

<https://www.supremecourt.gov/Search.aspx?FileName=/docketfiles/12a310.htm>

No. 12A310

Title: Ed Moloney and Anthony McIntyre, Applicants  
v.  
United States, et al.

Docketed: September 28, 2012

Linked with 12-627

Lower Ct: United States Court of Appeals for the First Circuit

Case Nos.: (11-2511 & 12-1159)

~~~Date~~~ ~~~~~Proceedings and Orders~~~~~

Sep 28 2012 Application (12A310) for a stay pending the filing and disposition of a petition for a writ of certiorari, submitted to Justice Breyer.

Oct 1 2012 UPON CONSIDERATION of the application of counsel for the applicants, IT IS ORDERED that the mandate of the United States Court of Appeals for the First Circuit, case Nos. 11-2511 and 12-1159, is hereby stayed pending receipt of a response, due on or before Thursday, October 11, 2012, by 4 p.m., and further order of Justice Breyer or of the Court.

Oct 11 2012 Response to application from respondent United States, et al. filed.

Oct 15 2012 Reply of applicant Ed Moloney and Anthony McIntyre filed.

Oct 17 2012 Application (12A310) granted by Justice Breyer. UPON FURTHER CONSIDERATION of the application of counsel for the applicants, the response filed thereto, and the reply, IT IS ORDERED that the mandate of the United States Court of Appeals for the First Circuit, case Nos. 11-2511 and 12-1159, is hereby stayed until November 16, 2012. If the applicants file a petition for a writ of certiorari on or before that date, then the mandate of the First Circuit is further stayed until the petition is resolved by this Court. Should the petition be denied, this stay shall terminate automatically. In the event the petition for a writ of certiorari is granted, the stay shall terminate upon the sending down of the judgment of this Court. If the applicants do not file a petition for certiorari on or before November 16, then the stay shall expire at 5 p.m. that day.

---

~~Name~~ ~~~~~Address~~~~~ ~~~Phone~~~

**Attorneys for Petitioners:**

|                      |                             |                |
|----------------------|-----------------------------|----------------|
| Eamonn Seamus Dornan | Dornan and Associates, PLLC | (718) 707-9997 |
|                      | 1040 Jackson Ave., Suite 3B |                |
|                      | Long Island City, NY 10017  |                |

Party name: Ed Moloney and Anthony McIntyre

**Attorneys for Respondents:**

Donald B. Verrilli Jr.

Solicitor General

(202) 514-  
2217

United States Department of Justice  
950 Pennsylvania Avenue, N.W.  
Washington, DC 20530-0001

Party name: United States, et al.

---

**(ORDER LIST: 569 U.S.)**

**MONDAY, APRIL 15, 2013**

12-627 MOLONEY, ED, ET AL. V. UNITED STATES, ET AL.  
The motion of petitioners to defer consideration of the  
petition for a writ of certiorari is denied. The petition for a  
writ of certiorari is denied.