



**U.S. Department of Justice**

Office of the Solicitor General

---

*Washington, D.C. 20530*

March 1, 2018

Honorable Scott S. Harris  
Clerk  
Supreme Court of the United States  
Washington, D.C. 20543

Re: Eric Jermaine Spivey and Chenequa Austin v. United States, No. 17-7046

Dear Mr. Harris:

The petition for a writ of certiorari in the above-captioned case was filed on December 11, 2017. The government's response is now due, after one extension, on March 9, 2018. We respectfully request, under Rule 30.4 of the Rules of this Court, a further extension of time to and including April 9, 2018, within which to file a response.

This extension is necessary because the attorneys with principal responsibility for preparation of the government's response have been heavily engaged with the press of previously assigned matters with proximate due dates.

Petitioners' counsel does not oppose this further extension.

Sincerely,

Noel J. Francisco  
Solicitor General

cc: See Attached Service List

17-7046  
SPIVEY, ERIC & AUSTIN, CHENEQUA  
USA

ANDREW LEE ADLER  
FEDERAL PUBLIC DEFENDER'S OFFICE  
150 W. FLAGLER ST.  
STE. 1500  
MIAMI, FL 33130-1555  
305-533-4194

DANIEL E. JONES  
MAYER BROWN LLP  
1999 K STREET, NW  
WASHINGTON, DC 20006-1101  
202-263-3860  
DJONES@MAYERBROWN.COM

MARK MILLER  
PACIFIC LEGAL FOUNDATION  
8645 N. MILITARY TRAIL  
SUITE 511  
PALM BEACH GARDENS, FL 33410  
561-691-5000  
MM@PACIFICLEGAL.ORG

TIMOTHY R. SNOWBALL  
PACIFIC LEGAL FOUNDATION  
930 G STREET  
SACRAMENTO, CA 95814  
916-419-7111  
UNCOMINGLIT@PACIFICLEGAL.ORG

MAHESHA P. SUBBARAMAN  
SUBBARAMAN, PLLC  
222 S. 9TH STREET  
SUITE 1600  
MINNEAPOLIS, MN 55402  
612-315-9210  
MPS@SUBBLAW.COM