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April 9, 2024

Via Electronic Filing and Electronic Mail

Hon. Scott S. Harris
Clerk of Court
Supreme Court of the United States
One First Steet, NE
Washington, DC 20543-0001

**Re: Request for extension of time to file brief in opposition
Ybarra v. Gittere, No. 23-6755 (Capital Case)**

Dear Mr. Harris:

I am counsel of record for the Respondent in this matter. On February 14, 2024, this Court docketed the petition for writ of certiorari Petitioner Robert Ybarra, Jr. filed with this Court. After a prior extension of time, the brief in opposition is currently due on April 15, 2024. Respondent respectfully requests that this Court issue an order under Rule 30.4, extending the deadline to file the brief in opposition by ten days, to and including Thursday, April 25, 2024.

This is Respondent's second request for an extension of time to file the brief in opposition. Good cause for an extension exists because I have remained extremely busy since Respondent's first motion for extension of time. In particular, I had two significant deadlines last week in the Nevada Supreme Court in *Falconi v. Dist. Ct.*, No. 85195 (Nev.); *In re Jones*, No. 86813 (Nev.). Additionally, I am balancing completion of the brief in opposition in his case with drafting a petition for rehearing on an important procedural question in another capital habeas matter in the Ninth Circuit, *Witter v. Reubart*, 22-99003 (9th Cir.). In light of the considerable time and attention I have needed to devote to those other matters, Respondents need additional time to complete the brief in opposition.

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Counsel for Petitioner Ybarra, Assistant Federal Defender Randolph Fiedler, informed me by electronic mail that he does not oppose the request for additional time.

Sincerely,

/s/ Jeffrey M. Conner

Jeffrey M. Conner

Chief Deputy Solicitor General

Cc: Randolph Fiedler*
Hannah Nelson

*Counsel of Record