

No. _____

IN THE
Supreme Court of the United States

XENGXAI YANG,

Applicant,

v.

UNITED STATES OF AMERICA,

Respondent.

**APPLICATION FOR EXTENSION OF TIME TO
FILE A PETITION FOR A WRIT OF CERTIORARI**

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**APPLICATION FOR EXTENSION OF TIME
TO FILE A PETITION FOR A WRIT OF CERTIORARI**

To: Associate Justice Amy Coney Barrett, Circuit Justice for the United States Court of Appeals for the Seventh Circuit:

Under this Court's Rules 13.5 and 22, Applicant Xengxai Yang ("Applicant") respectfully requests an extension of forty-five (45) days to file a petition for a writ of certiorari. The petition will seek review of the decision of the Seventh Circuit in *Yang v. United States*, 114 F.4th 899 (7th Cir. 2024), a copy of which is attached to this application. In support of this application, Applicant states the following:

1. The Seventh Circuit issued its opinion on August 16, 2024. Without an extension, the petition for a writ of certiorari will be due on November 14, 2024. With the requested extension of forty-five (45) days, the petition would be due on December 29, 2024. Consistent with Rule 13.5, the instant application is filed more than ten (10) days before the petition for certiorari is currently due. This Court's jurisdiction will be based on 28 U.S.C. § 1254(1).

2. Applicant has recently retained the undersigned to act as counsel of record in the Supreme Court. The requested extension is needed to permit the undersigned counsel to fully investigate the legal issues involved in the case, and to prepare a petition for certiorari crystalizing and addressing those issues worthy of the Court's consideration.

3. In addition, because the undersigned have multiple conflicting professional engagements between now and November 14, 2024 (including merits briefing in this Court and several others), a short extension is sought and no further extension is anticipated to be required.

4. This application should be granted, and the deadline for Applicant to file his petition for a writ of certiorari should be extended to December 29, 2024.

Respectfully submitted,

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