

No. _____

IN THE SUPREME COURT OF THE UNITED STATES

OCTOBER TERM, 2021

HECTOR GABRIEL SANCHEZ-TORRES, APPLICANT/PETITIONER

v.

STATE OF FLORIDA, RESPONDENT

**AMENDED UNOPPOSED APPLICATION FOR AN EXTENSION OF TIME
TO FILE A PETITION FOR A WRIT OF CERTIORARI TO THE SUPREME
COURT OF THE STATE OF FLORIDA**

DEATH PENALTY CASE

DIRECTED TO THE HONORABLE CLARENCE THOMAS, ASSOCIATE
JUSTICE OF THE SUPREME COURT OF THE UNITED STATES AND CIRCUIT
JUSTICE FOR THE ELEVENTH CIRCUIT

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September 21, 2021

UNOPPOSED APPLICATION FOR AN EXTENSION OF TIME

Petitioner Hector Gabriel Sanchez-Torres, respectfully requests, pursuant to Rule 13.5 of the Rules of this Court, an extension of time of 28 days, to and including December 1, 2021 for the filing of a petition for a writ of certiorari.

JUDGMENT FOR WHICH REVIEW IS SOUGHT

The judgment for which review is sought is the Florida Supreme Court decision on May 13, 2021 denying relief to Petitioner (Exhibit 1) and the order denying his motion for rehearing on August 5, 2021 (Exhibit 2).

JURISDICTION

This Court has jurisdiction to grant a writ of certiorari under 28 U.S.C. § 1257(a). Under Rules 13.1, 13.3, and 30.1 of the Rules of this Court, a petition for a writ of certiorari would be due to be filed on or before November 3, 2021. In accordance with Rule 13.5, this application is being filed more than 10 days in advance of filing date for the petition for a writ of certiorari.

REASONS JUSTIFYING AN EXTENSION OF TIME

Undersigned counsel is filing this amended request for an extension of time because of her misapprehension that the May 13, 2021 corrected opinion (Exhibit 1) and concurrent denial of rehearing by the Florida Supreme Court was the operative date for this application. After further review, it is now clear that the operative date should be August 5, 2021, the date the Florida Supreme Court denied undersigned's subsequent motion for rehearing (Exhibit 2), which she filed based upon the substantive changes made to the May 13, 2021 (Exhibit 1) corrected opinion by the

Florida Supreme Court. As the August 5, 2021 Florida Supreme Court order denying the motion for rehearing was issued outside this Court's July 19, 2021 vacating the automatic Covid-19 extensions, undersigned counsel is filing this application for an extension of time.

The Office of the Capital Collateral Regional Counsel–Northern Region (“CCRC-N”) was appointed by the trial court to represent Petitioner and will file the certiorari petition. This request for an extension of time is based upon good cause, as follows:

Undersigned counsel has oral argument before the Florida Supreme Court in capital case Kim Jackson v. State (SC19-1624) on October 6, 2021, another certiorari petition due in this Court in capital case State of Florida v. Edward T. James (SC20-1036) on November 29, 2021, and other state court filing deadlines in other capital cases in the next few months.

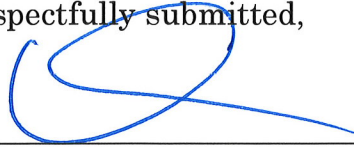
A 28-day extension of time is reasonable in Petitioner's case to allow CCRC-N to research, coordinate, and present the instant petition in a professional manner. CCRC-N is not seeking 60 days, but 28, a shorter time than the rule allows.

Furthermore, undersigned counsel is authorized to represent that she has conferred with Assistant Attorney General Michael T. Kennett and he has no objection to this request for a 28-day extension of time until December 1, 2021 as there was a motion for rehearing pending before the Florida Supreme Court after this Court rescinded its Covid extension on July 19, 2021.

CONCLUSION

For the foregoing reasons, petitioner hereby requests that an extension of time to and including December 1, 2021, be granted within which petitioner may file a petition for a writ of certiorari.

Respectfully submitted,



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