



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

JUDD E. STONE II
Solicitor General

(512) 936-1700
Judd.Stone@oag.texas.gov

July 19, 2021

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: *Melissa Elizabeth Lucio v. Bobby Lumpkin, Director, Texas Department of Criminal Justice, Institutional Division, No. 21-5095 (Capital Case)*

Dear Mr. Harris:

In accordance with Supreme Court Rule 30.4, 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 a petition for a writ of certiorari on July 9, 2021. It was docketed on July 13, 2021, creating a deadline for Respondent's response of August 12, 2021. Respondent requests a 30-day extension of that deadline, creating a new filing date of September 13, 2021.¹

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

The extension is necessary because lead counsel for Respondent faces additional briefing obligations since Petitioner filed the petition for certiorari. The press of

¹ Thirty days from August 12 is September 11, which is a Sunday; thus, the operative deadline would be Monday, September 13.

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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 Y.J.*, No. 20-0081 (Tex.) (reply merits brief due July 21, 2021)
- *Dobbs v. Jackson Women's Health Org.*, No. 19-1392 (U.S.) (amicus brief due July 29, 2021)
- *Will v. Lumpkin*, No. 20-1669 (U.S.) (brief in opposition due August 2, 2021)
- *HCC v. Wilson*, No. 20-804 (U.S.) (amicus brief due July 21, 2021)
- *Prible v. Lumpkin*, No. 20-70010 (5th Cir.) (reply brief due July 27, 2021)
- *Shinn v. Martinez Ramirez*, No. No. 20-1009 (U.S.) (amicus brief due July 22, 2021)

In addition, counsel assisting with this matter will be on vacation during the weeks of July 26, 2021, and August 2, 2021.

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 September 13, 2021.

Respectfully submitted.

/s/ Judd E. Stone II

Judd E. Stone II
Solicitor General
Counsel of Record

cc: A. Richard Ellis (via e-mail)