

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 FOR
EXTENSION OF TIME TO FILE
REPLY BRIEF ON THE MERITS**

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Company 2000, LLC; and PF Monroe Properties, LLC*

To the Honorable Samuel A. Alito, Jr., Associate Justice of the Supreme Court of the United States for the Fifth District:

Pursuant to Rule 30.3, Respondents MARKLE INTERESTS, LLC; P&F LUMBER COMPANY 2000, LLC; and PF MONROE PROPERTIES, LLC (Markle Respondents), respectfully request 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. The Markle Respondents' reply brief is currently due to be filed on July 30, 2018 (the 30th day, July 29, being a Sunday).

2. Petitioner Weyerhaeuser's reply brief was also due on July 30, but this Court granted Weyerhaeuser's application for an extension to August 13.

3. The Markle Respondents' reply brief must address briefs from both the Federal Respondents and Intervenor Respondents. In addition, 10 amicus briefs were filed in support of the Federal and Intervenor respondents. Those respondent and amicus briefs are approximately 400 pages in length.

4. The undersigned counsel of record is principally responsible for preparing the Markle Respondents' reply brief. The 30 days allotted for preparation of the reply brief included not only the July 4 holiday but also the preparation of the Markle Respondents' motion for divided argument in the instant case, which was due to the Court one week after the filing of the briefs from the Federal Respondents and Intervenor Respondents. Mr. Miller

also has other obligations in this period for which he is lead counsel and principally responsible.

5. The Markle Respondents' requested extension of time will not prejudice the Court or the parties, since the Court set oral argument for October 1, 2018.

6. Counsel for Petitioner Weyerhaeuser has informed the Markle Respondents that Weyerhaeuser has no objection to this request. Counsel for the Federal Respondents likewise does not oppose. Counsel for the Intervenor Respondents states that they take no position on this application.

DATED: July 16, 2018.



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RULE 29.6 STATEMENT

Respondents MARKLE INTERESTS, LLC; P&F LUMBER COMPANY 2000, LLC; and PF MONROE PROPERTIES, LLC, have no parent corporations and no publicly held company owns 10% or more of their stock.