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Michael B. Kimberly
Attorney at Law
mkimberly@mwe.com
+1 202 756 8901

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BY ELECTRONIC FILING

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

Re: *Hewitt v. United States*, No. 23-1002; *Duffey v. United States*, No. 23-1150

Dear Mr. Harris:

I am counsel of record for petitioner Tony Hewitt in No. 23-1002, which is consolidated with No. 23-1150. The petitions were granted July 2, 2024, and the government has indicated that it will support petitioners in these cases. On July 26, 2024, the Court appointed Michael McGinley as amicus to defend the judgment below. Without extension, petitioners' and the government's opening briefs are due August 16, 2024.

I have conferred with counsel for the petitioners in No. 23-1150, counsel for the government, and the court-appointed amicus. Because of scheduling difficulties and the press of other cases, the parties respectfully request that the time within which to file petitioners' and the government's opening briefs (and the joint appendix) be extended to and including September 16, 2024; and that the time within which to file the amicus's brief defending the judgment be extended to and including November 15, 2024. If those extensions are granted, petitioners' and the government's reply briefs would be due December 16, which would allow the Court to hold oral argument during the January 2025 sitting.

The parties have authorized me to state that they consent to this briefing schedule.

Sincerely,

cc: all counsel of record in Nos. 23-1002 & 23-1150

**McDermott
Will & Emery**

500 North Capitol Street, NW Washington DC 20001-1531 Tel +1 202 756 8000 Fax +1 202 756 8087
US practice conducted through McDermott Will & Emery LLP.