

NO. _____

IN THE
SUPREME COURT OF THE UNITED STATES

RONALD DETRO WINDER,

Petitioner,

v.

UNITED STATES OF AMERICA,

Respondent.

On Petition for Writ of Certiorari to the
United States Court of Appeals for the Tenth Circuit

**APPLICATION FOR EXTENSION OF TIME
TO FILE PETITION FOR WRIT OF CERTIORARI TO THE
UNITED STATES COURT OF APPEALS FOR THE TENTH CIRCUIT**

VIRGINIA L. GRADY
Federal Public Defender

JOHN C. ARCECI
Assistant Federal Public Defender
Counsel of Record for Petitioner
633 17th Street, Suite 1000
Denver, Colorado 80202
(303) 294-7002

To the Honorable Sonia Sotomayor, Associate Justice of the Supreme Court of the United States and Circuit Justice for the Tenth Circuit:

Petitioner Ronald Detro Winder, by undersigned counsel, prays for a 30-day extension of time, to and including Tuesday, October 15, 2019, in which to file a petition for a writ of certiorari. In support of this request, counsel states as follows:

1. Mr. Winder has ninety days from June 14, 2019, to petition for a writ of certiorari. Sup. Ct. R. 13.3. The petition is therefore due on September 12, 2019.

This application is being filed at least ten days before that date.

3. The jurisdiction of this Court is invoked under 28 U.S.C. § 1254(1).

4. Undersigned counsel believes an extension of time is needed to prepare Mr. Winder's petition for writ of certiorari. Since the Tenth Circuit's decision in this case, undersigned counsel has prepared for and presented oral argument in Santa Fe, New Mexico, in *United States v. Elliott*, 18-2105 (July 19, 2019) and was co-counsel in filing the opening brief in *United States v. Muhtorov*, 18-1366 (August 28, 2019), an appeal with a voluminous record arising from district court proceedings which spanned over six-and-one-half years. In the coming two weeks, counsel must evaluate the enforceability of an appeal waiver in *United States v. Earley*, 19-1239, evaluate for potential expedited briefing the appeal in *United States v. Davis*, 19-1292, and also prepare for oral argument on Tuesday, September 24, 2019, in Denver, Colorado in *United States v. Lovato*, 18-1468, an appeal from a jury trial in which counsel did not

prepare the appellate briefs. Counsel also has recently assumed responsibility for handling the appeals in *United States v. Ortiz*, 19-1261, *United States v. Richards*, 19-8044, and *United States v. Sloan*, 19-2096.

5. The requested extension of time is for 30 days, to and including Tuesday, October 15, 2019. *See* Sup. Ct. R. 13.5 (authorizing extension of up to 60 days for the filing of a petition for writ of certiorari); Sup. Ct. R. 30.1 (excluding from computation of the last day for a period of time the federal legal holidays listed in 5 U.S.C. § 6103 (Columbus Day, Monday, October 14, 2019)).

6. Counsel does not anticipate requiring any further extensions of time to complete Mr. Winder's petition for writ of certiorari.

WHEREFORE Petitioner Ronald Detro Winder respectfully requests that an order be entered extending the time in which to petition for certiorari by 30 days, to and including Tuesday, October 15, 2019.

Respectfully submitted,

VIRGINIA L. GRADY
Federal Public Defender

/s/ John C. Arceci
JOHN C. ARCECI
Assistant Federal Public Defender
Counsel of Record for Petitioner
633 Seventeenth St., Suite 1000
Denver, Colorado 80202
(303) 294-7002