

August 17, 2020

Honorable Scott S. Harris
Clerk of the Court
Supreme Court of the United States
One First Street, NE
Washington, DC 20543-0001

Re: No. 19-1137, *Tennessee, by and through the Tennessee General Assembly, et al. v. U.S. Department of State, et al.*

Dear Mr. Harris:

Petitioner respectfully requests that the Court delay distribution of the petition for writ of certiorari until September 16, 2020, for consideration at the Court's conference on October 9, 2020. The petition for writ of certiorari was filed on March 13, 2020, and was placed on the Court's docket on March 16, 2020. After the Court granted three requests to extend the response deadline, Respondents' brief in opposition was filed on August 14, 2020. Pursuant to Supreme Court Rule 15.5, absent the requested delay, the petition, brief in opposition, and reply brief would be distributed on September 2, 2020.

Counsel for Petitioner seeks a 14-day extension due to the restrictions currently being experienced due to COVID-19 and the press of numerous other litigation deadlines. Among many other matters, Petitioner's counsel has the following upcoming litigation deadlines:

- A supplemental brief on remand in the United States District Court for the Northern District of New York on August 21, 2020 (*New Hope Family Services v. Poole*, No. 5:18-cv-1419);
- A summary-judgment hearing in the United States District Court for the Western District of Michigan on August 25, 2020 (*Taylor v. Barnes*, No. 1:19-cv-00670);
- An opening brief in the United States Court of Appeals for the Eighth Circuit on August 28, 2020 (*Thayer v. Planned Parenthood of the Heartland*, No. 20-2151);
- A reply brief in the United States Court of Appeals for the Ninth Circuit on August 31, 2020 (*Calvary Chapel Dayton Valley v. Sisolak*, No. 20-16169);

- An opening brief in the United States Court of Appeals for the Ninth Circuit on September 2, 2020 (*Cedar Park Assembly of God of Kirkland, Washington v. Kreidler et al.*, No. 20-35507);
- A significant response brief in the United States District Court for the Southern District of Iowa on September 3, 2020 (*Thayer v. Planned Parenthood of the Heartland*, No. 4:11-cv-00129-JAJ-CFB);
- A merits brief and joint appendix in this Court on September 7, 2020 (*Uzuegbunam v. Preczewski*, No. 19-968);
- A reply brief in the United States Court of Appeals for the Sixth Circuit on September 7, 2020 (*Meriwether v. The Trustees of Shawnee State University et al.*, No. 20-3289); and
- A reply brief in this Court in support of a petition for certiorari on September 15, 2020 (*Baker v. Planned Parenthood South Atlantic, et al.*, No. 19-1186).

Respondents do not object to this extension.

For these reasons, Petitioner requests that the Court delay distribution of the petition for writ of certiorari until September 16, 2020.

Respectfully Submitted,

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