

SARAH M. HARP ASSISTANT ATTORNEY GENERAL (512) 936-1400 SARAH.HARP@OAG.TEXAS.GOV

October 5, 2022

VIA ELECTRONIC FILING SYSTEM

Hon. Scott S. Harris, Clerk Supreme Court of the United States Office of the Clerk 1 First Street, N.E. Washington, D.C. 20543

Re: Antoni Denli Marshal v. The State of Texas, No. 22-63; Request for Extension of Time to File Brief in Opposition

Dear Hon. Harris:

The Office of the Attorney General of Texas represents the State in the above referenced appeal. By letter dated September 16, 2022, the Court asked the Harris County District Attorney's Office to file a brief in opposition to Petitioner's petition for writ of certiorari and the assistance of the Texas Attorney General's Office was requested. The brief in opposition to Petitioner's petition for writ of certiorari is presently due to be filed on or before October 17, 2022. Pursuant to Rule 30.4, this is a request for a **30-day** extension of time, up to and including **Wednesday**, **November 16, 2022**, in which to file that brief.

The undersigned was assigned this case on October 5, 2022. Furthermore, since the Attorney General received the request for a brief in opposition, the undersigned has filed three responsive pleadings in federal habeas corpus cases *Castoreno v. Lumpkin*, 5:22-cv-957 (W.D. Tex.); *Chandler v. Lumpkin*, 1:22-cv-503 (W.D. Tex.); and *MacDonald v. Lumpkin*, 4:22-cv-2119 (S.D. Tex.). As a result, there has been insufficient time to complete the brief in opposition and additional time is respectfully requested.

Mr. Randolph Schaffer, Jr., counsel for Petitioner, indicated by telephone on October 5, 2022, that he is not opposed to this extension of time.

Thank you for your consideration of this matter.

Sincerely,

s/ Sarah M. Harp SARAH M. HARP Assistant Attorney General Criminal Appeals Division P.O. Box 12548, Capitol Station Austin, Texas 78711-2548 Telephone: (512) 936-1400 Facsimile: (512) 936-1280

cc: Randolph L. Schaffer, Jr. 1021 Main, Suite 1440 Houston, Texas 77002