

No. _____

IN THE SUPREME COURT OF THE UNITED STATES

October Term, 2023

DUSTIN JOLLY, Petitioner,

V.

UNITED STATES OF AMERICA, Respondent.

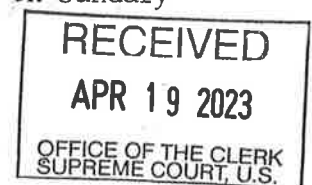
APPLICATION FOR EXTENSION OF TIME TO FILE PETITION FOR
WRIT OF CERTIORARI TO THE UNITED STATES COURT
OF APPEALS FOR THE SIXTH CIRCUIT

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

Petitioner Dustin Jolly prays for a 30-day extension of time to file his petition for certiorari in this Court to and including May 27, 2023. The final judgment of the Sixth Circuit was entered on January 26, 2023, and petitioner's time to petition for certiorari in this Court expires April 26, 2023. This application is being filed more than 10 days before that date.

A copy of the Sixth's Circuit opinion is being attached hereto. The jurisdiction of this Court is invoked under 28 U.S.C. § 1254(1).

This case involves three issues where there are splits in the sister circuits on applicable decisions of this Court, and the Sixth Circuit has decided an issue in a way that directly conflicts with a decision of this Court. Petitioner filed an Application for a Certificate of Appealability (COA) to the Sixth Circuit which was denied on November 8, 2022. Petitioner then sought en banc review due to the split in the circuits and the conflict in the Sixth's decision and this Court's decision on important matters that affect numerous defendants in the Sixth Circuit, which was denied on January



26, 2023.

Petitioner has at all times represented himself in his 28 U.S.C. § 2255 proceedings below while in federal prison. However, due to unforeseeable lockdowns at FCI Hazelton, and the restrictions placed on inmates' ability to access to the law library, typewriters, and other tools needed to complete his petition for a writ of certiorari to this Court, he needs the extra time to file his petition.

WHEREFORE Petitioner respectfully requests that an order be entered extending his time to petition for certiorari to and including May 27, 2023.

Respectfully submitted,



Dustin Jolly
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pro se prisoner

April 8, 2023