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NO. \_\_\_\_\_

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IN THE

**Supreme Court of the United States**

\_\_\_\_\_ TERM, 20\_\_

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Kayne Russell Donath - Petitioner,

vs.

United States of America - Respondent.

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Application for Extension of Time Within  
Which to File for a Writ of Certiorari to the United States Court of Appeals  
for the Eighth Circuit

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**APPLICATION DIRECTED TO THE HONORABLE JUSTICE  
BRETT KAVANAUGH AS CIRCUIT JUSTICE**

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Heather Quick  
Appellate Chief  
First Assistant Federal Public Defender  
222 Third Avenue SE, Suite 290  
Cedar Rapids, IA 52401  
TELEPHONE: 319-363-9540  
FAX: 319-363-9542

ATTORNEY FOR PETITIONER

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Comes Now petitioner Kayne Russell Donath, through his attorney of record, Assistant Federal Public Defender Heather Quick, who, pursuant to Supreme Court Rule 13.5, requests an additional thirty days in which to file a petition in this Court seeking certiorari to the Eighth Circuit Court of Appeals, up through Friday, December 27, 2024. In support, counsel submits as follows:

**JUDGMENT FOR WHICH REVIEW IS SOUGHT**

Petitioner seeks an extension to file a petition for writ of certiorari. Petitioner is requesting review of the judgment issued by the Eighth Circuit Court of Appeals on July 12, 2024, affirming the petitioner's conviction and sentence.

**JURISDICTION**

This Court will have jurisdiction over the timely filed petition pursuant to 28 U.S.C. § 1254(1). Under Supreme Court Rules 13.1, 13.3, and 30.1, the current deadline for the filing of a petition for writ of certiorari is Wednesday, November 27, 2024. Petitioner files this request for additional time at least 10 days before the date the petition is currently due, in compliance with Supreme Court Rule 13.5.

**REASONS FOR APPLICATION FOR EXTENSION**

Defense counsel has a variety of other obligations before the federal judiciary. For example, in the last four weeks counsel of record has submitted seven appellant's briefs to the Eighth Circuit Court of Appeals. Further, in the next four weeks, counsel of record has nine initial briefs due to the Eighth Circuit Court of Appeals. These

obligations will make it difficult for counsel to finalize and file a satisfactory petition by the current deadline, despite counsel's diligent efforts to do so.

**CONCLUSION**

For the foregoing reasons, the petitioner respectfully requests that this Court grant a 30-day extension, to and including Friday, December 27, 2024, in which to file a petition for a writ of certiorari.

RESPECTFULLY SUBMITTED,

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/s/ Heather Quick  
Heather Quick  
Appellate Chief  
First Assistant Federal Public Defender  
222 Third Avenue SE, Suite 290  
Cedar Rapids, IA 52401  
TELEPHONE: 319-363-9540  
FAX: 319-363-9542

ATTORNEY FOR PETITIONER