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6 January 2020

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

Re: Application for Extension of Time to File Response to Petition for Writ of Certiorari in *Barbara Myers-McNeil v. State of North Carolina*, No. 19-6696

Mr. Harris:

I am counsel of record for the State of North Carolina in *Barbara Myers-McNeil v. State of North Carolina*, No. 19-6696. The Court has requested that the State of North Carolina on or before 9 January 2020, file a response to the petition for writ of certiorari filed in this case.

Pursuant to Supreme Court Rule 30(4), the State of North Carolina respectfully requests an extension of thirty days until 10 February 2020 to file its response. The bases for this request are that the undersigned has a brief in a capital post-conviction case due for filing at the North Carolina Supreme Court by 13 January 2020 in the case of *State v. Best*, 300A93-3 and that the undersigned's supervisory and administrative duties have been significant during this time period as well.

In addition, the undersigned did not represent the State of North Carolina in this case in the courts below and therefore needs additional time in which to become sufficiently familiar with the record materials and issues presented to prepare the State's response.

Thank you for your attention to this matter.

Sincerely,

Jonathan P. Babb
Special Deputy Attorney General
*Counsel of Record

CERTIFICATE OF SERVICE

I, Jonathan P. Babb, Special Deputy Attorney General for the State of North Carolina and a member of the bar of this Court, hereby certify that on January 6, 2020 a copy of the State of North Carolina's LETTER OF APPLICATION REQUESTING AN EXTENSION OF TIME TO FILE RESPONSE TO PETITION FOR WRIT OF CERTIORARI, was served on petitioner's counsel of record, Heidi Reiner, Assistant Appellate Defender, Office of the Appellate Defender, 123 West Main Street, Suite 500, Durham North Carolina, 27701, by first class mail, postage prepaid. I further certify that all parties required to be served have been served.

This the 6th day of January, 2020.



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