

DOCKET NO. _____
IN THE
SUPREME COURT OF THE UNITED STATES
OCTOBER TERM, 2018

ANTONIO LEBARON MELTON,

Petitioner,

vs.

MARK S. INCH, Secretary
Department of Corrections
State of Florida

Respondent.

APPLICATION FOR SIXTY (60) DAY EXTENSION OF TIME IN WHICH
TO FILE PETITION FOR WRIT OF CERTIORARI TO THE UNITED
STATES COURT OF APPEALS FOR THE ELEVENTH CIRCUIT

COMES NOW, the Petitioner, **ANTONIO LEBARON MELTON**, by and through undersigned counsel, and pursuant to Supreme Court Rule 13.5, respectfully requests an extension of time of sixty (60) days within which to file his Petition for Writ of Certiorari to the United States Court of Appeals for the Eleventh Circuit. In support of his request, Petitioner, through counsel, states as follows:

1. Petitioner is an inmate serving a life sentence in the custody of the State of Florida. This case involves an appeal from the decision of the United

States Court of Appeals for the Eleventh Circuit affirming the denial of federal habeas corpus relief pursuant to 28 U.S.C. §2254.

2. This Court's jurisdiction rests on 28 U.S.C. §1254.

3. Petitioner was convicted of a murder when he was 17 years of age and sentenced to life in prison in the circuit court of the First Circuit in and for Escambia County, Florida.

4. On April 22, 2019, Petitioner's appeal was denied by the United States Court of Appeals for the Eleventh Circuit (Attachment A). A timely motion for rehearing was filed and on June 7, 2019, the Eleventh Circuit denied the motion (Attachment B). Petitioner's time to petition for certiorari in this Court expires September 5, 2019.

5. Petitioner shows the following good cause in support of this request.

6. Petitioner's counsel, who is CJA-appointed in this matter, has had a burdensome caseload since the final disposition of Petitioner's case in the Court of Appeals. In the past two months, counsel has been working on several capital cases and has been filed pleadings before the state and federal courts. As a result, counsel has not been able to prepare a proper petition for a writ of certiorari in Petitioner's case.

WHEREFORE, Petitioner, through his undersigned counsel, respectfully requests an extension of time of sixty (60) days within which to file the Petition for Writ of Certiorari to the United States Court of Appeals for the Eleventh Circuit in the above-styled case.

I HEREBY CERTIFY that a true copy of the foregoing motion has been furnished by United States Mail, first-class postage prepaid, to all counsel of record on August 5, 2019.

/s/. Linda McDermott

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