

DOCKET No. _____

IN THE SUPREME COURT OF THE UNITED STATES

JAMES BARNES,

Petitioner

VS.

STATE OF FLORIDA,

Respondent.

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

COMES NOW THE PETITIONER, James Barnes, by and through undersigned counsel, and pursuant to Supreme Court Rule 13-5, and respectfully requests an extension of time of sixty (60) days to file his Petition for Writ of Certiorari to the Supreme Court of Florida. In support of his request, Petitioner, through counsel, states as follows:

1. Mr. Barnes is an indigent death-sentenced inmate in the custody of the State of Florida. Mr. Barnes was convicted of murder in the Circuit Court of the Eighteenth Judicial Circuit in and for Brevard County, Florida.

2. Undersigned counsel was appointed to represent Mr. Barnes in the Eighteenth Judicial Circuit Court of Florida, the Supreme Court of Florida, the Middle District of Florida and the United States Court of Appeals for the Eleventh Circuit, pursuant to the Criminal Justice Act (18 U.S.C. § 3006A)

3. This case involves a petition from a decision of the United States Court of Appeals for the Eleventh Circuit.

4. This Court's jurisdiction rests on 28 U.S.C. §1254.

5. Mr. Barnes will file a Petition for Writ of Certiorari in this Court, for review of the United States Court of Appeals for the Eleventh Circuit's opinion denying relief. (Appendix A).

6. On June 20, 2018, the United States Court of Appeals for the Eleventh Circuit denied Mr. Barnes's Petition for Rehearing and Rehearing in Banc (Appendix B). Calculating the time for Mr. Barnes to file a Petition for Writ of Certiorari, the 90th day would fall on September 18, 2018.

7. Petitioner shows the following good cause in support of this request.

8. Undersigned counsel is employed by the Law Office of the Collateral Regional Counsel-Middle Region, (CCRC-M), a State of Florida governmental agency which is currently undergoing a transition in leadership and staff turnover. This has required additional training time for new employees, in addition to other rigorous job responsibilities.

9. Petitioner has an intriguing issue, which will require substantial research in formulating the Question(s) Presented and the analysis of relevant case law.

10. Mr. Barnes respectfully requests an extension of 60 days to file a Petition for Writ of Certiorari.

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 Supreme Court of Florida in the above-styled case.

Respectfully submitted,

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