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Via Electronic Filing and Hand Delivery

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

Re: *United States v. Riley Briones, Jr.*, No. 19-720

Dear Mr. Harris:

I am counsel of record for Respondent Riley Briones, Jr., in the above-captioned matter. Pursuant to Rule 30.4, I am writing to request a 30-day extension of time to file Respondent's brief in opposition to certiorari.

The petition for certiorari was docketed on December 6, 2019, after Petitioner received two 30-day extensions. The deadline for Respondent to oppose the petition, after two extensions, is March 6, 2020. If the requested extension of time is granted, Respondent's brief in opposition would be due on April 6, 2020. Counsel of record for Petitioner has consented to this request for extension of time.

Respondent respectfully requests this extension for two reasons. First, the extension is warranted in light of this Court's dismissal of the petition in *Mathena v. Malvo*, 18-217, on February 26, 2020. The petition in the instant case had stated that certiorari is warranted here because of the possibility that "the Court's decision in *Malvo* may affect the proper resolution of this case." Pet. at 9. Given *Malvo*'s dismissal, we understand that the United States is in the process of reformulating its position regarding the appropriate disposition of its certiorari petition in this case. Whether Respondent files a brief in opposition, and the content of any such brief in opposition, now necessarily depends on the course of action that the United States elects to undertake in light of the recent dismissal of the certiorari petition in *Malvo*.

Second, undersigned counsel of record has had and continues to have significant pre-existing obligations in other matters during this time, including a reply brief in *Donghee America, Inc. v. Plastic Omnium Advanced Innovation and Research*, No. 19-1627 (Fed. Cir.), due March 3 (extension request pending); a

petition for certiorari in *The Chamberlain Group v. Techtronic Industries Co. Ltd.*, Nos. 19-2103 & 19-2228 (Fed. Cir.), due March 16 (extension request pending); a reply brief in *Military Veterans Advocacy v. Secretary of Veterans Affairs*, No. 19-1600 (Fed. Cir.), due March 19; and assisting with preparation for oral argument in *Bio-Rad Laboratories, Inc. v. 10x Genomics, Inc.*, Nos. 19-2255 & 19-2285 (Fed. Cir.), scheduled for April 10.

Thank you in advance for your consideration of this matter.

Respectfully submitted,

/s/ Melanie L. Bostwick

Melanie L. Bostwick

cc: Counsel for Petitioner (via overnight mail and email)