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December 10, 2018

The Honorable Scott S. Harris  
Clerk  
Supreme Court of the United States  
1 First Street, NE  
Washington, DC 20543

Re: *Smith v. Berryhill*, No. 17-1606

Dear Mr. Harris:

The petition for a writ of certiorari in the above case was granted on November 2, 2018; and petitioner's opening brief is therefore due on December 17, 2018.

Petitioner respectfully requests a short extension of the briefing schedule, as follows:

Petitioner's brief, due December 19, 2018

*Amicus's* brief, due January 22, 2019.

Counsel for respondent and *Amicus* consent to this request. Also, the parties recognize that this case may be set for argument in the first week of the Court's February sitting.

Thank you for your consideration of this matter.

Sincerely,

/s/ Andrew J. Pincus  
Counsel for Petitioner

cc: Honorable Noel Francisco, Solicitor General of the United States  
Deepak Gupta, Gupta Wessler PLLC