

No. _____

IN THE
SUPREME COURT OF THE UNITED STATES

JING HUA WU (pro se) - PETITIONER

VS.

JAMES ROBERTSON (Warden) - RESPONDENT

MOTION FOR EXTENSION OF TIME TO FILE APPLICATION FOR
CERTIFICATE OF APPEALABILITY IN THIS COURT

JING HUA WU - AR0920

PELICAN BAY STATE PRISON, CALIFORNIA

PO Box 7500

CRESCENT CITY, CA 95532

U.S. NINTH CIRCUIT CASE NO. 20-17142

U.S. DIST. COURT CASE NO. C17-2036 WHA (PR)

The Ninth Circuit of the Court of United States Appeal denied Petitioner's "Motion For COA" on January 14, 2022. The copy of the Order is attached with this Motion. The current due to file Petitioner's Application for COA in this Court is April 15, 2020.

Pursuant to Supreme Court Rule 13 (5), Petitioner requests a

One-time 60 days extension to file Petitioner's Application for COA in this Court to and including June 14, 2022.

Petitioner declares the following facts and reasons in support of this Motion

1. The Pelican Bay State Prison of California has been locked down on and off to prevent COVID Pandemic since the late of year 2020. Since January of this year, the D-Yard where I housed has been in quarantine. Because of it, the Law Library in D-Yard has been closed, it only provides paging service through internal mail system. The request of legal files/materials and copy service take 5 to 10 business days. It significantly slows down Petitioner's Legal preparation work.
2. Petitioner suffers chronic illness of diabetes, high blood pressure, high cholesterol, and prostatitis by taking medicine to control them.
3. Petitioner has mental weakness and mental illness history. Since this Pandemic and lockdown, Petitioner suffers anxiety and short-breath symptoms. And petitioner is under the mental health watch.
4. English is Petitioner's 2nd language. Petitioner has language barrier and difficult especially in Law matters.

For the facts and reasons stated above, Petitioner respectfully requests a One-time extension of 60 days till June 14, 2022, to file Petitioner's Application For COA in this Court.

Petitioner, JING HUA WU, declares that the foregoing are true and correct under the penalty of perjury by the Law of United States.

Signature: 

Date: March 21, 2022

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

FILED

JAN 14 2022

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

JING HUA WU,

Petitioner-Appellant,

v.

ERIC ARNOLD, Warden; JIM
ROBERTSON,

Respondents-Appellees.

No. 20-17142

D.C. No. 3:17-cv-02036-WHA
Northern District of California,
San Francisco

ORDER

Before: PAEZ and HURWITZ, Circuit Judges.

The request for a certificate of appealability (Docket Entry No. 14) is denied because appellant has not made a “substantial showing of the denial of a constitutional right.” 28 U.S.C. § 2253(c)(2); *see also Miller-El v. Cockrell*, 537 U.S. 322, 327 (2003).

Any pending motions are denied as moot.

DENIED.

No. _____

IN THE
SUPREME COURT OF THE UNITED STATES

JING HUA WU (Pro Se) — PETITIONER
(Your Name)

VS.

James Robertson (Warden) — RESPONDENT(S)

PROOF OF SERVICE

I, JING HUA WU, do swear or declare that on this date, March 21, 2022, as required by Supreme Court Rule 29 I have served the enclosed MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS and *Motion For Extension of Time to File Application of* ^{COA} on each party to the above proceeding or that party's counsel, and on every other person required to be served, by depositing an envelope containing the above documents in the United States mail properly addressed to each of them and with first-class postage prepaid, or by delivery to a third-party commercial carrier for delivery within 3 calendar days.

The names and addresses of those served are as follows:

1. Office of The Clerk, Supreme Court of U.S. 2. Clerk, Office of Attorney General
1 First Street, N.E. Department of Justice
Washington, DC 20543 455 Golden Gate Ave, Suite 11000
San Francisco, CA 94102-7004

I declare under penalty of perjury that the foregoing is true and correct.

Executed on March 21, 2022


(Signature)