
IN THE SUPREME COURT OF THE UNITED STATES OF AMERICA

CHRISTOPHER COLLINGS,

Petitioner,

vs.

CINDY GRIFFITH,

Respondent.

(CAPITAL CASE)

APPLICATION FOR EXTENSION OF TIME
IN WHICH TO FILE PETITION FOR A WRIT OF CERTIORARI

TO: THE HONORABLE BRETT M. KAVANAUGH, ASSOCIATE
JUSTICE FOR THE UNITED STATES SUPREME COURT AND
CIRCUIT JUSTICE FOR THE EIGHTH CIRCUIT

Pursuant to United States Supreme Court Rule 13.5, Petitioner requests a sixty (60) day extension of time in which to file his Petition for a Writ of certiorari in this Court up to and including February 5, 2024 (sixty (60) days from the current deadline of December 7, 2023). In support of this Application, Mr. Collings states:

1. Petitioner, Christopher Collings, is a Missouri death-sentenced prisoner housed currently at the Potosi Correctional Center in Mineral Point, Missouri.

2. Pursuant to United States Supreme Court Rule 13.5, Petitioner

requests a sixty (60) day extension of time in which to file his Petition for a Writ of certiorari in this Court up to and including February 5, 2024 (sixty (60) days from the current deadline of July 30, 2023). In support of this Application, Mr. Collings states:

3. Mr. Collings seeks review in this Court of the decision of the United States Court of Appeals for the Eighth Circuit denying a certificate of appealability as to either of the eight (8) grounds for relief in his habeas corpus petition. *See* attached Exhibit.

4. The judgment of the United States Court of Appeals was entered on September 9, 2023.

5. Mr. Collings's motion for rehearing with suggestion for rehearing *en banc* was considered, and denied, by the United States Court of Appeals on September 9, 2023. *See* attached.

6. Mr. Collings's time in which to petition this Court for a Writ of Certiorari expires on December 7, 2023 (90 days calculated from September 9, 2023).

7. Pursuant to United States Supreme Court Rule 13.5, this Application is being filed more than ten days before December 7, 2023.

8. The jurisdiction of this Court is invoked pursuant to 28 U.S.C. §

1254.

9. This is a capital habeas corpus case. Mr. Collings is indigent. The undersigned counsel has been appointed by the United States Court of Appeals to represent Mr. Collings on appeal from the district court and in certiorari proceedings in this Court.

10. Pursuant to counsel's obligations to Mr. Collings`, the undersigned counsel has a duty pursuant to reasoned professional judgment to draft and present a Petition for a Writ of Certiorari to review the decision of the United States Court of Appeals for the Eighth Circuit.

11. Counsel requests an extension in this case because of previously set scheduling deadlines in other cases that require counsel's attention, and also other work in capital cases, including:

(Mr. Weis) Motion for relief pursuant to Federal Rule of Civil Procedure 59(e) filed on October 27, 2023, in the United States District Court for the Eastern District of Missouri. *Shockley v. Crews*, Case No. 4:19-cv-02520-SRC. A response to the State's motion to set an execution date in the Missouri Supreme Court filed on November 13, 2023. *State v. Hosier*, SC93855.

12. Mr. Collings has not previously petitioned this Court for an extension of time in which to file a Petition for a Writ of Certiorari.

13. Counsel avers that this Application is made in good faith and not for purposes of delay.

Wherefore, Mr. Collings requests respectfully that an order issue establishing the due date for Petitioner's Petition for a Writ of Certiorari on **February 5, 2024**.

Dated November 22, 2023.

Respectfully Submitted,

/s/ Jeremy S. Weis

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ATTORNEYS FOR PETITIONER

**UNITED STATES COURT OF APPEALS
FOR THE EIGHTH CIRCUIT**

No: 23-1064

Christopher Collings

Petitioner - Appellant

v.

Cindy Griffith

Respondent - Appellee

Appeal from U.S. District Court for the Western District of Missouri - Kansas City
(4:18-cv-08000-MDH)

JUDGMENT

Before ERICKSON, GRASZ, and KOBES, Circuit Judges.

This appeal comes before the court on appellant's application for a certificate of appealability. The court has carefully reviewed the original file of the district court, and the application for a certificate of appealability is denied. The appeal is dismissed. The motion for leave to file an overlength reply is granted.

June 28, 2023

Order Entered at the Direction of the Court:
Clerk, U.S. Court of Appeals, Eighth Circuit.

/s/ Michael E. Gans

**UNITED STATES COURT OF APPEALS
FOR THE EIGHTH CIRCUIT**

No: 23-1064

Christopher Collings

Appellant

v.

Cindy Griffith

Appellee

Appeal from U.S. District Court for the Western District of Missouri - Kansas City
(4:18-cv-08000-MDH)

ORDER

The petition for rehearing en banc is denied. The petition for rehearing by the panel is also denied.

September 08, 2023

Order Entered at the Direction of the Court:
Clerk, U.S. Court of Appeals, Eighth Circuit.

/s/ Michael E. Gans