

THIS IS A CAPITAL CASE

No. _____

In the
Supreme Court of the United States

TONY BARKSDALE,
Petitioner,

v.

ATTORNEY GENERAL,
STATE OF ALABAMA, *et al.*,
Respondents.

On Petition for a Writ of Certiorari
to the United States Court of Appeals
for the Eleventh Circuit

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

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

Pursuant to Rule 13.5 of the Rules of this Court, Petitioner Tony Barksdale respectfully requests a 60-day extension of time within which to file his petition for a writ of certiorari in this Court, up to and including February 13, 2025.

1. Petitioner is a death-sentenced inmate in the custody of the State of Alabama.

2. This Court's jurisdiction rests on 28 U.S.C. § 1254.
3. Petitioner was convicted of capital murder, and was sentenced to death in Tallapoosa County, Alabama, in January, 1997.
4. This case involves review of a decision of the United States Court of Appeals for the Eleventh Circuit affirming the denial of his petition for a writ of habeas corpus. The Circuit Court had granted a limited Certificate of Appealability on September 7, 2022.
5. In a decision dated May 24, 2024, and attached as Exhibit A, the Court of Appeals denied relief. A Motion for Rehearing and/or Rehearing En Banc, under Federal Rules of Appellate Procedure 40 and 35(b), respectively, was denied on October 16, 2024 (Exhibit B).
6. Absent an extension, Petitioner's time to petition for certiorari in this Court therefore expires on December 15, 2024.
7. Petitioner has good cause in support of this request, which is based on counsel's commitments in other cases and matters in the weeks immediately preceding the current deadline, as well as the complexity of the record and issues in the case at bar. In preparing the petition, it has become clear to the undersigned that additional time is needed to present his arguments effectively. The issues to be submitted to this Court are factually and legally complex, warranting additional time to prepare.

WHEREFORE, Petitioner, through his undersigned counsel, respectfully requests an extension of sixty days within which to file the Petition for a Writ of

Certiorari to the United States Court of Appeals for the Eleventh Circuit.

Counsel for Respondents, Beth Jackson Hughes, Esq., has indicated that her clients do not oppose the requested extension of time.

WHEREFORE, Petitioner respectfully requests that this application be granted and that the Court allow him until February 13, 2025, to file his petition for a writ of certiorari.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "Steven M. Schneebaum", with a horizontal line underneath it.

Steven M. Schneebaum */
D.C. Bar No, 956250

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*/ Counsel of record
for Petitioner Tony Barksdale


Dated: November 19, 2024

Certificate of Service

I hereby certify that, on November 19, 2024, I caused a true and correct copy of the foregoing to be served by electronic mail and by first-class mail upon counsel for Respondents, Robert M. Overing, Esq., Deputy Solicitor General, and Beth Jackson Hughes, Esq., Assistant Attorney General of the State of Alabama.

Pursuant to Rule 29.5 of the Rules of this Court, I further certify that all parties required to be served have been served.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "Steven M. Schneebaum", is written over a horizontal line.

Steven M. Schneebaum
Counsel to Petitioner Tony Barksdale