

IN THE SUPREME COURT OF FLORIDA

CASE NOS. SC19-1250, SC19-1343
CONSOLIDATED

ROBERT EMERSON, *et al.*,
Appellants,

vs.

HILLSBOROUGH COUNTY,
FLORIDA, *et al.*,
Appellees.

L. T. Case No.: 2019CA001382A001HC

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**INTERVENORS' MOTION FOR 20-DAY
EXTENSION OF TIME TO FILE BRIEF**

Intervenors, Appellees/Cross-Appellants Tyler Hudson, Keep Hillsborough Moving, Inc., and its connected political committee, All for Transportation, move for a 20-day extension of time to file their answer brief and initial brief on cross-appeal.

1. After requesting and obtaining an unopposed seven-day extension of time, Appellants, Robert Emerson and Stacy White, filed separate initial briefs on August 21, 2019.

2. On September 5, 2019, the Court entered an order consolidating case numbers SC19-1250 and SC19-1343 and establishing a briefing schedule. Under that schedule, Appellees' answer/cross-initial briefs on the merits must be filed on or before September 20, 2019; Appellants' reply/cross-answer briefs on the merits

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must be filed on or before October 21, 2019; and Appellees' cross-reply briefs on the merits must be filed on or before November 20, 2019.

3. Appellant White's initial brief totaled 48 pages; Emerson's totaled 31 pages; and the Florida House of Representatives filed an amicus brief of 13 pages.

4. In addition, Emerson's appendix contains 12 volumes totaling (no kidding) 7,069 pages—essentially the entire record on appeal.

5. Counsel for Intervenors, Raoul G. Cantero, has recently filed, or must file, briefs in several appeals:

(a) *Shoma Coral Gables v. Colombo*, Case no. 3D18-1655 (Fla. 3d DCA), reply brief filed August 23, 2019;

(b) *People's Trust Insurance Co. v. Lavadie, et al.*, Case Nos. 3D19-962; 3D19-810 (Fla. 3th DCA), initial brief filed on August 30;

(c) *Grove Isle Ass'n, Inc., et al., v. Grove Isle Yacht & Tennis Club, LLC, et al.*, Case No. 3D19-137 (Fla. 3d DCA), answer brief due September 20, 2019; and

(d) *Lazzari, et al. v. Pablo Guzman, M.D., et al.*, Case No. 3D19-597 (Fla. 3d DCA), answer brief due September 30, 2019.

6. For these reasons, Intervenors request a 20-day extension of time, up to and including October 10, to file their brief. This request is made in good faith and not for the purpose of delay.

7. Pursuant to Florida Rule of Appellate Procedure 9.300(a), counsel for Petitioner has contacted counsel for Appellants. Counsel for Stacy White does not object to Intervenors' requested extension, provided that the date for oral argument remains February 5. Counsel for Emerson does not agree to the extension.

8. The other Appellees involved in this appeal have agreed to the extension and, if the extension is granted, seek to have all answer briefs due on the same day.

9. To be clear: Intervenors *do not* request that the oral argument date of February 5, 2020 be moved.

WHEREFORE, Intervenors request a 20-day extension of time, up to and including October 10, 2019, to file their answer brief on appeal and initial brief on cross-appeal.

Dated: September 10, 2019

Respectfully submitted,

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CERTIFICATE OF SERVICE

I **CERTIFY** that a copy of the foregoing has been filed through Florida's e-Filing Portal and a copy was served by electronic transmission on this 10th day of September, 2019 to:

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