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May 3, 2017

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

**Re: Town of East Hampton v. Friends of the East Hampton Airport, Inc., et al.,  
No. 16-1070**

Dear Mr. Harris:

We write in brief response to Petitioner's letter to the Court dated May 2, 2017 opposing Respondents' request for a three-week extension of the time to submit a brief in opposition to the petition in the above-captioned case.

Petitioner's speculation about gamesmanship on the part of the Respondents is as unfortunate as it is inaccurate. It is anything but surprising that Respondents would elect to see whether the Court requested a response before incurring the expense of preparing one, and the rules of this Court allow a respondent to do so. It likewise is anything but surprising that Respondents would wait to see whether they received notice from *amici curiae* of intent to submit briefs in support of the petition (and if so from whom) before finalizing their decision regarding a response. And, once again, the rules of this Court allow a respondent to do so.

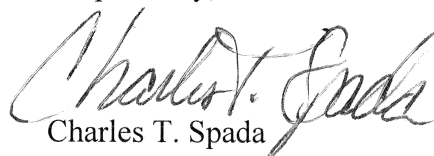
Petitioner does not — and cannot — dispute that even if the petition were considered on the current schedule and were to be granted, the case could not be calendared until next Term. As a result, Petitioner does not — and cannot — identify any respect in which it would be prejudiced by Respondents' requested extension.

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For the reasons stated above and in our letter to the Court dated May 2, 2017, we respectfully request that Respondents' proposed extension be granted.

Respectfully,



Charles T. Spada

cc: See Attached Service List

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