

17-312 UNITED STATES V. SANCHEZ-GOMEZ

DECISION BELOW: 859 F.3d 649

LOWER COURT CASE NUMBER: 13-50561, 13-50562, 13-50566, 13-50571

QUESTION PRESENTED:

1. Whether the court of appeals erred in asserting authority to review respondents' interlocutory challenge to pretrial physical restraints and in ruling on that challenge notwithstanding its recognition that respondents' individual claims were moot.

2. Whether the court of appeals erred in concluding that the Fifth Amendment forbids the United States Marshals Service for the Southern District of California, with the approval of the district judges in that high- volume jurisdiction, from implementing a policy of placing pretrial detainees in physical restraints during non-jury court proceedings.

GRANTED LIMITED TO QUESTION 1 PRESENTED BY THE PETITION.

ELLIS M. JOHNSTON, III, ESQUIRE, OF SAN DIEGO, CALIFORNIA, IS APPOINTED TO SERVE AS COUNSEL FOR RESPONDENT RENE SANCHEZ-GOMEZ IN THIS CASE.

CERT. GRANTED 12/8/2017