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June 11, 2024

Via Electronic Filing

Honorable Scott S. Harris
Clerk of the Court
Supreme Court of the United States
One First Street, N.E.
Washington, D.C. 20543

Re: No. 23-1105, *National Press Photographers Association v. Kelly Higgins, et al.*

Dear Mr. Harris:

Under Supreme Court Rule 30.4, Respondents Kelly Higgins, Steven McCraw, and Dwight Mathis respectfully move for an extension of time to file their response to the petition for a writ of certiorari in this matter. The response is currently due July 5, 2024. Respondents request a thirty-day extension of time to file their response, which results in a new filing date of August 5, 2024.* This is Respondents' first request for an extension. On June 11, counsel for Respondents conferred with counsel for Petitioners, who indicated that Petitioners do not oppose this extension.

The extension is necessary because, since the Court requested a response on June 4, counsel for Respondents McCraw and Mathis have had numerous briefing obligations that will require significant time and attention, including:

- Petitioner's brief on the merits in *In re Office of the Attorney General*, No. 24-0073, filed in the Supreme Court of Texas on June 5;
- Appellant's opening brief in *Media Matters v. Paxton*, No. 24-7059, filed in the U.S. Court of Appeals for the District of Columbia Circuit on June 10;

* Thirty days from July 5 is Sunday, August 4, so the new filing deadline would be August 5. *See* S. Ct. R. 30.1.

- The reply in support of a petition for review in *Texas Department of State Health Services v. Sky Marketing Corp.*, No. 23-0887, filed in the Texas Supreme Court on June 10;
- The reply in support of a petition for review in *Paxton v. American Oversight*, No. 24-0162, filed in the Texas Supreme Court on June 11;
- Appellant's opening brief in *United States v. Paxton*, No. 23-50885, due in the U.S. Court of Appeals for the Fifth Circuit on June 12;
- A brief in opposition in *Mendoza v. Lumpkin*, No. 23-1004, due in this Court on June 12;
- A brief in opposition in *Villareal v. Alaniz*, No. 23-1155, due in this Court on July 5; and
- Appellant's reply brief in *State v. Harris County*, No. 14-24-00290-CV, anticipated to be filed in the Texas Court of Appeals for the Fourteenth Judicial District on July 8.

Counsel for Respondent Higgins is set for trial to begin on June 24 in *Penders v. St. Edward's University, Inc.*, No. 1:22-CV-178-DAE, in the U.S. District Court for the Western District of Texas, Austin Division, and the trial will last one to two weeks.

For these reasons, Respondents respectfully request a thirty-day extension of the deadline to file a response to the petition for a writ of certiorari, creating a new deadline of August 5, 2024.

Respectfully submitted.

/s/ Lanora C. Pettit

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