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November 29, 2018

**Via Electronic Filing System and Overnight Courier**

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

RE: *Department of Homeland Security, et al. v. Regents of the University of California, et al.*,  
No. 18-587, Request for Extension of Time

Dear Mr. Harris:

I write on behalf of respondents the States of California, Maine, Maryland, and Minnesota in the above-captioned matter. Petitioners filed a petition for certiorari before judgment on November 5, 2018. The Ninth Circuit issued its decision on November 8, and petitioners filed a supplemental brief addressing that decision on November 19, followed by a corrected supplemental brief on November 27. They have suggested that the Court now treat their petition as an ordinary one seeking review after judgment. The States have no objection to that proposal.

Responses to the petition originally filed and docketed on November 5 are currently due on December 5. We have been notified that at least three amicus briefs supporting the petition will be filed by that date. Under the circumstances, the state respondents respectfully request that the time for filing a response to the petition be extended by twelve days, to and including December 17, 2018. The extension is necessary so that the response can take due account of the intervening developments and filings, to allow for coordination among the respondents in the five related cases addressed by the decision below, to permit appropriate internal review and approval by the state respondents, and because of a heavy press of other business. I am authorized to inform the Court that all respondents in No. 18-587 join in this request. Counsel for petitioners have indicated that they do not oppose this request.

Respectfully submitted,

MICHAEL J. MONGAN  
Deputy Solicitor General

For XAVIER BECERRA  
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cc: Noel J. Francisco  
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