



OFFICE OF THE ARIZONA ATTORNEY GENERAL

APPEALS AND CONSTITUTIONAL LITIGATION
DIVISION

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October 16, 2019

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

RE: Charles Michael Hedlund v. Arizona, No. 19-5247.

Dear Mr. Harris:

Pursuant to United States Supreme Court Rule 30(4), the State of Arizona respectfully requests a second, 11-day extension of time to file the Brief in Opposition to Petitioner's Petition for Writ of Certiorari in this case. The Brief in Opposition is currently due on October 21, 2019. The State of Arizona requests an extension of time to and including November 1, 2019. Hedlund's counsel, Sara Chimene-Weiss, does not oppose this request.

The parties agree that a case before this Court involving Hedlund's co-defendant, *McKinney v. Arizona*, No. 18-1109, presents the same issues and should be dispositive of Hedlund's pending petition. (See Petition for Writ of Certiorari, at 2-3, 31-32; Motion to Extend, filed 8/13/19.) *McKinney* will be argued on December 11, and Arizona is preparing to file its merits brief on or before October 25. Given that undersigned counsel has been recently occupied with the merits brief in *McKinney*, and the likelihood that Heldlund's petition will be held pending the outcome of *McKinney*, Arizona asks for the instant short extension in *Hedlund*.

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