

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

Form 14. Motion for Extension of Time

Instructions for this form: <http://www.ca9.uscourts.gov/forms/form14instructions.pdf>

9th Cir. Case Number(s) 20-35044

Case Name State of Washington v. Alex M. Azar, et al.

Requesting Party Name(s) State of Washington

I am: ☐ The party requesting the extension.
☒ Counsel for the party or parties requesting the extension.

I request an extension of time to file a:

- ☒ Brief (*you **must** also complete the Declaration on page 3*)
☐ Motion to proceed in forma pauperis
☐ Motion for a certificate of appealability
☐ Response/opposition to a pending motion
☐ Reply to a response/opposition to a pending motion
☐ Certified Administrative Record
☐ Response to court order dated
☐ Other (*you **must** describe the document*)

The requested new due date is: October 13, 2020

I request the extension of time because (**cannot be left blank**):

(attach additional pages if necessary)

At the Governor's request, the Washington Attorney General's Office has implemented furloughs due to severe state budget impacts caused by the COVID-19 pandemic. The lead attorneys in this matter, Jeffrey Sprung and Lauryn Fraas, and their professional staff, are working reduced hours while managing full workloads. A 90-day extension of time is needed to accommodate the disruption to work schedules caused by the furloughs,
(Continued at Attachment A)

Signature s/Lauryn K. Fraas

Date July 8, 2020

(use "s/[typed name]" to sign electronically-filed documents)

Feedback or questions about this form? Email us at forms@ca9.uscourts.gov

Recitals in criminal and immigration cases pursuant to Circuit Rule 27-8

Complete this section for criminal or immigration cases.

Previous requests for extension of time to file the document, including any request for a Streamlined Extension of Time under Circuit Rule 31-2.2(a) (*select one*):

- ☐ I have **NOT** filed a previous request to extend time to file the document.
- ☐ I have previously requested an extension of time to file the document.

This motion is my request.

(Examples: first, second)

Bail/detention status (*select one*):

- ☐ The defendant is incarcerated. The projected release date is: .
- ☐ The petitioner is detained.
- ☐ The defendant/petitioner in this criminal/immigration case is at liberty.

Signature

Date

(use "s/[typed name]" to sign electronically-filed documents)

Declaration in support of extension to file brief under Circuit Rule 31-2.2(b)
Complete this section if you are requesting an extension of time to file a brief.

1. I request an extension of time to file the brief.
(Examples: opening, answering, reply, first cross-appeal)
2. The brief's current due date is:
3. The brief's first due date was:
4. A more detailed explanation of why the extension of time to file the brief is necessary: *(Under Circuit Rule 31-2.2(b), a request for extension of time to file a brief must be "supported by a showing of diligence and substantial need" and a conclusory statement as to the press of business does not constitute such a showing. Attach additional pages if necessary.)*

See Attachment A hereto
5. The position of the other party/parties regarding this request is:
☐ Unopposed.
☒ Opposed by *(name of party/parties opposing this motion):*

Counsel for DOJ (Leif Overvold) as to length of requested extension

☐ Unknown. I am unable to verify the position of the other party/parties because:
6. ☒ The court reporter is not in default with regard to any designated transcripts.
If the court reporter is in default, please explain:
7. ☒ I have exercised diligence and I will file the brief within the time requested.

I declare under penalty of perjury that the foregoing is true and correct.

Signature

Date

(use "s/[typed name]" to sign electronically-filed documents)

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ATTACHMENT A

At the Governor's request, the Washington Attorney General's Office has implemented furloughs due to severe state budget impacts caused by the COVID-19 pandemic. The lead attorneys in this matter, Jeffrey Sprung and Lauryn Fraas, and their professional staff, are working reduced hours while managing full workloads. A 90-day extension of time is needed to accommodate the disruption to work schedules caused by the furloughs, as well as personal and professional challenges presented by working during the COVID-19 pandemic, including increased caregiving responsibilities for the lead attorneys in this matter.