

16-6855 WILSON V. SELLERS

DECISION BELOW: 834 F.3d 1227

LOWER COURT CASE NUMBER: 14-10681

QUESTION PRESENTED:

Did this Court's decision in *Harrington v. Richter*, 562 U.S. 86 (2011), silently abrogate the presumption set forth in *Ylst v. Nunnemaker*, 501 U.S. 797 (1991)-that a federal court sitting in habeas proceedings should "look through" a summary state court ruling to review the last reasoned decision - as a slim majority of the *en banc* Eleventh Circuit held in this case, despite the agreement of both parties that the *Ylst* presumption should continue to apply?

ORDER OF FEBRUARY 27, 2017: ADAM K. MORTARA OF CHICAGO, ILLINOIS INVITED TO BRIEF AND ARGUE, AS *AMICUS CURIAE*, IN SUPPORT OF THE JUDGMENT BELOW.

ORDER OF MARCH 27, 2017: INVITATION WITHDRAWN.

ORDER OF DECEMBER 8, 2017: MARK E. OLIVE, OF TALLAHASSEE, FLORIDA, IS APPOINTED TO SERVE AS COUNSEL FOR PETITIONER.

CERT. GRANTED 2/27/2017