

In the

Supreme Court of the United States

THOMAS E. KNUFF, JR.,

Petitioner,

v.

THE STATE OF OHIO,

Respondent.

**APPLICATION FOR EXTENSION OF TIME TO FILE
PETITION FOR WRIT OF CERTIORARI
TO THE OHIO SUPREME COURT**

OFFICE OF THE OHIO PUBLIC DEFENDER

/s/ Kimberly Rigby

Kimberly Rigby [0078245]

Managing Counsel, Death Penalty Dept.

State Public Defender

Counsel of Record

Elise Grifka Wander [0100482]

Assistant State Public Defender

Elise.GrifkaWander@opd.ohio.gov

Adam Vincent [0098778]

Assistant State Public Defender

Adam.Vincent@opd.ohio.gov

250 East Broad Street, Suite 1400

Columbus, Ohio 43215

Ph: (614) 466-5394

Fax: (614) 644-0708

Kimberly.Rigby@opd.ohio.gov

Counsel for Petitioner Knuff

To the Honorable Brett Kavanaugh, Circuit Justice for the United States Court of Appeals for the Sixth Circuit:

1. For the specific reasons set forth below, Petitioner Thomas E. Knuff, Jr., respectfully requests, under Supreme Court Rules 13.5, 22, and 30.3, a one-day extension of time to file his petition for a writ of certiorari regarding the denial of his capital direct appeal by the Supreme Court of Ohio.
2. On March 14, 2024, the Supreme Court of Ohio affirmed Petitioner's conviction and death sentence. On May 14, 2024, the Supreme Court of Ohio denied Petitioner's Application to Reconsider the denial of his capital direct appeal. The mandate issued on May 15, 2024.
3. Petitioner seeks for this Court to review Supreme Court's March 14, 2024 decision, which became final and ripe for review when the Supreme Court denied the Application to Reconsider on May 14, 2024.
4. Petitioner Knuff mistakenly calculated the due date for his petition for writ of certiorari from the date the mandate issued. Thus, his petition was filed one day late.
5. Petitioner had not requested any extensions prior to this one-day extension request. The Petition has been prepared and is currently docketed, but due to counsel's oversight, it is technically untimely. Petitioner thus requires an extension of time to render his petition timely filed.
6. Counsel for the State, Frank Zelenznikar, has indicated that they do not oppose this extension.

Therefore, Petitioner Thomas Knuff, Jr., respectfully requests that an order be entered extending his time to file a petition for a writ of certiorari for one day, from August 13, 2024, until August 14, 2024.

Respectfully Submitted,

Office of the Ohio Public Defender,

/s/ Kimberly Rigby

Kimberly Rigby [0078245]
Managing Counsel, Death Penalty Dept.
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Counsel for Petitioner Knuff