

No. 67514



FILED

Aug 29 2023

THE BOARD OF DISCIPLINARY APPEALS
Appointed by the Supreme Court of Texas

Before the Board of Disciplinary Appeals
Appointed by
The Supreme Court of Texas

CURTIS LILLY
STATE BAR OF TEXAS CARD NO. 24030063,
APPELLANT

V.

COMMISSION FOR LAWYER DISCIPLINE,
APPELLEE

**APPELLEE'S MOTION
FOR EXTENSION OF TIME TO FILE BRIEF**

SEANA WILLING
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TO THE HONORABLE BOARD OF DISCIPLINARY APPEALS:

Appellee, the Commission for Lawyer Discipline, a committee of the State Bar of Texas, asks the Court, under authority of Rule 1.09, Supreme Court of Texas Board of Disciplinary Appeals Internal Procedural Rules, for an extension of time to file Appellee's brief.

I.

On January 9, 2023, an Evidentiary Panel of the State Bar District No. 6 Grievance Committee entered a Judgment of Partially Probated Suspension against Appellant in *Commission for Lawyer Discipline v. Curtis Lilly*, No. 201905562.

II.

Appellant filed a notice of appeal on January 20, 2023. The clerk's record was filed on March 10, 2023. The reporter's record was filed on May 5, 2023. On June 5, 2023, Appellant was granted a 60-day extension of time to file Appellant's brief. Appellant's brief was filed on August 7, 2023.

III.

This is Appellee's only request for an extension of time to file its brief. Appellee's brief was originally due to be filed on September 6, 2023. Appellee requests a 30-day extension of time to prepare and file its brief, to and including October 6, 2023. Appellee's counsel, the undersigned, needs additional time to file the brief due to a heavy briefing schedule, including the following:

- No. 01-22-00602-CV, *Crystal Danielle Henderson v. Commission for Lawyer Discipline*, before the First Court of Appeals; Appellee's Brief filed August 21, 2023.
- No. 04-23-00122-CV, *William W. Ruth v. Commission for Lawyer Discipline*, before the Fourth Court of Appeals; Appellee's Brief due September 5, 2023.
- No. 05-22-01102-CV, *Richard Joseph Deaguero v. Commission for Lawyer Discipline*, before the Fifth Court of Appeals; Appellee's Brief due September 18, 2023.

This motion is not due to sloth or neglect and not made for the purpose of delay, but to allow counsel to thoroughly review and brief the issues pending before the Board.

Appellee's counsel has conferred with Appellant, who is representing himself Pro Se, regarding this request, and Appellant has stated he is not opposed to this Motion.

IV.

For these reasons, Appellee prays that the Board grant an extension of time to file Appellee's brief in this cause to **October 6, 2023**.

RESPECTFULLY SUBMITTED,

SEANA WILLING
CHIEF DISCIPLINARY COUNSEL

ROYCE LEMOINE
DEPUTY COUNSEL FOR ADMINISTRATION/
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MICHAEL G. GRAHAM
STATE BAR CARD NO. 24113581
ATTORNEY FOR APPELLEE
COMMISSION FOR LAWYER DISCIPLINE

CERTIFICATE OF CONFERENCE

I hereby certify that I conferred with Appellant on August 29, 2023, regarding the requested extension. Appellant stated he is unopposed to the request.



MICHAEL G. GRAHAM
APPELLATE COUNSEL
STATE BAR OF TEXAS

CERTIFICATE OF SERVICE

This is to certify that the above and foregoing Appellee's Motion for Extension of Time to File Brief has been served on Appellant via electronic mail to clilly@clillylaw.com on the 29th day of August 2023.



MICHAEL G. GRAHAM
APPELLATE COUNSEL
STATE BAR OF TEXAS