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OFFICE OF THE ATTORNEY GENERAL

100 North Carson Street  
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June 15, 2021

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

**Re: *Smith v. Russell*, No. 20-8101 \*\*\*CAPITAL CASE\*\*\***

Dear Mr. Harris,

I write on behalf of Respondents in the above captioned matter to request an extension of the time to file a brief in opposition to the petition for writ of certiorari. Respondents request a 45-day extension of the current deadline of June 21, 2021, extending the time to file the brief in opposition to August 5, 2021. I have contacted opposing counsel, and they do not oppose the request for this extension.

The requested extension is necessary and proper because other professional obligations in numerous other lower court proceedings have required my immediate attention and prevented me from devoting the time necessary for providing the Court with a response to the petition for writ of certiorari. Additionally, I am scheduled to be out of the office on annual leave from June 21, 2021, through June 30, 2021.

Please also note, consistent with the petition's list of parties, Warden Perry Russell has replaced Warden Renee Baker as the lawful custodian of the Petitioner. Although Petitioner inadvertently retained Warden Baker's name in the caption of his petition, Warden Russell is automatically substituted for Warden Baker under Sup. Ct. R. 35.3. As a result, the docket should be changed to reflect this automatic substitution.

Sincerely,

/s/ Jeffrey M. Conner

Jeffrey M. Conner  
Deputy Solicitor General  
*Counsel for Respondents*

cc: David Severen Anthony, *Counsel for Petitioner* (via electronic mail)