



THE CITY OF NEW YORK
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July 22, 2019

Honorable Scott S. Harris
Office of the Clerk
Supreme Court of the United States
1 First Street N.E.
Washington, DC 20542-0001

Re: *N.Y. State Rifle & Pistol Ass'n, et al. v. City of N.Y., et al.*
No. 18-280

Dear Mr. Harris:

We are writing, under Rules 25.5 and 30.4, to request a further extension of time in which to file a brief in this case to and including September 30, 2019. In support of this request, we provide the following background regarding the case and reasons for submitting this letter.

This Court granted certiorari in this case on January 22, 2019. About one month later, the Court granted a joint motion to extend the time in which to file briefs on the merits, rendering petitioners' brief due May 7, 2019, and respondents' brief due August 5, 2019.

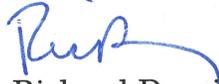
In April of 2019, respondents informed this Court that the City of New York had proposed to amend its regulations in a manner that would give plaintiffs everything they seek in this lawsuit—and thereby moot the case. The City requested that this Court stay the briefing schedule pending final action on the proposed rule. Petitioners opposed that request, and this Court denied it. Accordingly, petitioners filed their opening brief on May 7, 2019.

The next month, the City finalized the proposed amendment to municipal law. The amendment became effective July 21, 2019. In addition, on July 16, 2019, the Governor of New York signed new state legislation, effective immediately, that amends state law to allow plaintiffs to undertake the activities at issue that municipal law previously prevented.

Given these further developments, respondents have just filed a suggestion of mootness. We also respectfully request, by way of this letter, a further extension of time on the case's briefing schedule, extending the time for any bottomside brief to and including September 30, 2019.

There is good cause for granting this extension. The Court has not yet set this case for oral argument, leaving the December sitting as the soonest the case could be argued. The proposed extension keeps the case on track for such scheduling should this Court desire it. Furthermore, in light of the amendments to city and state law, respondents no longer have any stake in the constitutional questions this Court granted certiorari to address. This leaves respondents without any legal reason to file a brief responding to the substantive claims petitioners have advanced. Granting this extension will allow breathing space for the Court to determine how it wishes this case to proceed, if at all.

Respectfully submitted,


Richard Dearing

cc: All counsel of record