

Institute for
Constitutional Advocacy and Protection

GEORGETOWN LAW

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

October 29, 2026

Re: *Morrissey, et al. v. Jonathan R., et al.*, No. 26-297

Dear Mr. Harris:

On October 28, 2026, respondents filed a first request for a 30-day extension of the due date for the brief in opposition. On October 29, 2026, petitioners filed a response opposing the extension.

Petitioners have not identified any good basis for denying the extension. Petitioners primarily urge denial on the ground that, with the extension and their waiver of Rule 15.5's 14-day waiting period, the petition will be conferenced on January 8, 2027, "which would leave little room for the Court to grant review and hear the case this Term." But the Court historically grants numerous petitions at the first two January conferences, and those petitions are then scheduled for April argument and decided by the end of the term. Accordingly, this is not a situation where there is any need to limit respondents' extension to preserve the Court's ability to hear the case this term if it chooses, particularly given petitioners' statement that they "will also waive the 14-day waiting period" without regard to whether the extension is granted.

Second, petitioners are wrong to suggest that undersigned counsel has sufficient familiarity with "the case and its record" to draft and file a brief in opposition to the present petition in three weeks based on her prior appearance for respondents in *Justice v. Jonathan R.*, No. 22-240. The undersigned counsel simply filed the response waiver form in the earlier case, the Court denied the petition without calling for a response, and counsel has not represented respondents in the interim. Moreover, the pending petition presents two questions that are unrelated to the question raised in the previous petition, and it is supported by three amicus briefs. An initial 30-day extension is a reasonable and modest request that is routinely granted by this Court and will permit the undersigned counsel to prepare a fulsome response to the petition and amicus briefs.

Respectfully submitted,



Kelsi Brown Corkran
202-661-6728
kbc74@georgetown.edu

