

No. _____

IN THE SUPREME COURT OF THE UNITED STATES

RENO

Petitioner,

v.

RON BROOMFIELD, Warden,

Respondent.

On Petition for Writ of *Certiorari* to the
United States Court of Appeals for the Ninth Circuit

**PETITIONER'S APPLICATION TO EXTEND TIME
TO FILE PETITION FOR WRIT OF CERTIORARI**

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RENO

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**To the Honorable Elena Kagan, as Circuit Justice for the United States Court
of Appeals for the Ninth Circuit:**

Pursuant to this Court's Rules 13.5, 22, 30.2, and 30.3, Petitioner Reno respectfully requests that the time to file his Petition for Writ of Certiorari in this matter be extended for 60 days up to and including April 28, 2023. Respondent has no objection to Petitioner’s request.

Petitioner is filing this Application more than ten days before that date. *See* S. Ct. R. 13.5.

The Court of Appeal issued its opinion on August 19, 2022. Appendix A. The Court of Appeal denied rehearing and rehearing en banc on November 29, 2022. Appendix B. Absent an extension of time, the Petition for Writ of Certiorari would be due on February 27, 2023.

This Court would have jurisdiction over the judgment under 28 U.S.C. 1254(1).

This is a capital habeas corpus case brought under 28 U.S.C. § 2254.

This request is made for the following reasons:

1. On December 12, 2022, counsel's associate counsel who was assigned to assist with the preparation of the petition for writ of certiorari gave notice that she would be leaving the firm due to unforeseen family matters. Following that notice, on December 18, 2022, counsel was informed that she became infected with the COVID-19 virus. Due to her illness and her potential exposure to my paralegal and legal assistants, counsel had to quarantine his office for a period of time. Following the quarantine period, counsel has diligently been working on various capital and non-capital cases that had deadlines before associate counsel leaves the office in February.

2. Petitioner's counsel believes that the issues which will be presented in the petition for writ of certiorari are important not only to Petitioner but for all

capital defendants. Counsel needs the additional time requested in order to competently present all relevant record facts and legal authority in the petition for certiorari.

3. Because of the above recited circumstances, and in order to protect Petitioner's substantial rights, counsel requests an extension of 60 days to file a Petition for Writ of Certiorari to the Supreme Court of California on behalf of Petitioner.

4. The instant petition for certiorari is Mr. Reno's last chance to litigate his sentence of death within the regular course of his appeals. Without the unexpected loss of associate counsel and quarantining the office, counsel would have finished the instant petition in the time allotted.

A 60-day extension would allow for Mr. Reno's case to be properly presented for this Court's potential review.

Petitioner, for the above reasons, hereby requests a 60-day extension to file his petition for certiorari until April 24, 2023.

DATED: February 14, 2023

Respectfully submitted,



JAMES S. THOMSON
Attorney for Petitioner
RENO
Counsel of Record