CRIMINAL CASE

21-

In The

SUPREME COURT OF THE UNITED STATES

November Term 2021

Trevor Dawson Ewers,

Applicant/Petitioner,

v.

Virginia,

Respondent.

Application for an Extension of Time Within
Which to File a Petition for a Writ of Certiorari to
the
Supreme Court of the Commonwealth of Virginia

APPLICATION TO THE HONORABLE CHIEF JUSTICE JOHN ROBERTS AS CIRCUIT JUSTICE

MATTHEW L. PACK, ESQ.
M. PACK LAW PLLC
423 E. MAIN STREET
P.O. BOX 258
Bedford, VA 24523
Telephone: (540) 586-7225
Facsimile: (540) 586-1227
SCOTUS Bar No.: 312752
VSB Bar No.: 84287
matt@urvalawyer.com

Attorney for Applicant/Petitioner   November 18, 2021

APPLICATION FOR AN EXTENSION OF TIME

Pursuant to Rule 13.5 of the Rules of this Court, Applicant Trevor Dawson Ewers hereby requests a 60-day extension of time within which to file a petition for a writ of certiorari up to and including Monday, January 31, 2022.

JUDGMENT FOR WHICH REVIEW IS SOUGHT

The judgment for which review is sought is *Trevor Dawson Ewers v. Commonwealth of Virginia,* Record No. 201526 (August 31, 2021) (attached as Exhibit 1).

JURISDICTION

This Court will have jurisdiction over any timely filed petition for certiorari in this case pursuant to 28 U.S.C. § 1254(1). Under Rules 13.1, 13.3, and 30.1 of the Rules of this Court, a petition for a writ of certiorari was due to be filed on or before November 30, 2021. 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.

REASONS JUSTIFYING AN EXTENSION OF TIME

Applicant respectfully requests a 60-day extension of time within which to file a petition for a writ of certiorari seeking review of the decision of the Supreme Court of the Commonwealth of Virginia in this case, up to and including January 31, 2022.

1.   Due to the novel coronavirus, also known as Covid-19, court systems throughout the country, especially in Virginia, have experienced delays, lengthened dockets, and complicated Applicant Counsel's ability to litigate cases.

2.   Applicant, through his counsel, requests additional time to file his petition for a writ of certiorari seeking review because of such delays and complications caused by the pandemic.

3.   Counsel would not usually ask for a 60-day extension request, but does so in order to comply with this Honorable Court's Rules as well as complications caused by local rule changes caused by the pandemic.

CONCLUSION

For the foregoing reasons, Applicant respectfully requests that this Court grant an extension of 60 days, up to and including January 31, 2022, within which to file a petition for a writ of certiorari in this case.

Respectfully submitted,

MATTHEW L. PACK, ESQ.
M. PACK LAW PLLC
423 E. MAIN STREET
P.O. BOX 258
Bedford, VA 24523
Telephone: (540) 586-7225
Facsimile: (540) 586-1227
SCOTUS Bar No.: 312752
VSB Bar No.: 84287
matt@urvalawyer.com

Attorney for Applicant/Petitioner

VIRGINIA:

In the Supreme Court of Virginia held at the Supreme Court Building in the City of Richmond on Tuesday the 31st day of August, 2021.

Trevor Dawson Ewers,   Appellant,

against   Record No. 201526
                    Court of Appeals No. 0029-20-3

Commonwealth of Virginia,   Appellee.

From the Court of Appeals of Virginia

Upon review of the record in this case and consideration of the argument submitted in support of and in opposition to the granting of an appeal, the Court refuses the petition for appeal.

The Circuit Court of Amherst County shall allow court-appointed counsel the fee set forth below and also counsel's necessary direct out-of-pocket expenses. And it is ordered that the Commonwealth recover of the appellant the costs in this Court and in the courts below.

Costs due the Commonwealth
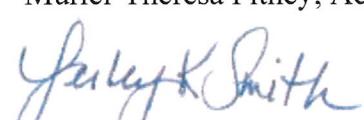by appellant in Supreme
Court of Virginia:

        Attorney's fee $600.00 plus costs and expenses

A Copy,

Teste:

Muriel-Theresa Pitney, Acting Clerk

By: *[signature]*
             Deputy Clerk