



December 1, 2023

VIA ECF

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

**Re: *Sidney Powell, Brandon Johnson, Howard Kleinhendler, Julia Haller, Gregory Rohl & Scott Hagerstrom v. Gretchen Whitmer, Jocelyn Benson & City of Detroit, Michigan, et al., No. 23-486***  
**Motion to Extend Time to Respond to Petition for Certiorari by 60 Days**

Dear Mr. Harris:

I am writing on behalf of Respondent City of Detroit, Michigan in the above-captioned case to request an extension of time of sixty days for the filing of a brief in opposition to the Petition for Writ of Certiorari. Absent an extension, the City of Detroit's brief in opposition is due Friday, December 8, 2023. Under Rule 30.4 of the United States Supreme Court, the City of Detroit respectfully asks that the time for filing its brief in opposition be extended by 60 days. A sixty-day extension of time would make the City of Detroit's brief due on Tuesday, February 6, 2024.

This request for an extension is the City of Detroit's first. Good cause exists for the requested extension. The City of Detroit's counsel has several other professional commitments prior to the current deadline. Among other matters, counsel is responsible for mediation of a case involving 495 auto defect claims in a pending mass action in Wayne County Circuit Court, preparation for Michigan Court of Appeals January 3, 2024 oral argument (noticed November 30, 2023), preparation for an imminent bench trial in Oakland County Circuit Court and final preparation for a Fairness Hearing regarding a significant class action settlement in the Western District of Michigan which has been facilitated by the Sixth Circuit Mediation Office.

The requested extension is necessary to ensure that the City of Detroit and its counsel have an adequate opportunity to review and respond to the Petition for Writ of Certiorari. The requested extension will also better enable preparation of a response that will be most helpful to the Court. There are no known circumstances that necessitate a speedy ruling on the Petition.

Accordingly, the City of Detroit requests a sixty-day extension of time, to and including February 6, 2024, to file its brief in opposition to the Petition for Writ of Certiorari. Before this

letter was submitted, Petitioners' counsel—Lawrence J. Joseph— was asked if Petitioners opposed the requested extension. Petitioners, through their counsel, have not yet responded to that email.

While counsel would generally prefer to seek a thirty-day extension, much of that thirty day period would overlap with year-end holidays.

Thank you for your attention to this matter.

Respectfully submitted,

**FINK BRESSACK**

/s/ David H. Fink

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