

April 25, 2019

*Via Electronic Filing and Regular Mail*

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

Re: No. 18-1246, *BNSF Railway Company v. Montana Eighth Judicial District*

Dear Mr. Harris:

I hereby enter my appearance as counsel of record for respondent Robert Dannels and seek an extension of the time to file a response to the petition for certiorari. The response is currently due on May 24, 2019. For the following reasons, I request a 30-day extension to and including June 23, 2019. Petitioner consents to this request.

I will have principal responsibility for preparing the brief in opposition to the petition. Because our firm was not retained in this case until this week, my colleagues and I will require additional time to familiarize ourselves with the record and the legal issues in this case and prepare an adequate response to the petition. Furthermore, we have several upcoming deadlines and obligations that will prevent us from devoting adequate time to the response absent an extension. These include a brief in opposition due in this Court on April 29 (in *Sulyma v. Intel*), another brief in opposition due in this Court on May 6 (in *Gould v. Morgan*), an oral argument in the Fourth Circuit on May 7, an opening brief due in the California Court of Appeal on May 16, an opening brief due in the Fourth Circuit on May 17, and a reply brief due in the U.S. District Court for the District of Montana on May 22. A 30-day extension will allow me and my colleagues to balance these other responsibilities with our obligations in this case.

Thank you for your attention to this matter.

Sincerely,



Deepak Gupta

cc: Andrew S. Tulumello