

NO.

IN THE
SUPREME COURT OF THE UNITED STATES

OCTOBER TERM, 2022

JARMAL WILLIAMSON,

Petitioner,

v.

UNITED STATES OF AMERICA,

Respondent.

**APPLICATION FOR AN EXTENSION OF TIME WITHIN WHICH
TO FILE A PETITION FOR A WRIT OF CERTIORARI TO THE
UNITED STATES COURT OF APPEALS FOR THE
ELEVENTH CIRCUIT**

**TO THE HONORABLE CLARENCE THOMAS, ASSOCIATE
JUSTICE OF THE SUPREME COURT OF THE UNITED STATES
AND CIRCUIT JUSTICE FOR THE ELEVENTH CIRCUIT**

Pursuant to Supreme Court Rules 13.5, 22, and 30.3, Petitioner Jarmal Williamson respectfully requests a 60-day extension of time, to and including December 12, 2022, within which to file a petition for a writ of certiorari to the United States Court of Appeals for the Eleventh Circuit. Mr. Williamson has not previously sought an extension of time from this Court.

Petitioner is filing this Application at least ten days before the filing date, which is October 13, 2022. *See* S.Ct. R. 13.5. The jurisdiction of this Court will be invoked under 28 U.S.C. § 1254(1).

In 2019, Mr. Williamson was convicted after a jury trial in the Southern District of Florida of possession of a firearm and ammunition by a convicted felon, in violation of in violation of 18 U.S.C. §§ 922(g)(1). He was found to be subject to the sentencing enhancement outlined in the Armed Career Criminal Act, 18 U.S.C. § 924(e) (“ACCA”), and the court sentenced him to 188 months’ imprisonment.

Mr. Williamson appealed his conviction and sentence to the United States Court of Appeals for the Eleventh Circuit, making three arguments. First, he argued that the district court clearly erred when it overruled his *Batson* challenge during jury selection. Second, he

argued that the district court made improper evidentiary rulings that prevented him from presenting a complete defense. Third, he argued that the district court violated the Eighth Amendment by applying the ACCA enhancement in this case. The Eleventh Circuit affirmed his conviction in an Opinion issued on January 7, 2022, which is attached as Appendix A hereto. Mr. Williamson then filed a petition for panel rehearing, arguing that in its analysis of his *Batson* claim, the court misapplied binding Circuit precedent and that its decision conflicted with precedent recently affirmed by this Court. On July 15, 2022, the Eleventh Circuit denied Mr. Williamson's petition for panel rehearing. Copies of this Eleventh Circuit Order is attached as Appendix B hereto. The petition for certiorari is due on October 13, 2022.

Undersigned counsel will not have sufficient time to file the petition for writ of certiorari for Mr. Williamson by October 13, 2022 because she has several other competing case matters due during this same time period. She is currently litigating several dispositive motions to dismiss and to suppress in the trial courts, which will all require evidentiary hearings. She also has jury trials scheduled in several other cases, along with multiple sentencing hearings. In

addition, she has an oral argument scheduled on October 27, 2022 before the Eleventh Circuit in *United States v. Carlton Cash*, 21-10906.

As noted, Mr. Williamson is serving a 188-month term of imprisonment. No party will be prejudiced by the granting of a 60-day extension.

Since the time within which to file a petition for writ of certiorari in this case will expire on October 13, 2022 unless extended, Petitioner respectfully requests that an order be entered extending his time to file a petition for writ of certiorari by 60 days, to and including December 12, 2022.

Respectfully Submitted,

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FEDERAL PUBLIC DEFENDER

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