

**Supreme Court of the United States
Office of the Clerk
Washington, DC 20543-0001**

William K. Suter
Clerk of the Court
(202) 479-3011

April 1, 2009

Ms. Elena Kagan
Solicitor General
United States Department of Justice
950 Pennsylvania Avenue, N.W.
Washington, DC 20530-0001

Re: David P. Adam, et al.
v. Ken L. Salazar, Secretary of the Interior
No. 08-1097

Dear Ms. Kagan:

Although your office has waived the right to file a response to the petition for a writ of certiorari in the above case, the Court nevertheless has directed this office to request that a response be filed.

Forty printed copies of your response, together with proof of service thereof, should be filed on or before May 1, 2009.

Sincerely,



William K. Suter
Clerk

cc: Mary M. Dryovage