

**AGNIFILO  
INTRATER**

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September 18, 2025

By ECF  
The Honorable Margaret M. Garnett  
U.S. District Judge  
Southern District of New York  
40 Foley Square  
New York, N.Y. 10007

Re: *United States v. Mangione*, 25 Cr. 176 (MMG)

Dear Judge Garnett:

On Friday, September 19, 2025, counsel will be filing motions on behalf of Mr. Mangione challenging the constitutionality of the death penalty in this case. Although this Court's individual rules limit memoranda of law to 8,750 words, counsel respectfully requests permission to file an oversized brief so that counsel can adequately address the various constitutional issues surrounding the death penalty in general and as specifically applied to Mr. Mangione. Given that the motion addresses numerous constitutional issues, counsel expects the brief to be approximately 31,500 words (i.e., approximately 95 pages).

We have spoken with the government, and they have chosen not to object to our request. Thank you for your consideration.

Respectfully submitted,

  
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Karen Friedman Agnifilo  
Marc Agnifilo  
Jacob Kaplan

cc: Gov't Counsel (via ECF)  
Moskowitz Colson Ginsberg & Schulman (via ECF)