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November 24, 2025

Clerk of Court
United States Supreme Court
1 First St., N.E.
Washington, DC 20543-0001

Re: Gary Richard Whitton v. Secretary, Fla. Dep't. of Corr.
Case No.: 25-580
Request for Extension of Time (Capital Case)

Dear Clerk:

I respectfully request a 45-day extension of time in which to file a response to the above petition for writ of certiorari up to and including January 31, 2026. Undersigned counsel is currently litigating Frank Walls active death warrant, which Florida Governor Ron DeSantis signed on November 18, 2025. The execution is scheduled for December 18, 2025.

Further, the Florida Solicitor General's Office recently decided to take the lead on responding to the Petition pending in this matter. The newly-assigned Senior Deputy Solicitor General will need the additional time to become familiar with the extensive procedural history of this case in both state and federal court.

Andrew Tutt, counsel for petitioner, does not object to this extension.

Sincerely,

Jason Rodriguez
Senior Assistant Attorney General