

ROB BONTA
Attorney General

State of California
DEPARTMENT OF JUSTICE



1515 CLAY STREET, 20TH FLOOR
P.O. BOX 70550
OAKLAND, CA 94612-0550

Public: (510) 879-1300
Telephone: (510) 879-0756
Facsimile: (510) 622-2270
E-Mail: Joshua.Klein@doj.ca.gov

December 21, 2021

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

RE: Unopposed request for extension of time to file response to petition
Howard Jarvis Taxpayer's Ass'n v. Cal. Secure Choice Ret. Sav. Prog., No. 21-558

Dear Mr. Harris:

I am counsel of record for the respondents in the above-captioned case. The response to the petition for certiorari is currently due January 7, 2022. Pursuant to Rule 30.4, respondents respectfully request that the time for filing a response be extended by 14 days, to and including January 21, 2022. This is respondents' second request for an extension. Previously, the time in which to respond was extended by 36 days, from December 2, 2021, to January 7, 2022. Good cause exists for the requested extension. I am scheduled to undergo an outpatient surgical procedure on January 6, 2022—the day before the response's current due date. In addition, I have had to miss several other days of work in December for other medical procedures for family members. The delays caused by those commitments have made it difficult to complete a draft in time for necessary reviews by others within the California Department of Justice during the winter holidays. Finally, we have learned that a petition for certiorari is likely to be filed on January 14 in another case, *see ERISA Indus. Committee v. Seattle*, No. 21A104, which may raise issues overlapping with those in this case. An extension of 14 days for our response here would enable us to address any relevant connection between this case and that petition.

We have communicated with Laura E. Dougherty, counsel of record for petitioners, regarding this extension request. She stated that petitioners do not object to the request.

Sincerely,

/s/ Joshua A. Klein
JOSHUA A. KLEIN
Deputy Solicitor General

For ROB BONTA
Attorney General

Counsel for Respondents

cc: Laura Elizabeth Dougherty, counsel for petitioners