

EXTENSION OF TIME REQUEST FOR A PETITION FOR WRIT OF  
CERTIORARI

No. \_\_\_\_\_

In The Supreme Court Of The United States

HARSH JAGGI AND NEERU JAGGI , Petitioner(s),

v.

UNITED STATES OF AMERICA, Respondent(s).

Pursuant to 28 USC 1254

APPLICATION FOR EXTENSION OF TIME TO FILE  
PETITION FOR WRIT OF CERTIORARI TO THE  
UNITED STATES COURT OF APPEALS FOR THE FIFTH CIRCUIT

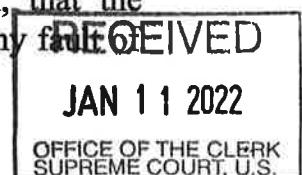
19-40524

To the Honorable Justice Samuel Alito of the Court of the above Circuit:

I. Request for an Extension of Time: Petitioner HARSH AND NEERU JAGGI, requests an extension of time to file their Petition for Writ of Certiorari. Petitioner requires six months from today. Petitioner's due date is January 3, 2021, however extenuating circumstances necessitate this request.

A. Statement of Reasons

1. This case is a complex case due to the complicated facts.
2. Harsh and Neeru Jaggi, are husband and wife.
3. While having completed their sentences, both Jaggi's are fighting deportation based on this conviction. They are not in custody and have completed the sentences and supervised release periods. The Jaggi's are legal permanent residents and have been for over 20 years and have been pursuing their legal rights to become naturalized as U.S. citizens for 7 years. It is only due to the U.S. Government's incompetent immigration system, that the Jaggi's are prevented from staying in the United States, not from any fault of their own in seeking naturalization.



4. Harsh and Neeru are also applying for Clemency. Should Clemency be granted, the Jaggi's will not need to continue to fight this conviction, and a certiorari to this Court will be unnecessary.
5. Harsh and Neeru Jaggi, their two adult children, son in law and both grandchildren ages 2 and 3, are all ill with COVID. Counsel's family has also been ill since Christmas with COVID, and COUNSEL is awaiting her COVID test results.
6. It is necessary to meet with the Jaggi's, and their family, and their immigration attorney to strategize over the next best steps legally to pursue their legal rights.
7. Due to *Padilla v. Kentucky*, 559 U.S. 356 (2010), Counsel must have this meeting so that Immigration Counsel can be present

#### B. Importance of Questions to be Presented

1. This case's final judgment in the Fifth Circuit Court of Appeals was entered on February 23, 2021, and the date Petition for Writ of Certiorari will expire in a few days. This application is being filed 10-12 days prior to the due date. Petitioner is attaching a copy of the per curium opinion and the statute that the jurisdiction of this court is invoked under.
2. Petitioner was originally sentenced unfairly based on numerous reasons, including a different sentencing Judge from the Judge presiding over this incredibly complex financial litigation case. However, the sentence was reduced to six months incarceration and six months supervised release. A question exists whether the Jaggi's are eligible to file a §2255 Petition, and whether the interplay of the deportation Immigration issue, the guilt or innocence and sentencing issues, which overlaps the efforts of naturalization, are cognizable through a direct appeal to this Court. These are important questions which were determined adversely by the court below.

#### II. Docket of Counsel: Counsel is currently completing the following cases:

- a. Perry Mayfield v. State; 04-14-00274-CR, Writ of Habeas Corpus.

- b. Billy Hasel v. State, 12-14-00101-CR, Writ of Habeas Corpus
- c. Michael Lewis v. The State of Texas, CR 30,418; Writ of Habeas Corpus.
- d. Ralph Rodriguez v. The State of Texas, 1996-CR-0859B, Writ of Habeas Corpus
- e. Korbin Czibik v. State, 08-16-00188-CR; Writ of Habeas Corpus.
- f. Chelsea Putnam v. State; 24718; Writ of Habeas Corpus.
- g. Michael Miranda v. The State of Texas; 2007-CR-2903B; Writ of Habeas Corpus
- h. Quentin Sanchez v. The State of Texas; 2017-CR-7744; Writ of Habeas Corpus.
- i. Joel Derek Rojo v. The State of Texas; Indecency w/Child-Contact in cause number 14814, Indecency w/Child-Exposure in cause number 14813, Indecency w/Child-Exposure in cause number 14690 and Sexual Performance by a Child in case number 14689; writ of habeas corpus.
- j. United States v. Tremal Rowe; CASE NO. SA: 5:17-cr-00386-FB; Civil No. SA: 5:20-CV-00732-FB, Western District of Texas.
- k. United States v. Dave Cardenas, Case No. 6:20-CV-0125-C; 6:18-CR-0040-H-BP, Northern District of Texas.

### III. Health of Counsel

Counsel Moore will be having sinus surgery January 3, 2021, which will require at least one week recuperation.

Respectfully submitted,

/s/ Angela J. Moore

Angela J. Moore,

Counsel for Harsh and Neeru Jaggi.