

IN THE SUPREME COURT OF THE  
UNITED STATES OF AMERICA

ADEDAYO HAKEEM SANUSI, §  
Petitioner, §  
V. § Appellate No.: 21-40864  
§ USDC No.: 4:20-CR-172-1  
UNITED STATES OF AMERICA, §  
Respondent. §  
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PETITIONER'S MOTION FOR AN EXTENSION FO TIME TO  
FILE HIS PETITION FOR WRIT OF CERTIORARI

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COMES NOW, the Petitioner, Adedayo Hakeem Sanusi, Pro Se, moving this Honorable Court to grant this motion for an extension of time to file the Petitioner's Petition for Writ of Certiorari. Mr. Sanusi, avers the following in support of this request.

I. BACKGROUND

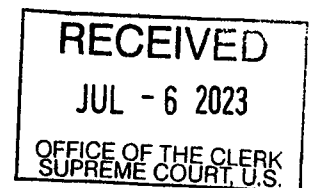
Mr. Sanusi pled guilty, in the federal district court to possession of access devices, aggravated identity theft, and illegal possession of device making equipment. The district court varied upwardly from the guidelines range of imprisonment and imposed a total sentence of 84-months in prison.

Mr. Sanusi filed a timely Notice of Appeal, and on appeal argued that the district court erred in applying an enhancement pursuant to U.S.s.G. § 2B1.1(b)(10)(c) on the basis that the offense involved sophisticated means.

On April 5, 2023, the United States Court of Appeals for the Fifth Circuit affirmed the judgment of the district court, thereby denying Mr. Sanusi's direct appeal. This request for an extension of time to file his Petition for Writ of Certiorari timely follows.

II. ARGUMENT FOR AN EXTENSION OF  
TIME TO FILE PETITION.

In Mr. Sanusi's case, the Fifth Circuit Court of Appeals issued it's Judgment and Mandate on April 5, 2023, thereby making Mr. Sanusi's Petition for Writ of



Certiorari due in this court on or before July 4, 2023.

Mr. Sanusi, now moves this Court to grant an extension of time to file his Petition due to the multiple institutional lockdowns and closures of the institution's law library, depriving Mr. Sanusi of access to the legal materials, caselaw and other legal research materials required to complete his petition.

Throughout all of 2023, but specifically since April 5, 2023, the date the Fifth Circuit issued its mandate in this case, FCI-Pollock has experienced extreme staff shortages. It is estimated that the institution is operating with only 40% of the staff required to safely operate the prison. As a result, of the staff shortage, FCI-Pollock has instituted an on lockdown or modified operations status during the 90-day period for Mr. Sanusi to file his Writ. This means that Mr. Sanusi has been deprived of access to the law library and the ability to complete his petition.

Specifically, between April 5, 2023 and April 30, 2023, FCI-Pollock ran under Lockdown or modified status for 19 days. 15 of those days were a result of not enough staff to operate the institution and four (4) days were a result of violent incidences involving inmates.

Between May 1, 2023 and May 16, 2023, FCI-Pollock ran under lockdown and modified schedule for nine (9) of the first 16 days of the month, as a result of the staff shortage and continued incidences of violence between inmates.

From May 17, 2023 to June 7, 2023, the institution was under lockdown status, as staff searched the entire institution, after receiving a credible threat of firearms being in the institution and possessed by inmates. Mr. Sanusi lost another 21 days of his 90-day period during this time.

Between June 7, 2023 and June 20, 2023, the date of the submission of this motion, Mr. Sanusi has been deprived of another six (6) days of his 90-day period due to staff shortages and holiday closures.

As a result of these staff shortages, credible threats of weapons possession, and violent assaults, none of which were the making of Mr. Sanusi, Mr. Sanusi has been deprived

of 54-days fo the 90-day period in which to file his petition.

The closure of te law library for these 54-days has actually prevented Mr. Sansui from completing his Petition for Writ of Certorari because Mr. Sanusi has been deprived of access to all legal materials and any ability to conduct legal research.

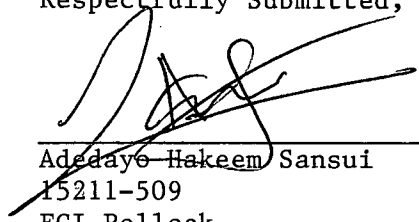
FCI-Pollock has a strict policy of not allowing inmates to access law computers and legal research material in inmate housing units in order to prevent inmates from researching or accessin the cases of other inmates. While this policy serves to protect vulnerable inmates, it deprives inmates, such as Mr. Sanusi, from conducting the required legal research to file his petition.

Because Mr. Sansui has been deprived of the ability, ttime, and opportunity to reseach the laws and facts of his case, claims, and issues, this Court should grant an extension of time of on less than 30-days and no more than 45-days.

### III. CONCLUSION

For each of the reasons set forth herein, and because the interest of justice and fundamental fairness requires it, Mr. Sansui, urges this Court to grant an extension of time to file his Petition for Writ of Certorari. Mr. Sansui maoves for an extension of 30 to 45 days.

Respectfully Submitted,



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