

No. \_\_\_\_\_

**IN THE SUPREME COURT OF THE UNITED STATES**

NIDAL M. HASAN, *Petitioner*,

v.

UNITED STATES, *Respondent*.

*APPLICATION FOR EXTENSION OF TIME TO FILE A PETITION FOR WRIT OF CERTIORARI  
TO THE UNITED STATES COURT OF APPEALS FOR THE ARMED FORCES*

To the Honorable John G. Roberts, Jr., Chief Justice of the United States:

Petitioner, Major Nidal M. Hasan, U.S. Army, a soldier court-martialed at Fort Hood, Texas, respectfully requests an enlargement of time within which to file a petition for a writ of certiorari to and including August 1, 2024. The order of the United States Court of Appeals for the Armed Forces (“CAAF”) that denied in part and granted in part the petition for reconsideration, was entered on March 4, 2024. Petitioner’s time to petition for certiorari in this Court expires June 2, 2024. This application is being filed more than 10 days before that date.

Copies of the majority opinion in the CAAF are attached hereto. The jurisdiction of this Court is invoked under 28 U.S.C. § 1259(1). *See also* 10 U.S.C. § 867a(1).

This is a capital case with important questions that could affect service members across the world. Thus, counsel requires additional time to craft the petition in this case because the undersigned counsel have limited experience drafting and filing petitions for certiorari to the Supreme Court of the United States. The sixty-day extension is also necessary because the undersigned counsel are the equivalent of public appellate defense counsel in a jurisdiction where all

soldiers convicted at court-martial enjoy an appeal as a matter of right. Counsel are operating with limited resources and a large caseload. Thus, the undersigned counsel request the additional time to perform the necessary legal research and drafting so that the questions raised by the lower court's decision can be properly framed and presented to this Court.

Wherefore, Petitioner respectfully requests that an order be entered extending his time to petition for certiorari to and including August 1, 2024.

Respectfully submitted,

May 20, 2024



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MAJOR NIDAL M. HASAN

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**CERTIFICATE OF SERVICE**

I, Amir Ragab Hamdoun, a member of the Bar of this Court, hereby certify that on the 20 day of May, 2024, I hand delivered an envelope addressed to the Clerk of the Supreme Court of the United States containing the original and two copies of an Application for Extension of Time to File a Petition for a Writ of Certiorari to the United States Court of Appeals for the Armed Forces, with attachments, in the above-entitled case.

I further certify that on the same date as above, I mailed through the United States Postal Service, by first class mail, postage prepaid, a copy of this Application for Extension of Time to File a Petition for a Writ of Certiorari to the United States Court of Appeals for the Armed Forces, with attachments, to the Solicitor General of the United States, Room 5614, Department of Justice, 950 Pennsylvania Avenue, N.W., Washington, D.C. 20530, counsel for the Respondent herein. I also transmitted a copy of this filing by electronic mail to [supremectbriefs@usdoj.gov](mailto:supremectbriefs@usdoj.gov).

I further certify that all parties required to be served have been served.



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## **APPENDIX**