

SUPREME COURT OF THE UNITED STATES
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WASHINGTON, DC 20543-0001

WILLIAM K. SUTER
CLERK OF THE COURT

AREA CODE 202
479-3011

May 17, 2004

Theodore B. Olson, Esquire
Solicitor General
United States Department of Justice
950 Pennsylvania Avenue, N.W.
Room 5614
Washington, DC 20530-0001

**Re: National Archives and Records Administration
v. Allan J. Favish, et al.
No. 02-954**

Dear Mr. Olson:

A certified copy of the judgment of this Court in the above-entitled case was mailed to the Clerk of the United States Court of Appeals for the Ninth Circuit today.


The petitioner is given recovery of costs in this Court is as follows:

Printing of record: \$1,704.35

This amount may be collected from opposing counsel or parties.

Sincerely,

WILLIAM K. SUTER, Clerk

By 

Elizabeth Brown
Judgments/Mandates Clerk

cc: James Hamilton, Esq.
Clerk, USCA for the Ninth Circuit
(Your docket Nos. 01-55487/55788/55789)

Allan J. Favish, Esq.

Supreme Court of the United States

No. 02-954

NATIONAL ARCHIVES and RECORDS ADMINISTRATION,

Petitioner

v.

ALLAN J. FAVISH, ET AL.

ON WRIT OF CERTIORARI to the United States Court of Appeals for the Ninth Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the above court and was argued by counsel.

ON CONSIDERATION WHEREOF, it is ordered and adjudged by this Court that the judgment of the above court in this cause is reversed, and the case is remanded to the United States Court of Appeals for the Ninth Circuit with instructions to grant Office of Independent Counsel's motion for summary judgment with respect to the four photographs in dispute.

IT IS FURTHER ORDERED that the petitioner National Archives and Records Administration recover from Allan J. Favish, et al., One Thousand Seven Hundred Four Dollars and Thirty-five Cents (\$1,704.35) for costs herein expended.

March 30, 2004

Printing of record: \$1,704.35