

No. 24-5744

IN THE
Supreme Court of the United States

ANDRE MICHAEL DUBOIS,

Petitioner,

v.

UNITED STATES OF AMERICA,

Respondent.

On Petition for a Writ of Certiorari
To the United States Court of Appeals
For the Eleventh Circuit

**SUPPLEMENTAL BRIEF IN SUPPORT OF PETITION FOR A WRIT
OF CERTIORARI**

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SUPPLEMENTAL ARGUMENT

In his reply brief in support of granting certiorari, Mr. Dubois pointed out that en banc rehearing was pending in the Third Circuit in *Range v. Attorney General*, No. 21-2835 (3d. Cir.) after the case was remanded for reconsideration in light of *United States v. Rahimi*, 602 U.S. 680 (2024). *Garland v. Range*, 144 S. Ct. 2706 (2024). That case has now been decided.

Upon rehearing, the Third Circuit reaffirmed that Mr. Range is among “the people’ protected by the Second Amendment.” *Range v. Attorney General*, No. 21-2835, slip. op. at 5 (3d Cir. Dec. 23, 2024). And the court sustained Mr. Range’s as-applied challenge to the lifetime ban on his possession of weapons under § 922(g)(1). Slip. op. at 24-25.

In so holding, the Third Circuit found that the government did not meet its burden of showing a historical analog to permanent disarmament of someone like Mr. Range. *Id.* at 24. The court relied on the forfeiture laws that “prescribed the forfeiture of the specific weapon” but did not forbid acquisition of arms after completion of one’s sentence and reentry into society. *Id.* at 23. Two judges dissented. *Id.* at 4 (noting concurrences and dissents).

CONCLUSION

As noted in Mr. Dubois's petition and reply brief, the circuit split is ongoing and hardening. He respectfully requests that this Court grant the petition.

Respectfully Submitted,



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