DONALD J. ENGLERT II,

Petitioner,

v.

ERNEST LOWERRE, SUPERINTENDENT OF FIVE POINTS CORRECTIONAL FACILITY,

Respondent.

CERTIFICATE OF SERVICE

I hereby certify that on January 13, 2025, I caused the foregoing APPLICATION FOR EXTENSION OF TIME IN WHICH TO FILE PETITION FOR WRIT OF CERTIORARI to be electronically filed with the Clerk of the Supreme Court of the United States, and for the original and two copies to be delivered to the Clerk of the Supreme Court via the United States Postal Service, First Class Mail, and to have one paper copy delivered to counsel for Respondent ERNEST LOWERRE James Foster Gibbons, Assistant Attorney General, New York State Office of The Attorney General, Criminal Appeals and Habeas Corpus Bureau, 28 Liberty Street, 14th Floor, New York, NY 10005, via the United States Postal Service, First Class Mail, and by email, in accordance with Rule 29(3) of the Rules of the Supreme Court.

Dated: January 13, 2025

Respectfully submitted,

By: /s/ Kristen M. Santillo
Kristen M. Santillo
Gelber & Santillo PLLC
52 Duane Street, 7th Floor
New York, NY 10007
Phone: 212-227-4743

Email: ksantillo@gelbersantillo.com Counsel for Petitioner Donald Englert