## KIRKLAND & ELLIS LLP

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February 3, 2022

## Hand Delivery and Electronic Filing

Scott S. Harris Clerk of the Court Supreme Court of the United States One First Street, NE Washington, DC 20543-0001

Re: Axon Enterprise, Inc. v. Federal Trade Commission, No. 21-86

Dear Mr. Harris:

I represent petitioner in the above-captioned case. On behalf of both parties, I am writing to request an extension of time for the merits briefs, as follows:

Petitioner's brief: May 9, 2022

Respondent's brief: August 8, 2022

Both parties have agreed to this proposed schedule, which would allow the Court to hold oral argument during the October 2022 sitting. This proposed schedule would also afford counsel for both parties sufficient time to devote to their substantial briefing and argument obligations in other cases before this Court between now and the current due date. I am counsel of record in two merits cases that will be argued in the March 2022 sitting—*Morgan v. Sundance*, No. 21-328 (set for March 21, 2022), and *Viking River Cruises v. Moriana*, No. 20-1573 (set for March 30, 2022)—as well as *Kennedy v. Bremerton School District*, No. 21-418 (pet. for cert. granted Jan. 14, 2022), which presumably will be argued in the April 2022 sitting. The latter two of those cases also have condensed briefing schedules with which the current schedule in this case would interfere. Counsel for respondent in the Office of the Solicitor General has authorized me to represent that they have similar interim obligations.

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Please let me know if you need any additional information.

Sincerely,

Paul D. Clement

Counsel for Petitioner

cc: All counsel of record