

No. 25A-_____

IN THE
SUPREME COURT OF THE UNITED STATES

MUHAMED PATHE BAH,
Petitioner

v.

THE 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 FIFTH CIRCUIT**

NILES S. ILLICH
Counsel for Petitioner
SCOTT H. PALMER

PALMER PERLSTEIN
15455 Dallas Parkway
Suite 540
Addison, Texas 75001
Direct: (972) 204-5452
Fax: (214) 992-9900
Email:
Niles@palmerperlstein.com
Scott@palmerperlstein.com

July 25, 2025.

PARTIES TO THE PROCEEDINGS

The petitioner herein, who was the defendant in the Southern District of Texas and the appellant in the Fifth Circuit, is Muhamed Pathe Bah.

The respondent herein, who was the plaintiff in the Southern District of Texas and the appellee in the Fifth Circuit, is the United States of America.

APPLICATION FOR EXTENSION OF TIME

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

Pursuant to Rule 13.5 of the Rules of this Court, petitioner Muhamed Pathe Bah respectfully requests a 45-day extension of time, to and including September 26, 2025, within which to file a petition for writ of certiorari.

JUDGMENT FOR WHICH REVIEW IS SOUGHT

The judgment for which review is sought is the decision of the Fifth Circuit Court of Appeals which denied petitioner's appeal for a denial of a certificate of appealability (order attached as Exhibit A).

JURISDICTION

The Fifth Circuit entered judgment on April 16, 2025. Petitioner filed a Motion to Reconsider Denial of Certificate of Appealability which was denied on May 14, 2025. Under Rules 13.1, 13.3, and 30.1 of the Rules of this Court, the current deadline for filing a petition for a writ of certiorari, if not extended, will expire on August 12, 2025. In accordance with Rule 13.5, this application is being filed at least ten days in advance of the filing date for a petition for writ of certiorari. This Court will have jurisdiction over any timely filed petition pursuant to 28 U.S.C. § 1257.

REASONS FOR EXTENSION OF TIME

Petitioner Bah respectfully requests a 45-day extension of time to file a petition for writ of certiorari seeking review of the order of the Fifth Circuit to and including September 26, 2025, for the following reasons:

1. Counsel for petitioner has worked diligently on this petition but must share it with colleagues to refine the argument and for comments on the potential of the issues presented.

2. Petitioner remains in the custody of the Federal Bureau of Prisons and communication with petitioner is challenging.

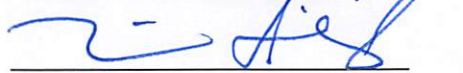
3. Counsel for respondent Assistant United States Attorney Seth Gagliardi is unopposed to this request.

4. Accordingly, to allow counsel sufficient time to prepare a petition for a writ of certiorari that will assist the Court in resolving this matter, counsel respectfully requests a 45-day extension of time.

CONCLUSION

For the foregoing reasons, petitioner respectfully requests that this Court grant a 45-day extension of time to and including September 26, 2025 in which to file a petition for a writ of certiorari.

Respectfully Submitted,



NILES S. ILLICH

Counsel for Petitioner

SCOTT H. PALMER

PALMER PERLSTEIN

15455 Dallas Parkway

Suite 540

Addison, Texas 75001

Direct: (972) 204-5452

Fax: (214) 992-9900

Email:

Niles@palmerperlstein.com

Scott@palmerperlstein.com

July 25, 2025.

Exhibit A

United States Court of Appeals
for the Fifth Circuit

No. 24-40672

United States Court of Appeals
Fifth Circuit

FILED

May 14, 2025

Lyle W. Cayce
Clerk

UNITED STATES OF AMERICA,

Plaintiff—Appellee,

versus

MUHAMED PATHE BAH,

Defendant—Appellant.

Appeal from the United States District Court
for the Southern District of Texas
USDC No. 1:23-CV-166

UNPUBLISHED ORDER

Before SMITH, GRAVES, and ENGELHARDT, *Circuit Judges*.

PER CURIAM:

A member of this panel previously DENIED Appellant's motion for a certificate of appealability. The panel has considered Appellant's opposed motion for reconsideration.

IT IS ORDERED that the motion is DENIED.