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November 27, 2023

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

RE: *Lyndon Fitzgerald Pace v. Shawn Emmons, Warden*
Case No. 23-5996

Dear Mr. Harris:

Petitioner Lyndon Fitzgerald Pace filed his petition for writ of certiorari on November 8, 2023. Respondent Warden's counsel respectfully requests a nine-day extension for filing a brief in opposition to the petition. Respondent's brief is due in this Court on December 13, 2023. During the briefing period, undersigned counsel filed a brief in opposition in this Court on November 21, 2021, in the case of *Jeremy Moody v. State*, Case No. 23-5857. Additionally, counsel has surgery scheduled for November 28, 2023, that will require several days of recovery. Counsel is also in discovery in the state habeas case of *Martin v. Emmons*, Case No. 2017-SU-HC-0009. Given these responsibilities, along with various other responsibilities in ongoing cases, a nine-day extension until December 22, 2023 would ensure that counsel for Respondent has adequate time to respond to Pace's petition for writ of certiorari appropriately.

Sincerely,

Sabrina Graham
Senior Assistant Attorney General

cc: Gretchen Stork