

No. \_\_\_\_\_

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IN THE  
SUPREME COURT OF THE UNITED STATES

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THEODORE WILLIAMS, II,  
*Petitioner,*

v.

UNITED STATES OF AMERICA,  
*Respondent.*

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ON PETITION FOR WRIT OF CERTIORARI TO THE  
UNITED STATES COURT OF APPEALS  
FOR THE ELEVENTH CIRCUIT

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

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**APPLICATION FOR EXTENSION OF TIME TO FILE A  
PETITION FOR A WRIT OF CERTIORARI**

To the Honorable Clarence Thomas, Circuit Justice for the United States Court of Appeals for the Eleventh Circuit:

Pursuant to Rule 13.5 of the Rules of the Supreme Court of the United States, Petitioner Theodore Williams respectfully requests a 60-day extension of time, up to and including November 27, 2023, to file his Petition for a Writ of Certiorari.

**BASIS FOR JURISDICTION**

The United States District Court for the Middle District of Florida had original jurisdiction over this criminal case under 18 U.S.C. § 3231. The United States Court of Appeals for the Eleventh Circuit reviewed the district court's judgment under 18 U.S.C. § 3742 and 28 U.S.C. § 1291. The Eleventh Circuit issued its decision on April 5, 2023, and denied Mr. Williams's petition for rehearing on June 30, 2023.

This Court will have jurisdiction over a timely filed petition for certiorari in this case under 28 U.S.C. § 1254(1). Under Supreme Court Rule 13.5, the Court may extend the time to file a petition for certiorari for a period not exceeding 60 days. Mr. Williams's petition is currently due on September 28, 2023. He files this Application more than ten days before that date and seeks an extension that does not exceed 60 days. *See* S. Ct. Rule 13.5.

### **JUDGMENT FOR WHICH REVIEW IS SOUGHT**

On April 5, 2023, the Eleventh Circuit affirmed Mr. Williams's conviction. *See United States v. Williams*, No. 22-10426, 2023 WL 2785223 (11th Cir. April 5, 2023). A copy of the opinion is attached as Appendix A. The Eleventh Circuit denied Mr. Williams's request for rehearing. A copy of the denial is attached as Appendix B.

### **REASONS FOR GRANTING AN EXTENSION OF TIME**

The petition for certiorari is currently due on September 28, 2023. In the past month, the undersigned counsel filed an expedited reply brief in *United States v. Nassif* (No. 23-3069 D.C. Cir.), as well as an initial brief in *United States v. Lewis*, (No. 23-10530 11th Cir.). The undersigned has a complicated oral argument scheduled for September 29, 2023 in the D.C. Circuit Court of Appeals in *United States v. Nassif*. In addition to working on Mr. Williams's petition for certiorari, the undersigned counsel will continue to devote time in the upcoming weeks to preparing briefs in *United States v. Sparks* (No. 23-11828 11th Cir.) due on September 27, 2023; *United States v. Hampton* (No. 17-15276 11th Cir.) due on October 16, 2023; *United States v. Rivera Torres* (No. 22-12996 11th Cir.) due on November 13, 2023; and *United States v. Lohr* (No. 23-11493 11th Cir.) due on November 14, 2023. A 60-day extension (until November 27, 2023) would allow the undersigned counsel to contribute effectively to pending client matters, including

Mr. Williams's petition. Mr. Williams respectfully submits that these facts support a finding of good cause under S. Ct. R. 13.5.

### CONCLUSION

Wherefore, undersigned counsel respectfully asks this Honorable Court to grant a 60-day extension of time, until November 27, 2023, in which to file Mr. Williams's petition for a writ of certiorari.

Respectfully submitted,

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Dated: September 12, 2023