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UNITED STATES COURT OF APPEALS 21400 UNITED STATES COURTHOUSE 601 MARKET STREET PHILADELPHIA, PA 19106-1790 Website: www.ca3.uscourts.gov

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May 27, 2016

Alan Gura, Esq. Patrick Nemeroff, Esq. Michael S. Raab, Esq. Mark B. Stern, Esq. Stefan B. Tahmassebi, Esq. Abby C. Wright, Esq.

RE: Daniel Binderup v. Attorney General United States Case Number: 14-4549/14-4550/15-1975/15-1976 District Case Number: 5-13-cv-06750

Dear Counsel:

At the direction of the Court, counsel are hereby informed that, inasmuch a *US v. Essig*, 10 F.3d 968 (3d Cir. 1993) and *US v. Leuschen*, 395 F.3d 155 (3d Cir. 2005), foreclose the statutory challenges in these appeals, counsel are informed that the Court is only interested in the constitutional challenge that is presented.

Very truly yours,

Marcia M. Waldron

Marcia M. Waldron, Clerk

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Patrick A. McCauley, Jr., Calendar Clerk 267-299-4932