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DEPARTMENT OF JUSTICE



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December 5, 2017

Sent via FedEx

Scott S. Harris
Clerk of the Court
Supreme Court of the United States
1 First Street, N.E.
Washington, DC 20543

Re: *Vaene Sivongxxay v. California*
Request for Extension of Time to File Opposition
Supreme Court of the United States, Case No. 17-6742

Dear Mr. Harris:

Pursuant to Rules 15.3 and 30.4, I respectfully request a thirty-day extension of time to January 12, 2018, to file respondent's brief in opposition to the petition for writ of certiorari in the above-referenced matter. This request is made for the following reasons:

A petition for writ of certiorari in the above-entitled case was filed on November 6, 2017, and was placed on the docket on November 13, 2017. Pursuant to Rule 15.3, the due date for the brief in opposition is December 13, 2017.

I have been assigned to prepare the brief in opposition. I represented the People of the State of California in this case while it was pending in the California Supreme Court.

During the last 30 days, I completed and e-filed respondent's brief in *People v. Millsap* (F075033) on November 6, 2017, which was assigned before the present case. Additionally, I completed and e-filed supplemental respondent's briefs in *People v. Dixon* (F072122) on November 7, 2017, in *People v. Figueroa* (F072687) on November 8, 2017, in *People v. Chapa* (F075097) on November 8, 2017, and in *People v. Durgin* (F073649) on November 14, 2017. All of these cases were assigned to me before the present petition was filed and all of supplemental briefs were due on short deadlines.

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Although I have completed a preliminary draft of the opposition and submitted it for review, I do not anticipate that it will be ready for filing within the time currently allotted due to the need for supervisory review and document preparation.

Therefore, I respectfully request a thirty-day extension of time to file the brief in opposition to and including January 12, 2018. I have contacted opposing counsel, Douglas Ward, and he has no objection to the request.

Sincerely,



LEWIS A. MARTINEZ
Deputy Attorney General

For XAVIER BECERRA
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LAM/dpy

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