



**U.S. Department of Justice**

Office of the Solicitor General

---

*Washington, D.C. 20530*

December 12, 2018

Honorable Scott S. Harris  
Clerk  
Supreme Court of the United States  
Washington, D.C. 20543

Re: In-N-Out Burger, Inc. v. National Labor Relations Board, No. 18-340

Dear Mr. Harris:

The petition for a writ of certiorari in the above-captioned case was filed on September 11, 2018. The government's response is now due, after one extension, on December 19, 2018. We respectfully request, under Rule 30.4 of the Rules of this Court, a further extension of time to and including January 24, 2019, within which to file a response.

This extension is necessary because the attorneys with principal responsibility for preparation of the government's response have been heavily engaged with the press of previously assigned matters with proximate due dates.

Counsel for petitioner does not oppose this further extension.

Sincerely,

Noel J. Francisco  
Solicitor General

cc: See Attached Service List

18-0340

IN-N-OUT BURGER, INCORPORATED  
NATIONAL LABOR RELATIONS BOARD

CORBIN K. BARTHOLD  
WASHINGTON LEGAL FOUNDATION  
2009 MASSACHSETTS AVENUE, NW  
WASHINGTON, DC 20036  
202-588-0302  
CBARTHOLD@WLF.ORG

MAURICE BASKIN  
LITTLER MENDELSON, P.C.  
815 CONNECTICUT, N.W.  
SUITE 400  
WASHINGTON, DC 20006  
202-772-2526  
MBASKIN@LITTLER.COM

BRUCE J. SARCHET  
LITTLER MENDELSON, P.C.  
500 CAPITOL MALL  
SUITE 2000  
SACRAMENTO, CA 95814  
916-830-7200  
BSARCHET@LITTLER.COM