

XAVIER BECERRA  
Attorney General

*State of California*  
DEPARTMENT OF JUSTICE



300 SOUTH SPRING STREET, SUITE 1702  
LOS ANGELES, CA 90013

Telephone: (213) 269-6134  
Facsimile: (213) 576-1300  
E-Mail: Esther.Kim@doj.ca.gov

April 2, 2019

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

**VIA FEDEX**

RE: *Jae Yung Kim v. Debbie Asuncion, Warden*  
Supreme Court of the United States, Case No. 18-7747  
Revised Request for an Extension of Time

Dear Mr. Harris:

Pursuant to Rules 15.3 and 30.4, I respectfully request a thirty-day extension of time, to May 5, 2019, to file respondent's brief in opposition to the petition for writ of certiorari in the above-referenced matter. This request respondent's second request and is made for the following reasons.

On January 31, 2019, Petitioner filed a writ of certiorari in this Court. On February 4, 2019, the matter was placed on the docket. A response was due on March 6, 2019. Respondent requested a thirty-day extension of time to April 5, 2019.

In the last thirty days, I drafted the respondent's brief on a capital matter in the California Supreme Court. I was also recently assigned to a capital federal habeas evidentiary hearing in the United States District Court, which required my immediate attention. I began reviewing the instant petition for writ of certiorari but have been unable to complete the response due to the two matters above. I intend to spend the next two weeks completing the brief in opposition to the petition for writ of certiorari in the instant case. I anticipate several rounds of editing and review by my supervisors, including a Deputy Solicitor General in the California Solicitor General's Office. After approval, I anticipate needing sufficient time for our legal support staff to prepare the brief for filing.

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Therefore, I respectfully request a thirty-day extension of time to file the brief in opposition. On March 28, 2019, I contacted Jelani Lindsey, Deputy Federal Public Defender and counsel for Petitioner to determine whether he has an objection to this extension request. He has indicated that he has no objections to our request.

Sincerely,



ESTHER P. KIM  
Deputy Attorney General  
State Bar No. 225418

For Xavier Becerra  
Attorney General

In the Supreme Court of the United States

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JAE YUNG KIM, *Petitioner*

v.

DEBBIE ASUNCION, RESPONDENT

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CERTIFICATE OF SERVICE BY MAIL

I, Esther P. Kim, Deputy Attorney General, a member of the Bar of this Court hereby certify that on April 2, 2019, original and one copy of the EXTENSION OF TIME in the above-entitled case were mailed, first class postage prepaid to:

JELANI J. LINDSEY  
FEDERAL PUBLIC DEFENDER'S OFFICE – LOS ANGELES  
DEPUTY FEDERAL PUBLIC DEFENDER  
321 E. 2<sup>ND</sup> STREET  
LOS ANGELES, CA 90012

I further certify that all parties required to be served have been served.

/s/Esther P. Kim  
ESTHER P. KIM, Deputy Attorney General  
Office of the Attorney General  
300 South Spring Street, Suite 1702  
Los Angeles, CA 90013  
Telephone: (213) 269-6134  
*Counsel for Respondent*

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