

17-56081

IN THE UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT

**VIRGINIA DUNCAN, et al.,**

Plaintiffs and Appellees,

**v.**

**XAVIER BECERRA, in his official  
capacity as Attorney General of the State of  
California,**

Defendant and Appellant.

On Appeal from the United States District Court  
for the Southern District of California

No. 17-cv-1017-BEN-JLB  
The Honorable Roger T. Benitez, Judge

**UNOPPOSED MOTION FOR SECOND  
EXTENSION OF TIME TO FILE  
APPELLANT'S OPENING BRIEF**

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Pursuant to Federal Rule of Appellate Procedure 26(b) and Circuit Rules 3-3 and 31-2.2(b), defendant-appellee hereby requests an additional 20-day extension of time to and including October 12, 2017, in which to file the appellant's opening brief in this case. Substantial need for the extension is set forth in the accompanying declaration of counsel. I have spoken with appellee's counsel, Anna M. Barvir, and she has no objection to this request for extension of time.

WHEREFORE, defendant-appellant respectfully requests that this Court grant an extension of time to and including October 12, 2017, in which to file the opening brief.

Dated: September 6, 2017      Respectfully Submitted,

XAVIER BECERRA  
Attorney General of California  
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Supervising Deputy Attorney General  
NELSON R. RICHARDS  
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*/s/ Alexandra Robert Gordon*  
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Deputy Attorney General  
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**STATEMENT OF RELATED CASES**

To the best of our knowledge, there are no related cases.

Dated: September 6, 2017

Respectfully Submitted,

XAVIER BECERRA  
Attorney General of California  
TAMAR PACHTER  
Supervising Deputy Attorney General  
NELSON R. RICHARDS  
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