

No. _____

IN THE
Supreme Court of the United States

JONEL H. GUIHAMA,
Applicant,

v.

UNITED STATES OF AMERICA,
Respondent.

**Application to the Hon. John G. Roberts,
Jr. for Extension of Time to File a
Petition for a Writ of Certiorari to the
United States Court of Appeals for the Armed Forces**

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Pursuant to Supreme Court Rules 13(5), 22, and 30(2), the Applicant, Jonel H. Guihama, respectfully requests a 60-day extension of time, to and including January 11, 2025, to file a Petition for a Writ of Certiorari. Unless an extension is granted, the deadline for filing the Petition for Certiorari will be November 12, 2024.

In support of this request, Applicant provides the following:

1. The Court of Appeals for the Armed Forces (CAAF) rendered its decision on August 14, 2024. This Court has jurisdiction under 28 U.S.C. § 1259(3). Copies of the CAAF's order granting review as well as the CAAF's decision are attached to this application.

2. Applicant, a member of the United States Air Force, was tried by a military judge alone at a general court-martial. The military judge convicted Applicant, *inter alia*, contrary to his pleas, of aggravated sexual abuse of his nephew on divers occasions and aggravated sexual contact

upon his niece in violation of Article 120, Uniform Code of Military Justice (UCMJ), 10 U.S.C. § 920 (2006 and Supp. IV 2007-2011). The military judge sentenced Appellant to a dishonorable discharge, confinement for 10 years, forfeitures of all pay and allowances, and a reduction to the grade of E-1.

3. The Air Force Court of Criminal Appeals (AFCCA) affirmed the findings and sentence. The CAAF affirmed the AFCCA's decision.

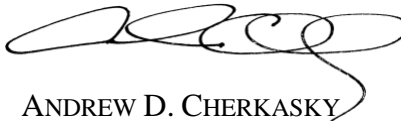
4. The original record of trial has fourteen volumes and consists of 652 transcribed pages, 24 prosecution exhibits, 54 defense exhibits, 82 appellate exhibits, and two court exhibits.

5. Applicant retained civilian appellate defense counsel to represent him before the AFCCA and the CAAF. Applicant continues to be represented by civilian appellate defense counsel for his Petition for a Writ of Certiorari. Major (Maj) Heather Bruha, United States Air Force, also represented Applicant before the CAAF. Applicant's civilian counsel has the following professional obligations which necessitate a reasonable delay for Applicant to file his Petition for a Writ of Certiorari to this Court: opening appellate brief in *United States v. Kristopik* (AFCCA) due on November 11, 2024; opening brief in *United States v. Edwards* (AFCCA) due on November 20, 2024; and a contested general court-martial in *United States v. Mass*, docketed for November 18-22, 2024. Appellant's military counsel currently represents sixteen clients before the AFCCA and four clients before the CAAF.

6. Applicant thus requests a 60-day extension for counsel to prepare a petition that fully addresses the complex issue raised by the decision below and frames that issue in a manner that will be most helpful to the Court.

WHEREFORE, for the foregoing reasons, Applicant respectfully requests that an extension of time to and including January 11, 2025, be granted within which Applicant may file a Petition for a Writ of Certiorari.

Respectfully Submitted,



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