

MAY 16 2023

Date C.I. A.M

IN THE
SUPREME COURT OF THE UNITED STATES

ARNALDO MARTINEZ,
Petitioner,

v.

No. To Be Assigned

STATE OF FLORIDA,
Respondent

MOTION FOR EXTENSION OF TIME TO FILE
PETITION FOR A WRIT OF CERTIORARI

The petitioner, Arnaldo Martinez, appearing pro se, moves before the Court on a Motion for Extension of Time to File Petition for Writ of Certiorari. In support of the relief sought petitioner states:

1. On December 20, 2022, the Fifth District Court of Appeal for the State of Florida affirmed by per curiam opinion the state trial court's dismissal of petitioner's pro se motion seeking relief from final judgment. That final judgment was arrived at by a fraud upon the trial court.

2. On January 25, 2023, the petitioner filed a Motion for Rehearing with the Fifth District Court of Appeal. That motion was subsequently denied on February 28, 2023.

3. At present the petitioner has already prepared his petition for a writ of certiorari to be filed this Court. But unfortunately the petitioner must await copies of the state court's affirmance and denial of motion for rehearing in order that he

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properly establish this Court's jurisdiction. (Please see attached). Petitioner is awaiting receipt of those documents and because he must do so he cannot foresee filing his petition in time to meet his 90 day deadline of May 30, 2023. As such the petitioner must respectfully request a thirty (30) day extension of time to file a Petition for a Writ of Certiorari.

4. Petitioner makes this request for an extension of time in good faith and not do so for the purpose of delay.

5. Petitioner, as an inmate in a state prison, is unable to contact the respondent to determine if respondent would object to an extension of time.

WHEREFORE, the petitioner prays that this Honorable Court grant the extension of time.

Respectfully submitted,



Arnaldo Martinez 410095
Dade Correctional Institution
19000 S.W. 377th Street
Florida City FL 33034

Petitioner, Pro se