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Syllabus

SHARP, WARDEN *v.* MURPHYCERTIORARI TO THE UNITED STATES COURT OF APPEALS FOR
THE TENTH CIRCUIT

No. 17–1107. Argued November 27, 2018—Decided July 9, 2020

Held: The judgment of the Court of Appeals—which held that Congress has not disestablished the Creek Reservation and thus Mr. Murphy’s crime is subject to exclusive federal jurisdiction because Mr. Murphy is an Indian and the crime occurred in Indian country—is affirmed for the reasons stated in *McGirt v. Oklahoma*, 591 U. S. 894 (2020).

875 F. 3d 896, affirmed.

Lisa S. Blatt argued the cause for petitioner. With her on the briefs were *Mike Hunter*, Attorney General of Oklahoma, *Mithun Mansinghani*, Solicitor General, *Jennifer Crabb*, Assistant Attorney General, *Michael K. Velchik* and *Randall Yates*, Assistant Solicitors General, *Sally L. Pei*, *Stephen K. Wirth*, and *R. Reeves Anderson*.

Deputy Solicitor General Kneedler argued the cause for the United States as *amicus curiae* urging reversal. With him on the briefs were *Solicitor General Francisco*, *Assistant Attorney General Clark*, *Acting Assistant Attorney General Wood*, *Erica L. Ross*, *William B. Lazarus*, *Elizabeth Ann Peterson*, and *James A. Maysonett*.

Ian Heath Gershengorn argued the cause for respondent. With him on the briefs were *Patti Palmer Ghezzi*, *Emma Rolls*, *Michael Lieberman*, *Zachary C. Schauf*, *David A. Strauss*, and *Sarah M. Konsky*.

Riyaz A. Kanji argued the cause for Muscogee (Creek) Nation as *amicus curiae* urging affirmance. With him on the briefs were *David A. Giampetroni* and *Cory J. Albright*.*

*Briefs of *amici curiae* urging reversal were filed for the State of Nebraska et al. by *Douglas J. Peterson*, Attorney General of Nebraska, *James D. Smith*, Solicitor General, *David A. Lopez*, Deputy Solicitor General, and *Ryan S. Post*, Assistant Attorney General, by *Derek Schmidt*,

Per Curiam

PER CURIAM.

The judgment of the United States Court of Appeals for the Tenth Circuit is affirmed for the reasons stated in *McGirt v. Oklahoma*, 591 U. S. 894 (2020).

It is so ordered.

JUSTICE GORSUCH took no part in the consideration or decision of this case.

JUSTICE THOMAS and JUSTICE ALITO dissent.

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Attorney General of Kansas, *Jeffrey A. Chanay*, Chief Deputy Attorney General, *Toby Crouse*, Solicitor General, and *Bryan C. Clark* and *Dwight R. Carswell*, Assistant Solicitors General, and by the Attorneys General of their respective States as follows: *Jeff Landry* of Louisiana, *Bill Schuette* of Michigan, *Tim Fox* of Montana, *Marty J. Jackley* of South Dakota, *Ken Paxton* of Texas, *Sean D. Reyes* of Utah, and *Peter K. Michael* of Wyoming; for the Environmental Federation of Oklahoma, Inc., et al. by *Lynn H. Slade* and *Sarah M. Stevenson*; for the International Municipal Lawyers Association et al. by *Charles W. Thompson, Jr.*, *Amanda Kellar Karras*, and *Sarah M. Shalf*; for the Oklahoma Independent Petroleum Association by *Blaine H. Evanson* and *Anthony J. Ferate*; and for the Oklahoma Sheriffs' Association et al. by *Kyle T. Cutts* and *Robert D. Cheren*.

Briefs of *amici curiae* urging affirmance were filed for *Historians et al.* by *L. Susan Work*, *Todd Hembree*, and *Chrissi Ross Nimmo*; for the National Congress of American Indians by *Colette Routel*; for the National Indigenous Women's Resource Center et al. by *Mary Kathryn Nagle*; for *David Boren et al.* by *Robert H. Henry*, *Michael Burrage*, *Stephen H. Greetham*, *Brad Mallett*, *Douglas B. L. Endreson*, and *Frank S. Holleman IV*; and for *Troy A. Eid et al.* by *Mr. Eid, pro se*, and *Jennifer H. Weddle*.