

No. _____

**In the
Supreme Court of the United States**

JOHNNY TAYLOR,
Petitioner,

v.

THOMAS BELL, WARDEN,
Respondent.

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

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

Michael Benjamin Silverstein
Counsel of Record
BENESCH, FRIEDLANDER, COPLAN &
ARONOFF LLP
41 South High Street, Suite 2600
Columbus, Ohio 43215-6164
(614) 223-9300
msilverstein@beneschlaw.com

Michael Dominic Meuti
BENESCH, FRIEDLANDER, COPLAN &
ARONOFF LLP
200 Public Square
Suite 2300
Cleveland, Ohio 44114
(216) 363-6246
mmeuti@beneschlaw.com

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

Petitioner, Johnny Taylor, respectfully applies to this Court for an order extending the time in which to file his petition for writ of certiorari from May 2, 2023 until June 1, 2023, a period of thirty (30) days. This Court has jurisdiction pursuant to 28 U.S.C. § 1254. In support of this Application, Mr. Taylor states as follows:

1. Mr. Taylor is incarcerated in Michigan under conviction of armed robbery for which he was sentenced to 20 to 50 years. On February 1, 2023, the United States Court of Appeals for the Sixth Circuit issued an opinion in Case No. 21-1348 (attached), wherein the Court affirmed the judgment of the United States District Court for the Western District of Michigan in Case No. 1:17-CV-855 denying his petition for habeas corpus.

2. Mr. Taylor’s case raises important questions regarding clearly established federal law as construed by this Court in *Strickland v. Washington*, 466 U.S. 668 (1984) and *United States v. Cronin*, 466 U.S. 648 (1984). Specifically, this case raises crucial questions about whether counsel is “completely absent” under *Cronic* when they fail to conduct any investigation or meaningfully meet with their client before trial, and how federal courts can rectify Catch-22 rulings by state courts based on federal law.

3. Mr. Taylor now seeks a writ of certiorari for the United States Court of Appeals for the Sixth Circuit with respect to its decision. This Court’s jurisdiction to grant the same arises under 28 U.S.C. § 1254(1).

4. According to Supreme Court Rule 13.3, a petition for writ of certiorari for this matter is due on or before May 2, 2023. However, the time granted by Supreme Court Rule 13

will be insufficient to allow Petitioner's counsel to do justice to the issues at hand, and provide an appropriate petition to this Court. Therefore, Petitioner seeks an extension of thirty (30) days to file for a writ of certiorari, as permitted by Supreme Court Rule 13.5.

5. In accordance with Supreme Court Rule 13.5, this Application is submitted at least ten (10) days prior to the present due date. Further, the requested extension is made in good faith and not for the purposes of delay. The issues presented by this case center on crucial issues of adequate representation, and the difficulty of presenting affirmative evidence of facts not in the record. The state court's refusal to recognize Mr. Taylor's complete denial of counsel and giving him no fair opportunity to present his claim are crucial issues for this Court to correct. Thus, it is important that counsel be permitted additional time to prepare Mr. Taylor's petition.

6. Other obligations, including unforeseen and emergent issues for other clients, have precluded counsel from being able to direct adequate time and attention to the preparation of a petition for writ of certiorari on Petitioner's behalf. Therefore, in light of counsel's current obligations and the importance of the constitutional and statutory issues that will be presented in this case, counsel submits that a thirty (30) day extension is necessary and appropriate in order to effectively prepare the petition for certiorari on Mr. Taylor's behalf.

Wherefore, in the interest of justice and for good cause shown, counsel for Mr. Taylor respectfully requests that this Court extend the current May 2, 2023 deadline until June 1, 2023.

Respectfully submitted,

/s/ Michael Benjamin Silverstein

Michael Benjamin Silverstein

Counsel of Record

BENESCH, FRIEDLANDER, COPLAN & ARONOFF
LLP

41 South High Street, Suite 2600

Columbus, Ohio 43215-6164

(614) 223-9300

msilverstein@beneschlaw.com

Michael Dominic Meuti

BENESCH, FRIEDLANDER, COPLAN & ARONOFF
LLP

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Cleveland, Ohio 44114

(216) 363-6246

mmeuti@beneschlaw.com

Attorneys for Johnny Taylor