

IN THE UNITED STATES SUPREME COURT

GREGORY STEVENS, :

Petitioner

v. : NO._____

UNITED STATES OF AMERICA, :
Respondent

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

Keith M. Donoghue, Assistant Federal Defender, Federal Community
Defender Office for the Eastern District of Pennsylvania, respectfully requests the
granting of the instant application for a 30-day extension of time, or until June 30,
2025, for filing a petition for writ of certiorari, and in support states:

1. Gregory Stevens was charged by superseding indictment (No. 21-cr-00107-1) in the Eastern District of Pennsylvania with robbery in violation of the Hobbs Act, 18 U.S.C. § 1951(a); using and discharging a firearm in a crime of violence, in violation of 18 U.S.C. § 924(c); and possession of ammunition after conviction of a felony, in violation of 18 U.S.C. § 922(g)(1). Following a guilty plea, he was sentenced by the Honorable Mitchell S. Goldberg to an aggregate period of 413 months (34½ years) of imprisonment, to be followed by five years of supervised release. Mr. Stevens thereafter timely appealed.

2. On February 28, 2025, the court of appeals affirmed the judgment of the district court and issued a not precedential opinion submitted herewith as Appendix A.

3. As noted in the Third Circuit's opinion, App. 6, Mr. Stevens challenges his conviction under 18 U.S.C. § 922(g)(1) on the ground that its lifetime ban on possessing a firearm or ammunition unconstitutionally abridges the Second Amendment right to keep and bear arms. *See New York State Rifle & Pistol Association, Inc. v. Bruen*, 597 U.S. 1 (2022). Counsel expects to file a petition seeking a writ of certiorari and further review of the questions presented by his constitutional challenge.

4. Counsel respectfully requests an extension of time as he has been occupied with a number of other matters, including *United States v. Donna Fecondo*, Third Cir. No. 24-1618, opening brief filed May 5, 2025; *Michael Bowe v. United States*, Supreme Court No. 24-5438, amicus brief filed April 14, 2025; *United States v. Steven Pennycooke*, Third Cir. No. 24-3210, reply brief presently due June 2, 2025; *United States v. Tyleeya Williams*, Third Cir. No. 25-1237, opening brief and joint appendix presently due June 9, 2025; and *United States v. Abreu-Benitez*, Third Cir. No. 24-2593, reply brief due June 13, 2025. In addition, counsel is preparing a presentation on developments in Supreme Court and Third Circuit law to be given at a continuing legal education seminar on May 21, 2025.

5. Counsel respectfully requests an additional thirty (30) days, or until June 30, 2025 (June 29 falling on a Sunday), for preparation of a petition for writ of certiorari.

WHEREFORE, for all the foregoing reasons of good cause, Keith M. Donoghue, Assistant Federal Defender, on behalf of the Federal Community Defender Office for the Eastern District of Pennsylvania, and on behalf of Gregory Stevens, respectfully requests that this Court grant this application for a 30-day extension of time, or until June 30, 2025, for filing of the petition for writ of certiorari.

Respectfully submitted,

/s/ Keith M. Donoghue

KEITH M. DONOGHUE

Assistant Federal Defender

CERTIFICATE OF SERVICE

I, Keith M. Donoghue, Assistant Federal Defender, Federal Community Defender Office for the Eastern District of Pennsylvania, hereby certify that I have electronically filed and served a copy of the *Application for Extension of Time for Filing Petition for Writ of Certiorari* upon Assistant United States Attorney Michael R. Miller, by hand delivery to his office located at the United States Attorney's Office, 615 Chestnut Street, Suite 1250, Philadelphia, PA 19106, and upon the Office of the Solicitor General, by first class U.S. mail, postage prepaid at Department of Justice, Room 5614, 950 Pennsylvania Avenue, N.W., Washington, D.C. 20530-0001.

/s/ Keith M. Donoghue

KEITH M. DONOGHUE

DATE: May 19, 2025