



**U.S. Department of Justice
Office of the Solicitor General**

Washington, D.C. 20530

May 17, 2023

Honorable Scott S. Harris
Clerk
Supreme Court of the United States
Washington, D.C. 20543

Re: Avail Vapor, LLC, et al. v. Food and Drug Administration,
S.Ct. No. 22-1112

Dear Mr. Harris:

The petition for a writ of certiorari in the above-captioned case was filed on May 11, 2023, and placed on the docket on May 15, 2023. The government's response is due on June 14, 2023.

We respectfully request, under Rule 30.4 of the rules of this Court, an extension of time to and including July 14, 2023, within which to file the government's response.

This extension is requested to complete preparation of the government's response, which was delayed because of the heavy press of earlier assigned cases to the attorneys handling this matter.

Sincerely,

Elizabeth B. Prelogar
Solicitor General

cc: See Attached Service List

22-1112
AVAIL VAPOR, LLC, ET AL.
FDA

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