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May 23, 2023

Mr. Scott S. Harris, Clerk
Supreme Court of the United States
One First Street, NE
Washington, DC 20543

Re: Application for Extension of Time to File Response to Petition for Writ of
Certiorari in *Lamont McKoy v. Todd Ishee, Secretary, North Carolina
Department of Adult Correction*, No. 22-7270

Dear Mr. Harris:

I am counsel of record for Respondent in *McKoy v. Todd Ishee, Secretary, North Carolina Department of Adult Correction*, No. 22-7270. This Court has requested that Respondent file a response to the petition for writ of certiorari in this case on or before June 7, 2023.

Pursuant to Supreme Court Rule 30(4), Respondent respectfully requests an extension of thirty days until July 7, 2023 to file its response. The basis for this request is that undersigned counsel's assigned work duties have been significant during this time period, including assistance with briefs filed in both the Court of Appeals and the North Carolina Supreme Court; assistance with preparation for oral argument in our state appellate division; assistance in reviewing proposed orders to be filed in state superior court; negotiating consent agreements or orders for post-conviction DNA testing in capital cases and arranging evidence transfers to the state crime laboratory; preparation of a responsive brief in *State v. Coffey*, No. COA22-883, due for filing on 31 May 2023 in the North Carolina Court of Appeals, which includes a voluminous record, an expanded word count, and several complex legal issues; and preparation of a reply brief in *State v. Jordan*, No. 124P22, due on 5 June 2023 in the North Carolina Supreme Court.

Thank you for your attention to this matter.

Sincerely,

Kimberly N. Callahan
Special Deputy Attorney General
*Counsel of Record

CERTIFICATE OF SERVICE

I, Kimberly N. Callahan, Special Deputy Attorney General for Respondent and a member of the bar of this Court, hereby certify that on May 23, 2023, a copy of the State of North Carolina's LETTER OF APPLICATION REQUESTING AN EXTENSION OF TIME TO FILE RESPONSE TO PETITION FOR WRIT OF CERTIORARI, was served on petitioner's counsel of record, Jamie T. Lau, Wrongful Convictions Clinic, Duke University School of Law, Box 90360, 210 Science Drive, Durham, North Carolina, 27708, by first class mail, postage prepaid. I further certify that all parties required to be served have been served.

This the 23rd day of May, 2023.



Kimberly N. Callahan
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