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August 22, 2022

Via E-file

Honorable Scott S. Harris
Clerk of the Court
Supreme Court of the United States
One First Street, N.E.
Washington, D.C. 20543

Re: *George E. McFarland v. Bobby Lumpkin, Director, Texas Department of Criminal Justice, Correctional Institutions Division, No. 22-5236 (Capital Case)*

Dear Mr. Harris:

In accordance with Supreme Court Rule 30.4, Respondent Bobby Lumpkin, Director, Texas Department of Criminal Justice, Correctional Institutions Division, respectfully moves for an extension of the time for filing the response to the petition for a writ of certiorari in this matter.

Petitioner filed a writ of certiorari on July 27, 2022. It was docketed on August 1, creating a deadline for the response of August 31. Respondent requests a 30-day extension of that deadline, creating a new filing date of September 30, 2022.

My staff reached out to counsel for Petitioner via e-mail to ask for Petitioner's position on this motion. Petitioner's counsel advised that the requested extension is unopposed.

The extension is necessary because counsel of record for Respondent has faced numerous briefing and argument obligations since this case was docketed. The press of business from numerous, complex matters with deadlines overlapping with the current deadline requires significant time and attention from the undersigned counsel and other counsel assisting with this matter. Such matters include:

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- A Supplemental Brief in *Daves v. Dallas County*, No. 18-11368, filed in the United States Court of Appeals for the Fifth Circuit on August 3, 2022;
- A Supplemental Reply Brief in *Daves v. Dallas County*, No. 18-11368, filed in the United States Court of Appeals for the Fifth Circuit on August 17, 2022;
- Petitioner's Brief on the Merits in *Abbott v. City of San Antonio et al.*, No. 21-1079, filed in the Texas Supreme Court on August 17, 2022;
- Petitioner's Brief on the Merits in *Abbott v. Jenkins*, No. 21-1080, filed in the Texas Supreme Court on August 17, 2022;
- Petitioner's Brief on the Merits in *Abbott v. Harris County et al.*, No. 22-0124, filed in the Texas Supreme Court on August 17, 2022;
- Respondent's Brief on the Merits in *Reed v. Goertz*, No. 21-442, due to be filed in this Court on August 23, 2022;
- An *Amicus Curiae* Brief on behalf of the State of Texas in *New York v. New Jersey*, No. 22O156, due to be filed in this Court on August 29, 2022;

For the foregoing reasons, Respondent respectfully requests a 30-day extension of the deadline to file the response to the petition for a writ of certiorari, creating a new deadline of September 30, 2022.

Respectfully submitted.

/s/ Judd E. Stone II

Judd E. Stone II
Solicitor General

cc: Jared P. Tyler (via e-mail)