

No. 14-9875

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IN THE SUPREME COURT OF THE UNITED STATES

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BERNARD WEST, PETITIONER

v.

UNITED STATES OF AMERICA

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ON PETITION FOR A WRIT OF CERTIORARI  
TO THE DISTRICT OF COLUMBIA  
COURT OF APPEALS

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MEMORANDUM FOR THE UNITED STATES

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Petitioner contends (Pet. 8-14) that evidence against him was recovered in an unlawful detention because his traffic stop was unreasonably prolonged when police failed to diligently pursue their investigation of the traffic offense for which he was stopped. In Rodriguez v. United States, 135 S. Ct. 1609 (2015), this Court held that a “seizure justified only by a police-observed traffic violation \* \* \* ‘become[s] unlawful if it is prolonged beyond the time reasonably required to complete th[e] mission’ of issuing a ticket for the violation.” Id. at 1612 (quoting Illinois v. Caballes, 543 U.S. 405, 407 (2005))

(alterations in original). The decision in Rodriguez could potentially affect the resolution of petitioner's claim. Accordingly, the appropriate disposition is to grant certiorari, vacate the judgment of the court of appeals, and remand the case for further consideration in light of Rodriguez.\*

DONALD B. VERRILLI, JR.  
Solicitor General

JUNE 2015

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\* The government waives any further response to the petition unless this Court requests otherwise.