



October 28, 2022

By Overnight Delivery


The Honorable Jordan “Danny” Bickell, Deputy Clerk
Supreme Court of the United States
Office of the Clerk
1 First Street, N.E.
Washington, D.C. 20543

Re: *Fratta v. Texas*, No. 22-5785

Dear Mr. Bickell:

A response in this death-penalty case is due November 7, 2022. The petition in this case was filed pro se by a capital inmate who has attorneys actively representing him before the federal courts and who currently has a petition pending on the paid docket. The undersigned only received the docketing notice from the petitioner this Monday, October 24th, although it was received the office on October 18th. Consistent with internal procedures, the undersigned contacted the district attorney who requested that the Texas Attorney General’s Office handle the response. The respondent respectfully requests extension of the present deadline until December 7, 2022. The undersigned requests this continuance due to the demands of her current caseload and the shortened response time due to the notice being physically mailed through the US Postal service. The inmate is representing himself pro-se and cannot be contacted regarding his opposition. Further because Mr. Fratta is represented by counsel, the undersigned will be serving this extension requests and the forthcoming opposition on both the inmate and his counsel. Thank you for your consideration.

Respectfully submitted,



ELLEN STEWART-KLEIN
Assistant Attorney General

cc: Robert Alan Fratta
TDCJ No. 999189
3872 FM 350 South
Livingston, TX 77351

James R. Rytting
819 Lovett Bld.
Houston, TX 77006

Tivon Schardl & Joshua Freiman
Federal Public Defender, Western District of Texas
919 Congress Ave., Suite 950
Austin, TX 78701