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**FEDERAL PUBLIC  
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— District of Nevada —

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August 20, 2020

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

Re: *William Hutchings, Warden, et al. v. Ronald Ross*,<sup>1</sup> Case No. 20-86

Dear Mr. Harris:

I represent Ronald Ross and am a member of the Bar of this Court. Pursuant to Rule 30.4, I am writing on Mr. Ross's behalf to request a 43-day extension until October 9, 2020, to file a Brief in Opposition in his case. Petitioners' attorneys do not oppose this request.

Petitioners filed their petition for writ of certiorari on July 23, 2020, in line with this Court's Administrative Order, which extended the time for filing petitions due to the novel coronavirus. Mr. Ross intends to file a brief in opposition, as permitted by Rule 15. Based on the day the petition was docketed, his brief is due August 27, 2020. *See* Rule 15.3.

I request additional time to prepare Mr. Ross's brief in opposition. I have been predominantly working remotely since March 16, 2020, and my ability to timely file Mr. Ross's brief has been limited by challenges created by the coronavirus. This includes technological challenges as well as childcare concerns. In addition to my

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<sup>1</sup> This is the caption as it currently appears on the docket. However, Respondent submits the caption should be the one on the petition, *Daniels, et al. v. Ross*. Mr. Ross is currently being housed at a private prison in Arizona through a contract between the Department of Corrections and the private prison to house some Nevada inmates. The Nevada official who has custody over him is the Department of Corrections Director, Charles Daniels. William Hutchings is the warden of the women's prison.

case-related responsibilities, I am the Chief of the Non-Capital Habeas Unit. These administrative and managerial duties have taken up a significant portion of my time due to the challenges inherent in working remotely as well as issues connected to the pandemic. This has included most recently a closure of the office as well as power outages affecting the office's ability to connect to the network.

My responsibilities in other non-capital cases have also played a role in seeking this extension. Since the time the petition in this case was filed, I have filed an Opening Brief in the Nevada Supreme Court,<sup>2</sup> I have filed a petition for rehearing in Nevada Supreme Court,<sup>3</sup> I have filed a Reply in federal district court,<sup>4</sup> I have filed a response to a motion to dismiss a petition filed in state district court,<sup>5</sup> and I have overseen the drafting and filing of a motion for a certificate of appealability and a Reply in federal district court.<sup>6</sup> I have also had to spend much of my time over the past two weeks working on two amended petitions due in the federal district court, including one that has a deadline under 28 U.S.C. § 2244(d) in early September.<sup>7</sup>

For these reasons, I respectfully ask for a 43-day extension to October 9, 2020, to file Mr. Ross's Brief in Opposition.

I served a copy of this letter on petitioners' attorneys by e-mailing it to all of the attorneys on August 20, 2020. In addition, a copy of the letter was mailed to counsel of record, Heidi Perry Stern, Office of the Nevada Attorney General, 555 E. Washington Ave., Suite 3900, Las Vegas, NV 89101.

Sincerely,



Jonathan M. Kirshbaum  
Chief, Non-Capital Habeas Unit

c: Atty. Heidi P. Stern (by email and U.S. mail)  
Atty. Jeffrey M. Conner (by email)

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<sup>2</sup> *Heusner v. State*, Nevada Supreme Court Case No. 80871 (filed July 28, 2020).

<sup>3</sup> *Adkisson v. State*, Nevada Supreme Court Case No. 77933 (filed August 3, 2020).

<sup>4</sup> *Franklin v. Filson*, 3:18-cv-00150-MMD-CLB (filed August 3, 2020).

<sup>5</sup> *Hiller v. State*, 8JDC case No. A-20-815512-W (filed July 27, 2020).

<sup>6</sup> *Dominguez v. Williams*, Ninth Circuit No. 20-15867 (filed August 10, 2020); *Nichols v. Baca*, 3:13-cv-00671-MMD-WGC (filed August 3, 2020).

<sup>7</sup> *Campbell v. Russell*, 3:19-cv-00576-MMD-WGC (due August 21, 2020); *Garner v. Baca*, 3:18-cv-00525-MMD-WGC (due September 8, 2020).