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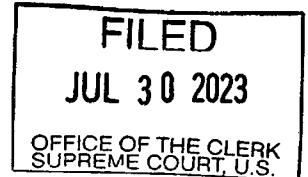
IN THE SUPREME COURT OF THE UNITED STATES

2023

CHRISTOPHER DERTING, *Petitioner,*

v.

SECRETARY, DEPT OF CORR., *Respondent.*



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

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

Petitioner Christopher Derting prays for a 30 day extension of time to file his petition for certiorari in this Court to and including September 10, 2023. The final judgment of the Eleventh Circuit was entered on May 10, 2023, and petitioner's time to petition for certiorari in this Court expires August 10, 2023. This application is being mailed more than 10 days before that date.

Copies of the majority and dissenting opinions below are attached hereto. The jurisdiction of this Court is invoked under 28 U.S.C. §1254(1).

As shown by the opinion below, this case involves the validity under Due Process Clause of the Fourteenth, Sixth, and Fifth Amendments. Pinholster, as it applies to petitioner has been construed by the District Court to prohibit actual testimony heard by the State Post-Conviction Court prior to its ruling. Thus, preventing the District Court from reviewing petitioner's Habeas Corpus with the same set of facts.

Petitioner has at all time been indigent and for the most part represented himself. Petitioner has recently been able to find someone to purchase the transcripts which contain the actual testimony as mentioned above, which would prove his actual innocence, 2254 (d)(2) violation and satisfying the prejudice prong of Strickland.

The extension of time is needed to wait on the delivery of the transcripts so petitioner can include them in his petition for certiorari.

Respectfully Submitted

Christopher Derting
DC#121880
Lawtey C.I.
P.O. Box 2000
Lawtey, Florida 32058

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SECRETARY, DEPT OF CORR. et.al, *Respondent*.

I Christopher J. Derting, an inmate confined in an institution. Today, July 30, 2023, I am depositing the Petitioners application for extension of time to file petition for Writ of Certiorari, in the institutions internal mail system. First class postage is being prepaid by the institution on my behalf.

I declare under penalty of perjury that the foregoing is true and correct (See U.S.C. §1746; 18 U.S.C. §1621)

Respectfully Submitted

/s/ 

Christopher Derting

DC#121880

Lawtey C.I.

P.O. Box 2000

Lawtey, Florida 32058

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PROVIDED TO THE COURT
DATE 7/31/23
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