

No. 20-1070

In the Supreme Court of the United States

FABIAN RICO OLVERA, PETITIONER

v.

ROBERT M. WILKINSON, ACTING ATTORNEY GENERAL

*ON PETITION FOR A WRIT OF CERTIORARI
TO THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT*

MEMORANDUM FOR THE RESPONDENT

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In this case, the court of appeals upheld the determination of the Board of Immigration Appeals that the government may provide written notice under 8 U.S.C. 1229(a)(1), which is required to trigger the stop-time rule, 8 U.S.C. 1229b(d)(1)(A), in more than one document. Pet. App. 2; see *id.* at 5-6. This Court is currently considering that question in *Niz-Chavez v. Wilkinson*, No. 19-863 (argued Nov. 9, 2020). The petition for a writ of certiorari in this case presents the same question. Pet. i, 6-17. It therefore should be held pending the Court's decision in *Niz-Chavez* and then disposed of as appropriate in light of that decision.*

Respectfully submitted.

ELIZABETH B. PRELOGAR
Acting Solicitor General

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* The government waives any further response to the petition for a writ of certiorari unless this Court requests otherwise.