

DOCKET NO. \_\_\_\_\_

IN THE SUPREME COURT OF THE UNITED STATES

OCTOBER TERM 2023

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ANTHONY FLOYD WAINWRIGHT,

Petitioner,

v.

SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS,

Respondent.

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**APPLICATION FOR SIXTY (60) DAY EXTENSION OF TIME IN WHICH  
TO FILE PETITION FOR WRIT OF CERTIORARI TO THE UNITED  
STATES COURT OF APPEALS FOR THE ELEVENTH CIRCUIT**

To the Honorable Clarence Thomas, Associate Justice of the Supreme Court of the United States and Circuit Justice for the Eleventh Circuit:

COMES NOW the Petitioner, Anthony Floyd Wainwright, by and through undersigned counsel, and pursuant to Supreme Court Rule 13.5, respectfully requests an extension of time of sixty (60) days within which to file his Petition for Writ of Certiorari to the United States Court of Appeals for the Eleventh Circuit. Petitioner requests that the Court extend the deadline to Monday, March 11, 2024. In support of his request, Petitioner, through counsel, states the following:

1. Petitioner is a death-sentenced inmate in the custody of the State of Florida. This case involves an appeal from the decision of the United States Court of Appeals for the Eleventh Circuit affirming the denial of relief under Federal Rule of

Civil Procedure 60(b), through which Petitioner sought to reopen the judgment dismissing his habeas corpus proceedings.

2. This Court's jurisdiction rests on 28 U.S.C. § 1254.

3. Petitioner was convicted of murder and sentenced to death in Hamilton County, Florida.

4. On July 18, 2023, Petitioner's appeal was denied by the United States Court of Appeals for the Eleventh Circuit (Attachment A). A timely motion for rehearing and rehearing *en banc* was filed and on October 13, 2023, the Eleventh Circuit denied the motion for rehearing (Attachment B). Petitioner's time to petition for certiorari in this Court expires January 11, 2024.

5. Petitioner has good cause in support of this request, which is based on counsel's commitments in other cases and matters in the weeks immediately preceding the January 11, 2024, deadline, as well as the complexity of the record and issues at bar. In preparing Petitioner's petition, it became clear to the undersigned that additional time is needed to effectively present Petitioner's arguments. The issues in this petition are factually and legally complex, warranting 60 additional days to prepare.

WHEREFORE, Petitioner, through his undersigned counsel, respectfully requests an extension of time of sixty (60) days within which to file the Petition for Writ of Certiorari to the United States Court of Appeals for the Eleventh Circuit on the above-styled case.

I HEREBY CERTIFY that a true copy of the foregoing motion has been furnished by Federal Express mail, to all counsel of record on December 21, 2023.

Respectfully submitted,

/s/ Katherine A. Blair

KATHERINE A. BLAIR

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