

Mr. Gunches¹ requests this Court extend the due date for the simultaneous supplemental briefs by two days, until February 16, 2023. This very brief extension is not made for purposes of delay, but is necessary to protect Mr. Gunches' state and federal constitutional rights to counsel, to due process, and to be free from cruel and unusual punishment. U.S. Const. Amends. V, VI, VIII, XIV, Ariz. Const. Art. 2, §§4, 15, 24.

Because Mr. Gunches is pro se, he relies on undersigned counsel to provide him with legal advice and legal materials to draft his pleadings. He must also hand-deliver or mail his pleadings to counsel so that she may file them and distribute them to the parties and court staff, as this Court has ordered. The Arizona Department of Corrections, Rehabilitation & Reentry only allows for legal visits with prisoners in Rynning Unit, where Mr. Gunches is housed, on Wednesdays.

The Court has ordered the parties to file simultaneous, supplemental briefs on February 14, 2023, which falls on a Tuesday. In order for undersigned counsel and Mr. Gunches to meet that deadline, Mr. Gunches' brief will have to be finalized far in advance so that he can provide his brief to undersigned counsel on Wednesday February 8, or send it to her by mail at least several days before the February 14 deadline. Should this Court agree to extend the deadline, that will allow counsel to

¹ Undersigned counsel files this motion at Mr. Gunches' direction. As a pro se litigant, he does not have the ability to draft and file a motion on short notice. He requested this motion be filed on his behalf.

meet with Mr. Gunches on Wednesday February 15 to finalize his brief and then file it on February 16. Mr. Gunches is requesting this Court extend the deadline for all parties. He is not requesting any continuance of this Court's conference on February 28, 2023.

Undersigned counsel has been in contact with Colleen Clase, counsel for the victims, and Alexander Samuels, counsel for the State. Neither counsel objects to this request.

Mr. Gunches therefore respectfully requests this Court extend the deadline for simultaneous supplemental briefs until February 16, 2023.

RESPECTFULLY SUBMITTED this 1st day of February, 2023 by:

s/ *Emily Skinner*
Advisory Counsel for Aaron Gunches