

No. 16-0549

In the Supreme Court of Texas

Dr. Behzad Nazari, D.D.S., et al.,
Petitioners,

v.

The State of Texas,
Respondent,

v.

Xerox Corporation et al.,
Respondents.

On Petition for Review from the
Third Court of Appeals, Austin, Texas

**Unopposed Motion to Extend Time for Filing
Response to Petitioners' Brief on the Merits**

To the Honorable Supreme Court of Texas:

Pursuant to Texas Rule of Appellate Procedure 10.5(b), respondent the State of Texas moves to extend the time to file its response to petitioners' brief on the merits by one month, to June 9, 2017.

I.

Petitioners filed their brief on the merits on April 19, 2017, and the State's response to that brief is currently due on May 9, 2017. The State seeks a one-month extension, creating a new deadline of June 9, 2017. This is the State's first extension request. No party opposes this request.

II.

This extension is sought to accommodate the press of business for which the undersigned counsel was and is responsible during the current briefing window, including:

- *Davila v. Davis*, No. 16-6219 (U.S.): preparation for oral argument presented on April 24, 2017.
- *Brewer v. Arizona Dream Act Coalition*, No. 16-1180 (U.S.): preparation of amicus brief filed May 1, 2017.
- *In re Xerox Corp.*, No. 16-0671 (Tex.): preparation of brief on the merits filed April 21, 2017.
- *Frew v. Janek*, No. 14-41232 (5th Cir.): preparation of analysis and advice regarding ruling issued April 28, 2017.
- *In re: Depuy Orthopaedics*, No. 16-11051 (5th Cir.): preparation of analysis of constitutional challenge to state law.

III.

For these reasons, the State respectfully requests that the Court grant a one-month extension of the time to file the State's response to petitioner's brief on the merits, creating a new deadline of June 9, 2017.

Respectfully submitted.

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Certificate of Conference

I certify that no party opposes the relief requested in this motion.

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Certificate of Service

I certify that, on May 2, 2017, this document was served upon:

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