

No. 23A-___

IN THE
Supreme Court of the United States

NANCY MARTIN,

Applicant,

v.

UNITED STATES OF AMERICA,

Respondent.

**APPLICATION FOR AN EXTENSION OF TIME TO FILE A
PETITION FOR A WRIT OF CERTIORARI TO THE UNITED
STATES COURT OF APPEALS FOR THE TENTH CIRCUIT**

To the Honorable Neil Gorsuch, Associate Justice of the Supreme Court and
Circuit Justice for the Tenth Circuit:

1. Pursuant to Supreme Court Rules 13.5, 22, and 30, Applicant Nancy Martin respectfully requests a 59-day extension of time, up to and including April 12, 2024, to file a petition for a writ of certiorari to the United States Court of Appeals for the Tenth Circuit, seeking review of that court's decision in *United States v. Martin*, No. 23-3045, slip op. at *1 (10th Cir. Nov. 15, 2023). The Tenth Circuit issued its initial decision on July 31, 2023. A copy of that order is attached as Appendix A. After obtaining an extension of time, Applicant timely sought rehearing on September 13, 2023. A copy of the order extending time to file a rehearing petition is attached as Appendix B. The Tenth Circuit sua sponte withdrew its previous order and judgment, substituted a new order and judgment, and denied the rehearing

petition on November 15, 2023. A copy of that order is attached as Appendix C. The jurisdiction of this Court will be invoked under 28 U.S.C. § 1254(1), and the time to file a petition for a writ of certiorari will otherwise expire on February 13, 2024. This Application is timely because it has been filed on January 16, 2024, more than ten days prior to the date on which the time for filing the petition is to expire.

2. Applicants have good cause for an extension of time. Counsel of record has, among her other professional obligations, a summary judgment motion in *KalshiEX LLC v. Commodity Futures Trading Commission*, No. 1:23-cv-03257 (D.D.C.) due on January 25, 2024, a motion for reconsideration in *People v. Tate*, No. 338360 (Mich. Ct. App.) due January 25, 2024, a petition for a writ of certiorari in *Allen v. United States*, No. 23-A-529 (U.S.) due on February 22, 2024, and a reply brief in *Riley v. Waterman*, No. 23-1253 (7th Cir.) due on March 1, 2024. Counsel of record is also assisting in preparations for oral argument on February 20, 2024, in *Bissonnette v. LePage Bakeries Park Street, LLC*, No. 23-51 (U.S.), and preparing for oral argument the week of March 4, 2024, in *Ash v. Flowers Foods*, No. 23-30356 (5th Cir.).

WHEREFORE, Applicant respectfully requests that an order be entered extending the time to file a petition for a writ of certiorari for 59 days, to and including April 12, 2024.

Dated: January 17, 2024

Respectfully submitted,

/s/ Amanda K. Rice

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