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In The  
SUPREME COURT OF THE UNITED STATES  
October Term 2019

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Tamela M. Lee,  
*Applicant/Petitioner,*

v.  
The 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 Sixth Circuit

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APPLICATION TO THE HONORABLE JUSTICE  
SONIA SOTOMAYOR AS CIRCUIT JUSTICE

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July 12, 2019

## **APPLICATION FOR AN EXTENSION OF TIME**

Pursuant to Rule 13.5 of the Rules of this Court, Applicant Tamela M. Lee hereby requests a 60-day extension of time within which to file a petition for a writ of certiorari up to and including Friday, September 23, 2019.

## **JUDGMENT FOR WHICH REVIEW IS SOUGHT**

The judgment for which review is sought is *United States v. Tamela M. Lee*, No. 17-3868 (March 18, 2019) (Document 67-3, attached as Exhibit 1). The United States Court of Appeals for the Sixth Circuit denied Applicant's motion for rehearing on April 26, 2019 (Document 71-7, attached as Exhibit 2).

## **JURISDICTION**

This Court will have jurisdiction over any timely filed petition for certiorari in this case pursuant to 28 U.S.C. § 1254(1). Under Rules 13.1, 13.3, and 30.1 of the Rules of this Court, a petition for a writ of certiorari was due to be filed on or before July 25, 2019. In accordance with Rule 13.5, this application is being filed more than 10 days in advance of the filing date for the petition for a writ of certiorari.

## **REASONS JUSTIFYING AN EXTENSION OF TIME**

Applicant respectfully requests a 60-day extension of time within which to file a petition for a writ of certiorari seeking review of the decision of the United States Court of Appeals for the Sixth Circuit in this case, up to and including September 25, 2019.

1. Applicant is represented by undersigned counsel appointed under the Criminal Justice Act. The press of other business prevents counsel from devoting the time needed to prepare and file by the current deadline of July 25, 2019 a petition for certiorari in this Honest Services fraud and Hobbs Act extortion case. The Indictment was issued before this Court's decision in *McDonnell v. United States*, 136 S. Ct. 2355 (2016) but the trial occurred after this Court's decision. This case, therefore, presents rights guaranteed by the Fifth Amendment and federalism concerns. Counsel is presently involved in briefing another appeal in the United States Court of Appeals for the Fourth Circuit, *Patricia Rizzo-Price v. JPMorgan Chase Bank*, N.A., No. 19-1199, which has interfered with counsel's ability to devote the time needed prepare the petition for certiorari.

2. In addition, CJA counsel has a firm commitment that predates the Judgment in this case. Counsel has committed to deliver by July 24, 2019 a full semester of lectures (ten lectures at 110 minutes each) for an online course being offered by the Washington College of Law at American University. See Exhibit

3. This course, Banking and Financial Services Compliance, is to be part of new Masters in Legal Studies offered by WCL. The program is designed for financial-institutions executives who do not aspire to be lawyers but desire a broader understanding of the law applicable the regulation of financial institutions. Subsequent to the delivery of the course materials on July 24, 2019, counsel will be preparing for and recording throughout August 2019 the ten classes. The

production timelines for this course are such that they cannot be postponed in order to be ready for delivery to students commencing in early January 2020.

### **CONCLUSION**

For the foregoing reasons, Applicant respectfully requests that this Court grant an extension of 60 days, up to and including September 25, 2019, within which to file a petition for a writ of certiorari in this case.

Respectfully submitted,

/s/ Jerome A. Madden

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