



**OFFICE OF THE ATTORNEY GENERAL
STATE OF ILLINOIS**

Kwame Raoul
ATTORNEY GENERAL

April 5, 2023

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

Re: *Johnson v. Prentice*, No. 22-693

Dear Mr. Harris:

On March 16, 2023, this Court directed Respondents Susan Prentice, Deidre Marano, Travis Devries, Eric Myers, Gerald Henkel, John Gasper, James Boland, Warren Hadsell, Kimberly Kelly, Terri Kennedy, and Michael Melvin to file a response to the petition for a writ of *certiorari* that was filed in the above-referenced case by April 17, 2023. Pursuant to Supreme Court Rule 30.4, respondents respectfully request a 30-day extension of time to May 17, 2023, to file their response.

Counsel for petitioner requested two extensions of time to file the petition for *certiorari* to this Court, which respondents did not oppose. And counsel for petitioner do not oppose this request for an extension of time to file the response.

The extension requested by respondents is necessary due to current and recent work responsibilities held by Assistant Attorney General Benjamin Jacobson, who is currently assigned to draft respondent's brief in opposition under my supervision. Specifically, on March 21, 2023, Mr. Jacobson filed an emergency stay motion in *People v. Clark*, No. 2-23-0089 (Ill. App. Ct.). In addition, during March 2023, he drafted multiple other motions and filings and reviewed trial court attorneys' filings in several matters, including *People v. Weinstein*, No. 2-23-0062 (Ill. App. Ct.), Nos. 22 DV 463, 23 CC 2 (Lake Cnty. Cir. Ct.); *People v. Duncan*, No. 2-23-0063 (Ill. App. Ct.), Nos. 22 CF 1808, 22 CM 1368, 23 CC 1 (Lake Cnty. Cir. Ct.); *People v. Barradas-Alvarado*, No. 2-23-0080 (Ill. App. Ct.), Nos. 22 CF 1438, 23

CC 5 (Lake Cnty. Cir. Ct.); *People v. Clark*, No. 2-23-0089 (Ill. App. Ct.), Nos. 22 CF 1876, 23 CC 6 (Lake Cnty. Cir. Ct.); and *People v. Sebesta*, No. 2-23-0090 (Ill. App. Ct.), Nos. 22 CF 950, 23 CC 7 (Lake Cnty. Cir. Ct.). And in April 2023, Mr. Jacobson is responsible for filing briefs in several matters, including an opening brief in *Illinois Department of Healthcare and Family Services ex rel. Hull v. Robinson*, No. 4-22-1025 (Ill. App. Ct.), and a reply brief in *D. Construction v. Illinois Department of Transportation*, No. 3-22-0261 (Ill. App. Ct.).

In addition, my work responsibilities and personal schedule merit an extension of time to file the response. As the Illinois Solicitor General, I devote substantial time to performing supervisory and administrative duties, including editing briefs in numerous appeals and helping attorneys prepare for oral argument. Those duties include supervising the following filings in this Court: the *amicus* brief for the States of Illinois, *et al.*, in *Colorado v. Counterman*, No. 22-138 (U.S.), which was filed on March 31, 2023; the reply brief supporting the petition for *certiorari* for Theresa Eagleson, Director, Illinois Department of Healthcare and Family Services, in *Eagleson v. St. Anthony Hospital*, No. 22-534 (U.S.), which will be filed on April 18, 2023; and the brief in opposition for the State of Illinois in *Johnson v. Illinois*, No. 22-6431 (U.S.), which is due on April 24, 2023.

This is respondents' first request for an extension of time. It is not made for purposes of delay, but solely to ensure that respondents' interests are adequately protected. Thank you in advance for your attention to this matter.

Sincerely,

/s/ Jane Elinor Notz

Jane Elinor Notz

Solicitor General

100 West Randolph Street

12th Floor

Chicago, Illinois 60601

(312) 814-5376

jane.notz@ilag.gov

cc: Daniel Greenfield, Counsel for Petitioner