

**Supreme Court of the United States**

**No. 23-133**

**ARLEN FOSTER,**

Petitioner

v.

**DEPARTMENT OF AGRICULTURE, ET AL.**

**ON PETITION FOR WRIT OF CERTIORARI** to the United States Court of Appeals for the Eighth Circuit.

**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 petition for writ of certiorari is granted. The judgment of the above court is vacated, and the case is remanded to the United States Court of Appeals for the Eighth Circuit for further consideration in light of *Loper Bright Enterprises v. Raimondo*, 603 U. S. \_\_\_ (2024).

**IT IS FURTHER ORDERED** that the petitioner, Arlen Foster, recover from Department of Agriculture, et al., Three Hundred Dollars (\$300.00) for costs herein expended.

July 2, 2024

