

No. _____

IN THE SUPREME COURT OF THE UNITED STATES

CHRISTOPHER THORPE,
Petitioner,

v.

SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS,
Respondent.

ON PETITION FOR WRIT OF CERTIORARI TO THE ELEVENTH CIRCUIT
COURT OF APPEALS

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

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Counsel for the Petitioner

To the Honorable Clarence Thomas, Associate Justice of the Supreme Court of the United States and Circuit Justice for the Eleventh Circuit:

Introduction

Pursuant to this Court's Rule 13.5, the Petitioner, Christopher Thorpe, respectfully requests a thirty-day extension of time within which to file a petition for a writ of certiorari in this Court, to and including August 26, 2024.

Jurisdiction

The order of the Eleventh Circuit Court of Appeals affirming the denial of the Petitioner's 28 U.S.C. § 2254 petition was entered on February 23, 2024. The order of the Eleventh Circuit Court of Appeals denying a motion for rehearing/reconsideration was entered on April 26, 2024. Unless extended, the time within which to file a petition for a writ of certiorari would expire on July 25, 2024.

The jurisdiction of this Court is invoked under 28 U.S.C. § 1254(1). Copies of the orders of the Eleventh Circuit Court of Appeals are included in the appendix to this motion.

Argument

The issue in this case is whether the Petitioner's request for a certificate of appealability was improperly denied.

Unfortunately undersigned counsel's schedule requires him to seek an extension of time in this case. In particular, since the Eleventh Court of Appeals entered its

order denying rehearing, undersigned counsel has: participated in two oral arguments before Florida district courts; participated in two postconviction evidentiary hearings, one juvenile offender sentence review hearing, and one sentencing hearing before Florida circuit courts; and attended three Florida Bar committee meetings.

Additionally, during the next two months, undersigned counsel will be attending two postconviction evidentiary hearings before Florida circuit courts and will be traveling to California (on two occasions) to take his daughter to a summer camp.¹

Therefore, the Petitioner requests an extension of thirty days to file the petition for a writ of certiorari. No party will be prejudiced by the granting of a thirty-day extension in this case.

Accordingly, the Petitioner respectfully requests that an order be entered extending the time to petition for writ of certiorari by thirty days.

Respectfully submitted,

/s/ Michael Ufferman
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¹ Undersigned counsel will appear at postconviction evidentiary hearings on: 1) August 9, 2024, in *State v. Butler*, case number 2017-CF-441, pending in the Florida Fourteenth Judicial Circuit Court (Bay County), and 2) August 23, 2024, in *State v. Pittman*, case number 2015-CF-634, pending in the Florida Fourteenth Judicial Circuit Court (Jackson County).

CERTIFICATE OF SERVICE

I, Michael Ufferman, a member of the Bar of this Court, hereby certify that on the 10th day of July, 2024, a copy of this Application For Extension of Time To File A Petition For A Writ Of Certiorari in the above-entitled case was mailed, first class postage prepaid, to the Office of the Attorney General, PL-01, The Capitol, Tallahassee, Florida 32399-1050 (counsel for the Respondent herein). I further certify that all parties required to be served have been served.

/s/ Michael Ufferman
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