



STATE OF WISCONSIN
DEPARTMENT OF JUSTICE

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June 28, 2021

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

Re: Request for extension of time to file a response to the petition in
Roundtree v. Wisconsin, No. 20-1706

Dear Mr. Harris:

I am counsel for the respondent in this case, and a member of the Supreme Court bar. Petitioner Leevan Roundtree filed his petition for writ of certiorari on June 4, 2021. According to the online docket and pursuant to Rule 15.3 of the Rules of the Supreme Court of the United States, a response is currently due on July 9, 2021. Pursuant to Rule 30.4, Respondent respectfully asks that the time for filing a response be extended by 31 days, making the due date August 9, 2021.

This is my first request for an extension of time to file a response to this petition. Since Petitioner Roundtree filed his petition, I have completed other briefs and remain obligated to complete my work on multiple previously assigned matters over the next several weeks. These matters include: (1) Plaintiff-Respondent's brief in *State v. Johnson*, No. 19AP664-CR (Wis. Sup. Ct.), assigned Feb. 26, 2021, filed June 9, 2021 (first extension); (2) Plaintiff-Respondent's brief in *State v. Overton*, No. 2021AP42-CR (Wis. Ct. App.), assigned Apr. 6, 2021, filed June 24, 2021 (third extension); (3) Plaintiff-Respondent-Petitioner's brief in *State v. Nimmer*, No. 2020AP878-CR (Wis. Sup. Ct.), assigned June 2, 2021, filed June 28, 2021 (first extension); (4) Plaintiff-Respondent's brief in *State v. Breneman*, No. 2021AP166-CR (Wis. Ct. App.), assigned Apr. 27, 2021, due July 13, 2021 (second extension); (5) Plaintiff-Respondent's brief in *State v. Barry*, No. 2021AP210-CR (Wis. Ct. App.), assigned May 7, 2021, due July 7, 2021 (first extension; second extension anticipated);

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and (6) Respondent's brief in opposition to a petition for writ of habeas corpus in *Lee v. Radtke*, No. 20-CV-766 (E.D. Wis.), assigned Mar. 25, 2021, due July 19, 2021 (second extension).

I also have previously arranged vacation June 16 to 18 and June 29 to July 6 that I was unable to reschedule, and which has delayed my ability to draft the response in this matter. Finally, the additional time requested is necessary to permit internal review by the Wisconsin Department of Justice administration, editing and proofreading by my legal associate, and to permit sufficient time for printing.

Accordingly, I respectfully request that the time for filing the response to the petition for writ of certiorari be extended by 31 days, making the due date August 9, 2021. I have contacted and informed counsel for the petitioner, Frederick Yarger, of my intent to file this motion, and he has indicated that he does not oppose the request.

Sincerely,

/s/ Sarah L. Burgundy
Sarah L. Burgundy
Assistant Attorney General
State of Wisconsin

SLB:lml