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Via E-File

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

Re: *Hearn et al. v. McCraw et al.*, No. 21-130, Motion to Extend Time to File Response to Petition for Writ of Certiorari

Dear Mr. Harris:

Pursuant to Supreme Court Rule 30.4, Respondents respectfully move for an extension of the time for filing a response to the petition for writ of certiorari in the above captioned and numbered matter.

This Court requested a response on September 2, 2021, and that response is currently due on October 4, 2021. This motion is supported by good cause and is not sought for purposes of delay. A 30-day extension, until November 3, 2021, is needed because of the press of business from numerous, complex matters with deadlines near the current deadline—all of which require significant time and attention from the undersigned counsel and other counsel assisting with this matter—including:

- *Wardrip v. Lumpkin*, No. 21-5226 in this Court (capital case) (brief in opposition due September 27);
- *Texas Department of Public Safety v. K.T.*, Nos. 20-0977 & 21-0075 in the Supreme Court of Texas (reply brief due September 22);
- *Texas v. Haaland, et al.*, No. 21-378 in this Court (petition for a writ of certiorari filed September 3);

- *Texas, et al. v. Rettig, et al.*, No. 21-379 in this Court (brief in opposition due November 8);
- *Whole Woman's Health, et al., v. Jackson, et al.*, No. 21A24 in this Court (response to application filed August 31);
- *In re Abbott*, No. 21-0720 in the Supreme Court of Texas (reply in support of emergency motion for temporary relief filed August 25);
- *In re Abbott*, No. 08-21-00140-CV in the Texas Court of Appeals for the Eighth Judicial District (reply in support of emergency motion for temporary relief filed August 25); and
- *Biden, et al. v. Texas, et al.*, No. 21A21 in this Court (response to application filed August 24); and
- *Ramirez v. Collier, et al.*, No. 21-5592 in this Court (capital case) (petitioner's brief on the merits due September 24, set for argument November 1).

Further, the undersigned counsel as well as counsel assisting in this matter have been embroiled in numerous emergency matters in recent weeks arising from the Texas Legislature's recent second special session and from Texas's response to the ongoing resurgence of COVID-19 cases, including filing briefs or requests for emergency relief in the following matters:

- *In re Abbott*, No. 05-21-00687-CV, Fifth Court of Appeals, Dallas;
- *In re Abbott*, No. 21-0686, Supreme Court of Texas;
- *In re Abbott*, No. 04-21-00336-CV, Fourth Court of Appeals, San Antonio;
- *In re Abbott*, No. 21-0687, Supreme Court of Texas;
- *In re Abbott*, No. 21-0720, Supreme Court of Texas;
- *In re Abbott*, No. 01-21-00440-CV, First Court of Appeals, Houston;
- *In re Abbott*, No. 21-0701, Supreme Court of Texas;
- *In re Abbott*, No. 08-21-00140-CV, Eighth Court of Appeals, El Paso;
- *In re Abbott*, No. 04-21-00349-CV, Fourth Court of Appeals, San Antonio.

No prejudice would arise from the requested extension, and the Petitioner does not oppose this extension.

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For the foregoing reasons, Respondents respectfully request an extension of the deadline for filing a response to the petition for writ of certiorari, creating a new deadline of November 3, 2021.

Sincerely,

/s/ Judd E. Stone II

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