

No.

IN THE
SUPREME COURT OF THE UNITED STATES

Michael Albert Focia

V.

UNITED STATES OF AMERICA

Application for Extension of Time to File
A Petition For Writ of Certiorari
To the Eleventh Federal Court of Appeals
In Re: Eleventh Circuit No. 15-15643-AA
USDC No. 2:15-cr-00017-MHT-AKK-WC-1

APPLICATION FOR EXTENSION OF TIME

Michael Albert Focia
Petitioner Pro Per
Michael-Albert: Focia
Assigned Fed.Reg.# 15610-002
Oakdale FCI-1
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Application For Extension of Time
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Now comes Michael Albert Focia, Petitioner, Pro Per, a private man, with this application for an extension of time to file a Petition for a Writ of Certiorari to the Eleventh Federal Circuit Court of Appeals. The Application is addressed to Associate Justice Clarence Thomas. The case for which a Petition for Writ of Certiorari will be filed is UNITED STATES OF AMERICA V. MICHAEL ALBERT FOCIA, Eleventh Circuit No. 15-15643-AA (USDC No.2:15-cr-00017-MHT-AKK-WC-1), denying a Petition for rehearing en banc on January 3, 2018. Calculating from this 01/03/2018 filing date, the 90th day would be April 3rd, 2018. Petitioner requests an extension of time to file his Petition for Writ of Certiorari in this matter for 60 days which would be to June 3rd, 2018. This request for additional time is based upon good cause as will be detailed.

The Petitioner is a lay person with no formal education in law and he is currently falsely imprisoned at the Bureau of Prisons facility Oakdale FCI-1. He is not represented by counsel.

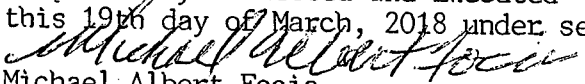
Due to the present oppressive state of affairs with which the staff is deliberately indifferent to prisoners preparation of legal documents with a manual typewriter and no white out amongst other things heretofore and hereafter mentioned makes it virtually impossible to prepare an effective writ of certiorari in a timely manner. Because of electric transformer problems there have been intermittent power outages and during these outages prioners are restricted to their sleeping quarters and

are without access to law library resources. Moreover, the staff creates it's own holidays and declare the law library closed without warning. Aside from the power issues, there have been lockdowns based on other factors which are recurrent and unpredictable. Adding to this mischief and these impediments the single copy machine available to the prisoners is inconsistent, dysfunctional and unreliable most of the time and library and case managers, counselors refuse to make copies for prioners. As if this wasn't enough, the management of the commissary depetes their supply of typing ribbons and correction tape for over six weeks at a time. These cumulative conditions of opprsson can take a project of legal documents from a couple of weeks in preparation to months. These are not speculative events, but historical and present facts that occur repeatedly and there is no firm assurances that they will cease in the near future. In addition to the aforementioned, petitioner has two additional unrelated cases in the Alabama courts further consuming his time.

In conclusion, in light of the mulitple factors wheich were discussed taken altogether constitute good cause and based on that good cause, Petitioner respectfully requests and additional 60 days extension in time allowed in which he will file his Petition for a Writ of Certiorari. This 60 day extension would move the deadline for filing from April 3rd, 2018 to June 4th, 2018.

Peitioner, Michael Albert Focia makes solemn affirmation that the statements in the foregoing are made of Petitioner's own personal, first-hand knowledge and are true, correct and complete and not misleading. Peitioner is of sound mind, of legal age of majority, and is competent to testify if called upon to the aforementioned facts, under penalty of perjury.

Further Petitoner sayeth not.

Respectfully submitted and Executed
this 19th day of March, 2018 under seal

Michael Albert Focia
Assigned Fed. Reg. # 15610-002
Oakdale FCI-1
1507 East Whatley Road
Post Office Box 50000
Oakdale, Louisiana, 71463

IN THE UNITED STATES COURT OF APPEALS
FOR THE ELEVENTH CIRCUIT

No. 15-15643-AA

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

versus

MICHAEL ALBERT FOCIA,

Defendant - Appellant.

Appeal from the United States District Court
for the Middle District of Alabama

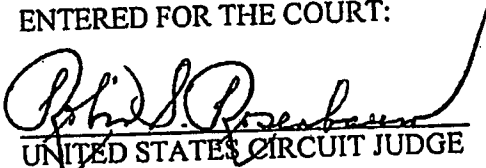
ON PETITION(S) FOR REHEARING AND PETITION(S) FOR REHEARING EN BANC

BEFORE: ED CARNES, Chief Judge, and ROSENBAUM and DUBINA, Circuit Judges.

PER CURIAM:

The Petition(s) for Rehearing are DENIED and no Judge in regular active service on the Court having requested that the Court be polled on rehearing en banc (Rule 35, Federal Rules of Appellate Procedure), the Petition(s) for Rehearing En Banc are DENIED.

ENTERED FOR THE COURT:


UNITED STATES CIRCUIT JUDGE

ORD-42