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May 14, 2021

VIA Electronic Filing

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

RE: Request for extension of time to file response to petition
Candace Aguilera v. City of Colorado Springs et al.
S. Ct. No. 20-1443

Dear Mr. Harris:

I am counsel for respondent Robert Mitchell in this case. Wynetta Massey, City Attorney for the City of Colorado Springs, Colorado, is counsel for respondents City of Colorado Springs, Danielle McClarin, Angie Nieves, Roger Vargason, and Brett Lacey (the "City Respondents").

Petitioner filed her petition for a writ of certiorari on April 13, 2021. According to the online docket and pursuant to Rule 15.3 of the Rules of the Supreme Court of the United States, a response currently is due on May 17, 2021. Respondents intend to file a joint brief in opposition to the petition. Pursuant to Rule 30.4, respondents jointly request that the time for filing a response be extended by 30 days, to and including June 16, 2021.

This is respondents' first request for an extension of time to file a response. Good cause exists for the requested extension. Due to COVID-19, we have been working remotely,

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Friday, May 14, 2021

Page 2

making preparation of the brief in opposition logically more difficult. Neither I nor Ms. Massey represented the respondents in this case in the district court or court of appeals. My colleague, Bryan Schmid, represented Mr. Mitchell in the lower courts. Ms. Massey's colleague, Anne Turner, represented the City Respondents in the lower courts. Mr. Schmid and Ms. Turner intend to continue their representation of the respondents in this Court. But Mr. Schmid and Ms. Turner have not yet been admitted to practice before the Supreme Court of the United States. They await the Clerk's action on their admission applications. In addition, apart from this case, I and Mr. Schmid, and Ms. Massey and Ms. Turner represent, respectively, El Paso County and the City of Colorado Springs and their officials and employees in many other matters that will require us to devote substantial amounts of time in the coming weeks. Furthermore, the response must be reviewed by multiple attorneys within the El Paso County Attorney's Office and Colorado Springs City Attorney's Office. An extension of time would better enable preparation of a response that would be most helpful to the Court.

Accordingly, respondents respectfully request that the time for filing a response to the petition for writ of certiorari be extended by 30 days, to and including June 16, 2021.

Petitioner, Candace Aguilera, has informed us by email that she "is opposed to any time extensions."

Sincerely,

OFFICE OF THE COUNTY ATTORNEY OF
EL PASO COUNTY, COLORADO

OFFICE OF THE CITY ATTORNEY OF THE
CITY OF COLORADO SPRINGS, COLORADO

/s/ Nathan J. Whitney

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