

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