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December 19, 2022

Via EFS and FedEx

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

Re: *Sunoco LP, et al., v. City and County of Honolulu, et al.*, No. 22-523
Motion to Extend Time to File Response to Petition for Writ of Certiorari

Dear Mr. Harris,

The undersigned is counsel of record for Respondents in the above-captioned case, the City and County of Honolulu, the Honolulu Board of Water Supply, and the County of Maui. The Petition for a Writ of Certiorari was docketed on December 2, 2022, and the Respondents' response is currently due January 5, 2023. Pursuant to Rule 30.4 of this Court, the City respectfully requests an extension of thirty (30) days in which to file its response. A thirty-day extension would expire Saturday, February 4, 2023, and under Rule 30.1 the response would then become due February 6, 2023.

Respondents request an extension because the current January 5 deadline falls among multiple national and religious holidays that will strain counsel's ability to dedicate sufficient resources to prepare the Respondents' response. The undersigned counsel's firm will close from December 22–27 and again from December 30–January 2. Several counsel within the firm with responsibility over this case also will be out of the office for much of the holiday period, as will support staff. An extension would allow Respondents' counsel adequate time to address the Petition and prepare a response that is helpful to the Court.

The requested extension is reasonable in light of the proceedings to date and would not prejudice Petitioners. Petitioners previously applied to Justice Kagan for a sixty-day extension of the deadline to file a Petition for a Writ of Certiorari, which Justice Kagan granted. In their application, Petitioners asserted that this matter presents "weighty and complex issues" justifying an extension of the deadline to file a Petition. Petitioners used nearly the full sixty-day extension and filed their Petition on December 2, two days before the date of the extended deadline. The City has not previously sought any extensions of time in this matter.

Thank you for your consideration.

Respectfully submitted,

/s/ Victor M. Sher

Victor M. Sher

Sher Edling LLP

Counsel of Record for Respondents

cc: All Counsel of Record