IN THE SUPREME COURT OF THE UNITED STATES

| STACY GALLMAN, | : | | |
|----------------|---|-----|--|
| Petitioner | | | |
| VS. | : | No. | |

UNITED STATES OF AMERICA:

APPLICATION FOR EXTENSION OF TIME FOR FILING PETITION FOR WRIT OF CERTIORARI

Keith M. Donoghue, Assistant Federal Defender, Federal Community

Defender Office for the Eastern District of Pennsylvania, respectfully requests the granting of the instant application for a 30-day extension of time, or until May 10, 2023, for filing a petition for writ of certiorari on behalf of Stacy Gallman, and in support states:

- 1. Stacy Gallman was charged by indictment in the Eastern District of Pennsylvania with one count of possessing a firearm after conviction of a felony, in violation of 18 U.S.C. § 922(g)(1). Mr. Gallman proceeded to trial and was found guilty. On October 19, 2021, he was sentenced to 42 months' imprisonment, to be followed by three years of supervised release.
- 2. Mr. Gallman timely appealed to the Third Circuit. Following briefing and oral argument, the court of appeals affirmed the judgment of the district court by judgment and precedential opinion entered January 9, 2023. (Appendix "A").

- 3. Pursuant to Rule 13.1, Mr. Gallman's petition for writ of certiorari is presently due on April 10, 2023.
- 4. Counsel respectfully requests an extension of time as he has been occupied preparing a reply brief filed on March 23, 2023, in *United States v. Garnet Small*, Third Circuit No. 22-1469. Counsel also remains occupied with briefing in the matters of *United States v. Lawrence Bush*, Third Circuit No. 22-2629, reply brief due April 5, 2023; *United States v. Matthew Packer*, Third Circuit No. 22-2554, reply brief due April 6, 2023; and *United States v. Marquise Latimer*, Third Circuit No. 23-1131, opening brief and joint appendix due April 14, 2023.
- 5. Counsel requests an additional thirty (30) days, or until May 10, 2023, in which to complete the petition for writ of certiorari.

WHEREFORE, for all the foregoing reasons of good cause, Keith M. Donoghue, Assistant Federal Defender, on behalf of the Federal Community Defender Office for the Eastern District of Pennsylvania, and on behalf of Stacy Gallman, respectfully requests that this Court grant this application for a 30-day extension of time for filing of a petition for writ of certiorari, and order that the petition be filed on or before May 10, 2023.

Respectfully submitted,

/s/ Keith M. Donoghue
KEITH M. DONOGHUE
Assistant Federal Defender

CERTIFICATE OF SERVICE

I, Keith M. Donoghue, Assistant Federal Defender, Federal Community

Defender Office for the Eastern District of Pennsylvania, hereby certify that I have

served a copy of the Application for Extension of Time for Filing Petition for Writ

of Certiorari upon Assistant United States Attorney Ashley N. Martin, by first

class U.S. mail, postage prepaid, to her office located at the United States

Attorney's Office, 615 Chestnut Street, Suite 1250, Philadelphia, PA 19106, and

upon the Office of the Solicitor General, by first class U.S. mail, postage prepaid at

Department of Justice, Room 5614, 950 Pennsylvania Avenue, N.W., Washington,

D.C. 20530-0001.

/s/ Keith M. Donoghue KEITH M. DONOGHUE

Assistant Federal Defender

Date: March 28, 2023