



HAGENS BERMAN

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November 9, 2022

The Honorable Scott S. Harris
Clerk, Supreme Court of the United States
1 First Street, NE
Washington, D.C. 20543

Re: *Flagstar Bank, FSB v. William Kivett, et al.*
S. Ct. No. 22-349
Motion for Extension of Time to File Response

Dear Mr. Harris:

The petition for a writ of certiorari in the above-captioned case was filed on October 11, 2022, and placed on the docket on October 13, 2022. After respondents filed a waiver, the clerk's office requested a response, currently due by **November 28, 2022**.

As counsel of record for respondents, I respectfully seek, under Supreme Court Rule 30.4, a 15-day extension of time until **December 13, 2022**, to file the response.

This extension is requested to complete preparation of the response and to avoid the logistical complications, including attorney travel schedules, presented by filing a Supreme Court brief on the Monday after Thanksgiving weekend.

Respectfully submitted,

HAGENS BERMAN SOBOL SHAPIRO LLP

/s/ Steve W. Berman

STEVE W. BERMAN
*Counsel of Record for Respondents William Kivett,
et al.*

cc: See Attached Service List

IN THE SUPREME COURT OF THE UNITED STATES

No. 22-349

FLAGSTAR BANK, FSB,

Petitioner,

v.

WILLIAM KIVETT, *et al.*,

Respondent.

PROOF OF SERVICE

I, Steve W. Berman, counsel for the Respondent, hereby certify that on this 9th day of November, 2022, I caused the Motion for Extension of Time Response and Proof of Service to be filed with the Supreme Court of the United States through the Court's Electronic Filing System and served by e-mail on the following counsel or record:

Jonathan Yates Ellis
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*Attorneys for Petitioner Flagstar
Bank, FSB*

I further certify that all parties required to be served have been served.

/s/ Steve W. Berman

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Counsel for Respondent