

CASE NO. _____ (CAPITAL CASE)
IN THE SUPREME COURT OF THE UNITED STATES
October Term, 2023

SHELDON HANNIBAL,
Petitioner,

v.

SECRETARY PA DEP'T CORR., ET AL.,
Respondent.

APPLICATION FOR EXTENSION OF TIME TO FILE
A PETITION FOR A WRIT OF CERTIORARI TO THE
UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

TO THE HONORABLE SAMUEL A. ALITO, Associate Justice of the Supreme Court of the United States and Circuit Justice for the United States Court of Appeals for the Third Circuit:

1. Pursuant to Rule 13.5 of the Rules of this Court, Petitioner Sheldon Hannibal, through undersigned counsel, respectfully moves for an extension of sixty (60) days to prepare and file a Petition for Writ of Certiorari to the United States Court of Appeals for the Third Circuit.

2. Petitioner seeks certiorari review of the Third Circuit's opinion denying Petitioner's petition for a writ of habeas corpus. The court initially issued an opinion denying

the petition on January 17, 2024. A timely petition for panel rehearing or rehearing *en banc* was filed on February 29, 2024. The court denied rehearing but issued an amended opinion on April 2, 2024. A copy of the amended opinion and the order denying rehearing are attached.

3. Petitioner invokes the jurisdiction of this Court pursuant to 28 U.S.C. § 1254(1). Petitioner's certiorari petition is currently due on July 1, 2024. *See* Sup. Ct. R. 13.3 (time for filing petition for writ of certiorari runs from the date of the denial of rehearing). In accordance with this Court's rules, Petitioner makes this request at least ten (10) days in advance of the current due date. *See* Sup. Ct. R. 13.5. In support of his request, Petitioner respectfully submits as follows:

4. Petitioner's case presents complex and important questions. Petitioner requests additional time to present them fully but concisely to this Court. Petitioner also requests additional time to file in light of counsel's heavy workload. Undersigned counsel is Chief of the Capital Habeas Unit for the Eastern District of Pennsylvania, and currently has two clients under warrant of execution. Under these circumstances, the undersigned respectfully requests that the Court grant this Motion and extend the time in which to file the Petition for Writ of Certiorari by sixty (60) days, until August 30, 2024.

5. The granting of this request shall cause no prejudice to the Respondent.

6. This request is made in good faith and is not predicated on an intent to delay the resolution of this litigation.

WHEREFORE, Petitioners pray that the Court allow a sixty (60) day extension for the preparation and filing of their Petition for Writ of Certiorari.

Respectfully submitted,

/s/ Shawn Nolan
SHAWN NOLAN
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Counsel for Petitioner Sheldon Hannibal
Member of the Supreme Court Bar

Dated: June 12, 2024

CERTIFICATE OF SERVICE

I hereby certify that on this date I served the foregoing upon the following persons by first class mail, postage prepaid:

Katherine Ernst
Assistant District Attorney
Supervisor Federal Litigation Unit
Philadelphia District Attorney's Office
Three South Penn Square
Philadelphia, PA 19107

/s/Shawn Nolan
Shawn Nolan

Dated: June 12, 2024