

No. 25-_____

IN THE SUPREME COURT OF THE UNITED STATES

JORGE ENRIQUE BARRAGAN-GUTIERREZ,
Petitioner,

v.

UNITED STATES OF AMERICA,
Respondent.

On Petition for Writ of Certiorari
to the
United States Court of Appeals for the Tenth Circuit

**Application for an Extension of Time to File a Petition for a Writ of
Certiorari**

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Pursuant to United States Supreme Court Rule 13.5, Petitioner Jorge Enrique Barragan-Gutierrez requests a sixty (60) day extension of time in which to file his Petition for a Writ of Certiorari in this Court, up to and including October 10, 2025 (sixty (60) days from the current deadline of August 11, 2025). In support of this Application, Mr. Barragan states:

1. Mr. Barragan seeks review in this Court of the decision of the United States Court of Appeals for the Tenth Circuit, which rejected his argument that his conviction for possession of a weapon in furtherance of a drug trafficking crime violates the Second Amendment as interpreted in *New York State Rifle & Pistol Ass’n, Inc. v. Bruen*, 597 U.S. 1 (2022), and *United States v. Rahimi*, 602 U.S. 680 (2024).

2. The Tenth Circuit initially issued its decision on April 15, 2025. That opinion is attached as APPENDIX A.

3. Mr. Barragan filed a timely petition for rehearing on April 16, 2025. The petition is attached is APPENDIX B.

4. The Tenth Circuit granted the rehearing petition and issued a modified opinion on May 12, 2025. The modified opinion is attached as APPENDIX C.

5. The Tenth Circuit issued the mandate on July 7, 2025. The mandate is attached as APPENDIX D.

6. Mr. Barragan's time in which to petition this Court for a Writ of Certiorari expires on August 11, 2025.¹

7. Pursuant to United States Supreme Court Rule 13.5, this Application is being filed more than ten days before August 11, 2025.

8. The jurisdiction of this Court is invoked pursuant to 28 U.S.C. § 1254(1).

9. Counsel requests an extension in this case because he is currently out of the office on a preplanned sabbatical. Undersigned counsel was out of the country until last week, and will be out of the office until mid-September.

10. Mr. Barragan has not previously applied to this Court for an extension of time in which to file a Petition for a Writ of Certiorari.

11. This Application is made in good faith and not for purposes of delay.

¹ Ninety days from May 12, 2025, is August 10, 2025, which is a Sunday. Under United States Supreme Court Rule 30.1, Mr. Barragan's deadline is rolled to August 11, 2025.

For these reasons, Mr. Barragan respectfully requests a sixty (60) day extension of time to file his Certiorari Petition in this Court.

Dated: July 31, 2025.

Respectfully submitted,

s/ Adam Mueller

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