PIERCE ATWOOD 9

NOLAN L. REICHL

Merrill's Wharf 254 Commercial Street Portland, ME 04101

P 207.791.1304 F 207.791.1350 nreichl@pierceatwood.com pierceatwood.com

Admitted in: ME, MA, NY

September 6, 2019

Via Federal Express and Electronic Filing

Clerk's Office Supreme Court of the United States 1 First Street, NE Washington, DC 20543

Re: Janice Smyth v. Conservation Commission of Falmouth, et al.

Docket No. 19-223

Dear Sir/Madam:

Pursuant to Supreme Court Rules 15.3 and 30.4, the Respondents, Conservation Commission of Falmouth and Town of Falmouth, respectfully request a 30-day extension of time to file their response to the petition for a writ of certiorari submitted by Janice Smyth. The current due date for the Respondents' brief in opposition is September 19, 2019. Granting this request would extend the deadline for the Respondents' opposition to the petition for writ of certiorari to Monday, October 21, 2019.

The Respondents need additional time to consider the petition for a writ of certiorari and determine what their response will be. The governing body of the Town of Falmouth, the Falmouth Board of Selectmen, has not yet met to discuss and deliberate on the petition. The Board will meet with counsel in executive session on Monday evening, September 9, 2019. Following the Board's decision, the Respondents will need time to prepare their response to the petition, if any.

PORTLAND, ME BOSTON, MA PORTSMOUTH, NH PROVIDENCE, RI AUGUSTA, ME STOCKHOLM, SE WASHINGTON, DC

Clerk, Supreme Court of the United States September 6, 2019 Page two

Accordingly, the Respondents respectfully request a 30-day extension of time, to and including October 21, 2019, to submit their response (including a brief in opposition) to the petition for a writ of certiorari.

Very truly yours,

/s/Nolan L. Reichl

Nolan L. Reichl Pierce Atwood LLP 254 Commercial Street Portland, ME 04101

Telephone: (207) 791-1304

Email: nreichl@pierceatwood.com

Michelle N. O'Brien Pierce Atwood LLP 100 Summer Street, 22nd Floor Boston, MA

Telephone: (617) 488-8100

Email: mobrien@pierceatwood.com

Frank K. Duffy Town Counsel Town of Falmouth 157 Locust Street Falmouth, MA 02540

Telephone: (508) 548-8800

Email: frank.duffy@falmouthma.gov

cc: J. David Breemer, Esquire Brian J. Wall, Esquire