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May 27, 2022

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

Re: *Jacobus Pharmaceutical Company,
Inc. v. Catalyst Pharmaceuticals, Inc., et al.*, No. 21-1342

Dear Mr. Harris:

I represent respondent Catalyst Pharmaceuticals, Inc. (“Catalyst”) in the above-captioned matter. On May 5, 2022, the Court granted the Government’s request for an extension of time to file a response to the petition for certiorari in this case, and extended the time for all respondents to June 10, 2022.

On May 20, 2022, Catalyst moved for an additional 14-day extension of the time for Catalyst to file its response, which was necessary to allow Catalyst an opportunity to address the Government’s response to the petition, which may not wholly align with Catalyst’s own response. As Catalyst noted in its prior request, in the proceedings below, Catalyst sued the United States Food and Drug Administration (“FDA”), and petitioner Jacobus Pharmaceutical Company (“Jacobus”) intervened as a defendant in support of FDA. Throughout the district court and Eleventh Circuit proceedings, Jacobus and the Government were aligned. Following the Eleventh Circuit’s decision, only Jacobus filed a petition for certiorari. In light of Catalyst’s request, on May 23, 2022, the Court granted Catalyst’s requested extension and extended Catalyst’s time to file a response to June 24, 2022.

The Government has now requested an additional extension. On May 26, 2022, this Court granted that request and extended the time for all respondents to file responses to July 11, 2022. Pursuant to Supreme Court Rule 30.4, Catalyst again respectfully requests a 14-day extension of time in which to file a response to the petition. If granted, Catalyst’s response would be due 14 days after the Government’s response, up to and including July 25, 2022. The Government and petitioner Jacobus do not oppose this request.

Should you need any additional information, please do not hesitate to let me know.

LATHAM & WATKINS^{LLP}

Respectfully,

A handwritten signature in black ink, appearing to read "Philip J. Perry", is centered on a light gray rectangular background.

Philip J. Perry
of LATHAM & WATKINS LLP

*Counsel for Respondent
Catalyst Pharmaceuticals, Inc.*

cc: Marisa Christina Maleck
Counsel for Petitioner

Elizabeth B. Prelogar
Counsel for Government Respondents