

**UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF VIRGINIA**

Richmond Division

SEALED PLAINTIFF 1)
)
and)
)
SEALED PLAINTIFF 2,)
)
Plaintiffs,) **Civil Action No. 3:22 cv 670-MHL**
)
v.)
)
PATRIOT FRONT, et al.)
)
Defendants.)

DEFENDANTS' NOTICE OF SUPPLEMENTAL AUTHORITY

Defendants Nathan Noyce, Thomas Dail, Paul Gancarz, Daniel Turechi, and Aedan Tredinnick, by counsel, respectfully bring to the Court's attention the Supreme Court's opinion, issued yesterday, in *Counterman v. Colorado*, No. 22-138 (June 27, 2023). This opinion addresses the nature of the First Amendment "True Threat" doctrine and, defendants submit, is directly relevant to issues presently before the Court on the defendants' motion to dismiss.

Defendants stand ready, as instructed by the Court, to present supplemental briefing on the impact of the *Counterman* decision on the issues presented by defendants' motion.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on June 28, 2023, a true and accurate copy of the foregoing was served via ECF procedures of this Court to the following counsel of record:

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