

DOCKET NO. _____

IN THE SUPREME COURT OF THE UNITED STATES

OCTOBER TERM, 2019

CHARLES GROVER BRANT,

Petitioner,

vs.

**STATE OF FLORIDA,
Respondent.**

**AMENDED APPLICATION FOR A SIXTY DAY EXTENSION OF TIME
IN WHICH TO FILE PETITION FOR WRIT OF CERTIORARI TO
THE FLORIDA SUPREME COURT**

CAPITAL CASE

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

Petitioner, Charles Grover Brant, by and through undersigned counsel pursuant to 28 U.S.C. § 2101(d) and Rules 30 and 22 of this Court respectfully requests an extension of time of sixty (60) days to file a petition for writ of certiorari to the Florida Supreme Court.

In support of his request, Mr. Brant states as follows:

1. Mr. Brant is a death-sentenced inmate in the custody of the State of Florida.

Undersigned counsel represents Mr. Brant *pro bono* in his State collateral appeals.

2. This case involves an appeal from the decision of the Florida Supreme Court denying Mr. Brant's First Successive Motion for Post-Conviction Relief Pursuant to Florida Rule of Criminal Procedure 3.851.

3. This Court's jurisdiction rests on 28 U.S.C. § 1257(a).

4. Mr. Brant was convicted of murder and sentenced to death in the Thirteenth Judicial Circuit in and for Hillsborough County, Florida.

5. On November 7, 2019, the Florida Supreme Court denied Mr. Brant's appeal of the denial of his successive motion for post-conviction relief. (Florida Supreme Court Case No. SC18-1061) (Attachment A).

6. Mr. Brant's time to petition for certiorari in this Court expired on February 5, 2020. Mr. Brant's application for a sixty (60) day extension was filed more than ten (10) days before that date.¹ Mr. Brant respectfully requests

¹ Mr. Brant electronically filed his initial Application for a Sixty Day Extension of Time in Which to File Petition for Writ of Certiorari on January 22, 2020 and placed in the mail that same day paper copies of his pleading. The pleading was returned by this Court because counsel had failed to attach a copy of the Florida Supreme Court opinion as required by the Supreme Court Rule 13.5. (See attached letter from this Court). Counsel did not receive the returned documents and letter until February 11, 2020. This Amended Application follows.

that this Amended Application relate back to his January 22, 2020 initial filing.

7. Undersigned counsel shows the following good cause in support of this request.

8. Mr. Brant's counsel spouse has been diagnosed with Stage 4 cancer and counsel is primary caregiver to her spouse and their school-aged child. This medical diagnosis has caused great stress and time demands on counsel and her ability to practice law.

9. Given undersigned counsel's need to care for her spouse and child, as well as her other responsibilities as a partner in a two- attorney law firm, counsel has not been able to prepare a proper petition for writ of certiorari in Mr. Brant's case. If the sixty (60) day extension of time is granted, counsel's intention is to file a petition for certiorari on or before April 6, 2020.²

Wherefore, Mr. Brant respectfully requests that an order be entered extending his time within which to file his petition for certiorari to and including April 5, 2020.

Respectfully submitted,

/s/ Marie-Louise Samuels-Parmer
MARIE-LOUISE SAMUELS-PARMER
Florida Bar No. 0005584
marie@parmerdeliberato.com
Parmer DeLiberato, P.A.

² April 5, 2019 falls on a Sunday.

P.O. Box 18988
Tampa, FL 33679
(813) 732-3321
(813) 831-0061 (fax)
**Counsel of record for Mr. Brant*