

IN THE UNITED STATES SUPREME COURT

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SUPREME COURT, U.S.

DeVince AlBritton, #1016653

V. Petitioner,

Record No. _____

Harold Clarke, Director of
The Virginia Dept of Corrections,
Respondent.

Application to Extend the Time to file a petition for a
Writ of Certiorari

Comes Now DeVince Javon AlBritton, prose, the petitioner in the above styled case, who respectfully moves this Honorable Court to Grant him an Extension of Time in order for him to prepare and file his pending Petition for a Writ of Certiorari in a timely manner to this Court and states the following in Support thereof:

- (1) Petitioner AlBritton states that his petition for a Writ of Certiorari is due to be filed in this Court on or before January 1, 2020, as his §2254 Habeas Appeal was denied a Rehearing by the Fourth Circuit Court of Appeals on October 1, 2019 in USCA4 No. 19-6350.
- (2) Petitioner AlBritton states that the Sussex II State Prison wherein he is housed has been on numerous lockdowns and the Law library has been suspended for multiple weeks since the date the Fourth Circuit Appeals Court denied his petition for a Rehearing causing him to be unable to adequately prepare his pending petition without the aid and access to needed legal materials in the Law library.
- (3) Petitioner AlBritton also states that his letters and Request to the Sussex II's Institutional Attorney, Ms Del Brown has went

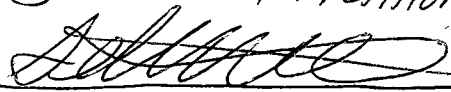
unanswered, where MS Brown had agreed to assist petitioner in preparing and filing his petition for a Writ of Certiorari, but she has not responded to this very date and he needs help.

(4) moreover, Al Britton states that MS Brown has not sent him a copy of his Transcript, that Because of VSO (mailing Rules, he is unable to receive a copy of the Transcript needed to file his pending petition, unless MS Brown, a Lawyer mails him the Legal Document, which is hindering his efforts, Brown has his papers.

(5) Al Britton States that it is because of the current Holidays that he is being hampered and that the numerous lockdowns by the prison is causing him to be unable to work and get help to prepare his Case to be filed timely to this Court and he needs the time to be extended 60 days outside of the Christmas and New Year Holiday Season, which will allow petitioner to get the Legal materials and assistance that he needs to file as the Prison's Law library Clerks are absent for the rest of 2019.

Closing Statement

Wherefore Petitioner DeVinche Al Britton prays this Honorable Court for Good Cause Shown and in the interest of Justice to Grant him an Extension of Time to File his pending Petition for a Writ of Certiorari to be filed at any time before, but No later than **March 1st, 2020**, thereby extending the time for Petitioner to File by 60 days. Respectfully Submitted!


DeVinche Al Britton #1016653
Sussex II State Prison
24427 musselwhite Dr
Waverly, VA 23891

Certificate of Service

I, DeVinche Al Britton, do swear that a true copy of this application for an Extension of Time has been mailed to the Attorney for the Respondent, Attorney General's office, 202 North 9th St, Richmond, VA 23219 on this 3rd day of December 20 19.