

# Supreme Court of the United States

No. 23-167

**JOHN Q. HAMM, COMMISSIONER, ALABAMA DEPARTMENT OF  
CORRECTIONS,**

Petitioner

v.

**JOSEPH CLIFTON SMITH**

**ON PETITION FOR WRIT OF CERTIORARI** to the United States Court  
of Appeals for the Eleventh Circuit.

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

**ON CONSIDERATION WHEREOF**, it is ordered and adjudged by this  
Court that the motion of petitioner for leave to proceed *in forma pauperis* and the petition  
for a writ of certiorari are granted. The judgment of the above court in this cause is vacated,  
and the case is remanded to the United States Court of Appeals for the Eleventh Circuit for  
further consideration consistent with the opinion of this Court.

November 4, 2024

