GLENN GERDING APPELLATE DEFENDER EMAIL: glenn.gerding@nccourts.org TELEPHONE: (919) 354-7210 FACSIMILE: (919) 354-7211

January 24, 2020

Mr. Scott S. Harris, Clerk Supreme Court of the United States 1 First Street, NE Washington, DC 20543

> Re: Application for Extension of Time to File Response to Petition for Writ of Certiorari in *State of North Carolina v. James Harold Courtney, III*, No. 19-766

Dear Mr. Harris:

I am counsel of record for James Harold Courtney in *State of North Carolina v. James Harold Courtney, III*, No. 19-766. The Court has requested that Mr. Courtney file a response to the petition for writ of certiorari filed in this case on or before 18 February 2020.

Pursuant to Supreme Court Rule 30(4), Mr. Courtney respectfully requests an extension of thirty days until 19 March 2020 to file his response. The bases for this request are that the undersigned presented oral argument in the North Carolina Court of Appeals on 21 January 2020 in *State v. Lail*, 19-468, is scheduled for another oral argument in the North Carolina Court of Appeals on 6 February 2020 in *State v. Sheffield*, 19-282, has a brief in a capitally tried, double homicide case due for filing at the North Carolina Court of Appeals by 20 February 2020 in the case of *State v. Campbell*, 19-1035, and that the undersigned's duties in other cases and within the office have been significant during this time period as well.

Undersigned counsel has contacted counsel of record for the State of North Carolina, Mr. Matthew W. Sawchak, regarding the request for extension. Mr. Sawchak indicated the State's consent to the extension.

Thank you for your attention to this matter.

Sincerely,

Amanda S. Zimmer Assistant Appellate Defender Counsel of Record for Respondent

## CERTIFICATE OF SERVICE

I, Amanda S. Zimmer, Assistant Appellate Defender, and a member of the bar of this Court, hereby certify that on 24 January 2020 a copy of Mr. Courtney'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, Mr. Matthew W. Sawchak, N.C. Department of Justice, P.O. Box 629, Raleigh, NC 27602, by first class mail, postage prepaid. I further certify that all parties required to be served have been served.

This the 24th day of January, 2020.

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Amanda S. Zimmer Assistant Appellate Defender Office of the Appellate Defender 123 West Main Street, Suite 500 Durham, North Carolina 27701 amanda.s.zimmer@nccourts.org Counsel of Record for Respondent