

IN THE SUPREME COURT OF THE UNITED STATES

OCTOBER TERM, 2017

No. _____

TODD BRITTON-HARR, *Petitioner*,

v.

UNITED STATES OF AMERICA, *Respondent*.

**APPLICATION FOR AN EXTENSION OF TIME WITHIN WHICH TO
FILE A PETITION FOR A WRIT OF CERTIORARI TO THE UNITED
STATES COURT OF APPEALS FOR THE FIFTH CIRCUIT**

To the Honorable Samuel A. Alito, Jr., Associate Justice of the Supreme Court of the United States and Circuit Justice for the United States Court of Appeals for the Fifth Circuit:

Pursuant to Rule 13.5 of the Rules of this Court and 28 U.S.C. § 2101(c), Petitioner, Todd Britton Harr, respectfully requests a thirty-day extension of time, to and including September 18, 2018, to file a Petition for a Writ of Certiorari in this case. The order of the United States Court of Appeals denying a Certificate of Appealability was entered on May 21, 2018. Petitioner's time to petition for certiorari in this Court expires August 19, 2018. This application is being filed more than ten-days before that date.

A petition in this case would focus on the District Court's failure to correctly apply this Court's opinion in *Lee v. United States*, 137 S.Ct. 1958 (2017). Jurisdiction of this Court would be invoked under 28 U.S.C. § 1254(1).

Since the denial of the Motion for a Certificate of Appealability, undersigned counsel has been lead counsel on several federal and state appeals. In addition, counsel is still researching this issue in order to determine if a Petition for Writ of Certiorari is warranted.

It is therefore respectfully submitted that the application for a thirty-day extension of time to and including September 18, 2018, within which to file a Petition for a Writ of Certiorari in this case be granted.

Respectfully submitted,



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Member of the Bar of the Supreme Court

CERTIFICATE OF SERVICE

I, F. Clinton Broden, certify that on August 7, 2018, I caused a copy of the foregoing document to be mailed by first class mail, postage prepaid to:

Office of the Solicitor General
950 Pennsylvania Ave., NW
Washington, D.C. 20530-0001



F. Clinton Broden