



National Coalition For Men (NCFM)

Since 1977

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Criminologist/Author
Massachusetts

Toni Van Pelt
President
National Organization for Women
1100 H Street NW, Suite 300
Washington, DC 20005

Dear Ms. Pelt,

I am writing to ask your organization to file an amicus brief in support of the National Coalition for Men's opposition to the appeal filed by the United States Government regarding women's right to register with the U.S. Selective Service System for the military draft.

On February 22, 2019, U.S. District Judge Gary Miller for the Southern District of Texas issued the attached Judgment and Memorandum and Order in favor of plaintiffs NCFM and two of its members ruling that the Military Selective Service Act ("MSSA"), 50 U.S.C. § 3802(a) male-only registration requirement, violates the Fifth Amendment to the United States Constitution Due Process Clause.

The United State Selective Service System has filed an appeal of Judge Miller's ruling in the United States Court of Appeals for the Fifth Circuit, arguing that sex discrimination in the MSSA should be reviewed based on the lower, rational basis standard instead of under the heightened review standard that Judge Miller applied in ruling that the MSSA's male-only registration requirement violates the U.S. Constitutions' Due Process Clause.

In response to an American Civil Liberty Union request for an extension to file an amicus brief in support of NCFM, the Fifth Circuit Court of Appeals granted NCFM's request to extend the deadline for any amici's briefs to October 11, 2019. The ACLU is primarily interested protecting the heightened level of scrutiny for sex discrimination claims in violation of U.S. Constitution.

If your organization is interested in filing amicus briefs for this case in support of applying the heightened scrutiny standard for sex discrimination claims under the U.S. Constitution, and need more time to file your brief, please let me know and we will consider asking for another extension, which are routinely granted.

Sincerely,

Harry A. Crouch
President. NCFM

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Criminologist/Author
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