

IN THE SUPREME COURT OF THE UNITED STATES

No. 20-105

---

JOHN J. DAVIS, ET AL., PETITIONERS

v.

ANDREW M. SAUL, COMMISSIONER OF SOCIAL SECURITY

---

THOMAS HILLIARD, PETITIONER

v.

ANDREW M. SAUL, COMMISSIONER OF SOCIAL SECURITY

---

MOTION FOR LEAVE TO DISPENSE  
WITH THE REQUIREMENT OF A JOINT APPENDIX

---

Pursuant to Rule 26.8 of this Court, petitioners respectfully seek leave to dispense with the requirement of a joint appendix in this case. Counsel for the United States has authorized undersigned counsel to state that they concur in this motion.

The question presented in this case is whether a claimant seeking disability benefits or supplemental security income under the Social Security Act must exhaust an Appointments Clause challenge with the administrative law judge whose appointment the claimant is challenging in order to obtain judicial review of that challenge. The appendix to the petition for a writ of certiorari includes all of the lower court opinions. The parties do not believe that any other portion of the record merits special at-

tention that warrants the preparation and expense of a joint appendix. A separate joint appendix would therefore not materially assist in the Court's consideration of this case. For the foregoing reasons, the motion to dispense with the requirement of a joint appendix should be granted.

Respectfully submitted.

KANNON K. SHANMUGAM  
Counsel of Record  
PAUL, WEISS, RIFKIND,  
WHARTON & GARRISON LLP  
2001 K Street, N.W.  
Washington, DC 20006  
(202) 223-7300

December 9, 2020