

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

In the Supreme Court of the United States

---

TRAVIS ADAM BROWN,  
*PETITIONER,*

v.

UNITED STATES OF AMERICA,  
*RESPONDENT,*

---

PETITIONER'S APPLICATION FOR EXTENSION OF TIME  
TO FILE PETITION FOR WRIT OF CERTIORARI

---

To: The Honorable Samuel A. Alito, Jr., Associate Justice of the Supreme Court and Circuit Justice for the Fifth Circuit.

Pursuant to Title 28, United States Code, Section 2101(c) and Supreme Court Rule 13.5, Petitioner Travis Adam Brown respectfully requests that the time to file a Petition for a Writ of Certiorari in this case be extended for 30 days, to and including, September 4, 2024.

**Basis for Jurisdiction**

The district court had original jurisdiction over this criminal action pursuant to 18 U.S.C. § 3231. Mr. Brown pleaded guilty to felon in possession of ammunition. The Fifth Circuit affirmed the conviction and sentence in an unpublished opinion filed on May 6, 2024. App. 1a–2a. This Court has the power to grant or deny this motion pursuant to 28 U.S.C. § 2101(c), and it will have jurisdiction to review the Fifth Circuit's judgment under 28 U.S.C. § 1254(1).

## **Judgment to be Reviewed and Opinion Below**

The Fifth Circuit's panel opinion is unpublished but available at *United States v. Brown*, No. 23-50222, 2024 WL 1994278 (5th Cir. May 6, 2024), reprinted on pages 1a–2a of the appendix.

### **Reasons for Granting an Extension**

Petitioner pleaded guilty to being a felon in possession of ammunition. The district court sentenced him to 180 months of imprisonment, a significant upward variance from the applicable United States Sentencing Guidelines range. App. 1a. The Fifth Circuit affirmed, holding that the court did not clearly err in denying an offense-level reduction pursuant to USSG § 2K2.1(b)(2) based on Petitioner's claim that he possessed ammunition for purposes of recycling, and that the sentence was not substantively unreasonable. App. 2a.

After the Fifth Circuit issued its opinion, Petitioner's counsel withdrew from the case and asked that new counsel be appointed. Twenty-nine days after the court issued its opinion, the Fifth Circuit granted that motion and appointed undersigned counsel.

The appointment of new counsel at this stage has delayed work on the Petition for Certiorari. It requires undersigned counsel to relearn the material in the depth of the original lead counsel. Undersigned counsel has obtained a copy of the Record on Appeal and requires additional time to digest the record and prepare an appropriate Petition. Undersigned counsel also has a number of pressing deadlines around the time of the Petition's current deadline, including the merits brief in *Dora v. State*,

Texas Court of Criminal Appeals no. PD-1098-24, on July 22, 2024; the initial brief in *United States v. Campos*, Fifth Circuit no. 24-10117, on July 26, 2024; and the initial brief in *United States v. Johnson*, Fifth Circuit no. 24-10231, on July 30, 2024. Accordingly, appropriate attention to review of the record will require an additional 30 days to prepare the Petition. Petitioner, by and through counsel, requests a new deadline of September 4, 2024.

### CONCLUSION

For all these reasons, Petitioner respectfully requests that the Court extend the deadline to file a Petition for Certiorari to September 4, 2024.

/s/ Jessica Graf  
Jessica Graf  
*\*Counsel of Record*  
Jessica Graf, PLLC  
2614 130<sup>th</sup> Street  
Suite 5 PMB 1030  
Lubbock, Texas 79423  
(806) 370-8006  
jessica@jessicagraflaw.com