

CAPITAL CASE

No. 20-6929

**IN THE
SUPREME COURT OF THE UNITED STATES**

STEPHEN HUGUELEY,

Petitioner,

v.

TONY MAYS, Warden,

Respondent.

ON PETITION FOR WRIT OF CERTIORARI
TO THE UNITED STATES COURT OF APPEALS
FOR THE SIXTH CIRCUIT

**MOTION FOR LEAVE TO FILE PETITION FOR REHEARING
OUT OF TIME**

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Counsel for Petitioner

Petitioner, Stephen Hugueley, by and through counsel, moves this Court for leave to file his petition for rehearing out of time. In support of this motion, Petitioner states the following:

1. This Court recently granted certiorari in *Shinn v. Ramirez*, No. 20-1009, 2021 WL 1951793, at *1 (U.S. May 17, 2021) (order granting certiorari).
2. That case presents a substantially similar question as was presented in Mr. Hugueley's petition for certiorari and the Court's ultimate decision in *Shinn v. Ramirez* will impact the legal principles informing Mr. Hugueley's case.
3. Mr. Hugueley's petition for certiorari was denied prior to the Court's decision to grant certiorari in *Shinn v. Ramirez*. See *Hugueley v. Mays*, No. 20-6929, 2021 WL 1163802, at *1 (U.S. Mar. 29, 2021) (order denying certiorari). Mr. Hugueley had until April 23, 2021 to file a timely petition for rehearing. As such, Mr. Hugueley could not have timely presented a petition for rehearing based on the new certiorari grant which occurred less than one month after the time ran for filing a petition for rehearing. He has moved promptly to file a petition for rehearing after the Court granted certiorari in *Shinn v. Ramirez*. Equity demands that Mr. Hugueley be permitted to file this Petition for Rehearing now and for the case to be held pending the outcome of *Ramirez*. The proposed petition is attached as Appendix A.

Wherefore, Petitioner respectfully moves this Court for leave to file his petition for rehearing out of time.

Respectfully Submitted,



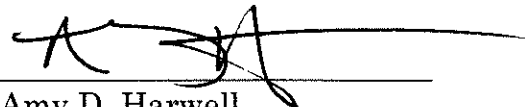
Amy D. Harwell
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CERTIFICATE

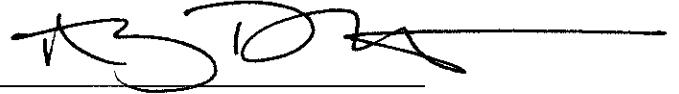
I certify that the foregoing petition for rehearing is restricted to grounds set forth in Rule 12.2 and is presented in good faith and not for delay.



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CERTIFICATE OF SERVICE

I certify that the foregoing petition for rehearing was served via first-class mail upon counsel for Respondent, Richard D. Douglas, Office of the Attorney General, 425 Fifth Avenue North, Nashville, Tennessee 37243 this 27 day of May, 2021



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