

DOCKET NO. _____

IN THE SUPREME COURT OF THE UNITED STATES

October Term, 2023

SIMEON BOZIC,

Petitioner,

v.

COMMONWEALTH OF PENNSYLVANIA,

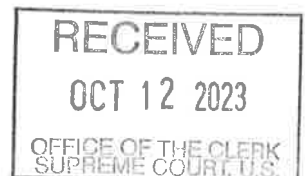
Respondents.

APPLICATION FOR EXTENSION OF TIME FOR FILING
PETITION FOR WRIT OF CERTIORARI

SIMEON BOZIC
HL-9179

SCI Greene
175 Progress Drive
Waynesburg, PA 15370

PRO SE PRISONER



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SIMEON BOZIC,

Petitioner,

v.

COMMONWEALTH OF PENNSYLVANIA,

Respondents.

**APPLICATION FOR EXTENSION OF TIME FOR FILING
PETITION FOR WRIT OF CERTIORARI**

The petitioner, a pauper and pro se prisoner, hereby respectfully applies for an extension of time within which to file a petition for writ of certiorari to review the judgment of the Supreme Court of the Commonwealth of Pennsylvania in the above-entitled proceeding. The order of that court was rendered on August 9, 2023. The time in which to file a petition for certiorari will, unless extended, expire on November 7, 2023. This application requests that the time be extended 60 days from November 7, 2023, to and including January 6, 2024.

The order of the Supreme Court of the Commonwealth of Pennsylvania denied petitioner's timely petition for allowance of appeal.

The primary issues to be raised before this court relates to the validity of a state court conviction, under the due process clause of the Fourteenth Amendment of the United States

Constitution, which rests in part upon photographic evidence secured from former post conviction relief counsel. Petitioner argues that this photographic evidence constitutes evidence of innocence that if presented to the jury would have likely changed the outcome of the proceeding. Also involved is an issue as to this Honorable Court's decision in *Shinn v. Ramirez*, 142 S. Ct. 1718, 212 L. Ed. 2d 713 (2022) and the posture to raise claims in the state court first before seeking federal review even when claims were defaulted as a result of ineffective post-conviction relief counsel.

The petitioner was not represented by counsel in his subsequent post-conviction relief petition and is representing himself in this action pro se. The petitioner is untrained at law and has limited resources at the institution he's confined in.

On September 22, 2023, the petitioner was sent to WHS/UPMC hospital for a hemorrhoidectomy surgical procedure. The petitioner's condition has had recent complications that he is diligently seeking to address within the institution. The petitioner is still recovering from this procedure without the benefit of the medications the surgeon prescribed - and informed petitioner was very important to apply - for recovery due to the institutions failure to provide petitioner with the prescribed medication for recovery.

In view of the importance and complexity of the federal constitutional issues, and the need for rest and recovery from recent surgical procedures, this extension of time is necessary.

Wherefore, it is respectfully requested that the time for filing the petition be extended to and including January 6, 2024.



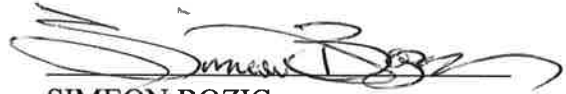
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing Application for Extension of time for filing Petition for Writ of Certiorari has been furnished by First Class U.S. Mail to Larry S. Krasner, District Attorney of Philadelphia County, at his primary address: Three South Penn Square, Philadelphia, PA 19107-3499 on this 30th day of September, 2023.



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Waynesburg, PA 15370

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2023 WL 5088914 (Table)
Only the Westlaw citation is currently available.
Supreme Court of Pennsylvania.

COMMONWEALTH of Pennsylvania, Respondent

v.

Simeon BOZIC, Petitioner

No. 42 EAL 2023

|

August 9, 2023

Petition for Allowance of Appeal from the Order of the
Superior Court

ORDER

PER CURIAM

*1 **AND NOW**, this 9th day of August, 2023, the Petition for
Allowance of Appeal is **DENIED**.

All Citations

Slip Copy, 2023 WL 5088914 (Table)