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January 3, 2023

ELECTRONIC SERVICE

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

RE: *Shawn Rogers Malloy v. Commonwealth of Pennsylvania*, No. 22-519

Dear Mr. Harris:

Petitioner, Shawn Rogers Malloy, filed a petition for writ of certiorari, which was docketed by this Court on December 5, 2022. Respondents' response is due January 4, 2023. Respondents, however, must respectfully request, under Supreme Court Rule 30.4, a 60-day extension of time to file its response to petitioner's petition for writ of certiorari.

Respondents respectfully seek an extension of time due to several upcoming deadlines and commitments. Specifically, undersigned counsel has an answer due in *Commonwealth v. Murray*, No. CP-46-CR-0005181-2005 (Mont. Ct. Comm. Pls.), a homicide case involving, in part, the murder of an unborn child, due December 30, 2022. He also has a brief due in *Commonwealth v. Cirillo*, No. 1044 EDA 2022 (Super. Ct.), a rape case with a voluminous record, due January 2, 2023. Additionally, the Appellate Division of this Office, which comprises of a mere handful of attorneys, has eighteen briefs and answers due in January, all of which undersigned counsel will need to edit, and some of which he will be drafting himself.

Based on the foregoing reasons, respondents respectfully request an extension of time - until March 6, 2023 - to respond to petitioner's petition for writ of certiorari.

Respondents have not previously sought any extensions in this matter.

Thank you for your consideration of this matter.

Respectfully submitted:

/s/ Robert M. Falin

Robert M. Falin
Deputy District Attorney
Chief, Appellate Division

RMF: ehp

cc: Nathan J. Schadler, Esq.
Counsel of Record

No. 22 519

IN THE SUPREME COURT OF THE UNITED STATES

Shawn Rogers Malloy,
Petitioner

v.

Commonwealth of Pennsylvania
Respondents

CERTIFICATE OF SERVICE

I, Robert M. Falin, certify that on this date, January 3, 2023, I caused a copy of the accompanying extension request to be served in accordance with Supreme Court Rule 29.3 by electronic service on the following individuals:

Nathan Schadler, Esq.
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Respectfully submitted:

/s/ Robert M. Falin
Robert M. Falin
Deputy District Attorney
Chief, Appellate Division