

**United States Court of Appeals**  
FOR THE DISTRICT OF COLUMBIA CIRCUIT

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**No. 20-5143****September Term, 2019****1:17-cr-00232-EGS-1****Filed On:** August 31, 2020

In re: Michael T. Flynn,

Petitioner

**BEFORE:** Srinivasan, Chief Judge, and Henderson, Rogers, Tatel, Garland, Griffith, Millett, Pillard, Wilkins, Katsas\*, and Rao, Circuit Judges

**ORDER**

Upon consideration of the emergency petition for a writ of mandamus, the responses thereto, and the reply, the briefs of amici curiae in support of the parties, and the argument by counsel, it is

**ORDERED** that the petition be denied for the reasons stated in the opinion issued herein this date.

**Per Curiam**

**FOR THE COURT:**

Mark J. Langer, Clerk

BY: /s/  
Daniel J. Reidy  
Deputy Clerk

\* Circuit Judge Katsas did not participate in this matter.

Opinion Per Curiam

Concurring Opinion filed by Circuit Judge Griffith.

Dissenting Opinion filed by Circuit Judge Henderson, joined by Circuit Judge Rao.

Dissenting Opinion filed by Circuit Judge Rao, joined by Circuit Judge Henderson.