

No. 17-71

IN THE SUPREME COURT OF THE UNITED STATES

WEYERHAEUSER COMPANY,

Petitioner,

v.

UNITED STATES FISH AND WILDLIFE SERVICE, ET AL.,

Respondents.

On Writ of Certiorari to the
United States Court of Appeals for the Fifth Circuit

**UNOPPOSED APPLICATION TO EXTEND THE TIME TO FILE
REPLY BRIEF ON THE MERITS**

To the Honorable Samuel Alito, Associate Justice:

Pursuant to Rule 30.3, petitioner Weyerhaeuser Company respectfully requests a 15-day extension of time in which to file its reply brief on the merits to and including Monday August 13, 2018.

1. The Federal Respondents and Intervenor Respondents filed their response briefs on June 29, 2018. Weyerhaeuser's reply brief is currently due to be filed on July 30, 2018 (the 30th day, July 29, being a Sunday).

2. Weyerhaeuser's reply brief must address briefs from both the Federal Respondents and Intervenor Respondents. In addition, 10 amicus briefs were filed in support of respondents. Those respondent and amicus briefs approximate 400 pages in length.

3. The undersigned counsel of record is principally responsible for preparing Weyerhaeuser's reply brief. The 30 days allotted for preparation of the reply brief includes not only the July 4 holiday but also a long planned family vacation from July 14 to 22. Mr. Bishop also has other obligations in this period for which he is lead counsel and principally responsible, including the July 6 filing of intervenors' brief on summary judgment in *South Carolina Coastal Conservation League et al. v. Pruitt*, No. 2:18-cv-330 (D.S.C.), and a sur-reply brief opposing class certification in *Bell et al. v. 3M Company et al.*, No. 1:16-cv-2351 (D. Colo.), due July 27. In addition, an extension will enable Mr. Bishop to prepare for oral argument opposing class certification in *Bell* (scheduled for August 2-3), and for a presentation to members of the Supreme Federal Court of Brazil and their law clerks on August 6 in Brasilia.

6. Weyerhaeuser's requested 15-day extension of time will not prejudice the Court or the parties, given that oral argument has been set for October 1, 2018.

7. The Federal Respondents and Markle Respondents have informed Weyerhaeuser that they have no objection to this request. Counsel for the Intervenor Respondents states that they take no position on this application.

Respectfully submitted.

/s/ Timothy S. Bishop

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July 10, 2018

RULE 29.6 STATEMENT

Petitioner Weyerhaeuser Company is a publicly held company. It has no parent corporation and no publicly held company owns 10% or more of its stock.