

Supreme Court of the United States

No. 22-160

KEVIN L. FAIR,

Petitioner

v.

CONTINENTAL RESOURCES, ET AL.

ON PETITION FOR WRIT OF CERTIORARI to the Supreme Court of Nebraska.

THIS CAUSE having been submitted on the petition for writ of certiorari and the response hereto.

ON CONSIDERATION WHEREOF, it is ordered and adjudged by this Court that the petition for writ of certiorari is granted. The judgment of the above court in this cause is vacated with costs, and the case is remanded to the Supreme Court of Nebraska for further consideration in light of *Tyler v. Hennepin County*, 598 U. S. ____ (2023).

IT IS FURTHER ORDERED that the petitioner, Kevin L. Fair, recover from Continental Resources, et al., Three Hundred Dollars (\$300.00) for costs herein expended.

June 5, 2023

Clerk's costs: \$300.00



United States of America, ss:

THE PRESIDENT OF THE UNITED STATES OF AMERICA

No. 22-160

KEVIN L. FAIR,

Petitioner

v.

CONTINENTAL RESOURCES, ET AL.

To the Honorable the Justices of the Supreme Court of Nebraska.

GREETINGS:

Supreme Court of Nebraska case, CONTINENTAL RESOURCES, APPELLEE, v. KEVIN L. FAIR, DEFENDANT AND THIRD-PARTY PLAINTIFF, APPELLANT, AND HEATHER HAUSCHILD, SCOTTS BLUFF COUNTY TREASURER, AND DOUG PETERSON, ATTORNEY GENERAL FOR THE STATE OF NEBRASKA, IN THEIR OFFICIAL CAPACITIES, AND THE COUNTY OF SCOTTS BLUFF, THIRD-PARTY DEFENDANTS, APPELLEES, No. S-21-074, was submitted to the **SUPREME COURT OF THE UNITED STATES** on petition for writ of certiorari and the response hereto.

It is ordered and adjudged on June 5, 2023, by this Court that the petition for writ of certiorari is granted. The judgment of the Supreme Court of Nebraska is vacated with costs, and the case is remanded to the Supreme Court of Nebraska for further consideration in light of *Tyler v. Hennepin County*, 598 U. S. ____ (2023).

THIS CAUSE IS REMANDED to you in order that such proceedings may be had in the said cause, in conformity with the judgment of this Court above stated, as accord with right and justice, and the Constitution and Laws of the United States.

IT IS FURTHER ORDERED that the petitioner, Kevin L. Fair, recover from Continental Resources, et al., Three Hundred Dollars (\$300.00) for costs herein expended.

Witness the Honorable **JOHN G. ROBERTS, JR.**, Chief Justice of the United States, the 5th day of June, in the year Two Thousand and Twenty-Three.

Clerk's costs: \$300.00

 A True copy SCOTT S. HARRIS
Clerk of the Supreme Court of the United States
