



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

JUDD E. STONE II
Solicitor General

(512) 936-2834
Judd.Stone@oag.texas.gov

May 3, 2023

Via Electronic Filing

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

Re: No. 22-7301, *Arturo Daniel Aranda v. Bobby Lumpkin, Director, Texas Department of Criminal Justice, Correctional Institutions Division*

Dear Mr. Harris:

Under Supreme Court Rule 30.4, Respondent respectfully moves for an extension of the time to file his brief in opposition to the petition for a writ of certiorari in this matter.

This is Respondent's first request for an extension. The brief in opposition to the petition for a writ of certiorari in this matter is currently due May 17, 2023. Respondent requests a 30-day extension of time to file his response, which results in a new filing date of June 16, 2023. My office conferred with counsel for the petitioner on May 3, 2023, and counsel indicated that the petitioner does not oppose the requested extension.

The extension is needed because the undersigned counsel and other counsel assisting with this matter have had and will continue to have numerous briefing and argument obligations that have delayed the preparation of the brief in opposition to the petition for a writ of certiorari in this matter, including:

- Amicus brief filed in the Supreme Court of Texas on April 13 in *Busbee v. County of Medina*, No. 22-0751;

- Petition for writ of mandamus filed in the United States Court of Appeals for the Fifth Circuit on April 20 in *In re Bobby Lumpkin*, No. 23-20169;
- Amicus brief filed in the United States Court of Appeals for the Eleventh Circuit on April 24 in *Pernell v. Andrade*, No. 23-10616;
- Reply brief filed in Texas's Fifth Court of Appeals on April 25 in *Paxton v. Commission for Lawyer Discipline*, No. 05-23-00128-CV;
- Oral argument in the United States Court of Appeals for the Fifth Circuit on May 2 in *Mendoza v. Lumpkin*, No. 12-70035 (capital case);
- Petition for review due in the Supreme Court of Texas on May 10 in *Texas Department of Family and Protective Services et al. v. Grassroots Leadership, Inc. et al.*, No. 23-0192;
- Brief in opposition to the petition for writ of certiorari due in this Court on May 17 in *Prible v. Lumpkin*, No. 22-6798 (capital case);
- Appellee's brief due in the United States Court of Appeals for the Fifth Circuit on May 31 in *Texas v. Becerra*, No. 23-10246; and
- Reply in support of the petition for review due in the Supreme Court of Texas on May 31 in *Borgelt v. Austin Firefighters Association, IAFF Local 975*, No. 22-1149.

For the foregoing reasons, Respondent respectfully requests a 30-day extension of the deadline for filing a brief in opposition to the petition for a writ of certiorari, creating a new deadline of June 16, 2023.

Sincerely,

/s/ Judd E. Stone II

JUDD E. STONE II

Solicitor General

Counsel of Record

OFFICE OF THE ATTORNEY GENERAL

P.O. Box 12548 (MC 059)

Austin, Texas 78711-2548

Tel.: (512) 936-1700

Fax: (512) 474-2697

Judd.Stone@oag.texas.gov

cc: Mr. James Kearney (via email)
Counsel of Record for Petitioner