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IN THE
SUPREME COURT OF THE UNITED STATES

ROBERTO MIRAMONTES ROMAN,

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 Roberto Miramontes Roman prays for a 60-day extension of time, to and including Monday, March 11, 2019, in which to file his petition for writ of certiorari. In support of this request, counsel states as follows:

1. On August 16, 2018, the United States Court of Appeals for the Tenth Circuit affirmed the judgment of the district court in this case. A copy of that opinion is Attachment A to this application.

2. The Tenth Circuit denied Mr. Roman's timely petition for rehearing on October 11, 2018. A copy of the order denying rehearing is Attachment B to this application.

3. Mr. Roman has ninety days from October 11, the date rehearing was denied, to petition for a writ of certiorari. Sup. Ct. R. 13.3. Ninety days from October 11, 2018 is January 9, 2019. This application is being filed at least ten days before January 9, 2019.

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

5. Since October 11, I have filed the brief in opposition in United States v. Salas, No. 18-428 (U.S.), the petitions for writ of certiorari in Trent v. United States, No. 18-6495 (U.S.) and Russian v. United States, No. 18-6504 (10th Cir.), the opening briefs in United States v. Means-Goodman, No. 18-8037 (10th Cir.), and United States v. Mendez, No. 18-1259 (10th Cir.), the reply brief in United States v. Duzyurt, No. 18-1039 (10th Cir.), and the petition for rehearing in United States v. Ejiofor, No. 17-6211 (10th Cir.). I have also argued United States v. Nanez-Rivera, No. 17-1419 (10th Cir.) and United States v. Bowline, No. 17-7080 (10th Cir.), before the Tenth Circuit. I am now working on the opening briefs in United States v. O'Neal, No. 18-1365 (10th Cir.) and United States v. Russian, No. 18-3173 (10th Cir.), and the reply briefs in Mendez and United States v. Rosales-Trujillo, No. 18-8023 (10th Cir.), all of which are due by January 7. I therefore believe an extension of time will be needed adequately to prepare Mr. Roman's petition for writ of certiorari.

6. The requested extension is for sixty days. Because sixty days from January 9, 2019 is Sunday, March 10, 2019, the requested extension is until the next business day of Monday, March 11. Sup. Ct. R. 30.1. During

the requested extension period, I expect to be responsible for filing the reply to the brief in opposition in McCranie v. United States, No. 18-6257 (U.S.), the petition for writ of certiorari in United States v. Ejiofor, No. 17-6211 (10th Cir.), the opening briefs in O'Neal (which is due on January 7, and in which an extension of time will be sought) and United States v. Milhouse, No. 18-3245 (10th Cir.), and the reply brief in Means-Goodman, and I will also be arguing Duzyurt before the Tenth Circuit.

WHEREFORE Roberto Miramontes Roman respectfully requests that an order be entered extending his time in which to petition for certiorari by sixty days, to and including Monday, March 11, 2019.

Respectfully submitted,

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