

No.: _____

IN THE SUPREME COURT OF THE UNITED STATES

ANASTASIO N. LAOUTARIS, Petitioners,

v.

UNITED STATES OF AMERICA, Respondent.

On Petition for a Writ of *Certiorari* to
The United States Court of Appeals
For the Fifth Circuit
Appeal Case No. 16-10516
USDC No. 3:13-CR-00386-B-1 (N.D. Tex.)

**APPLICATION FOR A 60 DAY EXTENSION OF TIME
TO FILE PETITION FOR A WRIT OF CERTIORARI**

Anastasio Nick Laoutaris (“Petitioner”), *pro se*, respectfully move this Honorable Court for an order granting him an Extension of Time of 60 days to file a Petition for a Writ of Certiorari in the above-captioned case; and, in support therefor, Petitioner states the following:

1. The Petitioner is filing for a review of the January 29, 2018, Opinion of the Fifth Circuit (attached hereto as Appendix A), affirming the judgment of the United States District Court for the Northern District of Texas, convicting and sentencing him to 115 months' imprisonment and to pay \$1,697,800 in restitution.

2. The Petitioner is *pro se* and incarcerated. On the evening mail call of February 21, 2018, Petitioner received the panel's opinion in a letter from his Court-appointed attorney, Christopher M. McCaffrey. Attorney McCaffrey states that he would not file a petition for rehearing and or for rehearing *en banc*, nor a petition for a writ of certiorari, but he "will be filing a Motion to Withdraw." (Appendix B). Unfortunately, counsel did not send Petitioner a copy of the transcript or the record on appeal; and, up to the writing of this motion, he has not received a copy of either.

3. Furthermore, Legal activities at the CoreCivic's facility in which Petitioner is incarcerated, the Adams County Correctional Center ("ACCC"), are very limited. (See ACCC's "Leisure and Law Library Services" and "Schedule" (Appendix C). As indicated thereon, inmates are allowed to attend the law/leisure library once a week as per unit; Petitioner's unit is Charlie, which library day is Thursday. Petitioner may obtain another day of attendance by special request ("Cop-Out"), but only if the institution put him on the "Call-Out" (*id.*); which is seldomly done.

4. Even if Petitioner could have attended the law library on a daily basis, he still would have been hard pressed to complete the Petition for a Writ Certiorari in the 12 days remaining for him to submit such petition. Therefore, given the prison situation, the Petitioner find it impossible to research and compose a constructive

or meaningful *pro se* Petition within the time allotted to him and thus requests a 60-day extension of time to do so. That is, where his Petition was due on or about April 30, 2018, Petitioner respectfully requests it be extended to June 29, 2018, for the good cause shown *ante*.

6. Finally, given the pure administrative nature of this motion, Petitioner do not foresee any harm to the opposing counsel from the granting of this motion; thus, he does not expect the Solicitor General to file an objection thereto.

CONCLUSION

WHEREFORE, base on the foregoing reasons, Petitioner respectfully prays that this Honorable Court grant a 60-day extension of time.

Respectfully submitted,


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Petitioner, *pro se*