

No. _____

IN THE SUPREME COURT OF THE UNITED STATES

ANDREW E. HOFFMAN,
Petitioner,

v.

SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS,
Respondent.

ON PETITION FOR WRIT OF CERTIORARI TO THE ELEVENTH CIRCUIT
COURT 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, Andrew Hoffman, 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 February 7, 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 October 10, 2024. Unless extended, the time within which to file a petition for a writ of certiorari would expire on January 8, 2025.

The jurisdiction of this Court is invoked under 28 U.S.C. § 1254(1). A copy of the opinion of the Eleventh Circuit Court of Appeals is 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, undersigned counsel has participated/attended: two oral arguments before a Florida district court of appeal; one sentencing hearing before a Florida circuit court;

one motion hearing before a Florida circuit court; two continuing legal education seminars; and three Florida Bar committee meetings.

Additionally, during the next two months, undersigned counsel will be attending four motion hearings, four postconviction evidentiary hearings, and one sentencing hearing before Florida circuit courts.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
MICHAEL UFFERMAN
Counsel for the Petitioner

¹ Undersigned counsel will appear at motions hearings on: 1) December 16, 2024, in *State v. Faherty*, case number 2019-CF-993, pending in the Florida Twentieth Judicial Circuit Court (Collier County); 2) December 26, 2024, in *State v. Land*, case number 2024-MM-556, pending in the Citrus County Court of Florida; 3) January 10, 2025, in *State v. Mares*, case number 2021-CF-2241, pending in the Second Judicial Circuit Court (Leon County); and 4) January 27, 2025, in *State v. Faherty*, case number 2019-CF-993, pending in the Florida Twentieth Judicial Circuit Court (Collier County). Undersigned counsel will appear at postconviction evidentiary hearings on: 1) January 6, 2025, in *State v. Neeley*, case number 2017-CF-300622, pending in the Florida Seventh Judicial Circuit Court (Volusia County); 2) January 9, 2025, in *State v. Mercado*, case number 2015-CF-12948, pending in the Florida Ninth Judicial Circuit Court (Orange County); and 3) January 13, 2025, in *State v. Pocopanni*, case number 2017-CF-669, pending in the Florida First Judicial Circuit Court (Santa Rosa County); and 4) February 12, 2025, in *State v. Pittman*, case number 2015-CF-634, pending in the Florida Fourteenth Judicial Circuit Court (Jackson County). Undersigned counsel will appear at a sentencing hearing on February 3, 2025, in *State v. Parrish*, case number 2016-CF-93, pending in the Second Judicial Circuit Court (Liberty County).

CERTIFICATE OF SERVICE

I, Michael Ufferman, a member of the Bar of this Court, hereby certify that on the 12th day of December, 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, 1515 N Flagler Drive, Suite 900, West Palm Beach, FL 33401 (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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