

No. 21-1354

In the Supreme Court of the United States

BAST AMRON LLP, PETITIONER

v.

UNITED STATES TRUSTEE REGION 21

*ON PETITION FOR A WRIT OF CERTIORARI
TO THE UNITED STATES COURT OF APPEALS
FOR THE ELEVENTH CIRCUIT*

MEMORANDUM FOR RESPONDENT

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Petitioner contends (Pet. i, 11) that Section 1004(a) of the Bankruptcy Judgeship Act of 2017, Pub. L. No. 115-72, Div. B, 131 Stat. 1232 (28 U.S.C. 1930(a)(6)(B) (2018)), which amended the schedule of quarterly fees payable to the United States Trustee in certain pending bankruptcy cases, contravened Congress’s constitutional authority to “establish * * * uniform Laws on the subject of Bankruptcies,” U.S. Const. Art. I, § 8, Cl. 4, because it was initially applied only in the 88 federal judicial districts that have United States Trustees but not in the 6 districts that have Bankruptcy Administrators.

On January 10, 2022, this Court granted the petition for a writ of certiorari in *Siegel v. Fitzgerald*, No. 21-441 (argued Apr. 18, 2022), to consider that same question. Accordingly, the government agrees with petitioner (Pet. 11) that the petition in this case should be

held pending the decision in *Siegel* and then disposed of as appropriate in light of that decision.*

Respectfully submitted.

ELIZABETH B. PRELOGAR
Solicitor General

MAY 2022

* The government waives any further response to the petition for a writ of certiorari unless this Court requests otherwise.