

No.

IN THE

SUPREME COURT OF THE UNITED STATES

OCTOBER TERM, 2021

YAZAN AL-MADANI,

Petitioner,

v.

UNITED STATES OF AMERICA

Respondent.

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

APPLICATION FOR EXTENSION OF TIME
TO FILE PETITION FOR WRIT OF CERTIORARI

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To the Honorable Justice Brett M. Kavanaugh, Associate Justice of the Supreme Court and Circuit Justice for the United States Court of Appeals for the Sixth Circuit.

Petitioner Yazan Al-Madani asks for an extension of time in which to file a petition for writ of certiorari. The Petition is currently due on August 8, 2022. Petitioner requests a 60-day extension, until October 7, 2022. Petitioner was originally tried and sentenced in the United States District Court for the Northern District of Ohio. His conviction was affirmed by the United States Court of Appeals for the Sixth Circuit on March 3, 2022, *sub nom. United States v. Hill, et al.*, and is reported below at 27 F.4th 1155 (6th Cir. 2022). A timely petition for rehearing and rehearing en banc was denied on May 10, 2022 in an unreported order available at 2022 WL 1519161. Attached are copies of the opinion below and the order denying reconsideration and reconsideration en banc.

The appeal involved multiple issues following a trial that spanned several weeks. Several issues that arose at trial are of significance and yet to be considered by this Court. They include whether a RICO enterprise (in this case Metro Hospitals of Cleveland) can also be its victim. There are also significant sentencing issues, not yet addressed by this Court, dealing with calculation of loss when the victim enterprise is an employer whose defendant employees provided valuable services in a manner that deviates from the employment contract -- and the extent to which United States

Sentencing Guidelines calculations that substantially undervalue such services are subject to harmless error analysis.

Undersigned counsel of record has recently become involved in this case, whose record is expansive. Counsel is engaged in litigation of numerous matter and requires additional time to effectively pursue the certiorari petition in this case.

For these reasons, Yazan Al-Madani requests a 60-day extension of time in which to file his petition for a writ of certiorari.

Respectfully submitted,

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