

No. _____

IN THE SUPREME COURT OF THE UNITED STATES

OCTOBER TERM, 2017

MICHAEL WINANS, JR. 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 SIXTH CIRCUIT**

To the Honorable Elena Kagan, Associate Justice of the Supreme Court of the United States and Circuit Justice for the Sixth Circuit:

Petitioner Michael Winans, Jr. respectfully requests a 60-day extension of time to file his petition for certiorari in this Court:

1. The jurisdiction of this Court is invoked under 28 U.S.C. §1254.
2. The United States District Court denied Mr. Winans' motion to vacate, set aside, or correct his sentence filed under 28 U.S.C. § 2255 and declined to issue a certificate of appealability on April 13, 2017. United States v. Winans, No. 2:15-CV-11382, 2:12-CR-20598-1, 2017 WL 1354138 (E.D. Mich. Apr. 13, 2017)

(Attached as Exhibit A). The United States Court of Appeals for the Sixth Circuit denied Mr. Winans motion for a certificate of appealability on October 20, 2017. Winans v. U.S., No. 17-1535, (6th Cir., Oct. 20, 2017) (Attached as Exhibit B). Petitioner's time to file a certiorari petition in this Court expires on January 18, 2018. This application is being filed more than ten days before that date.

3. Undersigned counsel has taken on Mr. Winans' appeal in this Court pro bono, but needs additional time to prepare a certiorari petition. Counsel currently is involved in many other cases, including numerous death penalty cases on direct appeal, in state post-conviction, and in federal habeas corpus. Many of these cases have imminent filing deadlines and require counsel's immediate attention.

4. For these reasons, Mr. Winans respectfully requests that an order be entered extending his time to petition for certiorari by sixty days, to and including March 19, 2018.

Respectfully submitted,

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