

No. \_\_\_\_\_

IN THE  
SUPREME COURT OF THE UNITED STATES

NEXIS RENE GOMEZ -PETITIONER

VS.

CONNIE GIPSON, Warden, -RESPONDENT

ON PETITION FOR A WRIT OF CERTIORARI TO  
UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT

MOTION REQUESTING AN EXTENSION OF TIME TO FILE  
THE PETITION FOR WRIT OF CERTIORARI

NEXIS RENE GOMEZ, AF-7364

SOLEDAD STATE PRISON, CTF

POST OFFICE BOX 705

SOLEDAD, CALIFORNIA 93960

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JAN 17 2019

OFFICE OF THE CLERK  
SUPREME COURT, U.S.

TO THE HONORABLE JUSTICES OF THE COURT:

Petitioner, NEXIS RENE GOMEZ, respectfully request this Court to grant him a 45-day extension of time, to and including Friday, March 22, 2019, in which to file a petition for writ of certiorari in this Court. In support of his request petitioner submits the declaration below.

DECLARATION OF NEXIS RENE GOMEZ

I, NEXIS RENE GOMEZ, declare:

1. I am incarcerated at the Correctional Training Facility in Soledad, California. My prison identification number is AF-7364.
2. I am the petitioner in this case.
3. On or about July 2015, petitioner filed in this Court a timely petition for writ of certiorari, which was denied on or about January 2016, Gomez v. Gipson, Case No. 15-6486.
4. On August 22, 2017, after he found new evidence, petitioner filed in the United States district court a motion to reopen his original habeas corpus proceedings under Rule 60(b) of the Federal Rules of Civil Procedure, which motion was amended on December 1, 2017.

5. On January 29, 2018, the district court denied petitioner's motions for relief from judgment. (See Exhibit A).

6. Petitioner appealed but the United States Court of Appeals for the Ninth Circuit denied a request for Certificate of Appealability (COA) on September 25, 2018. (See Exhibit B).

7. Petitioner filed a petition for reconsideration of his case in the United States Court of Appeals for the Ninth Circuit, which was denied on November 6, 2018. (See Exhibit C).

8. Petitioner's petition for writ of certiorari in this Court is due on or about February 5, 2019, pursuant to this Court Rule 13.

9. Petitioner believes that he will need additional 45 day extension of time to conduct a full legal reasearch of the complex issues involved in this case, due that in the past two months the prison where he is confined was in lockdown and the staff were on vacations reasons that prevented petitioner from accessing the prison law library in regular time.


10. This request for extension of time is based on GOOD CAUSE as described above and is not made for the purposes of harassment or to cause undue delay, or any other improper reason.

11. For the foregoing reasons, petitioner respectfully request this Court to grant him 45-day extension of time to, and including Friday March 22, 2019, to file his petition for writ of certiorari for this Court consideration.

I declare under penalty of perjury, as defined by the laws of the United States, that the foregoing is true and correct, and that this declaration was executed at Soledad State Prison, CTF in Soledad, California on January 3, 2019.

NEXIS RENE GOMEZ

(Declarant)

  
(Signature)