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November 16, 2022

**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: *Charles Barton and Nathan Sanders v. State of Texas*, No. 22-430

Dear Mr. Harris:

In accordance with Supreme Court Rule 30.4, Respondent the State of Texas respectfully moves for an extension of the time for filing its brief in opposition to the petition for a writ of certiorari in this matter.

Petitioners filed their petition for a writ of certiorari on November 4, 2022. The petition was docketed the same day, creating a deadline for Respondent's brief in opposition of December 8, 2022. Respondent requests a 30-day extension of that deadline, creating a new filing date of January 9, 2023.

The extension is needed because the undersigned counsel and other counsel assisting with this matter have substantial briefing and oral argument obligations overlapping with the preparation of the brief in opposition to this petition, including:

- *Moore v. Texas*, No. 22-434 (brief in opposition to a petition for a writ of certiorari due December 9, though counsel is also moving for an extension);
- *Hall v. Texas*, No. 22-5487 (brief in opposition to a petition for a writ of certiorari due December 2);

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- *United States v. Texas*, No. 22-58 (oral argument set for November 29);
- *Texas Health & Human Services Commission v. Pope*, No. 20-0999 (Tex.) (oral argument set for November 29);
- *In re J.S.*, No. 22-0420 (Tex.) (reply brief on the merits due November 22);
- *Haaland v. Brackeen*, No. 21-376, *Cherokee Nation v. Brackeen*, No. 21-377, *Texas v. Haaland*, No. 21-378, and *Brackeen v. Haaland*, No. 21-380 (oral argument held November 9).

In addition, counsel and their support staff anticipate reduced availability due to the upcoming holidays.

For the foregoing reasons, Respondent respectfully requests an extension of the deadline for filing its brief in opposition to the petition for a writ of certiorari, creating a new deadline of January 9, 2023.

Sincerely,

/s/ Judd E. Stone II

JUDD E. STONE II

Solicitor General

*Counsel of Record*

cc: David A. Schulz, Victoria Oblon (via e-mail)