

1 functionally the equivalent of materiality. So I think
2 the Court felt some comfort in Wells. The Court didn't
3 just say, oh, we -- we -- we are fine with -- you know,
4 we are dispensing with de minimis non curat lex. That
5 is the background norm against which all of our laws are
6 enacted, because we have to assume that this -- the --
7 the government -- you have to look at how the harshest
8 prosecutor in the land will apply this. And I think the
9 questioning today makes it chillingly clear that the
10 government's position in this case would subject all
11 naturalized Americans to potential denaturalization at
12 the hands of an aggressive prosecutor.

13 That is not what Congress intended. That is
14 not what is in the language of the statute. Nothing in
15 the statute compels this Court, that -- this would be
16 breaking entirely new ground, and we urge this Court no
17 to go there.

18 Thank you very much.

19 CHIEF JUSTICE ROBERTS: Thank you, counsel.

20 The case is submitted.

21 (Whereupon, at 12:17 p.m., the case in the
22 above-entitled matter was submitted.)

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