

ORIGINAL

AMON RWEYEMAMU MTAZA, §
Petitioner, §
§
v. §
§
UNITED STATES OF AMERICA, §
Respondant, /

COURT OF APPEALS
FOR THE FIFTH CIRCUIT

Appeal No: 18-20208

Supreme Court, U.S.
FILED

AUG 22 2019

OFFICE OF THE CLERK

APPLICATION FOR EXTENSION OF TIME TO
FILE PETITION FOR WRIT OF CERTIORARI

COMES NOW, Petitioner Amon Rweyemamu Mtaza, proceeding pro se, files an Application for Extension of Time to File Petition for Writ of Certiorari in this Honorable Court.

On April 4, 2019', a single judge panel denied motion for Certificate of Appealability, whereby, Petitioner started preparing a petition for panel rehearing en banc along with a request for an extension of time to file. The clerk of the court denied that motion and advised Petitioner to file motion for reconsideration. In response, a motion for reconsideration was presented, and then denied on June 14, 2019'. Once again a request was made for an extension of time to file a petition for rehearing en banc, asserting that the extension of time was needed to adequately research and prepare. In response, the clerk again denied the request stating "[a]ny petition for rehearing en banc was due at the time the motion for reconsideration was filed." (Letter dated August 1, 2019'.) Petitioner asserts that he had been misadvised by the May 15, 2019', letter directing him to file a motion for reconsideration. Understanding the advise to mean a request for panel rehearing en banc was unnecessary at the time. Petitioner wrote a letter explaining the reason why Petitioner was entitled to file petition for rehearing en banc, and pointed out the mistake the clerk

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had made. Consideration was not given by the clerk to this oversight.

Petitioner has filed a motion in request for this Court to direct the Appellate Court to permit Petitioner to file a petition for rehearing enbanc. If this Court will grant that motion then, should disregard this motion, but if it should deny the request, the Petitioner requests¹ this Honorable Court to grant this motion for an extension of time to file the writ of certiorari.

Petitioner is a layman and he lacks knowledge and understanding of the law. So it would take time in order to do legal research in order to prepare appropriate ~~writ~~ writ of certiorari. Petitioner is housed at a private prison facility, and the law library at the facility is inadequate. The library has only 4 typewriters and 3 computers to prepare legal documents and to do legal research. The typewriters and computers are first-come-first-serve basis. The library is also not open after 3:30 pm, recall for most of the week.

Relief Requested

WHEREFORE, based on the above reasoning, Petitioner kindly and respectfully requests this Honorable Court to grant him 60¹ days extension of time to file the writ of certiorari since he has lost 60 days on preparing petition for rehearing enbanc that now has been denied to file.

Date: August 20, 2019



Respectfully Submitted,

Amon Rweyemamu Mtaza
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1.From the deadline which is September 19, 2019 to November 19, 2019