

No. 22-3326

UNITED STATES COURT OF APPEALS
FOR THE EIGHTH CIRCUIT

REPORTERS COMMITTEE FOR FREEDOM OF THE PRESS,
Petitioner-Appellant,
v.
UNITED STATES,
Respondent-Appellee.

Appeal from the United States District Court for the District of
Minnesota
No. 0:20-mc-00082-PJS

SECOND MOTION FOR EXTENSION TO FILE RESPONSE BRIEF

Appellee the United States requests a 21-day extension of time, or until April 19, 2023, to file its responsive brief. The following good cause supports this request:

1. The government's response brief in this matter is currently due on March 29, 2023.
2. The undersigned counsel has made substantial progress in preparing the government's brief. However, in addition to other case obligations, he has been very busy preparing for the March 29 preliminary injunction hearing in *Wilderness Watch v. U.S.*

- Forest Service, et al.*, Case No. 23-cv-284 (D. Minn.), as well as a March 28 expert disclosure deadline in a medical malpractice case, *Mancini v. United States*, Case No. 20-cv-2532 (D. Minn.).
3. Once finalized, the brief will undergo an extensive internal review process that includes several layers of review given the potential impact of the decision in this case.
 4. In light of the foregoing, additional time is needed; 21 more days should be sufficient to finalize the brief and have it reviewed by the U.S. Attorney's Office and the Department of Justice.
 5. This is the government's second request for an extension in this appeal; it is not being submitted for purposes of delay.

Dated: March 27, 2023

ANDREW M. LUGER
United States Attorney

s/ David W. Fuller

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CERTIFICATE OF COMPLIANCE FOR SECOND MOTION FOR
EXTENSION TO FILE RESPONSE BRIEF

1. This motion complies with the length limits of Fed. R. App. P. 27(d)(2) because it contains 196 words and does not exceed the 5,200 word limitation.

2. This motion complies with the typeface requirements of Fed. R. App. P. 32(a)(5) and the type style requirements of Fed. R. App. P. 32(a)(6) because it has been prepared in a proportionally spaced typeface using Microsoft Word 2016 in 14 point Century Schoolbook type style.

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Dated: March 27, 2023

ANDREW M. LUGER
United States Attorney

s/ David W. Fuller

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