

No. ____

IN THE

Supreme Court of the United States

OCTOBER TERM 2024

JERMAINE ALEXANDER FOSTER,

Petitioner,

v.

SECRETARY,

FLORIDA DEPARTMENT OF CORRECTIONS,

Respondent.

**APPLICATION FOR SIXTY (60) DAY EXTENSION OF TIME IN WHICH TO
FILE PETITION FOR WRIT OF CERTIORARI TO
THE FLORIDA SUPREME COURT**

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

COMES NOW the Petitioner, Jeramine Alexander Foster, by and through undersigned counsel and pursuant to Supreme Court Rule 13.5, respectfully requests an extension of time of sixty (60) days within which to file his Petition for Writ of Certiorari to the Florida Supreme Court. Petitioner requests that the Court extend the deadline to March 15, 2024. In support of his request, Petitioner, through counsel, states the following:

1. Petitioner is a death-sentenced inmate in the custody of the State of Florida. This case involves an appeal from the decision of the Florida Supreme Court

affirming the denial of Petitioner's successive motion for postconviction relief relating to his intellectual disability claim.

2. This Court's jurisdiction rests on 18 U.S.C. § 1257(a).

3. Petitioner was convicted of murder and sentenced to death in Orange County, Florida.

4. The Florida Supreme Court denied Petitioner's appeal on August 29, 2024 (Attachment A) and denied Petitioner's timely motion for rehearing on October 16, 2024 (Attachment B). Petitioner's time to petition for certiorari in this Court expires January 14, 2025.

5. Petitioner has good cause in support of this request, which is based on the complexity of the lengthy record and issues presented in this case. In preparing Petitioner's petition, it became clear to the undersigned that additional time is needed to effectively present Petitioner's arguments. The issues in this petition are factually and legally complex, warranting sixty (60) additional days to prepare.

WHEREFORE, Petitioner, through his undersigned counsel, respectfully requests an extension of time of sixty (60) days within which to file the Petition for Writ of Certiorari to the Florida Supreme Court on the above-styled case.

I HEREBY CERTIFY that a true copy of the foregoing motion has been furnished by United States mail, first-class postage prepaid, to all counsel of record on December 31, 2024.

Respectfully submitted,

/s/ Linda McDermott

LINDA McDERMOTT

Counsel of Record

Office of the Federal Public Defender

Northern District of Florida

227 N. Bronough St., Suite 4200

Tallahassee, FL 32301

(850) 942-8818

linda_mcdermott@fd.org

Attorney for Jermaine Alexander Foster