



**SMITH PORSBORG**  
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ATTORNEYS AT LAW

April 16, 2024

VIA ELECTRONIC FILING

The Honorable Scott S. Harris  
Clerk of the Court  
Supreme Court of the United States  
1 First Street, N.E.  
Washington, DC 20543

**Re: Respondent's request for extension of time to file a  
response to petition**

*Turtle Mountain Band of Chippewa Indians, et al. v. North  
Dakota State Legislative Assembly et al.*  
*S. Ct. No. 23-847*

Dear Mr. Harris,

Sheldon A. Smith\*  
Scott K. Porsborg\*\*\*  
Suzanne M. Schweigert\*  
Mitchell D. Armstrong\*  
Stacy M. Moldenhauer\*\*  
David J. Smith\*\*  
Brian D. Schmidt\*  
Tyler J. Malm\*  
Jon C. Lengowski\*  
Morgan E. Butland Wentz\*

I am counsel for the Respondents in this case. On March 28, 2024, the Court requested Respondents file a response to the Petitioners' Petition for a Writ of Certiorari. Absent an extension, Respondents' response is due on April 29, 2024. Pursuant to Rule 30.4, Respondents respectfully request the time for filing a response be extended by thirty days to May 29, 2024.

This is Respondents' first request for an extension. Good cause exists for the requested extension as Respondents' counsel has numerous other professional commitments prior to the current deadline. The requested extension is necessary to ensure Respondents have an adequate opportunity to review and respond to the Petition in a manner that will be most helpful to the Court.

I have reached out to Petitioners' counsel, Mark Gaber, to inform him of the intent to request this extension. Mr. Gaber informed me by email that Petitioners do not object to the requested extension.

\* Licensed in North Dakota

\*\* Licensed in Minnesota

\*\*\* Licensed in South Dakota

\* Board Certified Civil Trial  
Specialist by National Board  
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Thank you for your attention to this matter.

Respectfully,



Scott K. Porsborg  
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ARMSTRONG MOLDENHAUER &  
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Dakota State Legislative Assembly et  
al.