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IN THE
SUPREME COURT OF THE
UNITED STATES

OPENED
FILED
JAN 04 2022

DEMARCUS ANTWON CHATMON
Petitioner,

v.

THE STATE OF TEXAS
Respondent.

§ Tr. Ct. No. 18-30651

§ COA No. 09-19-00238-CR SUPREME COURT OF TEXAS

§ PD-0469-21

PETITIONER'S FIRST MOTION FOR EXTENSION OF TIME
TO FILE A WRIT OF CERTIORARI

This motion is brought by Petitioner Demarcus Antwon Chatmon under Rule 30 of the Rules of the Supreme Court of the United States. By order of the Court the Petitioner is required to file a Writ within 90 days of the decision issued by Court of Criminal Appeals. On 10/20/21 the Court of Criminal Appeals of Texas refused Petitioner's petition for discretionary review thereby making the Writ of Certiorari due January 18, 2022.

Even though the Petitioner received the Court's decision in a timely manner, the Petitioner is limited to a mere two hours, five days a week, for a total of ten (10) hours weekly in the Institutional Law Library to investigate the Court's legal premises. It should be noted that Petitioner is further limited as any citations post 2008, must be inter-loaned through the TDCJ-ID, LEXIS NEXIS system, of which he is limited at a mere three (3) citations daily for review purposes. This does not begin to touch on the institutional and/or dormitory facility lock-downs which preclude any form of direct Law Library access.

At the time of this writing, multiple housing areas within the Wainwright Unit under medical quarantine lockdown due to COVID-19.

In addition, material information to be attached to the Writ as an appendix has still been unobtainable due to the Jefferson County Court System functioning in a limited capacity due to COVID-19 pandemic. The information has been requested and should be forthcoming.

This is the PETITIONER'S FIRST REQUEST FOR AN EXTENSION OF TIME IN THIS cause. This request is not designed to harass the Respondent, nor unnecessarily delay these proceedings, but to ensure that the Petitioner is fully able to address the issues properly. Furthermore, the Respondent is in no way prejudiced as the Petitioner is uncarcerated and operating under severe limitations. Accordingly, the Petitioner respectfully requests an extension of time of Sixty-two (62) days up to and including Monday, March 21, 2022, to file his Writ of Certiorari.

CONCLUSION

The Petitioner respectfully requests that his first Motion for Extension of Time to file a Writ of Certiorari be Granted.

Respectfully submitted,

Demarcus Antwon Chatmon
TDC# 2277172
Petitioner Pro se

UNSWORN DECLARATION

I, Demarcus Antwon Chatmon, TDC# 2277172, being presently incarcerated in the Wainwright Unit of the Texas Department of Criminal Justice in Houston, County, Texas declare under the penalty of perjury that I am the Petitioner in the above and foregoing motion and to the best of my knowledge is true and correct. Furthermore, the above and foregoing was placed in the Institutional Internal Mailing System, first-class postage prepaid on this, the 4th day of January, 2022.

Regarding Rule 30.2: An application to extend the time to file a petition for a Writ of Certiorari must be filed at least ten days before the specified filing date. Accordingly as per Federal Rules of Appellate Procedure Rule 25(a)(2)(C) this motion is timely filed withing the required timeframe.

Respectfully submitted,

Demarcus Antwon Chatmon

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