

IN THE  
**Supreme Court of the United States**

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CHARLES BARTON AND NATHAN SANDERS,  
PETITIONERS

v.

STATE OF TEXAS

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*ON PETITION FOR A WRIT OF CERTIORARI TO THE  
COURT OF CRIMINAL APPEALS OF TEXAS*

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**BRIEF OF *AMICUS CURIAE* FOUNDATION  
FOR INDIVIDUAL RIGHTS AND EXPRESSION  
IN SUPPORT OF PETITIONER**

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**CERTIFICATE OF COMPLIANCE**

As required by Supreme Court Rule 33.1(h), I certify that the document contains 5,254 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.

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Executed on December 8, 2022.

  
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Alan James Smith  
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