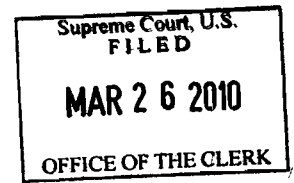


ARGUED
NOV 3 '0 2009

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March 26, 2010

VIA EMAIL & U.S. MAIL

William K. Suter, Clerk
Supreme Court of the United States
One 1st Street, NE
Washington, DC 20543

Re: Graham County SWCD, et al. v. United States ex rel. Wilson,
U.S. Supreme Court # 08-304

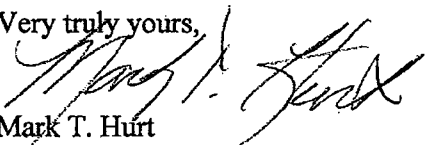
Dear General Suter:

As you know, by passage of the Patient Protection and Affordable Care Act, Congress has just amended the very jurisdictional provision of the False Claims Act that is at issue in this case. The elimination of the jurisdictional status of the public disclosure bar in the legislation raises complex issues as to its retroactive effect.

Respondent is aware that, given the amount of time that has passed post-argument in this case, a final decision may be about to issue from this Court. In light of the potentially great significance of this recent legislative amendment, Respondent proposes that this Court request short supplemental briefs from the parties on what impact this new amendment has on the pending case. Respondent also believes that it is important for the Government be heard as to the impact of the legislation.

I would appreciate your circulating this letter to the Justices.

Very truly yours,


Mark T. Hurt
Counsel for Respondent Karen Wilson

cc: Solicitor General Elena Kagen
Counsel of Record