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DEPARTMENT OF JUSTICE



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December 4, 2023

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

RE: *Porter v. Martinez*, No. 23-423
Request for Extension of Time

Dear Mr. Harris:

The petition for a writ of certiorari in this case was filed on October 19, 2023, following a 60-day extension of the ordinary deadline for seeking a writ of certiorari. The response to the petition is currently due on December 21, 2023. Pursuant to Rule 30.4, respondent Sean Duryee, Commissioner of the California Highway Patrol, respectfully requests that the time for filing a response be extended by 30 days, up to and including Monday, January 22, 2024 (because 30 days from December 21 is January 20, a Saturday).

An extension of time would allow for adequate time for internal review and would better enable preparation of a response that respondent believes would be most helpful to the Court. The requested extension is also warranted because undersigned counsel, Samuel Harbourt, was newly assigned to the case on December 1, 2023. Mr. Harbourt would benefit from additional time to review the record, briefing, and decision below. Mr. Harbourt also has pressing work in other cases that will limit his availability to work on the response in this case, including a brief on the merits that is due on December 11, 2023, in the California Supreme Court in *Castellanos v. State*, No. S279622, which presents a constitutional challenge to a ballot initiative enacted by the State's voters.

Respectfully submitted,

/s Samuel Harbourt

SAMUEL HARBOURT
Deputy Solicitor General

For ROB BONTA
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cc: Thomas R. Burke, Davis Wright Tremaine LLP
Counsel for Petitioner Susan Porter

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