

March 15, 2024

**Via Federal Express and Electronic Filing**

Scott S. Harris  
Clerk of Court  
Supreme Court of the United States  
One First Street, NE  
Washington, DC 20543

Re: *Sunoco LP et al. v. City and County of Honolulu et al.*, No. 23-947  
Rule 30.4 Motion to Extend Time to File Response to Petition for Writ of Certiorari

Dear Mr. Harris:

The undersigned is counsel of record for Respondents, the City and County of Honolulu and the Honolulu Board of Water Supply (“Respondents”), in the above-captioned case, seeking review of an order of the Supreme Court of the State of Hawaii. The Petition for a Writ of Certiorari was filed on March 1, 2024. Other parties to the case have submitted a separate petition concerning the same order, also docketed March 1. *See Shell PLC et al. v. City and County of Honolulu et al.*, No. 23-952. Respondents’ responses to both petitions are currently due April 1, 2024. Pursuant to Rule 30.4, Respondent respectfully requests that the time for filing a response be extended by 30 days, to and including May 1, 2024.

This extension of time is requested in light of counsel’s competing commitments. In addition to responding to both pending petitions, counsel for Respondents with responsibility over this matter has obligations over significant dispositive and other motions briefing due in late March and early April. *E.g.*, *Suffolk Cnty. Water Auth. v. The Dow Chem. Co. et al.*, No. 2:17-cv-06980 (E.D.N.Y.) (briefs due March 22); *Makah Indian Tribe v. Exxon Mobil Corp. et al.*, No. 2:24-cv-157 (W.D. Wa.); *Shoalwater Bay Indian Tribe v. Exxon Mobil Corp. et al.*, No. 2:24-cv-158 (W.D. Wa.) (briefs due March 25); *District of Columbia v. ExxonMobil Corp.*, No. 2020 CA 002892 (D.C. Super.) (briefs due April 8). The extension of time will facilitate counsel’s preparing a response that will be most helpful and informative to the Court.

The requested extension is reasonable in light of the proceedings to date and would not prejudice Petitioners. Petitioners previously applied to Justice Kagan for a 30-day extension of the deadline to file a Petition for a Writ of Certiorari, which Justice Kagan granted. In their application, Petitioners asserted that this matter presents “weighty and complex issues” justifying an extension of the deadline to file a Petition. Respondents have not previously sought any extensions of time from the Court in this matter.

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Respectfully submitted,

*/s/ Victor M. Sher*

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Victor M. Sher

**Sher Edling LLP**

*Counsel of Record for Respondents  
City and County of Honolulu and  
the Honolulu Board of Water Supply*

cc: All Counsel of Record