

October 20, 2026

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

Re: *Novartis Pharms. Corp. v. Lynn Fitch, Att’y Gen. of Mississippi*, No. 26-457

Dear Mr. Harris:

I represent Petitioner Novartis Pharmaceuticals Corporation. I write on behalf of Petitioner to request that the Clerk’s Office defer distribution of the petition for a writ of certiorari in this matter until the deadline has passed for filing amicus curiae briefs in support of the petition.

The petition was filed on October 2, 2026, and the response date for a brief in opposition and any amicus briefs in support of the petition is November 6, 2026. On October 20, 2026, the Attorney General for the State of Mississippi 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 October 21, 2026 conference distribution list, for consideration at the Court’s November 6, 2026 conference. Novartis has already received notice that at least one amicus curiae, Washington Legal Foundation, plans to file an amicus brief. *See* Sup. Ct. R. 37.2 (requiring amici to notify the parties of their intent to file “at least 10 days prior” to due date, and requiring briefs to “be filed within 30 days after the case is placed on the docket or a response is called for by the Court, whichever is later”).

To ensure that the full record of certiorari-stage filings, including 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 November 6, 2026—which would mean distribution on November 10, 2026, for the conference of December 4, 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).

Respondent has been advised of this request.

Respectfully submitted,
/s/ Jessica L. Ellsworth
Jessica L. Ellsworth
Counsel of Record for Petitioner

cc: Scott G. Stewart, Counsel of Record for Respondent