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In The
SUPREME COURT OF THE UNITED STATES
October Term 2019

JAY EUGENE REED,
Petitioner,

v.

UNITED STATES OF AMERICA,
Respondent.

**Application for an Extension of Time To File
a Petition for a Writ of Certiorari to the
United States Court of Appeals for the Third Circuit**

**APPLICATION TO THE HONORABLE
SAMUEL A. ALITO, JR., AS CIRCUIT JUSTICE**

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* Counsel of Record

February 21, 2020

PARTIES TO THE PROCEEDINGS

The petitioner herein, who was the defendant-appellant below, is Jay Eugene Reed.

The respondent herein, which was the appellee below, is the United States of America.

APPLICATION FOR EXTENSION OF TIME

Pursuant to Rule 13.5 of the Rules of this Court, the applicant-petitioner herein requests a two-week extension of time within which to file a petition for a writ of certiorari, to and including March 17, 2020.

JUDGMENTS FOR WHICH REVIEW IS SOUGHT

The judgment for which review is sought is the decision of the U.S. Court of Appeals for the Third Circuit in *United States v. Reed* (No. 18-3511). A copy of the decision is attached as an exhibit to this application.

JURISDICTION

The Third Circuit entered judgment in this case on December 4, 2019. Under Rules 13.1, 13.3, and 30.1 of the Rules of this Court, the current deadline for the filing of a petition for a writ of certiorari in this case is March 3, 2020. This Court will have jurisdiction over any timely filed petition pursuant to 28 U.S.C. § 1254(1).

REASONS JUSTIFYING AN EXTENSION OF TIME

The extension is requested because Mr. Reed is currently incarcerated in the United States Penitentiary in Tucson, and he does not have access to the CorrLinks email system, which has made communication with him difficult. In addition, undersigned counsel has several other obligations before the federal judiciary. For example, among numerous briefing and filing obligations in the upcoming weeks, counsel of record is responsible for *United States v. Torres*, No. 19-2940, reply brief due February 24, 2020; *United States v. Surine*, No. 19-3971, brief of appellant due February 25, 2020; *United States v. Boyd*, No. 19-2989, brief of appellant due March 5, 2020; and supplemental motions under 28 U.S.C. § 2255 due March 13, 2020, in *United States v. Green*, No. 1:12-CR-00009, *United States v. Bonner*, No. 1:09-CR-

00072, *United States v. Livingston*, No. 1:09-CR-00072, and *United States v. Scott*, No. 1:09-CR-00072. Finally, counsel for respondent, the United States, Stephen R. Cerutti, II, Esquire, concurs in this request.

To provide undersigned counsel with adequate time to correspond and adequately prepare a petition for a writ of certiorari that will assist this Court in resolving this matter, a two-week extension of the period for filing a petition is appropriate.

CONCLUSION

For the foregoing reasons, the applicant-petitioner respectfully requests that this Court grant a two-week extension, to and including March 17, 2020, in which to file a petition for a writ of certiorari.

Dated: February 21, 2020

Respectfully submitted,

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CERTIFICATE OF SERVICE

I, Frederick W. Ulrich, do hereby certify that, on this 19th day of February, 2020, I caused copies of this Application for Extension of Time to be served on the following parties by first-class mail, postage pre-paid:

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