

ERWIN CHEMERINSKY Dean and Jesse H. Choper Distinguished Professor of Law

University of California, Berkeley School of Law 215 Boalt Hall Berkeley, CA 94720-7200 Tel 510.642.6483 Fax 510.642.9893 echemerinsky@law.berkeley.edu www.law.berkeley.edu

September 7, 2018

By Electronic Filing and Federal Express

Hon. Scott S. Harris, Clerk Supreme Court of the United States One First Street NE Washington, D.C. 20543

Re: Franchise Tax Board of California v. Hyatt, No. 17-1299

Dear Mr. Harris:

I represent respondent in the above-captioned case. Under Rule 37.3(a), respondent consents to the filing of amicus briefs in support of either or of neither party, if filed within the time allowed by the Court's rules.

Respectfully submitted,

Ewin Chemainstry

Erwin Chemerinsky Counsel for Respondent

cc: Seth P. Waxman, Counsel for Petitioner (by electronic mail)

