In the Supreme Court of the United States

NSO GROUP TECHNOLOGIES LIMITED AND Q CYBER TECHNOLOGIES LIMITED,

Petitioners,

v.

WHATSAPP INC. AND META PLATFORMS, INC.,

Respondents.

On Petition for Writ of Certiorari to the United States Court of Appeals for the Ninth Circuit

REPLY BRIEF FOR PETITIONERS

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TABLE OF CONTENTS

Tab	ole of Authorities	. ii
Rep	oly Brief for Petitioners	. 1
I.	The Ninth Circuit's decision conflicts with decisions from other circuits	
II.	This case is an ideal vehicle to resolve the important question presented	. 5
III.	The decision below conflicts with $Samantar$	11
IV.	The Court should consider inviting the Solicitor General's views.	
Con	nclusion	13



TABLE OF AUTHORITIES

Cases
Boyle v. United Techs. Corp., 487 U.S. 500 (1988)
Broidy Cap. Mgmt. LLC v. Muzin, 12 F.4th 789 (D.C. Cir. 2021)
Butters v. Vance Int'l, Inc., 225 F.3d 462 (4th Cir. 2000)3
Doğan v. Barak, 932 F.3d 888 (9th Cir. 2019)10
Farhang v. Indian Inst. of Tech., 655 F. App'x 569 (9th Cir. 2016)
Federal Republic of Germany v. Philipp, 141 S. Ct. 703 (2021)9
Herbage v. Meese, 747 F. Supp. 60 (D.D.C. 1990)
In re KBR, Inc., 893 F.3d 241 (4th Cir. 2018)5
Ivey ex rel. Carolina Golf Dev. Co. v. Lynch, No. 17CV439, 2018 WL 3764264 (M.D.N.C. Aug. 8, 2018)
Mangold v. Analytic Servs., Inc., 77 F.3d 1442 (4th Cir. 1996)7
Moriah v. Bank of China Ltd., 107 F. Supp. 3d 272 (S.D.N.Y. 2015)
Nixon v. Fitzgerald, 457 U.S. 731 (1982)



Ohio Citizens for Responsible Energy, Inc.
v. Nuclear Regul. Comm'n,
479 U.S. 1312 (1986)
Rishikof v. Mortada,
70 F. Supp. 3d 8 (D.D.C. 2014)
Safe Air for Everyone v. Meyer,
373 F.3d 1035 (9th Cir. 2004)
Saleh v. Titan Corp.,
580 F.3d 1 (D.C. Cir. 2009)
Samantar v. Yousuf,
560 U.S. 305 (2010)
Saudi Arabia v. Nelson,
507 U.S. 349 (1993)
Velasco v. Gov't of Indonesia,
370 F.3d 392 (4th Cir. 2004)
Yousuf v. Samantar,
699 F.3d 763 (4th Cir. 2012)
Statutes
28 U.S.C. § 1254(1)
28 U.S.C. § 1291
28 U.S.C. § 1603
Other Authorities
1 Ved P. Nanda et al.,
Litigation of International Disputes in U.S. Courts § 3:59 (updated Feb. 2022)
- O.D. COULDS & 0.00 (UDUALEU FED. 2024)



Brief for the United States as <i>Amicus Curiae</i> , <i>Mutond v. Lewis</i> , No. 19-185 (U.S. May 26, 2020), 2020 WL 2866592
Brief for the United States as Amicus Curiae, Odhiambo v. Republic of Kenya, No. 14-1206 (U.S. May 24, 2016), 2016 WL 2997336
Statement of Interest, Rosenberg v. Lashkar-E-Taiba, No. 1:10-cv-05381 (E.D.N.Y. Dec. 17, 2012), ECF 35
Statement of Interest, Matar v. Dichter, No. 05 Civ. 10270 (S.D.N.Y. Nov. 17, 2006), ECF 36
U.S. Small Bus. Admin., Become a Federal Contractor, https://bit.ly/39b6hq4



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