

# Cooper & Kirk

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November 21, 2024

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

**Re: *Gabriel Gray, et al. v. Kathy Jennings, Attorney General of Delaware, et al., No. 24-309.***

Dear Mr. Harris,

Petitioners oppose Respondents' request for a 30-day extension of the deadline to answer this Court's request for a response to the petition for a writ of certiorari. Respondents have not demonstrated a compelling need for such an extension, and granting the extension would prejudice Petitioners.

Respondents have had ample time to consider the arguments made supporting the petition. The petition was docketed on September 16, 2024, and the amicus brief supporting the petition was filed on October 18. And while Respondents claim that the press of business supports an extension, that press of business does not appear to be extraordinary, and Respondents do not claim that it would preclude them from meeting the existing deadline.

The requested extension also would prejudice Petitioners by almost certainly pushing consideration of this case if granted to next Term, a particularly prejudicial result since this case concerns allegations of ongoing irreparable harm. Under the current schedule, the petition would be eligible to be distributed on December 11 for the January 10, 2025 conference. If the 30-day extension were granted, the first distribution date for which the petition is eligible would be January 15, for the February 21 conference.

For these reasons, Petitioners oppose the requested 30-day extension. Petitioners do not oppose an extension to December 10, 2024, as that would result in the petition still being eligible for distribution to the January 10 conference.

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Sincerely,

s/ David H. Thompson  
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cc: David E. Ross, Esq.