

April 12, 2024

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

Re: Seven County Infrastructure Coalition v. Eagle County, No. 23-975

Dear Mr. Harris:

Respondents Eagle County, Colorado and the Center for Biological Diversity, et al. seek to extend by 30 days their time for responding to the petition in this case. This Court has already granted one 30-day extension, so that responses are currently due May 6, 2024. Petitioners would consent to an extension of 14 days, until May 20, 2024. Beyond that, Petitioners oppose an extension.

Petitioner Seven County Infrastructure Coalition is a public interlocal entity comprising seven counties in eastern Utah. Its board meets publicly once-a-month to plan its programs and expenditures. Because the rail line at issue here is a key part of Seven County's work, its planning will become substantially more difficult if the Court cannot consider this petition before recessing for the summer, as would happen if the full extension were granted. If instead responses are due by May 20, Petitioners could waive the usual 14-day waiting period under Rule 15.5, allowing the petition to be distributed on May 28 for consideration at the June 13 conference.

The petition in this case was filed March 4, 2024. Having already received one 30-day extension, Respondents' current total response time is 63 days. An additional 14-day extension would give them 77 days to respond. Petitioners respect Respondents' need to coordinate and that Respondents' counsel have competing obligations. But 11 weeks is a reasonable amount of time for a response even in the face of the scheduling issues noted in the second extension request.

For all these reasons, Petitioners oppose an extension beyond May 20, 2024.

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Sincerely,

A handwritten signature in blue ink, appearing to read "Jay C. Johnson".

Jay C. Johnson

cc: Counsel of Record