



PACIFIC LEGAL
FOUNDATION

February 13, 2023

Supreme Court of the United States
1 First Street, N.E.
Washington, DC 20543

Re: Unopposed Request for Extension of Time to File Petition for Writ of Certiorari
Evans Creek, LLC v. City of Reno

To the Honorable Elena Kagan, Associate Justice of the Supreme Court of the United States and Circuit Justice for the Ninth Circuit,

I am counsel of record for Petitioner Evans Creek, LLC, in the above-referenced case. Per Supreme Court Rule 13.1, the Petition for Writ of Certiorari was originally due on January 24, 2023. However, on January 11, Justice Kagan granted Evans Creek's first request for an extension of time to file the Petition, extending the time for filing up to and including February 28, 2023. The Petition is thus currently due on that date.

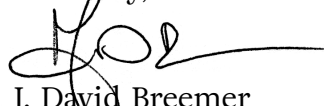
Evans Creek now moves for an additional **fourteen (14) days** to file the Petition because Petitioner's lead counsel, Mr. J David Breemer, became ill with COVID-19 on February 8, 2023.

Between February 4 and February 7, 2023, Mr. Breemer traveled to New Orleans for oral argument in the Fifth Circuit Court of Appeals, in *Sheffield v. Buckingham*, Case No. 22-40350. The day after his return home, he tested positive with COVID-19 and has been fighting the illness since then. Petitioner thus seeks an additional two weeks to file the Petition—the approximate amount of time it will take for counsel to fully recover and get back to a normal work schedule.

Accordingly, Petitioner respectfully requests that the time for filing a petition for writ of certiorari be extended by fourteen days, setting a new Petition filing date of **March 14, 2023**.

Counsel for Respondent has been informed of this motion and has represented that the City of Reno does not object to this second request for an extension of time to file the Petition.

Sincerely,



J. David Breemer
Counsel of Record for Petitioner

cc: All Counsel

Proof of Service

I, J. David Breemer, certify that on February 13, 2023, I caused a true copy of the foregoing Request for an Extension of Time to File Petition for Writ of Certioari to be served via email to the following counsel:

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J. David Breemer