



January 21, 2021

Hon. Scott S. Harris
Clerk of the Court
Supreme Court of the United States
One First Street, N.E.
Washington, DC 20543

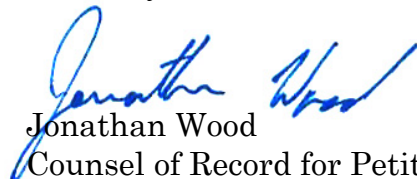
Re: *Massachusetts Lobstermen's Association v. Ross*, Docket No. 20-97
Pending Petition for a Writ of Certiorari

Dear Mr. Harris:

Petitioners Massachusetts Lobstermen's Association, et al., provide this letter to inform the Court of a development that may affect its consideration of the pending petition that has been relisted for the Court's conference tomorrow, January 22, 2021. Yesterday, January 20, 2021, President Biden issued an executive order establishing a policy "to restore and expand our national treasures and monuments." A copy of that order is attached at Exhibit A. In Section 3, titled "Restoring National Monuments," the order directs the Secretary of the Interior to prepare a report addressing whether it would be appropriate for the President to revoke Proclamation 10,049, 85 Fed. Reg. 35,793 (June 5, 2020), and restore the fishing prohibitions within the Northeast Canyons and Seamounts Marine National Monument. Petitioners submit that this development further undermines any suggestion of mootness in this case. *See* Pet. 37-38 (discussing Proclamation 10,049 and the voluntary cessation exception to mootness).

We respectfully request that this letter with the attachment be brought to the attention of the Court at the earliest possibility.

Sincerely,



Jonathan Wood
Counsel of Record for Petitioners

Attachment

cc: All Counsel