

No.

IN THE SUPREME COURT OF THE UNITED STATES

OCTOBER TERM, 2021

JAMIE MILLS,

Petitioner,

v.

JEFFERSON DUNN,
Commissioner of the
Alabama Department of Corrections,

Respondent.

**Application for an Extension of Time
to File a Petition for a Writ of Certiorari to the
Eleventh Circuit Court of Appeals**

**To the Honorable 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:**

Pursuant to Rules 13.5 and 30 of the Rules of this Court, Applicant Jamie Mills respectfully requests a 60-day extension of time within which to file a petition for a writ of certiorari up to and including Monday, March 7, 2022:

1. The jurisdiction of this Court is invoked pursuant to 28 U.S.C. § 1254(1).

2. On August 12, 2021, a single judge of the United States Court of Appeals for the Eleventh Circuit denied Mr. Mills's motion for a certificate of appealability. *Mills v. Dunn*, No. 21-11534 (11th Cir. Aug. 12, 2021). (Attached as Exhibit 1). Mr. Mill's motion for reconsideration of the denial of certificate of appealability was denied on October 6, 2021. (Attached as Exhibit 2).

3. Pursuant to Rules 13.1, 13.3, and 30.1 of the Rules of this Court, a petition for a writ of certiorari is due to be filed on or before January 4, 2022. In accordance with Rule 13.5, this application is being filed more than 10 days in advance of the filing date for the petition for a writ of certiorari.

4. This is a capital case in which the death penalty has been imposed. Mr. Mills is incarcerated at Holman State Prison in Atmore, Alabama. No execution date has been scheduled in this case.

5. Petitioner's case raises meritorious issues regarding the constitutionality and reliability of his capital conviction and death sentence. As such, there are compelling questions about whether the Eleventh Circuit properly denied Mr. Mills's motion for a certificate of appealability.

6. Undersigned counsel currently is involved in the appeals of many capital cases: several habeas corpus cases in the federal district courts, postconviction cases in Alabama state courts, and several direct appeals to the Alabama Court of Criminal Appeals and the Alabama Supreme Court. Counsel

faces a number of deadlines in these cases in the coming weeks.

7. An additional sixty (60) days is needed to prepare a pleading that adequately apprises this Court of the relevant facts and law in this case.

For these reasons, Mr. Mills respectfully requests an additional sixty (60) days in which to file his petition for writ of certiorari, thereby changing to March 7, 2022,¹ the date on or by which it must be filed.

Respectfully submitted,

/s/ Angela L. Setzer
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December 10, 2021

Counsel for Jamie Mills

¹Sixty days following January 4, 2022 is Saturday, March 5, 2022. Pursuant to Rule 30.1, the petition would be due Monday, March 7, 2022.