

In The
SUPREME COURT OF THE UNITED STATES
October Term 2019

Gary Patrick Lewis,
Applicant/Petitioner,

v.

Michigan,
Respondent.

Application for an Extension of Time Within Which to File a Petition for
Writ of Certiorari to the Supreme Court of the State of Michigan

APPLICATION TO THE HONORABLE JUSTICE
SONIA SOTOMAYOR AS THE CIRCUIT JUSTICE

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*Application for admission to Supreme Court bar pending.

APPLICATION FOR AN EXTENSION OF TIME

Pursuant to Rule 13.5 of the Rules of this Court, Applicant Gary Patrick Lewis hereby requests a 60-day extension of time within which to file a petition for a writ of certiorari up to and including Monday, October 14, 2019.

JUDGMENT FOR WHICH REVIEW IS SOUGHT

The judgment for which review is sought is *People v Gary Patrick Lewis*, No. 156806 (May 17, 2019) (attached as Exhibit 1).

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 writ of certiorari was due to be filed on or before August 15, 2019. In accordance with Rule 13.5, this application being filed before that date but within 10 days of that date due to extraordinary circumstances.

REASONS JUSTIFYING AN EXTENSION OF TIME AND DELAY IN REQUEST

Mr. Lewis 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 Supreme Court of the State of Michigan in this case, up to and including Monday, October 14, 2019.

1. Mr. Lewis is represented by the State Appellate Defender Office, Michigan's only appellate public defender. Mr. Lewis has requested that Ms. Young,

undersigned counsel and intended counsel of record, assist in the preparation of his petition upon the recent retirement of his former counsel.

2. Ms. Young is not yet a member of the United States Supreme Court bar and requests additional time to complete the necessary paperwork to join this bar and then, adequate time to research and complete the petition. Undersigned counsel filed this request with the help of colleague Jacqueline McCann, who is a member of this Bar. Ms. McCann signs below as the e-filing attorney pending Ms. Young's admission to this Bar.
3. The extension of time is also necessary because of the press of other client business. Since the Michigan Supreme Court issued their decision in the instant case, Ms. Young has argued three trial court motions, two arguments in the Court of Appeals, attended nine client visits across the State of Michigan, assisted in preparing an appellate brief in the Michigan Supreme Court and independently filed two pleadings in the Michigan Court of Appeals.
4. Ms. Young submits that this request would have been filed earlier but for her lack of familiarity with the rules of this Court and the extenuating circumstances of this assignment, her pending status with this Bar, and her present caseload as an appellate public defender.
5. Ms. Young has contacted the People of the State of Michigan, represented by the Wayne County Prosecutor's Office. That office does not oppose this request for extension.

A 60-day extension for Mr. Lewis would allow Ms. Young the necessary amount of time to effectively contribute to all open matters including the instant case, and would also allow for sufficient time for research and drafting efforts per Mr. Lewis' request.

CONCLUSION

For the foregoing reasons, Mr. Lewis respectfully requests that this Court grant an extension of 60 days, up to and including October 14, 2019, within which to file a petition for a writ of certiorari in this case.

Respectfully submitted,



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August 13, 2019

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