

IN THE SUPREME COURT OF THE UNITED STATES

SMITH, KYLE THOMAS
Petitioner

vs.

No: 26-5761

USA

WAIVER

The Government hereby waives its right to file a response to the petition in this case, unless requested to do so by the Court.

D. JOHN SAUER
Solicitor General
Counsel of Record

October 08, 2026

cc:

JARED TIMOTHY GUEMMER
OFFICE OF THE FEDERAL PUBLIC DEFENDER, NDOK
1 W 3RD STREET
SUITE 1225
TULSA, OK 74103