

No. _____

IN THE SUPREME COURT OF THE UNITED STATES

ORTAVIOUS DEVON WILSON,
Petitioner,

v.

RICKY D. DIXON,
SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS,
Respondent.

ON PETITION FOR WRIT OF CERTIORARI TO THE ELEVENTH CIRCUIT
COURT OF APPEALS

APPLICATION FOR FURTHER EXTENSION OF TIME TO FILE
PETITION FOR WRIT OF CERTIORARI (DUE TO COVID)

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Counsel for the Petitioner

To the Honorable Clarence Thomas, Associate Justice of the Supreme Court of the United States and Circuit Justice for the Eleventh Circuit:

Introduction

Pursuant to this Court’s Rule 13.5, the Petitioner, Ortavious Devon Wilson, respectfully requests a fifteen-day extension of time within which to file a petition for a writ of certiorari in this Court, to and including July 18, 2022.

Jurisdiction

The order of the Eleventh Circuit Court of Appeals denying a certificate of appealability following the denial of the Petitioner’s 28 U.S.C. § 2254 petition was entered on March 3, 2022. The original deadline by which to file a petition for a writ of certiorari was June 1, 2022. This Court extended the deadline by thirty days to July 1, 2022. Undersigned counsel is requesting an additional fifteen days by which to file the petition for a writ of certiorari.

The jurisdiction of this Court is invoked under 28 U.S.C. § 1254(1). A copy of the order of the Eleventh Circuit Court of Appeals is included in the appendix to this motion.

Argument

The issue in this case is whether the court of appeals improperly denied a certificate of appealability.

Unfortunately, undersigned counsel’s recent health condition requires him to seek an extension of time in this case. In particular, undersigned counsel tested

positive for the COVID virus over the Memorial Day weekend and he is at home recovering from symptoms and in quarantine (and as of the date of this motion, undersigned counsel is still testing positive and has been directed by his doctor to remain in quarantine).

Therefore, the Petitioner requests an extension of fifteen days to file the petition for a writ of certiorari. No party will be prejudiced by the granting of a fifteen-day extension in this case.

Accordingly, the Petitioner respectfully requests that an order be entered extending the time to petition for writ of certiorari by fifteen days.

Respectfully submitted,

/s/ Michael Ufferman
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CERTIFICATE OF SERVICE

I, Michael Ufferman, a member of the Bar of this Court, hereby certify that on the 8th day of June, 2022, a copy of this Application For Extension of Time To File A Petition For A Writ Of Certiorari in the above-entitled case was mailed, first class postage prepaid, to the Office of the Attorney General, PL-01, The Capitol, Tallahassee, Florida 32399-1050 (counsel for the Respondent herein). I further certify that all parties required to be served have been served.

/s/ Michael Ufferman
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IN THE UNITED STATES COURT OF APPEALS
FOR THE ELEVENTH CIRCUIT

No. 21-13323-C

ORTAVIOUS DEVON WILSON,

Petitioner-Appellant,

versus

SECRETARY DEPARTMENT OF CORRECTIONS
STATE OF FLORIDA,

Respondent-Appellee.

Appeal from the United States District Court
for the Northern District of Florida

ORDER:

Ortavious Devon Wilson's motion for a certificate of appealability is DENIED because he has failed to make a substantial showing of the denial of a constitutional right. 28 U.S.C. § 2253(c)(2).


UNITED STATES CIRCUIT JUDGE