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## Via Electronic Filing

October 30, 2023

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

**Re: United States v. Patrick Daniels, No. 23-376;  
Respondent's Request for Extension of Time**

Dear Mr. Harris:

The petition in the above-referenced case was docketed October 10, 2023. The Brief in Opposition is due November 9, 2023. I am writing to request a ten-day extension to November 19, 2023. That day being a Sunday, Respondent's Brief in Opposition would be filed on or before November 20, 2023. *See* S. Ct. R. 30.1.

The Court's rules place significant weight on the importance of a thorough brief in opposition. In addition to "presenting other arguments for denying the petition, the brief in opposition should address any perceived misstatement of fact or law in the petition that bears on what issues properly would be before the Court if certiorari were granted." S. Ct. R. 15.2. The respondent's failure to point out or correct any perceived misstatement in the petition may be deemed waived. *See id.* Additionally, the Court may refuse to consider any "far-reaching" alternative arguments in defense of the judgment below if they are not raised in the brief in opposition. *See S. Cent. Bell Tel. Co. v. Alabama*, 526 U.S. 160, 171 (1999); *Alabama v. Shelton*, 535 U.S. 654, 661 n. 3 (2002).

The petition relies heavily on the merits briefing filed in *United States v. Zackey Rahimi*, No. 22-915, currently pending before the Court. The petition contends that *Rahimi* and the instant

petition involve “closely related Second Amendment issues” and incorporates a significant portion of the *Rahimi* merits briefing. Pet. at 5, 6, 7, 12, 14. The Court is scheduled to hear oral argument in *Rahimi* on November 7, 2023. The ten-day extension is necessary to allow for adequate review of the issues and for consultation, particularly on the question of whether this Court should hold the petition pending resolution of *Rahimi*.

Before filing this motion, I conferred with counsel for Petitioner via email, who consented to the request for a 10-day extension.

Respectfully submitted,

/s/ Leilani L. Tynes

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