

May 14, 2018

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**VIA ELECTRONIC FILING
AND HAND DELIVERY**

The Honorable Scott S. Harris
Clerk of the Court
Supreme Court of the United States
One First Street, NE
Washington, DC 20543

In re 17-1279, Bernstein, Shur, Sawyer & Nelson, P.A., et. al v. Snow

Dear Mr. Harris:

I write on behalf of Petitioners in the above-captioned action concerning Respondent's letter of May 10, 2018 requesting an additional 30 days to file Respondent's Brief in Opposition, which is currently due May 29, 2018. Petitioners would not normally oppose an extension but do object in this instance because the request would substantially delay the Court's consideration of the petition until the long conference after the summer recess.

Petitioners filed their petition on March 12, 2018 without having sought an extension. Respondent, who did not inform the Court that she intended to waive her response during the initial 30-day response period, has now had more than two months to prepare that response. Petitioners further note that the lower court has declined to consider staying proceedings below unless and until this Court grants certiorari. Delaying consideration of the petition until the end of September would therefore require the parties to engage in substantial discovery, including taking expert depositions, over the course of the summer and into the fall. Those proceedings would be unnecessary and wasteful to the extent the Court ultimately concludes that the parties' arbitration agreement is enforceable under the Federal Arbitration Act, as Petitioners urge.

Petitioners would agree to any extension that would allow the petition to be considered by the Court before the summer recess, and Petitioners further would agree to waive their 14-day reply period before distribution in order to provide Respondent with the maximum amount of time to prepare the Brief in Opposition consistent with a June conference date.

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Sincerely,

Matthew S. Hellman by MSJ

Matthew S. Hellman
Counsel of Record for Petitioners

cc: Counsel of Record for Respondent