

IN THE SUPREME COURT OF THE UNITED STATES

GREGORY HARRIS, JR., :

Petitioner,

VS. **:** **No.** _____

UNITED STATES OF AMERICA :

**APPLICATION FOR EXTENSION OF TIME
FOR FILING PETITION FOR WRIT OF CERTIORARI**

Louise Arkel, Assistant Federal Public Defender, Office of the Federal Public Defender for the District of New Jersey, respectfully requests the granting of the instant application for a 30-day extension of time for filing a petition for writ of certiorari, to and including March 9, 2020, and in support represents as follows:

1. Petitioner Gregory Harris, Jr. was tried and convicted in a multi-defendant case in the Western District of Pennsylvania in September and October, 2015. On February 26, 2016, he was sentenced to a term of imprisonment of 121 months.

2. Petitioner's appeal was consolidated with that of co-defendant Thomas Hopes, App. No. 16-1644, in order to allow consultation regarding and briefing of common issues.

3. The Third Circuit affirmed the judgment of conviction and sentence on September 13, 2019. The non-precedential opinion, *United States v. Harris*, 788 F. App'x 135 (3d Cir. 2019), included a dissent by Circuit Judge Ambro on, *inter alia*, one of the common issues Petitioner and Thomas Hopes raised.

4. The Third Circuit denied the petition for rehearing on December 10, 2019.

5. Pursuant to Rule 13.1, Mr. Harris's petition for writ of certiorari is presently due on or before March 9, 2020.

6. Counsel for Petitioner anticipates continuing to consult with counsel for Thomas Hopes in preparing the petition for certiorari.

7. In addition to needing additional time to consult with counsel for Thomas Hopes, counsel is simultaneously working on cases involving recent Supreme Court decisions, including *Rehaif v. United States*, 139 S. Ct. 2191 (2019), and *United States v. Davis*, 139 S. Ct. 2319 (2019), and cases involving the First Step Act.

WHEREFORE, for all the foregoing reasons and for good cause, Louise Arkel, Assistant Federal Public Defender, on behalf of the Office of the Federal Public Defender for the District of New Jersey, and on behalf of Gregory Harris, Jr., Petitioner, respectfully requests that this Court grant this motion for a 30-day

extension of time for filing of a petition for writ of certiorari and order that the petition be filed on or before April 8, 2020.

Respectfully submitted,

February 25, 2020

/s/ Louise Arkel

Louise Arkel

Assistant Federal Public Defender
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for the District of New Jersey
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CERTIFICATE OF SERVICE

I, Louise Arkel, Assistant Federal Defender, Office of the Federal Public Defender for the District of New Jersey, hereby certify that I have served a copy of this Application for Extension of Time for Filing Petition for Writ of Certiorari upon Assistant United States Attorney Donovan Cocas by first class U.S. mail to his office located at 700 Grant Street, Suite 4000, Pittsburgh, PA, 15219 and upon Solicitor General Noel Francisco by first class U.S. mail at the Office of the Solicitor General, Department of Justice, Room 5614, 950 Pennsylvania Avenue, NW, Washington, DC 20530-0001.

/s/ Louise Arkel

Louise Arkel

Assistant Federal Public Defender

Date: February 25, 2020