



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

October 16, 2023

By Electronic Filing

Scott Harris, Clerk of the Court
Supreme Court of the United States
Office of the Clerk
1 First Street, N.E.
Washington, D.C. 20543

Re: *Gamboa v. Lumpkin*, No. 23-323

Dear Mr. Harris:

The undersigned is counsel for Respondent in this death penalty case. Petitioner filed his petition for a writ of certiorari on September 22, 2023. A response is currently due on October 30, 2023. Under Rule 30.4, Respondent respectfully requests that the time for filing a response be extended by 30 days, up to and including November 29, 2023.

Respondent has not previously requested an extension in this case. Good cause also exists for the extension. The undersigned has spent the past month handling last-minute litigation leading up to a scheduled execution in *State v. Jedidiah Murphy*, another death-penalty case. As the undersigned served as district attorney pro tem in that case, the undersigned was tasked with handling both state-court and federal litigation in the past month, including multiple state-court writs of habeas corpus, two federal civil-rights lawsuits, and multiple appeals of those proceedings.

Accordingly, Respondent respectfully requests that the time for filing a response to the petition for writ of certiorari be extended by 30 days, up to and including November 29, 2023. The undersigned has conferenced with counsel for Petitioner, and they do not oppose this request.

Respectfully submitted,

/s/ Ali Nasser

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