

No. _____

**IN THE
SUPREME COURT OF THE UNITED STATES**

ANTHONY A. ANDERSON,
Applicant,

v.

UNITED STATES,
Respondent.

**APPLICATION FOR AN EXTENSION OF TIME WITHIN WHICH TO FILE
A PETITION FOR A WRIT OF CERTIORARI TO THE
UNITED STATES COURT OF APPEALS FOR ARMED FORCES**

To the Honorable John G. Roberts, Jr., Chief Justice of the United States:

Pursuant to Rule 13.5 and 22.3 of this Court, Applicant Anthony A. Anderson respectfully requests that the time to file a petition for a writ of certiorari in this matter be extended to and including October 30, 2023. The United States Court of Appeals for the Armed Forces entered judgment on June 29, 2023. A copy of the judgment and decision is being filed with this Application. Unless extended, the time for filing a petition will expire ninety days after entry of the judgment.

In support of this application, Applicant states as follows:

1. In the decision below the U.S. Court of Appeals for the Armed Forces held that the United States Constitution does not require court-martial convictions to be unanimous. That holding is in tension with other decisions by this Court, *e.g.*, *Ramos v. Louisiana*, 140 S. Ct. 1390 (2020), although this Court has never directly

addressed this important question. Applicant intends to file a petition for a writ of certiorari seeking review of the decision below. The basis for this Court's jurisdiction will be 28 U.S.C. § 1259.

2. Applicant has engaged Counsel of Record, Scott E. Gant of Boies Schiller Flexner LLP, who was not involved in the proceedings below. The requested extension is necessary for Mr. Gant to review the record and prior proceedings in this case, and prepare and file a petition for certiorari that best presents the arguments for this Court's review, while Mr. Gant also attends to other matters before this Court and other tribunals.

For the foregoing reasons, Applicant respectfully requests that an extension of time to file a petition for certiorari be granted to and including October 30, 2023.

September 2023

Respectfully submitted,

Scott E. Gant

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