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**In The**  
**SUPREME COURT OF THE UNITED STATES**  
**October Term 2019**

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**Dominic Lindsey,**  
***Applicant/Petitioner,***

**v.**

**United States,**  
***Respondent.***

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**Application for a Further Extension of Time Within  
Which to File a Petition for a Writ of Certiorari to the  
United States Court of Appeals for the Fifth Circuit**

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**APPLICATION TO THE HONORABLE JUSTICE  
SAMUEL ALITO AS CIRCUIT JUSTICE**

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January 6, 2020

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

Pursuant to Rule 13.5 of the Rules of this Court, Applicant Dominic Lindsay hereby requests a further 30-day extension of time within which to file a petition for a writ of certiorari up to and including Monday, February 17, 2020, pursuant to Rule 30.1.

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

The judgment for which review is sought is *United States v. Lindsey*, No. 18-10604 (5th Cir. Aug. 9, 2019). The Fifth Circuit Court of Appeals denied Applicant's petition for panel rehearing and rehearing en banc on September 18, 2019.

## **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 December 17, 2019. On December 9, 2019, Justice Alito extended the time in which to file the petition for a writ of certiorari to January 16, 2020. In accordance with Rule 13.5, this application is being filed 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 further 30-day extension of time within which to file a petition for a writ of certiorari seeking review of the decision of the Fifth Circuit Court of Appeals in this case, up to and including February 17, 2020.

1. Applicant has requested that the Northwestern University School of Law Supreme Court Practicum assist in the preparation of his petition. A further extension of time will permit the students the time necessary to complete a cogent and well-researched petition after the start of the academic calendar for spring 2020, which begins January 13, 2020.

2. The extension of time is also necessary because of the press of other client business. For example, in the coming months, the Northwestern Practicum has several overlapping commitments representing other clients in this Court, including petitions for writs of certiorari in *Beers v. Barr*, No. 19A582, due January 9, 2020; *Schmitt v. LaRose*, No. 19A518, due February 3, 2020; *Crum v. United States*, No. 17-30261 (9th Cir. 2019); and *Ewing v. Nevada*, No. 77670 (Nev. 2019). Additionally, the Northwestern Practicum has reply briefs in support of a petition for writ of certiorari in *Richards v. Donovan*, No. 19-55, due February 5, 2020; *McDonald v. United States*, No. 19-557, due February 5, 2020; *Faircloth v. United States*, No. 19-6249, due January 30, 2020; and *Vereen v. United States*, No. 19-6405, due February 13, 2020. The Northwestern Practicum is also assisting Counsel of Record for *Shular v. United States*, No. 18-6662, in his preparation for oral argument on January 21, 2020.

3. Applicant's local counsel, Mr. Kevin Joel Page, also has overlapping commitments in this Court, including petitions for writs of certiorari in *Collins v. United States*, No. 18-11280 (5th Cir. 2019), due January 9, 2020; *Palmer v. United States*, No. 18-11250 (5th Cir. 2019), due January 15, 2020; and *Cunningham v. United States*, No. 18-11261 (5th Cir. 2019), due January 15, 2020.

Mr. Page also has numerous other overlapping appeals and/or post-conviction actions in the Fifth Circuit, with the following deadlines: oral argument in *United States v. Alvear*, Nos. 19-10040 and 19-10041, to be heard January 8, 2020; initial briefs in *United States v. Skidmore*, No. 19-11053 due January 13, 2020 and *United States v. Vallejo-Maradiaga*, No. 19-11092, due January 14, 2020; and a reply brief in *United States v. Gonzalez*, No. 18-10926, due January 13, 2020.

**CONCLUSION**

For the foregoing reasons, Applicant respectfully requests that this Court grant an extension of an additional 30 days, up to and including February 17, 2020, within which to file a petition for a writ of certiorari in this case.

Respectfully submitted,



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