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SOLICITOR GENERAL DIVISION
CAPITAL LITIGATION SECTION

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SECTION CHIEF COUNSEL

April 2, 2019

The Honorable Scott S. Harris
United States Supreme Court
Office of the Clerk
1 First Street, N.E.
Washington, D.C. 20543

RE: *Michael Apelt v. Charles L. Ryan*, No. 18-8386

Dear Mr. Harris:

Pursuant to United States Supreme Court Rule 30(4), Respondent Charles L. Ryan respectfully requests a first, 30-day extension of time to file the Brief in Opposition to Petitioner's Petition for Writ of Certiorari. The Brief in Opposition is currently due on April 11, 2019. Respondent requests an extension of time to and including May 13, 2019.

The extension is requested due to undersigned counsel's involvement in pending matters in other capital cases. On March 25, 2019, counsel filed a lengthy answering brief in the United States Court of Appeals for the Ninth Circuit in *Walden v. Ryan*, No. 08-99012. Counsel must also complete and file a petition for rehearing in another Ninth Circuit capital case, *Spreitz v. Ryan*, No. 09-99006, by April 8, 2019.

The affidavit of service of this letter is enclosed. Thank you in advance for your attention to this matter and your consideration.

Sincerely,

Lacey Stover Gard
Chief Counsel, Capital Litigation Section
Counsel of Record