

No. \_\_\_\_\_

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In the  
**Supreme Court of the United States**

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DAVID L. SHANKS,

*Petitioner,*

v.

UNITED STATES OF AMERICA,

*Respondent.*

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**ON PETITION FOR A WRIT OF CERTIORARI TO THE  
UNITED STATES COURT OF APPEALS FOR THE SEVENTH CIRCUIT**

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**MOTION FOR EXTENSION OF TIME TO FILE  
PETITION FOR A WRIT OF CERTIORARI**

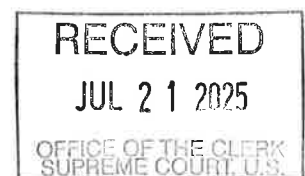
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David L. Shanks,  
*Pro se*

Reg. No. 11079-089  
U.S.P. McCreary  
P.O. Box 3000  
Pine Knot, KY 42635

No Phone

Petitioner



To the Honorable Amy Coney Barrett, Associate Justice of the Supreme Court of the United States and as Circuit Justice for the United States Court of Appeals for the Seventh Circuit:

Petitioner David L. Shanks respectfully requests that the time for a petition for writ of certiorari in this matter be extended for 62 days to and including Monday, September 29, 2025 (the 60<sup>th</sup> day being a Saturday and the 61<sup>st</sup> day being Sunday, September 28, 2025).

The Court of Appeals issued an order denying Petitioner's application for a certificate of appealability of his *Motion to Vacate, Set Aside, or Correct Sentence Pursuant to 28 U.S.C. § 2255* on January 10, 2025 (see Appendix A, *infra*). Thereafter, I timely sought rehearing, but that motion was denied on April 30, 2025 (see Appendix B, *infra*).

My petition for relief from this Court therefore would be due on July 29, 2025, absent an extension. I am filing this application at least ten days before that date.

The Court has jurisdiction over the judgment under 28 U.S.C. § 1254(1).

1. I was convicted in the U.S. District Court for the Eastern District of Wisconsin by a jury of conspiracy to distribute controlled substances in violation of 21 U.S.C. §§ 841(a) and (b)(1)(A), itself a violation of 21 U.S.C. § 846, and four counts of distribution of controlled substances in violation of 21 U.S.C. §§ 841(a)(1) and (b)(1)(C).

I filed a timely *Motion to Vacate, Set Aside, or Correct Sentence Pursuant to 28 U.S.C. § 2255*, which was denied by the District Court on the merits on October 31, 2022. Thereafter, I appealed, seeking a certificate of appealability.

The time to file a petition for a writ of certiorari should be extended for 60 days for the following reasons:

1. I am an incarcerated pro se litigant and thus requires more time than a trained legal practitioner with the freedom to devote full attention to the matter through the application of such resources as I desire to bring to the question.
2. The issues raised are several: First, I argue that the District Court violated my due process rights by denying me the right to amend my *Motion*; I was denied the right to attend my trial and to participate in my defense; I was denied effective assistance of counsel in raising issues as to my mental health; and I was denied effective assistance of counsel in arguing that the death of Jason Vogels was a suicide.
3. By extending the date for the petition in this case, the Court is more likely to have the benefit of the rulings in other cases when deciding whether to grant my petition. The Court also may have certiorari petitions in those other appeals that it could consider along with my petition.
4. An extension will not prejudice Respondents. I am currently incarcerated and will continue to serve his sentence.

For the foregoing reasons, the Court should extend the time to file a petition for a writ of certiorari in this appeal by 62 days. to and including Monday, September 29, 2025.

Executed July 11, 2025

A handwritten signature in black ink, appearing to read 'D. Shanks', written over a horizontal line.

David L. Shanks  
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