

No. _____

IN THE SUPREME COURT OF THE UNITED STATES

JAMES RANDALL MOEHLE,
Petitioner,

v.

STATE OF FLORIDA,
Respondent.

ON PETITION FOR WRIT OF CERTIORARI TO THE FLORIDA FIRST
DISTRICT COURT OF APPEAL

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

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Counsel for the Petitioner

To the Honorable Clarence Thomas, Associate Justice of the Supreme Court of the United States and Circuit Justice for the Eleventh Circuit:

Introduction

Pursuant to this Court's Rule 13.5, the Petitioner, James Randall Moehle, respectfully requests a thirty-day extension of time within which to file a petition for a writ of certiorari in this Court, to and including July 10, 2025.

Jurisdiction

The corrected opinion of the Florida First District Court of Appeal affirming the Petitioner's convictions was entered on February 3, 2025. The order denying the motion for rehearing was denied on March 12, 2025. Unless extended, the time within which to file a petition for a writ of certiorari would expire on June 10, 2025.

The jurisdiction of this Court is invoked under 28 U.S.C. § 1257(a). Copies of the opinion and order of the Florida First District Court of Appeal are included in the appendix to this motion.

Argument

The Petitioner will be seeking certiorari review on whether the Petitioner's Sixth Amendment rights were violated when he was denied his request for a twelve-person jury.

Unfortunately undersigned counsel's schedule requires him to seek an extension

of time in this case. In particular, since the Florida First District Court of Appeal entered its order, undersigned counsel has participated in one oral argument before a Federal circuit court, two postconviction evidentiary hearings before Florida circuit courts, two resentencing hearings before Florida circuit courts, lectured at two continuing legal education seminars, and attended two Florida Bar committee meetings¹.

Additionally, during the next two months, undersigned counsel will be attending two postconviction evidentiary hearings before Florida circuit courts, the Florida Association of Criminal Defense Attorneys annual meeting, and The Florida Bar's Annual Convention (including lecturing at two continuing legal education seminars and attending three committee meetings).²

Therefore, the Petitioner requests an extension of thirty days to file the petition for a writ of certiorari. No party will be prejudiced by the granting of a thirty-day extension in this case.

Accordingly, the Petitioner respectfully requests that an order be entered extending the time to petition for writ of certiorari by thirty days.

¹ Undersigned counsel also finalized eleven appellate briefs, including an initial brief in a death-penalty appeal in the Florida Supreme Court.

² Undersigned counsel will appear at postconviction evidentiary hearings on: 1) June 11, 2025, in *State v. Floyd*, case number 2010-CF-304, pending in the Florida First Judicial Circuit Court (Santa Rosa County); and 2) June 19, 2025, in *State v. Stoffel*, case number 2014-CF-1876, pending in the Florida First Judicial Circuit Court (Okaloosa County).

Respectfully submitted,

/s/ Michael Ufferman

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CERTIFICATE OF SERVICE

I, Michael Ufferman, a member of the Bar of this Court, hereby certify that on the 13th day of May, 2025, a copy of this Application For Extension of Time To File A Petition For A Writ Of Certiorari in the above-entitled case was mailed, first class postage prepaid, to the Office of the Attorney General, PL-01, The Capitol, Tallahassee, Florida 32399-1050 (counsel for the Respondent herein). I further certify that all parties required to be served have been served.

/s/ Michael Ufferman
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