

**United States Court of Appeals**  
***For The Eighth Circuit***  
Thomas F. Eagleton U.S. Courthouse  
111 South 10th Street, Room 24.329  
**St. Louis, Missouri 63102**

**Maureen W. Gornik**  
*Acting Clerk of Court*

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**MEMORANDUM**

**TO:** Clerk, U.S. District Court, North Dakota

**FROM:** Maureen W. Gornik, Acting Clerk of Court

**DATE:** July 02, 2024

**RE:** 23-1600 In Re: North Dakota Legislative Assembly, et al

District Court/Agency Case Number(s): 3:22-cv-00022-PDW

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Enclosed is a letter received from the United States Supreme Court stating that an order has been filed granting certiorari in the above case.

AMT

**Supreme Court of the United States  
Office of the Clerk  
Washington, DC 20543-0001**

**Scott S. Harris**  
Clerk of the Court  
(202) 479-3011

July 2, 2024

Clerk  
United States Court of Appeals for the Eighth  
Circuit  
Thomas F. Eagleton Courthouse  
111 S. 10th Street, Room 24.329  
St. Louis, MO 63102-1125

Re: Turtle Mountain Band of Chippewa Indians, et al.  
v. North Dakota Legislative Assembly, et al.  
No. 23-847  
(Your No. 23-1600)

Dear Clerk:

The Court today entered the following order in the above-entitled case:

The petition for a writ of certiorari is granted. The judgment is vacated, and the case is remanded to the United States Court of Appeals for the Eighth Circuit with instructions to dismiss the case as moot. See *United States v. Munsingwear, Inc.*, 340 U. S. 36 (1950). Justice Jackson, dissenting: In my view, the party seeking vacatur has not established equitable entitlement to that remedy. See *Acheson Hotels, LLC v. Laufer*, 601 U. S. 1, 18-20 (2023) (Jackson, J., concurring in the judgment).

The judgment or mandate of this Court will not issue for at least thirty-two days pursuant to Rule 45. Should a petition for rehearing be filed timely, the judgment or mandate will be further stayed pending this Court's action on the petition for rehearing.

Sincerely,



**Scott S. Harris**, Clerk