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In The  
SUPREME COURT OF THE UNITED STATES  
October Term 2018

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Armando Lopez,  
*Applicant/Petitioner,*

v.

Massachusetts,  
*Respondent.*

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Application for a Further Extension of Time Within  
Which to File a Petition for a Writ of Certiorari to the  
Supreme Judicial Court of Massachusetts

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APPLICATION TO THE HONORABLE JUSTICE  
STEPHEN BREYER AS CIRCUIT JUSTICE

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MAX BAUER  
11 Beacon Street  
Suite 914  
Boston, MA 02018  
(781) 629-9527

JEFFREY T. GREEN \*  
SIDLEY AUSTIN LLP  
1501 K Street, N.W.  
Washington, D.C. 20005  
(202) 736-8000  
jgreen@sidley.com

SARAH O'ROURKE SCHRUP  
NORTHWESTERN SUPREME  
COURT PRACTICUM  
375 East Chicago Avenue  
Chicago, IL 60611  
(312) 503-0063

February 25, 2018

Attorneys for Applicant/Petitioner  
\*Counsel of Record

## **APPLICATION FOR AN EXTENSION OF TIME**

Pursuant to Rule 13.5 of the Rules of this Court, Applicant Armando Lopez hereby requests a further 30-day extension of time within which to file a petition for a writ of certiorari up to and including Monday, April 8, 2019.

## **JUDGMENT FOR WHICH REVIEW IS SOUGHT**

The judgment for which review is sought is *Commonwealth v. Armando Lopez*, No. 17-P-1101 (August 2, 2018). The Supreme Judicial Court of Massachusetts denied Applicant's motion for further appellate review on November 8, 2018.

## **JURISDICTION**

This Court will have jurisdiction over any timely filed petition for certiorari in this case pursuant to 28 U.S.C. § 1254(1). Under Rules 13.1, 13.3, and 30.1 of the Rules of this Court, a petition for a writ of certiorari was due to be filed on or before February 6, 2019. On January 24, 2019, Justice Breyer extended the time in which to file the petition for a writ of certiorari to March 8, 2019. In accordance with Rule 13.5, this application is being filed more than 10 days in advance of the filing date for the petition for a writ of certiorari.

## **REASONS JUSTIFYING AN EXTENSION OF TIME**

Applicant respectfully requests a further 30-day extension of time within which to file a petition for a writ of certiorari seeking review of the decision of the Supreme Judicial Court of Massachusetts in this case, up to and including April 8, 2019.

1. Applicant has requested that the Northwestern University School of Law Supreme Court Practicum assist in the preparation of his petition. A further

extension of time will permit the students the time necessary to complete a cogent and well-researched petition after the start of the academic semester which began January 14, 2019.

2. The further extension of time is also necessary because of the press of other client business. For example, in the coming months, the Northwestern Practicum has several overlapping commitments representing other clients in this Court, including a respondent's brief on the merits in *United States v. Davis* (18-431), a brief in opposition in *Gittere v. Echavarria* (18-756), a reply brief in *Quintana v. Colorado* (18-6728), and a petition for a writ of certiorari in *Apelt v. Ryan* (18A656). Mr. Green is also appointed counsel in six D.C. Court of Appeals cases currently briefing and/or preparing for oral argument (*Johnson v. United States*, No. 13-CF-493; *General v. United States*, No. 16-CF-0822; *Minor v. United States*, No. 18-CF-0686; *Young v. United States*, No. 18-CF-0694; *Gordon v. United States*, Nos. 17-CO-814 and 17-CO-1295; and *Neal v. United States*, No. 17-CF-1346) and has ongoing litigation in the District Court for the District of Columbia. A further 30-day extension for the Applicant would allow Mr. Green the necessary amount of time to effectively contribute to all open matters including Applicant's petition as well as his other client business abroad, and would also allow the Northwestern Practicum students sufficient time for research and drafting efforts per Applicant's request.

## CONCLUSION

For the foregoing reasons, Applicant respectfully requests that this Court grant a further extension of 30 days, up to and including April 8, 2019, within which to file a petition for a writ of certiorari in this case.

Respectfully submitted,



JEFFREY T. GREEN \*  
SIDLEY AUSTIN LLP  
1501 K Street, N.W.  
Washington, D.C. 20005  
(202) 736-8000  
jgreen@sidley.com

MAX BAUER  
11 Beacon Street  
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