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September 17, 2022

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

Re: No. 22-220; *Union Pacific Railroad Company v. Brotherhood of Locomotive Engineers and Trainmen*/Respondent's Request for an extension of time to file a response to the petition for a writ of certiorari

Dear Mr. Harris:

I am writing as counsel for Respondent Brotherhood of Locomotive Engineers and Trainmen (*BLET*), which represents the craft or class of locomotive engineers at Petitioner Union Pacific Railroad Company (*UP*). On September 7, 2022, UP filed a petition for a writ of certiorari from the judgment of the Fifth U.S. Circuit Court of Appeals. *BLET* intends to oppose the petition.

According to the online docket and pursuant to Rule 15.3 of the Rules of the Supreme Court of the United States, *BLET*'s response is currently due on October 11, 2022. In accordance with Rule 30.4, *BLET* respectfully requests that the time for filing a response be extended by 30 days, to and including November 11, 2022.

This is *BLET*'s first request for an extension of time to file a response. Good cause exists for the requested extension. Lead counsel in this case, Joshua McInerney and James Petroff of the law firm Wentz, McInerney, Peifer & Petroff, LLC, represent *BLET* as General Counsel and Associate General Counsel, respectively. For weeks,

the law firm has been engaged in national negotiations as counsel to BLET to settle the labor contract and avert a nationwide strike of tens of thousands of rail workers. These negotiations have succeeded. But they have taken away from any consideration of a response in this case and their impact continues on this and other pressing legal matters

Accordingly, Respondent respectfully requests that the time for filing a response to the petition for writ of certiorari be extended by 30 days, to and including November 11, 2022. Counsel for the petitioners, Thomas H. Dupree, Jr., has informed Respondent by e-mail that Petitioner does not oppose this request.

Respectfully submitted,

*/s/ Rod Tanner*

Rod Tanner  
Counsel for BLET

cc: Joshua D. McInerney, General Counsel, BLET  
James Petroff, Associate General Counsel, BLET  
Thomas H. Dupree, Jr., Counsel for UP