

IN THE SUPREME COURT OF THE UNITED STATES

MARCEL MALACHOWSKI,	§	COURT OF APPEALS
Petitioner,	§	FOR THE SECOND CIRCUIT
v.	§	Appeal Case No. 18-2316
UNITED STATES OF AMERICA,	§	Appeal Case No. 18-2501
Respondant.	§	

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SUPREME COURT, U.S.

APPLICATION FOR EXTENSION OF TIME TO  
FILE PETITIONS FOR WRIT OF CERTIORARI

COMES NOW, Petitioner Marcel Malachowski, proceeding pro se, files an Application for Extension of Time to File Petitions for Writ of Certiorari in this Honorable Court.

Supreme Court has jurisdiction to review cases from the Court of Appeals pursuant to 28 USC §1254. Petitioner seeks review of the judgment of the United States Court of Appeals for the Second Circuit in above mentioned case numbers. Copies of the judgment of the court of appeals are attached with this application.

Petitioner filed one 28 USC §2255 motion (Case No. 09-cr-125/16-cv-1547) in United States District Court Albany Division and one §2255 motion (Case No. 16-cv-1526) in United States District Court Utica Division. District Courts denied §2255 motion and denied Certificate of Appealability (COA). Petitioner filed applications for COA in United States Court of Appeals for the Second Circuit, and court of appeals denied the application for COA.

Petitioner is proceeding pro se, and he is unskilled in science of law. He is housed at Great Plains Correctional Facility (GPCF) which is a private prison, and GPCF lacks adequate law library. There are only 3-computers and 4-typewriters to prepare legal papers for almost 2000 inmates.

Petitioner is currently preparing two Federal Rule of Civil Procedure 60(b) motions and their deadline is nearing. Petitioner is suppose to file his Rule (60)(b) motions within one-year time limit based on his grounds in Rule (60) (b) motions. Petitioner want to use his energy and efforts to do adequate legal research in order to prepare proper petitions for writ of certiorari which will take time. Standard for petition for writ of certioarari is very high, and since Petitioner is proceeding pro se, he needs additional time to meet the high standard required for petition for writ of certiorari, and to prepare two petitions for writ of certiorari for his above mentioned two cases.

RELIEF SOUGHT

Wherefore, based on above facts and arguments, Petitioner kindly and respectfully request this Honorable Court to grant him additional 30 days time to prepare his two petitions for writ of certiorari.

Date:

June 6, 2019

  
Marcel Malachowski

Marcel Malachowski # 15287-053  
Great Plains Correctional Facility  
P.O. Box 400  
Hinton, OK 73047