

NO:

IN THE
SUPREME COURT OF THE UNITED STATES

OCTOBER TERM, 2018

ANTRON EDWARDS,

Petitioner,

v.

UNITED STATES OF AMERICA,

Respondent.

**APPLICATION FOR AN EXTENSION OF TIME WITHIN
WHICH TO FILE A PETITION FOR A WRIT OF CERTIORARI FROM THE
JUDGMENT OF THE UNITED STATES COURT OF APPEALS FOR THE
ELEVENTH CIRCUIT**

**TO THE HONORABLE CLARENCE THOMAS, ASSOCIATE JUSTICE OF
THE SUPREME COURT OF THE UNITED STATES AND CIRCUIT
JUSTICE FOR THE ELEVENTH CIRCUIT**

Antron Edwards respectfully requests a sixty-day extension of time, to and including December 30, 2018, within which to file a petition for a writ of certiorari from the judgment of the United States Court of Appeals for the Eleventh Circuit. Mr. Edwards has not previously sought an extension of time from this Court.

Petitioner is filing this Application at least ten days before the filing date, which is October 31, 2018. *See* S.Ct. R. 13.5. The jurisdiction of this Court will be invoked under 28 U.S.C. § 1254(1).

Mr. Edwards appealed the denial of his motion under 28 U.S.C. § 2255 to correct his fifteen-year mandatory minimum sentence under the Armed Career Criminal Act (ACCA), 18 U.S.C. § 924(e), in the Eleventh Circuit Court of Appeals, Eleventh Circuit Case No. 17-12957. The Eleventh Circuit affirmed the district court's denial of his § 2255 motion. A copy of the Court of Appeals' decision is attached as Exhibit A. Unless extended, the time within which Mr. Edwards must file a petition for writ of certiorari will expire on October 31, 2018.

Mr. Edwards challenges whether Florida arson qualifies as generic arson under the enumerated offense clause of the ACCA in the wake of the invalidation of the ACCA's residual clause by *Johnson v. United States*, 135 S. Ct. 2551 (2015). This precise legal issue is a novel one and the impact on other state arson statutes and laws will require substantial research.

Undersigned counsel has the following other matters pending during this time frame:

- (1) Trials in the cases of *United States v. Ricardo Leija*, (October 29, 2018), 18-60141-Cr-Gayles, *Jose St. Fort v. United States* (November 13, 2018), 18-20776-Cr-Gayles, *Rayshawn Spencer v. United States*, (November 26, 2018), 18-20519-Cr-Gayles and *Maurice McDuffy v. United States*, (November 26, 2018), 18-20569-Cr-Gayles;
- (2) Sentencing hearings in the matters of *Fernando Lopez v. United States*, (November 9, 2018) 18-20301-Cr-Gayles and *Haromir Raudez-Salgado v. United States*, (November 16, 2018) 18-20529-CR-Gayles; and

(3) Initial briefs in the matters of *Antoine Dixson v. United States*, (October 29, 2018), Eleventh Circuit Case No. 17-10686-DD, *George Burns v. United States* (October 30, 2018), Eleventh Circuit Case No. 17-15589-HH, and *Daniel Rodriguez v. United States*, (November 16, 2018), Eleventh Circuit Case No. 18-11438-JJ.

Counsel believes that additional time will be important for the effective representation of Mr. Edwards. No party will be prejudiced by the granting of a sixty-day extension.

Accordingly, Petitioner respectfully requests that an order be entered extending the time to file a petition for writ of certiorari by sixty days, to and including December 30, 2018.

Respectfully submitted,

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FEDERAL PUBLIC DEFENDER

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