

April 10, 2024

Honorable Scott S. Harris, Clerk
Supreme Court of the United States
Washington, D.C. 20543

Re: Letter Motion for Extension of Time to File Opposition to Petition for a Writ of Certiorari, *Seven County Infrastructure Coalition, et al., Petitioners, v. Eagle County, Colorado, et al., Respondents*, No. 23-975

Dear Mr. Harris:

Respondent Eagle County, Colorado (Eagle County) and Respondents Center for Biological Diversity, et al. (the Center) request an extension of time to file a joint opposition to the Seven County Infrastructure Coalition, et al.'s (the Coalition) petition for a writ of certiorari in the above-captioned case, which was docketed on March 6, 2024. The original deadline for responses to the petition was April 5. On March 26, the Court granted the Solicitor General's request to extend that deadline for responses to May 6, which applies to all respondents.

Pursuant to Rule 30.4, Eagle County and the Center respectfully request that the time for filing responses be extended by an additional 30 days, to and including June 5, 2024. Eagle County and the Center require additional time to respond to the petition, and to the seven (7) amicus briefs filed in support of the petition on April 5. In an effort to preserve judicial resources, Eagle County and the Center intend to file a single, joint brief in opposition which requires significant coordination and review among the counsel for Eagle County and the Center.

An extension is also necessary because of counsels' existing schedules. Counsel of record for Eagle County Nathaniel Hunt must complete conflicting, existing litigation deadlines. On April 8 through 12, counsel of record for the Center Wendy Park is scheduled to attend a staff retreat and case-related field trip, which were both planned months in advance. In addition, Ms. Park has a motion deadline on April 26 in *Coalition for Sonoran Desert Protection v. Federal Highway Administration*, No. 4:22-cv-00193-JCH (D. Az.), in which the parties are still negotiating issues to avoid a motion; and a May 6 public comment deadline for an agency action on remand in *Center for Biological Diversity v. U.S. Forest Service*, No. 2:17-cv-00372-MHW-KAJ (S.D. Ohio), which comments are necessary to exhaust administrative remedies. Ms. Park is lead counsel in both of these cases. During the week of April 15, Ms. Park has been tasked

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with reviewing a draft response (due April 26) to several motions to dismiss totaling over 160 pages in *Utah Physicians for a Healthy Environment v. Utah Department of Natural Resources*, Case No. 230906637 (3rd Dist., Utah), in which outside counsel represents the Center. Ms. Park is also leading the preparation of public comments on the Proposed North Bullfrog Mine Project in Nevada, which are due May 9.

Eagle County and the Center do not anticipate seeking any additional extensions for their response to the petition.

Respectfully submitted,

/s/ Nathaniel H. Hunt

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