

Supreme Court of the United States

DELAWARE, *Plaintiff*,

v.

Nos. 22O145 & 22O146 (Consolidated)

ARKANSAS, *et al.*, *Defendants*.

NOVEMBER 19, 2024

NOTICE TO THE PARTIES

PIERRE N. LEVAL, *Special Master*:

The Parties have submitted to me as the Special Master a Joint Stipulation and Motion to Dismiss. However, as Special Master, I lack authority to dismiss the case. I have sought guidance from the Clerk of the Supreme Court as to the best way to proceed to secure dismissal pursuant to the Parties' stipulation. The Clerk advised of two options.

One option, particularly suitable when the settlement terms include continuing obligations, or the Parties for whatever reason would like to have their settlement terms included in the order of dismissal, is for the Special Master to submit a final report briefly recounting the history of the proceedings and the fact of the settlement and asking the Court to dismiss the case. The Special Master would include a proposed decree of dismissal incorporating the terms of the settlement.

The second, simpler option, particularly suitable when the Parties do not wish to have the terms of their settlement reflected in the order of dismissal, is for the Parties to submit directly to the Supreme Court a joint stipulation of dismissal under the Supreme Court's Rule 46.1.

Supreme Court Rule 46.1 provides:

At any stage of the proceedings, whenever all parties file with the Clerk an agreement in writing that a case be dismissed, specifying the terms for payment of costs, and pay to the Clerk any fees then due, the Clerk, without further reference to the Court, will enter an order of dismissal.

Please advise, preferably in a single joint submission, which option you prefer. If you prefer the first option, please submit a proposed Final Report of the Special Master and a proposed order of dismissal, including the terms of the settlement (if you wish to have those terms embodied in the Court's order of dismissal). If you prefer the second option, please advise me of the filing with the Court of your application for dismissal and of the Court's action in response.



PIERRE N. LEVAL, *Special Master*
Thurgood Marshall United States
Courthouse

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