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February 21, 2020

VIA ECF

Appellate Division, Second Department
45 Monroe Place
Brooklyn, New York 11201

Attention: Aprilanne Agostino, Esq.
Clerk of the Court

Re: *Jose Aybar, et al v. US Tire and Wheels of Queens, LLC*
v. The Goodyear Tire & Rubber Company, et al
A. D. Docket No.: 2019-12110
Queens County Index No.: 703632/2017
Our File No.: 612-10590

Dear Ms. Agostino:

This office represents the Defendant-Respondent, US Tire and Wheels of Queens, LLC in the above referenced matter. Please allow this letter to represent Defendant/Third-Party Plaintiff-Respondent's formal request for a (30) day enlargement of time to file its Respondent's Brief from March 12, 2020 to April 13, 2020, pursuant to 22 NYCRR 1250.9 (g)(1). There has been no previous request for an enlargement of time to file a Respondent's Brief.

The Third-Party Defendants-Appellants Joint Opening Brief was filed electronically on February 11, 2020.

In support of this request for additional time, counsel maintains that due to the complexity of the issues and the fact that they have had multiple appeals due close in time to the instant appeal, further time is necessary.

As we do not believe an additional enlargement would result in any irreparable harm to the Appellants and Plaintiff- Respondent, we respectfully request this Court grant the Defendant-Third Party Plaintiff-Respondent's request for a 30-day enlargement of time to file its Respondent's Brief.

Thank you for your consideration.

Respectfully submitted,



JOHN M. GUGLIELMO

JMG/hq

VIA ECF

cc: DLA PIPER LLP (U.S.)

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