

CASE NO. 17A-____

SUPREME COURT OF THE UNITED STATES
October 2017 Term

CORTRELL RAMEY,	)
	)
Petitioner,	)
	)
v.	)
	)
UNITED STATES OF AMERICA,	)
	)
Respondent.	)

APPLICATION DIRECTED TO JUSTICE GORSUCH FOR ADDITIONAL TIME TO FILE
PETITION FOR A WRIT OF CERTIORARI TO THE EIGHTH CIRCUIT COURT OF
APPEALS

Submitted on Behalf of Petitioner

Submitted By:

DIANE L. DRAGAN
Assistant Federal Public Defender
1010 Market, Suite 200
St. Louis, MO. 63101
(314) 241-1255

ATTORNEY FOR PETITIONER

To Justice Neil M. Gorsuch:

Comes Now petitioner Cortrell Ramey, through his attorney of record, Assistant Federal Public Defender Diane L. Dragan, who, pursuant to Supreme Court Rule 13.5, requests two additional weeks in which to file a petition in this Court seeking certiorari to the Eighth Circuit Court of Appeals, up through Monday, May 7, 2018. In support, counsel submits as follows:

JURISDICTION

Petitioner seeks an extension to file a petition for writ of certiorari. Petitioner is requesting review of the judgment issued by the Eighth Circuit Court of Appeals on January 22, 2018, affirming the defendant's conviction and sentence for being a previously convicted felon in possession of a firearm, in violation of 18 U.S.C. §922(g)(1). Appendix 1. Petitioner did not file a motion for rehearing from the Eighth Circuit. The petition for writ of certiorari is originally due on Monday, April 23, 2018. Petitioner files this request for additional time at least 10 days before the date the petition is currently due, in compliance with Supreme Court Rule 13.5.

REASONS FOR APPLICATION FOR EXTENSION

1. Defense counsel believes that petitioner's case raises a recurrent issue of exceptional importance concerning the interpretation of the problematic definitions used to enhance United States Sentencing Guidelines calculations under U.S.S.G. §2K2.1(a)(4)(A), based on a recidivist provision focused on a prior conviction qualifying under the Guidelines definition of a "crime of violence" in U.S.S.G. §4B1.2(a)(1). The Guidelines definition is based on and construed by federal courts pursuant to the same interpretations of an identical definition in the Armed Career Criminal Act, 18 U.S.C. §924(e)(2)(B)(i).

2. Petitioner's counsel requests additional time due to the high number and increased complexity of criminal prosecutions she has been appointed to represent as an assistant federal public defender. Counsel makes this request with no dilatory purpose, but rather seeks to ensure proper presentation of the important federal questions raised in petitioner Ramey's case while also providing the effective representation of her dozens of other appointed clients.

WHEREFORE, petitioner requests leave to file his Petition for Writ of Certiorari, up through and including May 7, 2018.

Respectfully submitted,

/s/Diane L. Dragan

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