

IN THE SUPREME COURT OF FLORIDA

WEST FLAGLER ASSOCIATES, LTD.,
BONITA-FORT MYERS CORP., and
ISADORE HAVENICK,

Petitioners,

v.

No. SC23-1333

RON DESANTIS, in his capacity as
Governor of the State of Florida,
PAUL RENNER, in his capacity as
Speaker of the Florida House
of Representatives, and KATHLEEN
PASSIDOMO, in her capacity as
President of the Florida Senate,

Respondents.

**RESPONDENTS' CORRECTED¹ MOTION FOR EXTENSION OF
TIME TO FILE RESPONSE**

Pursuant to Florida Rule of Appellate Procedure 9.300(a), Respondents Governor Ron DeSantis, Speaker Paul Renner, and Senate President Kathleen Passidomo hereby respectfully request a 30-day extension of time in which to file their response to the petition for a writ of quo warranto in this case.

¹ Respondents' original motion for extension of time mistakenly contained two deadlines in other matters that are no longer applicable; this corrected motion accurately represents the deadlines facing the Office.

1. Petitioners filed a petition for a writ of quo warranto on September 26, 2023. This Court requested that Respondents file a response by November 1, 2023.

2. This is Respondents' first request for an extension of time in which to file their response.

3. Amicus curiae No Casinos, Inc. sought and received an extension of 10 days for its amicus brief in support of Petitioners. In granting that request, the Court stated that "Respondents may seek leave for additional time to file a response to the Petition for Writ of Quo Warranto, if needed." Oct. 6, 2023 Order.

4. Due to the press of other matters, counsel does indeed require additional time to complete the response in this case and for client review. The Florida Solicitor General's Office has a particularly heavy workload over the next 14 days. These matters include briefs in opposition to certiorari petitions on which the Supreme Court of the United States has called for a response in *Sposato v. Florida*, No. 23-5575 (U.S.), *Clements v. Florida*, No. 23-107 (U.S.), *Arellano-Ramirez v. Florida*, No. 23-5567 (U.S.), *Hamlet v. Hoxie*, No. 23-7 (U.S.), *Jackson v. Florida*, No. 23-5570 (U.S.), *Morton v. Florida*, No. 23-5579 (U.S.), and *Guzman v. Florida*, No. 23-5173 (U.S.); an initial brief in *Garcia v. Executive Director, Florida Commission on Ethics*, No.

23-12663 (11th Cir.); an answer brief and an opposition to a motion for an injunction pending appeal in *Shen v. Simpson*, No. 23-12737 (11th Cir.); a response to a petition for a writ of quo warranto in *Worrell v. DeSantis*, No. SC23-1246 (Fla.); a response to a jurisdictional brief in *Velez-Ortiz v. Department of Corrections*, No. SC23-1040 (Fla.); a reply brief and an en banc oral argument in *Byrd v. Black Voters Matters*, No. 1D23-2252 (Fla. 1st DCA); an answer brief in *Doe v. DeSantis*, No. 1D23-149 (Fla. 1st DCA); a reply brief in *State v. Miller*, No. 3D22-2180 (Fla. 3d DCA); an initial brief in *HM Florida-ORL, Inc. v. Griffin*, No. 23-12160 (11th Cir.); and an initial brief in *State v. Yanes-Blanco*, No. 5D23-1997 (Fla. 5th DCA).

5. Petitioners will not be prejudiced by the relief sought in this motion. The Compact at issue here took effect in August 2021, and Petitioners delayed for more than two years in filing their petition challenging the Compact under Florida law. Nor have Petitioners moved to expedite this proceeding.

6. Undersigned counsel has consulted with counsel for Petitioners, and Petitioners agree only to a seven-day extension.

Wherefore, Respondents respectfully request a 30-day extension, up to and including December 1, 2023, in which to serve their response.

Respectfully submitted.

ASHLEY MOODY
Attorney General

/s/ Christopher J. Baum
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CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing motion has been furnished by electronic service through the Florida Courts E-Filing Portal on this 18th day of October 2023, on all parties required to be served.

/s/ Christopher J. Baum
Christopher J. Baum, B.C.S.