

IN THE  
**Supreme Court of the United States**

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EDWARD G. McDONOUGH,  
*Petitioner,*

v.

YOUEL SMITH, INDIVIDUALLY AND AS SPECIAL DISTRICT  
ATTORNEY FOR THE COUNTY OF RENSSELAER,  
NEW YORK, AKA TREY SMITH,  
*Respondents.*

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**On Writ of Certiorari to the  
United States Court of Appeals  
for the Second Circuit**

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**BRIEF FOR THE CRIMINAL JUSTICE  
INSTITUTE OF HARVARD LAW SCHOOL  
AS AMICUS CURIAE  
IN SUPPORT OF PETITIONER**

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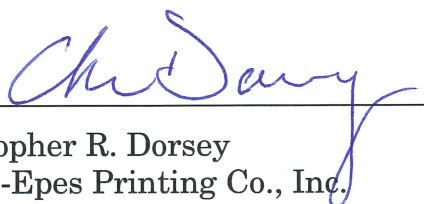
**CERTIFICATE OF COMPLIANCE**

As required by Supreme Court Rule 33.1(h), I certify that the document contains 6,131 words, excluding the parts of the document that are exempted by Supreme Court Rule 33.1(d).

I declare under penalty of perjury that the foregoing is true and correct.

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Executed on March 4, 2019.

  
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Christopher R. Dorsey  
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