



**KEN PAXTON**  
ATTORNEY GENERAL OF TEXAS

KYLE D. HAWKINS  
Solicitor General

(512) 936-1700  
Kyle.Hawkins@oag.texas.gov

October 14, 2020

**Via E-File**

Honorable Scott S. Harris  
Clerk of the Court  
Supreme Court of the United States  
One First Street, N.E.  
Washington, D.C. 20543

**Re: *Charles Victor Thompson. v. Bobby Lumpkin, Director, Texas  
Department of Criminal Justice, Institutional Division, No. 20-5941  
(Capital Case)***

Dear Mr. Harris:

In accordance with Supreme Court Rule 30.4 and the Court's Order of March 19, 2020, Respondent Bobby Lumpkin, Director, Texas Department of Criminal Justice, Institutional Division, respectfully moves for an extension of the time for filing the response to the petition for a writ of certiorari in this matter.

Petitioner filed his petition for a writ of certiorari on October 1, 2020. It was docketed on October 7, creating a deadline for Respondent's response of November 6, 2020. Respondent requests a 30-day extension of that deadline, creating a new filing date of December 7, 2020.<sup>1</sup>

My staff reached out to counsel for Petitioner via email to ask for his position on this motion. Petitioner's counsel advised that the requested extension is unopposed.

The extension is necessary because lead counsel for Respondent faces numerous briefing and argument obligations since Petitioner filed the petition for certiorari.

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<sup>1</sup> Thirty days from November 6 is December 6, which is a Sunday; thus, the operative deadline would be Monday, November 7.

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Lead counsel's caseload has significantly increased due to COVID-19-related litigation involving the State of Texas and its officials and, more recently, multiple emergency election-law matters that have required expedited briefing and argument. The press of business from numerous, complex matters with deadlines near the current deadline require significant time and attention from the undersigned counsel and other counsel assisting with this matter:

- *In re Brown*, No. 19-0877 (Tex.) (oral argument October 29, 2020)
- *Planned Parenthood Center for Choice, et al. v. Abbott*, No. 20-305 (U.S.) (response to petition for writ of certiorari due November 9, 2020)
- *California v. Texas*, No. 18-840 (U.S.) (oral argument November 10, 2020)
- *City of Austin v. Paxton*, No. 19-1441 (U.S.) (response to petition for writ of certiorari due December 1, 2020)
- *Texas Entertainment Association v. Hegar*, No. 20-50262 (5th Cir.) (reply brief filed October 13, 2020)
- *Hegar v. Texas BLC, Inc.*, No. 01-18-00554-CV (Tex. App.) (response to motion for rehearing due October 20, 2020)
- *Sirius XM Radio Inc. v. Hegar*, No. 20-0462 (Tex.) (response to petition for review due November 18, 2020)

In addition, counsel will be out of the office for the Thanksgiving holiday.

For the foregoing reasons, Respondent respectfully requests a 30-day extension of the deadline to file the response to the petition for a writ of certiorari, creating a new deadline of December 7, 2020.

Respectfully submitted.

/s/ Kyle D. Hawkins

Kyle D. Hawkins  
Solicitor General  
*Counsel of Record*

cc: Jonathan Landers (via e-mail)