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IN THE
SUPREME COURT OF THE UNITED STATES

JC CHRISTOPHER PULHAM,

Petitioner,

v.

UNITED STATES OF AMERICA,

Respondent.

On Petition for Writ of Certiorari to the
United States Court of Appeals for the Tenth Circuit

**APPLICATION FOR EXTENSION OF TIME
TO FILE PETITION FOR WRIT OF CERTIORARI TO THE
UNITED STATES COURT OF APPEALS FOR THE TENTH CIRCUIT**

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To the Honorable Sonia Sotomayor, Associate Justice of the Supreme Court of the United States and Circuit Justice for the Tenth Circuit:

Petitioner JC Christopher Pulham, by undersigned counsel, prays for a 60-day extension of time, to and including December 14, 2018, in which to file a petition for a writ of certiorari. In support of this request, counsel states as follows:

1. On May 24, 2018, the United States Court of Appeals for the Tenth Circuit affirmed the judgment of the district court in this case. Attachment A. Mr. Pulham petitioned for rehearing, but the circuit denied that petition on July 17, 2018. Attachment B.

2. Mr. Pulham has ninety days from July 17, 2018 to file a petition for a writ of certiorari. Therefore, a petition is due October 15, 2018. This application is being filed at least ten days before that date.

5. The jurisdiction of this Court is invoked under 28 U.S.C. § 1254(1).

6. Undersigned counsel believes an extension of time will be needed to prepare Mr. Pulham's petition for writ of certiorari. In addition to Mr. Pulham's petition, undersigned counsel is also working on appeals in *United States v. Elliott*, 17-6433 (opening brief due November 6, 2018), a suppression and sentencing appeal, and recently assumed responsibility for the appeal in *United States v. Muhtorov*, 18-1366 (entry filed September 18, 2018), a complex case originating in 2012 that resulted in a 20-day jury trial and over 2,000 docket entries. Moreover, since the circuit denied

rehearing in this case, counsel also has been occupied with matters in other cases before the circuit, including filing an opening brief in *United States v. Garcia*, 18-5012 (August 20, 2018) and a petition for rehearing en banc in *United States v. Miller*, 16-1231 (July 19, 2018), delivering oral argument in *United States v. Winder*, 17-8075 (September 27, 2018), and assisting colleagues in preparing for oral arguments in other cases during the Tenth Circuit's September court week. Additionally, counsel has also recently filed, without extension, petitions for a writ of certiorari in *United States v. Howard*, 17-8060 (September 13, 2018) and *United States v. Frias*, 17-1242 (September 26, 2018) and will this week also file a petition in *United States v. Silva*, 17-2030 (due October 5, 2018). Counsel also has spent significant time in the past few months working on issues related to the conditions of confinement for clients, and also will be of the office on personal leave from October 5th through 11th. Finally, counsel notes that Petitioner is incarcerated out-of-district in Texas, making communications about his case more difficult than with clients incarcerated locally.

8. The requested extension of time is for 60 days, to and including December 14, 2018. *See* Sup. Ct. R. 13.5 (authorizing extension of up to 60 days for the filing of a petition for writ of certiorari).

9. During the requested extension period, undersigned counsel will have responsibility for filing an opening brief in *United States v. Elliott*, 18-2105 (currently due November 6, 2018), delivering oral argument in *United States v. Smith*, 18-1020

(November 14, 2018), and filing a reply brief in *United States v. Garcia*, 18-5012 (government answer brief due October 19, 2018) and petitions for writ of certiorari in *United States v. Miller*, 16-1231 (currently due November 4, 2018) and *United States v. Mekaeil*, 17-3135 (petition for rehearing filed September 28, 2018).

WHEREFORE, JC Christopher Pulham respectfully requests that an order be entered extending his time in which to file a petition for certiorari by 60 days, to and including December 14, 2018.

Respectfully submitted,

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