

CHRISTOPHER M. SALESBURY #59751077  
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IN The Supreme Court of the United States  
No: \_\_\_\_\_ (not assigned)

SEE: USCA41 No. 20-7293

CHRISTOPHER SALESBURY, Petitioner  
vs

United States of America, Respondent

On Petition for Writ of Certiorari to the  
United States Court of Appeals for the  
Fourth Circuit. USCA41 No. 20-7293  
(1:19 cv-00268-GLR): (1:15-CR-00621-GLR-1)

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SUPREME COURT, U.S.

PETITION FOR EXTENSION OF TIME AND  
REINSTATEMENT OF PROCEEDINGS OF  
WRIT OF CERTIORARI VIA Out of TIME.

### I. INTRODUCTION

Mr. Salisbury's deadline for filing a petition  
for certiorari was November 19, 2021, 150 days  
from the Fourth Circuit's denial of his petition  
for rehearing, on June 22, 2021.

Mr. Salisbury petitioned this court on November  
18<sup>th</sup>, 2021 via U.S. Prison legal mail, explaining  
the prison was on "Code Red" lockdown status

thus needed as extension of time to submit his certiorari as extraordinary circumstances beyond his control prevented him and obstructed his ability to file a timely application.

Petitioner's family attempted via email and phone calls to contact this court on multiple documented occasions to confirm his 11-18-21 request for extension was received. Messages were left, but not returned from the court. This, perhaps, due to the overwhelming stress on this court in part to Covid-19, not much unlike the petitioners.

Finally, petitioner made a 12-12-21 inquiry into the same which was received on December 8, 2021 [EXHIBIT A], by the stamp RECEIVED THIS COURT.

SSS E: MALSA/ishwari; petition for Writ of Certiorari received on December 14, 2021, yet rejected on the grounds that petitioner's filing was due on November 19, 2021.

## II. Grounds for REINSTATEMENT

A. Petitioner submit that his petition received on December 14th, 2021 was timely in respects to the Supreme Court July 19, 2021 order [EXHIBIT B] which advises in pertinent part:

"It is Further ordered... the deadline to file a petition for a writ of

(cont)

... certiorari remains extended to 150 days from the date of that judgement or order."

In this order it states, "... the Courts orders of March 19, 2020 and April 15, 2020 relating to Covid-19 are rescinded, subject to the clarifications set forth below."

[EXHIBITS C, D] [Emphasis added]

The order further clarifies which exact aspects of the previous orders have been rescinded and modified, but fails to specify any specific alteration made to the Thursday, March 19, 2020 [EXHIBIT C] order which states, "... It is further ordered that any motions for extensions of time pursuant to Rule 30.4 will be ordinarily granted by the Clerk as a matter of course. For the applications are difficulties relating to Covid-19."

B.

In his original request, petitioner states that extraordinary and compelling circumstances are also presented by not only the novelties of the Covid-19 pandemic, but also by his being a pro se applicant who is also an incarcerated federal inmate held in an institution who has remained in "Code Red" status since Spring 2021.

Since the July order did not specify that the Covid-19 extension exception

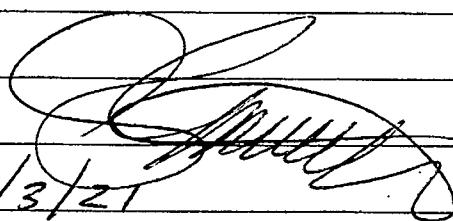
(cont) was expired, and the Country was (and still is) very much dealing with the active pandemic - pro se petitioner reasonably operated under the assumption that his time to file had been ... "ordinarily granted... due to difficulties relating to Covid-19..." as an "extension" of the March, April and July orders, respectively, unless otherwise specified in the July orders.

It is for these reasons that petitioner moves this honorable Court for (A) an extension of time and/or (B) to reinstate his petition for writ of certiorari as timely, or in the alternate, "out of time."

Respectfully,

Chris Solichum,

DATE: 1/3/21



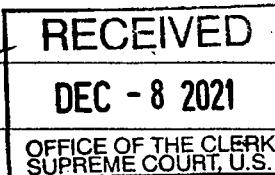
12/1/21

Dear Sir or Madam,

I am writing because I have a W.D.C application to return to you which is due on 12-3-21.

I wrote to request an extension on 11/18/21 citing extraordinary and compelling circumstances caused by our Compounds Code Red status due to Modified Covid operation. I have not received a ruling on this. My family has called your court daily and left electronic messages that have not been returned. My sister name is Michelle Williams, a court administrator in the Atlanta Metropolitan area.

Since my request, you can see with my minimal research that USP Tucson has been on lockdown sometimes for times in a single day. Sometimes for as long as a week at a time. The volatility in USP Tucson operational schedule makes it nearly impossible to type, print, copy and mail all of the necessary documents to you under any contain circumstances because there is nothing certain in any given day under Code Red status.



If you did not receive my  
request for an extension please kindly  
consider this as that request.

Our only inmate copy machine has been  
down and access to legal resources is  
staggered every other day (or longer) - none  
of which may be depended on in any  
sense. Ideally, to accommodate your procedural  
request I can have time to submit my  
document to Michelle Williams to type for  
me. And with Power of Attorney designated,  
have her sign for me.

I truly hope for more direction  
from you regarding this procedure request.

Respectfully,

Chris Salazar  
58751037

(ORDER LIST: 594 U.S.)

MONDAY, JULY 19, 2021

**ORDER**

**IT IS ORDERED** that the Court's orders of March 19, 2020 and April 15, 2020 relating to COVID-19 are rescinded, subject to the clarifications set forth below.

**IT IS FURTHER ORDERED** that, in any case in which the relevant lower court judgment, order denying discretionary review, or order denying a timely petition for rehearing was issued prior to July 19, 2021, the deadline to file a petition for a writ of certiorari remains extended to 150 days from the date of that judgment or order. In any case in which the relevant lower court judgment, order denying discretionary review, or order denying a timely petition for rehearing was issued on or after July 19, 2021, the deadline to file a petition for a writ of certiorari is as provided by Rule 13. *DEC 19, 2021*

**IT IS FURTHER ORDERED** that the requirement of Rule 33.1 that 40 copies of documents be submitted in booklet format will go back into effect as to covered documents filed on or after September 1, 2021. For submissions pursuant to Rule 33.2, the requirement of Rule 39 that an original and 10 copies be submitted, where applicable, will also go back into effect as to covered documents filed on or after September 1, 2021. The authorization to file a single copy of certain documents on 8½ x 11 inch paper, as set forth in the Court's April 15, 2020 order, will remain in effect only as to documents filed before September 1, 2021.

**IT IS FURTHER ORDERED** that the following types of documents should not be filed in paper form if they are submitted through the Court's electronic filing system:

(1) motions for an extension of time under Rule 30.4; (2) waivers of the right to respond to a

petition under Rule 15.5; and (3) blanket consents to the filing of amicus briefs under Rules 37.2(a) and 37.3(a). Notwithstanding Rule 34.6 and paragraph 9 of the Guidelines for the Submission of Documents to the Supreme Court's Electronic Filing System, these enumerated filings should be filed electronically in cases governed by Rule 34.6, although other types of documents in those cases should be filed in paper form only.

(ORDER LIST: 589 U.S.)

THURSDAY, MARCH 19, 2020

**ORDER**

In light of the ongoing public health concerns relating to COVID-19, the following shall apply to cases prior to a ruling on a petition for a writ of certiorari:

**IT IS ORDERED** that the deadline to file any petition for a writ of certiorari due on or after the date of this order is extended to 150 days from the date of the lower court judgment, order denying discretionary review, or order denying a timely petition for rehearing. See Rules 13.1 and 13.3.

**IT IS FURTHER ORDERED** that motions for extensions of time pursuant to Rule 30.4 will ordinarily be granted by the Clerk as a matter of course if the grounds for the application are difficulties relating to COVID-19 and if the length of the extension requested is reasonable under the circumstances. Such motions should indicate whether the opposing party has an objection.

**IT IS FURTHER ORDERED** that, notwithstanding Rules 15.5 and 15.6, the Clerk will entertain motions to delay distribution of a petition for writ of certiorari where the grounds for the motion are that the petitioner needs additional time to file a reply due to difficulties relating to COVID-19. Such motions will ordinarily be granted by the Clerk as a matter of course if the length of the extension requested is reasonable under the circumstances and if the motion is actually received by the Clerk at least two days prior to the relevant distribution date. Such motions should indicate whether the opposing party has an objection.

**IT IS FURTHER ORDERED** that these modifications to the Court's Rules and practices do not apply to cases in which certiorari has been granted or a direct appeal or original action has been set for argument.

These modifications will remain in effect until further order of the Court.

(ORDER LIST: 589 U.S.)

WEDNESDAY, APRIL 15, 2020

**ORDER**

In light of the ongoing public health concerns relating to COVID-19:

**IT IS ORDERED** that with respect to every document filed in a case prior to a ruling on a petition for a writ of certiorari or petition for an extraordinary writ, or a decision to set an appeal for argument, a single paper copy of the document, formatted on 8½ x 11 inch paper, may be filed. The document may be formatted under the standards set forth in Rule 33.2, or under the standards set forth in Rule 33.1 but printed on 8½ x 11 inch paper. The Court may later request that a document initially submitted on 8½ x 11 inch paper be submitted in booklet format.

**IT IS FURTHER ORDERED** that the following types of documents should not be filed in paper form if they are submitted through the Court's electronic filing system: (1) motions for an extension of time under Rule 30.4; (2) waivers of the right to respond to a petition under Rule 15.5; (3) blanket consents to the filing of amicus briefs under Rules 37.2(a) and 37.3(a); and (4) motions to delay distribution of a cert petition under the Court's Order of March 19, 2020. Notwithstanding Rule 34.6 and paragraph 9 of the Guidelines for the Submission of Documents to the Supreme Court's Electronic Filing System, these enumerated filings should be filed electronically in cases governed by Rule 34.6, although other types of documents in those cases should still be filed in paper form only.

**IT IS FURTHER ORDERED** that, notwithstanding Rule 29.3, parties may be relieved of the obligation to effect service of paper versions of filings upon other

parties if they agree to electronic service; parties are strongly encouraged to use electronic service if feasible.

These modifications will remain in effect until further order of the Court.