

Supreme Court of the United States

No. 23-7150

ELANA GORDON,

Petitioner,

v.

MASSACHUSETTS

ON PETITION FOR WRIT OF CERTIORARI to the Appeals Court of Massachusetts.

THIS CAUSE having been submitted on the petition for writ of certiorari and the response thereto.

ON CONSIDERATION WHEREOF, it is ordered and adjudged by this Court that the motion of petitioner for leave to proceed *in forma pauperis* and the petition for writ of certiorari are granted. The judgment of the above court in this cause is vacated, and the case is remanded to the Appeals Court of Massachusetts for further consideration in light of *Smith v. Arizona*, 602 U. S. ____ (2024).

October 21, 2024



United States of America, ss:

THE PRESIDENT OF THE UNITED STATES OF AMERICA

No. 23-7150

ELANA GORDON,

Petitioner,

v.

MASSACHUSETTS

To the Honorable the Chief Justice and the Associate Justices of the Appeals Court of
Massachusetts.

GREETINGS:

Appeals Court of Massachusetts case, COMMONWEALTH vs. ELANA GORDON,
No. 22-P-825, was submitted to the **SUPREME COURT OF THE UNITED STATES** on
petition for writ of certiorari and the response thereto.

It is ordered and adjudged on October 21, 2024, by this Court that the motion of
petitioner for leave to proceed *in forma pauperis* and the petition for writ of certiorari are
granted. The judgment of the above court in this cause is vacated, and the case is remanded
to the Appeals Court of Massachusetts for further consideration in light of *Smith v.*
Arizona, 602 U. S. ___ (2024).

THIS CAUSE IS REMANDED to you in order that such proceedings may be had in
the said cause, in conformity with the judgment of this Court above stated, as accord with
right and justice, and the Constitution and Laws of the United States.

Witness the Honorable **JOHN G. ROBERTS, JR.**, Chief Justice of the United States, the 21st day of October, in the year Two Thousand and Twenty-Four.

A True copy SCOTT S. HARRIS
Clerk of the Supreme Court of the United States



Scott S. Harris
