

No. 22-_____

IN THE
Supreme Court of the United States

DEANDRE MARKEE KING,

Petitioner,

v.

UNITED STATES OF AMERICA,

Respondent.

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

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TO THE HONORABLE CLARENCE THOMAS,
Associate Justice of the Supreme Court of the United
States, and Circuit Justice for the United States Court of
Appeals for the Eleventh Circuit:

The Petitioner, DEANDRE MARKEE KING, through
undersigned counsel and pursuant to 28 U.S.C. § 2101 and
Supreme Court Rules 13.5 and 30.2, respectfully requests
an extension of sixty (60) days to file his Petition for Writ
of Certiorari in this Court. Mr. King will seek review of the

decision of the United States Court of Appeals for the Eleventh Circuit entered on July 28, 2022.

Mr. King invokes the jurisdiction of this Court pursuant to 28 U.S.C. § 1254. Because the appeals court denied his petition for rehearing en banc on November 15, 2022, the time to file a Petition for Writ of Certiorari in this Court will expire on February 13, 2023.

Mr. King makes this application for an extension more than ten (10) days before the petition's original due date. This is his first request for an extension of time.

Counsel for Mr. King asks the Court to extend the deadline for two reasons. First, counsel requires additional time to consult with other Supreme Court advocates about the issues raised in the petition. It will be a question that this Court has never answered: "Does a valid collateral-attack waiver foreclose habeas relief under 28 U.S.C. § 2255 based on a new retroactive constitutional rule, even when the petitioner demonstrates that he is actually innocent of the crime?"

Second, counsel's work on other cases, including nine pending appeals in the Eleventh Circuit, will prevent him from completing this certiorari petition on time.

CONCLUSION

Mr. King asks this Court to extend the deadline to file the Petition for Writ of Certiorari by sixty (60) days, or until April 14, 2023.

Respectfully Submitted,

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