

May 22, 2026

Honorable Scott S. Harris
Clerk of the Court
Supreme Court of the United States
1 First Street, NE
Washington, DC 20543
sharris@supremecourt.gov

Re: *James P. Abrams v. United States*, No. 25-1236

Dear Mr. Harris:

I represent Petitioner James Abrams. I write on behalf of Petitioner to request that the Clerk's Office defer distribution of Mr. Abrams' Petition for a Writ of Certiorari until the deadline has passed for filing amicus curiae briefs in support of the Petition.

The Petition was placed on the docket on April 30, 2026. On May 21, 2026, the Solicitor General filed a waiver of the right to file a brief in opposition. Absent further action, counsel understands that the Petition would be placed on the paid conference list distributed Tuesday, May 26, 2026, for consideration at the conference of June 11, 2026.

The deadline for amicus curiae to file a brief in support of the Petitioner is Monday, June 1, 2026. R. 37.2. Counsel has been informed that the National Association of Criminal Defense Lawyers and a group of former Article III judges intend to file briefs in support of the Petition on or before that date.

In order to ensure that the full record of certiorari-stage filings, including the timely amicus submissions, is before the Court when the Petition is considered, Petitioner respectfully requests that distribution be deferred until the next paid conference list following June 1, 2026, *i.e.*, the list distributed on Tuesday, June 2, 2026, for the conference of June 18, 2026. The requested deferral is consistent with the Clerk's Office's general practice of permitting the certiorari-stage briefing window to close before distribution to Chambers. *See* Memorandum Concerning the Deadlines for Cert Stage Pleadings and the Scheduling of Cases for Conference § 4 (Mar. 2026).

The Solicitor General has been advised of this request.

Respectfully submitted,

/s/ David A. O'Neil

David A. O'Neil
Counsel of Record