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May 7, 2021

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

RE: *Bradley Boardman, et al. v. Jay R. Inslee, Governor of the State of Washington, et al.*
No. 20-1334

Dear Mr. Harris:

I am counsel of record for respondents Jay Inslee, Governor of the State of Washington; Robert Hines, director of the Washington Department of Social and Health Services; and Ross Hunter, secretary of the Washington Department of Children, Youth, and Families, in the above-captioned case. A response to the cert petition, requested by the Court, is currently due June 1, 2021.

Pursuant to Rule 30.4, Washington requests a 30-day extension to file a brief in opposition, to July 1, 2021. I have communicated with counsel for petitioners and intervenors and neither object to the extension.

The primary reason for this request is to accommodate other concurrent deadlines, particularly an oral argument and briefing in matters before the Washington Supreme Court. I am currently scheduled to argue in the Washington Supreme Court on May 25, 2021, in *Washington Bankers Association v. Washington Department of Revenue*, No. 98760-2. Preparing for that argument will require many hours on top of my regular workload in the next few weeks, preventing me from spending the necessary time on this case until after the argument. In addition, my co-counsel for this matter and I have significant briefing responsibilities for other matters at the Washington Supreme Court during May and early June.

The COVID-19 outbreak also continues to place additional and urgent advice and litigation responsibilities on our office, especially our small Solicitor General Division. This workload includes cases in both the Ninth Circuit and Washington Supreme Court challenging various aspects of the State's response to the COVID crisis. This additional work is especially challenging given the logistical difficulties of continuing to operate under stay-at-home orders, particularly for those, like me, with young children whose school and childcare schedules have been disrupted and who are at home more than normal.

ATTORNEY GENERAL OF WASHINGTON

The Honorable Scott S. Harris
May 7, 2021
Page 2

Specific aspects of this case also support our request. In particular, our need to coordinate with intervenors to avoid redundancy, and our need to read and respond to over a dozen amicus briefs supporting certiorari, will require extra time. Additionally, given that the law challenged in this case passed in 2016 and has been in effect ever since, there is no particular urgency to this petition or potential for harm from this small delay.

Thank you for your consideration of this request.

Sincerely,

Noah Purcell
Solicitor General
(360) 753-6245

cc: Paul Clement, Counsel for Petitioners
Gregory J. Wong, Counsel for Campaign to Prevent Fraud and Protect Seniors