to mailing your brief via first-class mail, we would appreciate a fax or email copy of your brief. If that is acceptable to you, please fax your brief to Charlene Goodwin, Case Management Supervisor, Office of the Solicitor General, at (202) 514-8844, or email at **SupremeCtBriefs@USDOJ.gov**. Ms. Goodwin's phone number is (202) 514-2217 or 2218. Thank you for your consideration of this request.

17-0155  
HUGHES, ERIK LINDSEY  
USA

JEAN-CLAUDE ANDRE  
SIDLEY AUSTIN LLP  
555 WEST FIFTH STREET  
LOS ANGELES, CA 90013  
213-896-6000  
JCANDRE@SIDLEY.COM

TIMOTHY S. BISHOP  
MAYER BROWN LLP  
71 SOUTH WACKER DRIVE  
CHICAGO, IL 60606-4637  
312-782-0600  
TBISHOP@MAYERBROWN.COM

ANTHONY L. FRANCOIS  
PACIFIC LEGAL FOUNDATION  
930 G STREET  
SACRAMENTO, CA 95814  
916-419-7111  
INCOMINGLIT@PACIFICLEGAL.ORG

NATHANIEL P. GARRETT  
JONES DAY  
555 CALIFORNIA STREET  
26TH FLOOR  
SAN FRANCISCO, CA 94104  
415-626-3939  
NGARRETT@JONESDAY.COM

STEPHANIE A. KEARNS  
FEDERAL DEFENDER PROGRAM, INC.  
101 MARIETTA ST., NW  
SUITE 1500  
ATLANTA, GA 30303

RICHARD M. RE  
UCLA SCHOOL OF LAW  
PO BOX 951476  
LOS ANGELES, CA 90095-1476  
310-825-7159  
RE@LAW.UCLA.EDU

E. JOSHUA ROSENKRANZ  
ORRICK, HERRINGTON & SUTCLIFFE LLP  
51 WEST 52ND STREET  
NEW YORK, NY 10019  
212-506-5000  
JROSENKRANZ@ORRICK.COM

E. JOSHUA ROSENKRANZ  
ORRICK, HERRINGTON & SUTCLIFFE LLP  
51 WEST 52ND STREET  
NEW YORK , NY 10019  
212-506-5000  
JROSENKRANZ@ORRICK.COM

KENTON J. SKARIN  
JONES DAY  
77 WEST WACKER  
CHICAGO , IL 60601  
312-782-3939  
KSKARIN@JONESDAY.COM

MAXWELL L. STEARNS  
UNIVERSITY OF MARYLAND CAREY  
SCHOOL OF LAW  
500 W. BALTIMORE STREET  
BALTIMORE, MD 21201  
410-706-3942  
MSTEARNS@LAW.UMARYLAND.EDU