

No. _____

**In The
Supreme Court of the United States**

KEITH INCHIERCHIERE,

Petitioner,

v.

FLORIDA DEPARTMENT OF CORRECTIONS,
ATTORNEY GENERAL OF THE STATE OF FLORIDA,

Respondents.

**Application for an Extension of Time Within
Which to File a Petition for a Writ of Certiorari to the
Eleventh Circuit Court of Appeals**

**APPLICATION TO THE HONORABLE JUSTICE
CLARENCE THOMAS AS CIRCUIT JUSTICE**

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January 6, 2020

APPLICATION FOR AN EXTENSION OF TIME

Pursuant to Rule 13.5 of the Rules of this Court, Petitioner/Applicant Keith Inchierchieri hereby requests a 30-day extension of time within which to file a petition for a writ of certiorari up to and including February 25, 2020.

JUDGMENT FOR WHICH REVIEW IS SOUGHT

The judgement for which review is sought is the Order from the United States Court of Appeals for the Eleventh Circuit denying Mr. Inchierchieri's Motion for Certificate of Appealability (September 26, 2019) (attached as Exhibit 1). Mr. Inchierchieri moved for reconsideration, which was denied on October 28, 2019 (attached as Exhibit 2).

JURISDICTION

This Court will have jurisdiction over any timely petition for writ of certiorari pursuant to 28. U.S.C. § 1254(1). Mr. Inchierchieri's motion for reconsideration tolled the time for submitting a petition for writ of certiorari. *See* Supreme Court Rule 13.3 (time to file petition for writ of certiorari runs from the resolution of a timely petition for rehearing). Thus, Mr. Inchierchieri's Petition for Writ of Certiorari is due on January 26, 2020. In accordance with Rule 13.5, this Application is being filed more than 10 days in advance of the filing date of the petition for writ of certiorari.

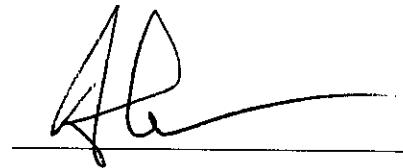
REASONS JUSTIFYING AN EXTENSION

Applicant respectfully requests a 30-day extension of time within which to file a petition for a writ of certiorari seeking review of the decision of the Eleventh Circuit, up to and including February 25, 2020. An extension of time is warranted because undersigned counsel did not represent Petitioner in the Eleventh Circuit and was only retained on December 1, 2019. Since that time, the undersigned submitted an Initial Brief in the Fifth Circuit Court of Appeals in *United States v. Bogomol*, Case No. 18-11486 (5th Cir. Dec. 2, 2019), prepared a Petition for Writ of Certiorari for submission in this Court, *Dippolito v. Florida*, Case No. 19-7040 (U.S. Dec. 3, 2019), and filed an Initial Brief in the Sixth Circuit Court of Appeals, *B & G Towing, LLC, et al. v. City of Detroit*, Case No. 19-2089 (6th Cir. Jan. 3, 2020). Given the intervening holiday season and the press of other client business, the undersigned anticipates that an additional thirty days will be necessary to prepare the Petition for Writ of Certiorari of behalf of the Applicant, Keith Inchierchieri.

CONCLUSION

For the foregoing reasons, Applicant respectfully requests that this Court grant an extension of 30 days, up to and including February 25, 2020, within which to file a petition for writ of certiorari in this case.

Respectfully submitted on this 6th day of January, 2020.



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