

IN THE  
UNITED STATES SUPREME COURT

Theodore Smith

VERSUS

Dannie Bardelay

MOTION FOR EXTENSION OF TIME

MAY IT PLEASE THE COURT:

I Filed a writ of certiorari into the Louisiana supreme court on July 29, 2022 wherein I challenged the trial court's denial that the state of Louisiana breached the plea agreement in the case bearing docket number 220022, in Division "B" of the twenty-second Judicial District court; The judgment upholding the guilty plea is an absolute nullity because the trial judge derogated from the state sex offender registration laws; and the contract/plea agreement is absolutely null because it contains illegal terms; and a court official destroyed the Boykin transcript to prevent me from proving the terms of the plea bargain (and to prevent me from proving that I represented myself during the plea). Due to the destruction, I moved for the spoliation of records doctrine to apply.

The Louisiana Supreme Court denied the writ on October 18, 2022. I received the denial on October 26, 2022.

I received the 28 U.S.C. § 1257(a) application from this court on November 22, 2022.

I am in the Etahn Hunt Correctional Center (EHCC). EHCC is not making getting my legal work done easy. I have had to file a petition for a temporary restraining order/preliminary injunction (TRO/PI) into the U.S. District Court for the Middle District of Louisiana concerning, inter alia, access to the law library. The docket number to that action is 22-cv-00864-BAJ-SDJ.

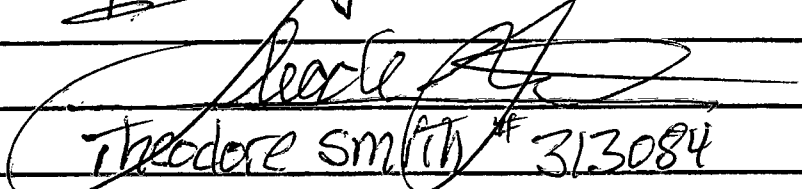
Initially, I lost the TRO/PI but on 12/13/2022, the court granted the TRO/PI in part.

I am doing the best I can in my situation. I'm also having problems getting copies. At times, the prison does not copy all of my evidence. Some documents were not copied and did not come back to me.

I hereby move to be granted an additional 45 days to file my writ of certiorari pursuant to 28 U.S.C. § 1257(a). I base this request on U.S. Supreme Court Rule 30. Without the extension, the writ is due January 24, 2023.

Executed this 13<sup>th</sup> day of January 2023

Respectfully submitted,

  
Theodore Smith # 313084  
EHCC

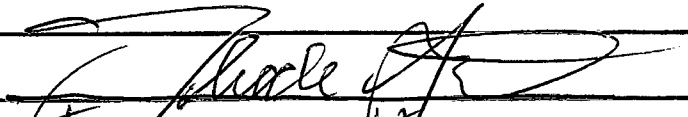
Fox 5-B

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### Verification

I, Theodore Smith, hereby verify that the information contained in this motion for extension of time is true and correct.

  
Theodore Smith