### No. 19-1434

### IN THE

## Supreme Court of the United States

UNITED STATES OF AMERICA,

Petitioner,

v.

ARTHREX, INC., et al.

Respondents.

On Writ of Certitori to the United States Court of Appeals for the Federal Circuit

### BRIEF OF JASON V. MORGAN AS *AMICUS CURIAE* IN SUPPORT OF PETITIONER

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Removal protections for APJs do not improperly insulate APJs from Presidential control
The Director is the principal officer with final authority to act or refuse to act on PTAB decisions
The Director can shape each APJ's role on the PTAB to determine what judicial duties, if any, each APJ is authorized to fulfill
Removal protections promote confidence that APJs are applying the law faithfully and rendering impartial, fact-based decisions
Legislative and executive action, not judicial intervention, should shape any remedies needed to address Constitutional deficiencies to the extent practicable
Complusion



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### Cases



Railroad Retirement Bd. v. Alton R. Co., 295 U.S. 330 (1935)	
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