

Statement of PITNEY and CHASE, JJ.

**SUPREME COURT OF THE UNITED STATES**

PSYCHODYNAMIC *v.* PROCURSIVE

ON PETITION FOR WRIT OF REVIEW TO THE UNITED STATES  
GOVERNMENT

No. 07–04. Decided April 4, 2019

The petition for a writ of review is denied.

Statement of JUSTICE PITNEY and JUSTICE CHASE, with  
who JUSTICE STEWART, JUSTICE BRANDEIS, and JUSTICE  
DOUGLAS, join, respecting the denial of review.

Over the past couple of years, the topic of retracted  
resignations has repeatedly been questioned before the  
Supreme Court. In the year of two thousand and nine-  
teen alone, there have been two previous cases regarding  
this topic petitioned, beginning with *Waffles v. Senate*,  
No. 06–23, and followed by *Commander v. Profine*, No.  
07–03. They are now joined by the current case,  
*Dynamic v. Cursive*. For the remainder of this state-  
ment, we will focus on the issue of resignation with-  
drawal, as the other two have barely any meaning in fact  
and have no precedent.

First and foremost, we must examine the process of  
how the President of the United States may resign his  
office. Section 20 of Title 3 of the United States Code  
provides us with a statutory reference on how such an  
action must occur: “[A] resignation of the office of Presi-  
dent . . . shall be an instrument in writing, declaring the  
same, and subscribed by the person refusing to accept or  
resigning, as the case may be, and delivered into the  
office of the Secretary of State.” This statutory act pro-  
vides us with fact. A presidential resignation shall only  
take effect upon confirmation by the Secretary of State.

Secondly, we must review the text of the resignation,

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which states: “I hereby resign as President of the United States effective at midnight.” This dictated that, in conjunction with the statutory act cited before, President Procursive’s exit from office was to take effect at midnight of the same day. This time had not yet arrived before the resignation was retracted and as such falls in line with common sense that resignations may be retracted before they officially take effect.

When dealing with withdrawn resignations, it should be remembered that resignations retracted before taking effect are within the law and common law. However, it may no longer be withdrawn once the resignation is finalized and has had an effect.