

October 13, 2023

VIA ELECTRONIC FILING

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

Re: *Avina v. Union Pacific Railroad*, No. 23-275

Dear Mr. Harris,

I am counsel of record for respondent Union Pacific Railroad in the above-captioned case. The petition for a writ of certiorari was docketed on September 21, 2023, and the response is currently due October 23, 2023. Pursuant to this Court's Rule 30.4, I respectfully request a 30-day extension of time, to and including November 22, 2023, within which to file a response.

This extension is requested to allow adequate time to prepare a response to the petition in light of several upcoming briefing deadlines I have in multiple federal circuit courts and state appellate courts, as well as to consider and, if necessary, respond to any briefs of *amici curiae* filed in this case.

Respectfully submitted,

/s/ Thomas H. Dupree Jr.

Thomas H. Dupree Jr.  
*Counsel for Respondent*

cc: Eric Schnapper  
*Counsel for Petitioner*