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February 23, 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: *Prible v. Lumpkin*, No. 22-6798 (Capital Case)**

Dear Mr. Harris:

In accordance with Supreme Court Rule 30.4, Respondent Bobby Lumpkin 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 petition for a writ of certiorari on February 14, 2023. It was docketed on February 16, 2023, creating a deadline for Respondent's response of March 20, 2023. Respondent requests a 45-day extension of that deadline, creating a new filing date of May 4, 2023.

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

The extension is necessary because lead counsel for Respondent faces additional briefing and argument obligations. The press of business from numerous, complex matters with deadlines overlapping with the current deadline requires significant time and attention from undersigned counsel and counsel assisting with this matter:

- *Texas Tech. v. Niehay*, No. 22-0179 (Tex.) (argued Feb. 21, 2023)
- *Ditech Servicing v. Perez*, No. 21-1109 (Tex.) (amicus brief due Feb. 24, 2023);

oral argument on Mar. 21, 2023)

- *Texas v. Volkswagen AG*, No. 21-0130 (Tex.) (oral argument on Feb. 21, 2023)
- *Moody v. Lumpkin*, No. 19-11200 (5th Cir.) (oral argument on Mar. 7, 2023)
- *TDFPS v. Grassroots Leadership*, No. \_\_\_\_\_ (Tex.) (petition for review due Mar. 27, 2023)
- *DC Operating v. Paxton*, No. 22-50612 (5th Cir.) (appellee's brief due Feb. 27, 2023)
- *Borgelt v. Austin Firefighters Ass'n*, No. 22-1149 (Tex.) (reply in support of petition for review anticipated to be due Mar. 23, 2023)
- *Abbott v. City of San Antonio*, No. 21-1079, *Abbott v. Jenkins*, No. 21-1080, and *Abbott v. Harris County*, No. 22-0124 (Tex.) (assisting with oral argument presented on February 22, 2023)
- *Vote.org v. Paxton*, No. 22-50536 (5th Cir.) (oral argument March 6, 2023)

For the foregoing reasons, Respondent respectfully requests a 45-day extension of the deadline to file the response to the petition for a writ of certiorari, creating a new deadline of May 4, 2023.

Respectfully submitted.

/s/ Judd E. Stone II

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