18A1295

IN THE UNITED STATES SUPREME COURT
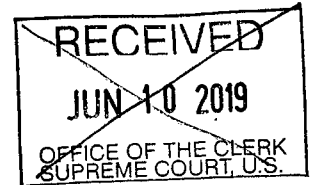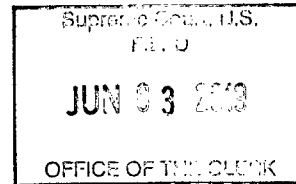
JESSE   MENDIVIL

PETITIONER

V

UNITED STATES OF AMERICA

RESPONDENTS

D.C. NO. 5-14-cr-00107-VAP-3
App. No. 17-50349

MOTION FOR EXTENSION TO FILE

WRIT OF CERTIORARI

PURSUANT TO S CT RULE 13

Comes now Petitioner Jesse Mendivil who respectfully move this Court to grant him 60 more days to file a proper Writ of Certiorari, but Petitioner will accept whatever extension the Court deems appropriate. Rule 13 states that unless otherwise provided by law, a petition for a writ of certiorari to review a judgement in any case, civil or criminal, entered by a state court of last resort or a United States Court of Appeals is timely when it is filed with the Clerk of this Court within 90 days after entry of the judgement. The Clerk will not file any petition for a writ of certiorari that is jurisdictionally out of time.

Petitioner states that he needs additional time to file his Writ of Certiorari for the following reasons.

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1. Petitioner left San Bernadino County, CA., on or about the end of November 2017.

2. He got to USP Canaan in November 2017.

3. His Direct Appeal by his Attorney was filed in 2018, and denied on February 21, 2019.

4. His Petition for Rehearing En Banc was denied March 12, 2019.

5. His Writ of Certiorari is due to this Court now on June 12, 2019.

Petitioner Mendivil states that he needs the assistance of a competent law library assistance that is competent in the law to help him adequately prepare the writ of certiorari as he is incompetent to Federal Law and Procedure. We are constantly on Lock Downs here at USP Canaan and it is always impossible to use the Lexis Nexis Law Library Computer to aid in this process.

Petitioner Jesse Mendivil respectfully prays that this Court will allow him additional time as the Court deems necessary to prepare his writ of certiorari. Whatever extension the court gives will suffice appropriate time.

Cordially,

/s/ Jesse Mendivil #06827-748
    USP Canaan PO BOX 300
    Waymart, PA 18472