

No. _____

IN THE
Supreme Court of the United States

ENOCH D. HALL,

Petitioner,

v.

STATE OF FLORIDA

Respondents.

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

COMES NOW, the Petitioner, ENOCH D. HALL, by and through undersigned counsel, and pursuant to Supreme Court Rule 13-5, and 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. In support of his request, Petitioner, through counsel, states as follows:

1. Mr. Hall is an indigent death-sentenced inmate in the custody of the State of Florida. Mr. Hall was convicted of murder in the Circuit Court of the Seventh Judicial Circuit in Volusia County, Florida.

2. Undersigned counsel was appointed to represent Mr. Hall in the Circuit Court of the Seventh Judicial Circuit of Florida, in the Supreme Court of Florida and in the United States District Court for the Middle District of Florida, Orlando Division.

3. This case involves an appeal from the decision of the Supreme Court of Florida denying Mr. Hall's Motion for Post-Conviction Relief pursuant to *Hurst v. Florida*, 136 S. Ct. 616 (2016).

4. Mr. Hall will file a Petition for Writ of Certiorari in this Court.

5. On April 12, 2018, the Supreme Court of Florida issued an opinion denying Mr. Hall's appeal of his Motion for Post-Conviction Relief. (Attachment A). A Motion for Rehearing was denied on July 5, 2018. (Attachment B). Calculating the time for Mr. Hall to file a Petition for Writ of Certiorari, the 90th day would fall on October 3, 2018.

6. This Court has jurisdiction based on 28 U.S.C. § 1257.

7. Counsel is employed by the Law Office of the Capital Collateral Regional Counsel-Middle Region, (CCRC-M), a State of Florida governmental agency. The CCRC-M has represented Mr. Hall since 2013. Counsel is uniquely qualified to draft the Petition for Certiorari based on experience representing Mr. Hall in Florida courts.

8. CCRC-M has experienced a loss of attorneys based on recent resignations and retirements. As a result, counsel's caseload has increased. The additional cases involve complex procedural histories and legal issues that counsel is attempting to become familiar with to provide proper representation to these new clients.

9. In addition, counsel has been addressing the implications of this Court's decision in *Hurst v. Florida*, 136 S. Ct. 616 (2016) and the Supreme Court of Florida's decisions that followed. Since the Supreme Court of Florida issued per curiam opinions *en masse* in early 2018 on the implications of *Hurst*, counsel will be responsible for preparing petitions for certiorari in *Willie Seth Crain, Jr. v. Florida* and *Enoch Hall v. Florida*, in addition to carrying a full post-conviction case load.

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

WHEREFORE, Petitioner, through his counsel, respectfully requests an extension of time of sixty (60) days to file the Petition for Writ of Certiorari to the Supreme Court of the Florida in this case.

Respectfully submitted,

/s/ Ann Mare Mirialakis
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