

IN THE UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

CASA DE MARYLAND, et al.,

Plaintiffs-Appellees,

v.

DONALD J. TRUMP, et al.,

Defendants-Appellants.

Nos. 19-2222

**UNOPPOSED MOTION FOR A 14-DAY EXTENSION OF TIME TO FILE
RESPONSE TO PETITION FOR REHEARING OR
REHEARING EN BANC**

Pursuant to Federal Rule of Appellate Procedure 26, the United States respectfully moves for a 14-day extension of time, to and including October 16, 2020, for the government to file its response to plaintiffs' petition for rehearing and/or rehearing en banc. Plaintiffs do not oppose this motion.

1. On September 14, 2020, plaintiffs filed a petition for rehearing of this Court's Aug. 5, 2020 decision in *Casa de Maryland v. Trump*, 971 F.3d 220 (4th Cir. 2020). On September 22, 2020, this Court entered an order asking the government to respond to the petition by October 2, 2020. The government respectfully requests a 14-day extension of time, to and including, October 16, 2020 to file its response. No previous extensions have been requested. The plaintiffs do not oppose this request.

2. The requested 14-day extension of time is necessary to ensure adequate time for preparation of the government's response. The Department of Justice attorneys who will prepare the government's response are responsible for a number of appellate matters with pressing deadlines over the next two weeks. Those responsibilities include preparing the government's opening brief on appeal in *State of New York v. USDHS*, No. 20-2537 (2d Cir.), which is due September 28, 2020, and presenting oral argument in *Open Technology Fund v. Pack*, No. 20-5195 (D.C. Cir.), on October 2, 2020. The extension is additionally necessary to ensure adequate consultation among the components of the government that may be affected by the issues raised in the rehearing petitions.

CONCLUSION

For the forgoing reasons, the government respectfully requests a 14-day extension, to and including October 16, 2020, of the time in which to respond to the pending rehearing petitions.

Respectfully submitted,

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s/ Gerard Sinzduk

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SEPTEMBER 2020

CERTIFICATE OF SERVICE

I hereby certify that on September 24, 2020, I electronically filed the foregoing with the Clerk of the Court by using the appellate CM/ECF system. Service will be accomplished automatically by the appellate CM/ECF system on all other counsel, who are CM/ECF participants.

s/ Gerard Sinzduk
GERARD SINZDUK
Attorney for Defendants-Appellees

CERTIFICATE OF DIGITAL SUBMISSION

I hereby certify that: (1) all required privacy redactions were made; (2) any required paper copies to be submitted to the court are exact copies of the version submitted electronically; and (3) a virus check was performed on the document using Microsoft Forefront Endpoint Protection 2010 (last updated January 30, 2017), and no virus was detected.

s/ Gerard Sinzduk
GERARD SINZDUK
Attorney for Defendants-Appellees