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January 13, 2021

*By First-Class Mail  
and Electronic Filing*

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

Re: *Mississippi v. Tennessee, et al.*, No. 143, Orig.

Dear Mr. Harris:

I write of behalf of Defendants State of Tennessee, City of Memphis, Tennessee, and Memphis Light, Gas & Water Division to request, under Rule 30.4 of the Rules of this Court, a modified briefing schedule in the above-captioned case, including an extension of time to and including February 22, 2021, within which to file exceptions to the Report of the Special Master, with supporting briefs. Plaintiff State of Mississippi has consented to this request and the proposed briefing schedule.

On December 7, 2020, the Court received and ordered filed the Report of the Special Master in this case, and provided that exceptions to the Report, with supporting briefs, may be filed within 45 days; that reply briefs may be filed 30 days thereafter; and that sur-reply briefs may be filed 30 days thereafter. Pursuant to that briefing schedule, exceptions are currently due on January 21, 2021; replies are due on February 22, 2021 (a Monday); and sur-replies are due on March 24, 2021.

In lieu of a 45-30-30 briefing schedule, the parties request a 75-60-45 briefing schedule that would result in the following briefing timeline:

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Exceptions, with supporting briefs, due	2/22/21 (Mon)
Replies due	4/23/21 (Fri)
Sur-replies due	6/7/21 (Mon)

This extension is requested because of the complexity of the factual and legal issues raised by the Special Master's Report, to accommodate certain health issues experienced by Mississippi's counsel, and due to the fact that the completion of the parties' exceptions and supporting briefs by the current deadline would be difficult in light of the heavy press of counsel's other pending matters and professional duties.

The proposed extension and modified briefing schedule will not delay the Court in its consideration of this case or affect the calendaring of the case for oral argument, and the additional time devoted to briefing the exceptions will assist in counsel's efforts to develop fully, streamline, and refine the issues before the Court. Briefing would be complete no later than June 7, 2021, the day before distribution of briefs for the Court's final conference of the 2020 Term on June 24, 2021.

Thank you for your assistance. If you have any questions, please call me at (202) 326-7951.

Sincerely,



David C. Frederick  
*Special Counsel to Defendant*  
*State of Tennessee*

cc: Counsel for Plaintiff State of Mississippi  
Counsel for Defendants City of Memphis and  
Memphis Light, Gas & Water Division