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September 7, 2022
**OFFICE OF
APPELLATE COURTS**

September 7, 2022

Christa Rutherford-Block
Clerk of Appellate Courts
305 Minnesota Judicial Center
25 Rev. Dr. Martin Luther King Jr. Blvd.
St. Paul, MN 55155

**Re: *State of Minnesota v. Derek Michael Chauvin*
Court File No. A21-1228**

Dear Ms. Rutherford-Block:

I represent Respondent State of Minnesota together with Neal Kumar Katyal, for whom I have filed this day a motion for admission *pro hoc vice*. Although the Court currently has this matter listed for nonoral consideration, Mr. Chauvin had requested oral argument in his Statement of the Case and Mr. Mohrman, Counsel for Mr. Chauvin, has indicated he will be filing a motion to allow oral argument consistent with the initial request. Should the Court grant that motion, Mr. Katyal will present argument for the State, contingent on the Court granting the motion to practice *pro hac vice*.

As the State is filing its initial brief today, I submit this letter regarding conflicts for oral argument pursuant to Rule of Civil Appellate Procedure 134.02 in case the Court grants Appellant's motion for oral argument. The State respectfully requests that any argument not be scheduled until after the end of the calendar year. Counsel for Appellant has indicated he agrees with this request.

The trial in a related case—*State v. Kueng*, No. 27-CR-20-12953; *State vs. Tou Thao*, No. 27-CR-20-12949—is expected to begin in October and will likely conclude in December. Mr. Katyal and I will be participating in that matter.

Additionally, Mr. Katyal will be presenting oral argument in *In re: LTL Management LLC*, No. 22-2003 (3d Cir.), on September 19, 2022. Mr. Katyal will also be presenting oral argument in the Supreme Court of the United States in *Delaware v. Pennsylvania*, No. 220145, on October 3, 2022, and in *Cruz v. Arizona*, No. 21-846, on November 1, 2022, and is counsel of record for the party Common Cause in *Moore v. Harper*, No. 21-1271, expected to be argued in the Supreme Court of the United States in December.

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Thank you in advance for your kind assistance.

Sincerely,

/s/ Matthew Frank

MATTHEW FRANK
Manager, Trials and Appeals Division
Assistant Attorney General

(651) 757-1448 (Voice)

(651) 297-4348 (Fax)

matthew.frank@ag.state.mn.us

cc: William F. Mohrman, Attorney For Appellant