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July 5, 2022

Scott S. Harris  
Clerk of the Court  
Supreme Court of the United States  
Washington, DC 20543-0001

Dear Mr. Harris:

Pursuant to Supreme Court Rule 30.4, Respondent Jeronique Cunningham respectfully moves for an extension of time for filing his response to Petitioner Warden Tim Shoop's Petition for Writ of Certiorari in *Shoop v. Cunningham*, Docket No. 21-1587, until Wednesday, August 17, 2022.

Warden Shoop's Petition for Writ of Certiorari was docketed on June 16, 2022. The original deadline for Mr. Cunningham to file his Brief in Opposition to the Petition for Writ of Certiorari is July 18, 2022. This is a capital case and a Brief in Opposition is required by the Court's rules. Mr. Cunningham requests a 30-day until August 17, 2022.

Review of Warden Shoop's Petition for Writ of Certiorari presents numerous factual and legal arguments directly implicating the jurisdiction of the federal courts to control the course and scope of litigation, the ability of appointed habeas counsel to investigate a capital habeas cases, and the intersection of Suspension of the Writ with the standard of review of 28 U.S.C. § 2254 petitions.

Counsel currently has a full docket of capital habeas cases and filed today an Opening Brief in a capital post-conviction appeal as well as ongoing factual/legal investigations under Ohio's new death penalty exclusion for those with serious mental illness. In order to give this Court a full and detailed analysis of the facts and law necessary to make a reasoned decision regarding the denial of the Petition for Writ of Certiorari, counsel requests this 30-day extension of time.

Counsel for Warden Shoop have been consulted and do not oppose this request for an extension of time.

Sincerely,

/s/ Michael J. Benza  
Michael J. Benza  
Counsel of Record for Jeronique Cunningham

cc: Benjamin Flowers (Counsel for Petitioner)  
Joshua Richardson (Counsel for Petitioner)