

No.

In the Supreme Court of the United States

JESSIE BULLOCK, *Petitioner*

v.

UNITED STATES OF AMERICA, *Respondent*

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

To the Honorable Samuel A. Alito, Jr., Associate Justice of the Supreme Court of the United States and Circuit Justice for the Fifth Circuit:

Petitioner Jessie Bullock requests a 30-day extension of time to file his petition for certiorari in this Court to and including July 25, 2025. *See* 28 U.S.C. § 2101(c); Sup. Ct. R. 13.5. The final judgment of the Fifth Circuit was entered on November 25, 2024, and the Fifth Circuit denied petitioner's petition for rehearing en banc on March 27, 2025. Petitioner's time to petition for certiorari in this Court expires June 25, 2025. This application is being filed more than 10 days before that date.

A copy of the opinion below, which is reported at 123 F.4th 183, is attached, as well as the order denying rehearing en banc. The jurisdiction of this Court will be invoked under 28 U.S.C. § 1254(1).

As shown in the opinion below, this case involves whether 18 U.S.C. § 922(g)(1), permanently prohibiting those who have been convicted of “a crime punishable by imprisonment for a term exceeding one year” from possessing a firearm, violates the Second Amendment facially or as applied to an individual who does not pose a current threat of violence. The court of appeals reversed the district court’s order dismissing the indictment filed against Mr. Bullock, and it determined that § 922(g)(1) was constitutional as applied to Mr. Bullock because he had prior convictions for aggravated assault and manslaughter. This case presents an important issue considering the Government’s burden of proof and the scope of a fundamental right that has divided the courts of appeals.

Petitioner was represented in the district court and the court of appeals by the Federal Public Defender for the Southern District of Mississippi, which office was appointed under the Criminal Justice Act. Assistant Federal Public Defender Michael L. Scott represented the petitioner in the court of appeals and represents him in this Court. Counsel has previously scheduled travel as the leader of an outdoor

expedition with Scouting America where he will not have access to his computer and only limited cell service for a period of two weeks, and he will not return to the office until the original deadline to file a petition for certiorari in this Court, June 25, 2025. Because this case involves a quickly evolving area of constitutional law, counsel is requesting a 30-day extension so that he will have time to adequately prepare the petition in this matter.

For these reasons, Petitioner Jessie Bullock respectfully requests that an order be entered extending his time to petition for certiorari in the above-captioned case to and including July 25, 2025.

Respectfully submitted,

OMODARE B. JUPITER
Federal Public Defender

MICHAEL L. SCOTT
Senior Litigator
Counsel of Record

OFFICE OF THE FEDERAL PUBLIC DEFENDER
SOUTHERN DISTRICT OF MISSISSIPPI

Counsel for Petitioner

June 3, 2025

CERTIFICATE OF SERVICE

I certify that on this June 3, 2025, I have served a copy of the enclosed Application for Extension of Time to File a Petition for Writ of Certiorari on all parties required to be served by enclosing a copy of each in an envelope and delivering it to FedEx, a third-party commercial carrier, on, for delivery within three calendar days to:

Solicitor General of the United States
U.S. Department of Justice
950 Pennsylvania Avenue NW, Room 5614
Washington, D.C. 20530

s/ Michael L. Scott
MICHAEL L. SCOTT