

JULIUS GREER, :

Petitioner

UNITED STATES OF AMERICA :

Robert Epstein, Assistant Federal Defender, Federal Community Defender Office for the Eastern District of Pennsylvania, respectfully requests the granting of the instant application for a 30-day extension of time for filing a petition for writ of certiorari, or until January 25, 2019, and in support represents the following:

1. Julius Greer was charged under indictment No. 10-cr-00711-1 in federal court in the Eastern District of Pennsylvania with conspiracy to commit robbery which interfered with interstate commerce, in violation of 18 U.S.C. § 1951(a) (Count 1); robbery which interfered with interstate commerce and aiding and abetting, in violation of 18 U.S.C. § 2 (Count 2); carrying and using a firearm during a crime of violence, in violation of 18 U.S.C. § 924(c)(1) and aiding and abetting, in violation of 18 U.S.C. § 2 (Count 3); and convicted felon in possession of a firearm, in violation of 18 U.S.C. § 922(g)(1) (Count 4). Mr. Greer proceeded

to trial and was found guilty on all charges, was sentenced, and subsequently filed notice of appeal.

2. Briefs were filed and on May 16, 2018, the Third Circuit Court of Appeals entered a not precedential Opinion affirming the judgment of the district court. (Attached as Appendix “A”). On September 27, 2018, the Court of Appeals vacated the judgment and reentered judgment in order to allow Mr. Greer to file a timely petition for writ of certiorari. (Order of the Third Circuit Court of Appeals attached as Appendix “B”). The Federal Community Defender Office for the Eastern District of Pennsylvania was also appointed on September 27, 2018.

3. Petitioner’s petition for writ of certiorari is due 90 days after the denial of the petition for rehearing, or 90 days after September 27, 2018. The due date is therefore January 25, 2019.

4. Counsel has been unable to complete the petition in this matter as counsel had been occupied preparing for oral argument in Third Circuit Court of Appeals in *United States v. Thomas Hopes*, No. 16-1644. This argument took place on November 28, 2018 and involved two other related, linked appeals and three issues. Additionally, counsel is reviewing other appeals to which he is assigned in preparation for the filing of briefs: *United States v. Musa Turay*, No. 18-2391, opening brief and joint appendix presently due on December 20, 2018; and *United States v. Tajhan Knox*, No. 18-1540, opening brief and joint appendix

due on December 31, 2018.

5. Counsel requests an additional 30 days or until January 25, 2019 in which to complete the petition for writ of certiorari.

WHEREFORE, for all the foregoing reasons of good cause, Robert Epstein, Assistant Federal Defender, on behalf of the Federal Community Defender Office for the Eastern District of Pennsylvania, and on behalf of Julius Greer, Petitioner, respectfully requests that this Court grant this motion for a 30-day extension of time for filing of the petition for writ of certiorari and order that the petition be filed on or before January 25, 2019.

Respectfully submitted,



ROBERT EPSTEIN
Assistant Federal Defender

CERTIFICATE OF SERVICE

I, Robert Epstein, Assistant Federal Defender, Federal Community Defender Office for the Eastern District of Pennsylvania, hereby certify that I have served a copy of the *Application for Extension of Time for Filing Petition for Writ of Certiorari* upon Assistant United States Attorney Bernadette McKeon, by hand delivery to her office located at 615 Chestnut Street, Suite 1250, Philadelphia, PA 19106 and upon the Office of the Solicitor General, by first class U.S. mail, at Department of Justice, Room 5614, 950 Pennsylvania Avenue, N.W., Washington, D.C. 20530-0001.



ROBERT EPSTEIN

Date: December 13, 2018