



**CITY OF ST. LOUIS  
LAW DEPARTMENT**

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November 3, 2023

Scott S. Harris  
Clerk's Office  
United States Supreme Court  
1 First Street NE  
Washington, DC 20543

Re: Sarah Molina. v. Daniel Book, et al. (23-227)

Dear Mr. Harris:

I am co-counsel for Respondents in the above-referenced case. A petition for certiorari was docketed on September 12, 2023. Unless extended by the Court, the response brief is currently due on November 13, 2023. Pursuant to Rule 30.4, I am writing to request a 30-day extension. With the requested extension, the response brief would be due on December 13, 2023.

This extension is necessary because counsel have had multiple unexpected events arise in the last week. Co-counsel and Deputy City Counselor Andrew Wheaton missed much work the past week after being diagnosed with COVID-19. Prior to that, Mr. Wheaton spent a significant amount of time researching and drafting a complex motion to dismiss filed *in Sack vs. City of St. Louis et al*, (E.D. Mo. 4:23-cv-00952-RHH) on October 30, 2023. Further, on November 3, 2023, during a status conference in a class action case (*Lynch et al v. City of St. Louis et al*. (16220CC10805, pending in the 22<sup>nd</sup> Circuit Court of Missouri)), the court unexpectedly scheduled a class action trial for November 8, 2023 that the Defendants did not expect to try for another 30 days or more. As a result, Mr. Wheaton is unexpectedly working through the weekend to file a Petition in Prohibition in the Missouri Court of Appeals in advance of that trial setting.

Counsel for the petition has been contacted and consents to this 30-day extension. Alternatively, Respondents request a 14-day extension, making the deadline to file November 27, 2023

For these reasons, I ask that a 30-day extension be granted. Thank you for your attention to this matter.

Sincerely,



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Associate City Counselor

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