

October 6, 2026

Hon. Scott S. Harris  
Clerk of the Supreme Court of the United States  
1 First Street, NE, Washington, DC 20543  
VIA OVERNIGHT MAIL

**RE: Gary Betts and Earl Betts vs. Boone County, et al., No. 26-365**  
**Application for Extension of Time to File Brief in Opposition to Petition for**  
**a Writ of Certiorari**

Hon. Scott Harris:

The petition for a writ of certiorari in the above-entitled case was filed on September 14, 2026, and was placed on the docket September 17, 2025, as No. 26-365. Respondents intend to file a brief in opposition which is currently due on October 17, 2026.



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Respondents respectfully request a forty-five (45) day extension of time until December 1, 2026, to file their brief in opposition. Good cause exists for this requested extension. A pre-existing briefing schedule in the U.S. Court of Appeals for the Seventh Circuit requires counsel to file the Appellees' Brief on October 19, 2026, in *Smith v. ResiPro, LLC, et al.* (Nos. 25-3190 & 26-1804). Counsel is also responsible for presenting oral argument before the Illinois Appellate Court, Fifth District, on October 28, 2026, in *Padgett v. Niemann Foods, Inc.*, No. 5-26-0165. These and other matters conflict with the current deadline and additional time is necessary to thoroughly address the complex constitutional issues raised in the petition for a writ of certiorari.

Counsel for Respondents has conferred with counsel for Petitioners regarding this request. Petitioners do not object to this application provided Respondents seek no further extensions of time. Thank you for your time and assistance in this matter.

Respectfully submitted,

Very truly yours,

HEYL, ROYSTER, VOELKER & ALLEN, P.C.

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