

NO:

IN THE
SUPREME COURT OF THE UNITED STATES

OCTOBER TERM, 2018

ALEX KNIGHT,

Petitioner,

v.

UNITED STATES OF AMERICA,

Respondent.

**APPLICATION FOR EXTENSION OF TIME TO FILE A PETITION FOR A
WRIT OF CERTIORARI FROM THE JUDGMENT OF THE UNITED
STATES COURT OF APPEALS FOR THE ELEVENTH CIRCUIT**

**TO THE HONORABLE CLARENCE THOMAS, ASSOCIATE JUSTICE OF
THE SUPREME COURT OF THE UNITED STATES AND CIRCUIT
JUSTICE FOR THE ELEVENTH CIRCUIT**

Pursuant to Supreme Court Rules 13.5, 22, 30.1, and 30.3, Alex Knight respectfully requests a sixty-day extension of time, to and including October 14, 2019, within which to file a petition for a writ of certiorari from the judgment of the United States Court of Appeals for the Eleventh Circuit. Mr. Knight has not previously sought an extension of time from this Court.

Mr. Knight is filing this Application at least ten days before the filing date, which is August 14, 2019. *See* S.Ct. R. 13.5. The jurisdiction of this Court will be invoked under 28 U.S.C. § 1254(1).

Mr. Knight was convicted in the Southern District of Florida after a jury trial on the charges of being a felon-in-possession of a firearm and ammunition, in violation of 18 U.S.C. § 922(g)(1), and of being in possession of a controlled substance, a lesser-included offense of 21 U.S.C. § 841(a)(1). Over his objection, his sentence was enhanced by four levels under U.S.S.G. § 2K2.1(b)(6)B), resulting in a term of 72 months' imprisonment. He appealed both his conviction his sentence to the Eleventh Circuit Court of Appeals, but both were affirmed. A copy of the Court of Appeals' Opinion is attached as Appendix A hereto.

Undersigned counsel will not have sufficient time to prepare and file the petition for writ of certiorari for Mr. Knight by August 14, 2019, as she is currently working on the following other matters, among others: a reply brief in *Yamil Moises Vega v. United States*, Appeal Case No. 17-13933; a 28 U.S.C. § 2255 motion in *United States v. Lourdes Margarita Garcia*, Appeal Case No. 14-11845; a motion pursuant to the First Step Act in District Court Case No. 99-cr-00003; and a supplemental brief in *Kennedy Walker v. United States*, Appeal Case No. 17-14701.

Undersigned counsel believes that additional time will be important for the effective representation of Mr. Knight. No party will be prejudiced by the granting of a sixty-day extension.

Accordingly, since the time within which to file a petition for writ of certiorari in this case will expire on August 14, 2019 unless extended, Mr. Knight respectfully requests that an order be entered extending his time to file a petition for writ of certiorari by sixty days, to and including October 14, 2019.

Respectfully submitted,

MICHAEL CARUSO
FEDERAL PUBLIC DEFENDER

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