

OCTOBER TERM 2019

IN THE  
SUPREME COURT OF THE UNITED STATES

CHRISTOPHER M. THRASHER,  
*Petitioner,*

v.

STATE OF ALABAMA,  
*Respondent.*

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On Petition for a Writ of Certiorari  
to the Alabama Supreme Court

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APPLICATION TO THE HONORABLE JUSTICE CLARENCE THOMAS  
FOR EXENTION OF TIME TO FILE A PETITION FOR A WRIT OF  
CERTIORARI TO THE ALABAMA SUPREME COURT

\* \* \* \* \*

To the Honorable Justice Clarence Thomas, Associate Justice of the Supreme Court of the United States and Circuit Justice for the United States Court of Appeals for the Eleventh Circuit:

Petitioner, by undersigned counsel, pursuant to Supreme Court Rules 13.5 and 30.2, respectfully requests that this Court grant him a sixty (60) day extension within which to file a Petition for a Writ of Certiorari to the Alabama Supreme Court.

The Alabama Supreme Court denied discretionary review on September 13, 2019.<sup>1</sup> No rehearing was sought, rendering the petition for a writ of certiorari due on or before December 12, 2019. This Court has jurisdiction pursuant to 28 U.S.C. § 1257(a).

Supreme Court Rule 13.5 permits a Justice of this Court, “for good cause” to extend the time to file a petition for a writ of certiorari for a period not exceeding sixty (60) days. The application must be received by the Clerk at least ten (10) day before the petition is due, except in extraordinary circumstances.<sup>2</sup> This request for an extension of time is being filed through the Court’s electronic filing system 24 days before this petition is due.

Undersigned counsel believes that there is good cause to justify the requested extension of time. First, the undersigned experienced the birth of his first-born child on October 16, 2019. The undersigned has been out of the office for more that two weeks since her birth. Additionally, the undersigned currently has three briefs due at the Alabama Court of Criminal Appeals on November 22nd, November 27<sup>th</sup>, and December 2<sup>nd</sup>, and one due at the Eleventh Circuit Court of Appeals on December 12<sup>th</sup>.

Petitioner respectfully requests that an order be entered extending his time to petition for certiorari by sixty (60) days, up to and including February 10, 2019.

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<sup>1</sup> See *Exhibit A*, Alabama Supreme Court Order denying review.

<sup>2</sup> See Rule 30.2.

Respectfully submitted on this the 18<sup>th</sup> day of November, 2019,

/s J.D. Lloyd

J.D. Lloyd

*Counsel of Record*

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CERTIFICATE OF SERVICE

I, J.D. Lloyd, a member of the Bar of this Court, hereby certifies that on November 18, 2019, this pleading was filed with the Court through its electronic filing system and served on previous counsel for the State of Alabama via email at the address below.

[docketroom@ago.state.al.us](mailto:docketroom@ago.state.al.us).

/s J.D. Lloyd

J.D. Lloyd

*Counsel of Record*

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# Exhibit A

# IN THE SUPREME COURT OF ALABAMA



September 13, 2019

1180810

Ex parte Christopher Michael Thrasher. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Christopher Michael Thrasher v. State of Alabama) (Bessemer Circuit Court: CC-92-793; Criminal Appeals : CR-17-0393).

## **CERTIFICATE OF JUDGMENT**

WHEREAS, the petition for writ of certiorari in the above referenced cause has been duly submitted and considered by the Supreme Court of Alabama and the judgment indicated below was entered in this cause on September 13, 2019:

**Writ Denied. No Opinion.** Parker, C.J. - Parker, C.J., and Shaw, Bryan, Mendheim, and Mitchell, JJ., concur.

NOW, THEREFORE, pursuant to Rule 41, Ala. R. App. P., IT IS HEREBY ORDERED that this Court's judgment in this cause is certified on this date. IT IS FURTHER ORDERED that, unless otherwise ordered by this Court or agreed upon by the parties, the costs of this cause are hereby taxed as provided by Rule 35, Ala. R. App. P.

I, Julia J. Weller, as Clerk of the Supreme Court of Alabama, do hereby certify that the foregoing is a full, true, and correct copy of the instrument(s) herewith set out as same appear(s) of record in said Court.

Witness my hand this 13th day of September, 2019.

A handwritten signature in cursive script that reads "Julia Jordan Weller".

Clerk, Supreme Court of Alabama