

In The  
Supreme Court of the United States

No.

TAJUAN WILLIAMS  
Petitioner,

V.

SHERMAN CAMPBELL, Warden,  
Respondent

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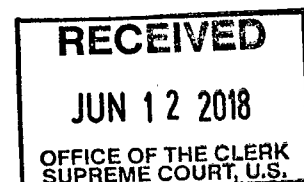
Application to Extend the Time to File  
a Petition for a Writ of Certiorari  
and Petition for Appointment of Counsel

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APPLICATION FOR EXTENSION OF TIME  
&  
PETITION FOR APPOINTMENT OF COUNSEL

Tajuan Williams (hereafter "petitioner"), petition for an extension of time to submit a Petition for a Writ of Certiorari and request the appointment of counsel to assist the Petitioner in submitting a timely Petition for a Writ of Certiorari, to assist the Petitioner in his request to have the law clarified by this Court, and allow an evidentiary hearing to attempt to determine if the Petitioner was denied his Constitutional Rights in his criminal case, contrary to, the Order(s) issued by the lower Federal Courts. (see attached, Appendix "A"; District Court and Sixth Circuit Orders)

As an initial matter, the Petitioner prays that this Court will "liberally construe" this application to comport to the Rules of the



Supreme Court of the United States as the Petitioner is without aid of counsel or the necessary resources (i e, example pleadings) at the prison law library that would assist in conforming to the Rules of the United States Supreme Court in regards to an Application to Extend the time to file a Petition of Writ of Certiorari, and making a request for the appointment of appellate counsel.

#### SUMMARY OF FACTS

Petitioner was convicted in a 2010 jury trial of first-degree murder, possession of a firearm by a felon, and commission of a felony with a firearm. Petitioner was sentenced to life imprisonment.

Petitioner moved for a new trial in the state court. The state court held an evidentiary hearing and denied the motion. The Michigan Court of Appeals upheld the denial of the motion.

Petitioner sought a Application for Leave to Appeal with the Michigan Supreme Court. While awaiting a decision from the Michigan Supreme Court, the Petitioner received information that constituted "newly discovered evidence." Petitioner based on this information was appointed an investigator by the State Appellate Defenders Office (herein SADO), (see attached, Appendix "B"; Attorney Chari Grove's Correspondence).

Petitioner's appellate attorney, Chari Grove and SADO's Chief Investigator, Linda Borus conducted an investigation of the "newly discovered evidence" through August 2014 until September 2015, and found grounds for a Motion for Relief from Judgment pursuant to the Michigan Court Rule 6.500.

Petitioner while awaiting the results of the investigation of the "newly discovered evidence" by appellate counsel learned that the Michigan Supreme Court denied Petitioner's Application for Leave to Appeal in an

Order dated September 05, 2014 Unfortunately, Petitioner's appellate attorney, Chari Grove did not file a motion to "stay" the proceedings in the Michigan Supreme Court, until the investigation into the "newly discovered evidence" was concluded

Petitioner, almost, a year later on September 03, 2015, received correspondence from SADO's appellate counsel, Chari Grove stating in pertinent: "Also, it is likely that you will have to argue that I was ineffective for not raising your additional claims, and for that reason I would not be able to represent you " (see attached, Appendix "B") Unfortunately, Petitioner's appellate attorney, Chari Grove upon discovering a "conflict of interest" did not move to withdraw from the case by filing a motion with the State trial court, but, decided to completely abandon the Petitioner

Petitioner after failed attempts to communicate with SADO's appellate attorney, Chari Grove to receive assistance in presenting the "newly discovered evidence" issue to the State's trial court," and "the assistance in the proper filing of a Writ of Habeas Corpus" under the circumstances, with the United States District Court of Michigan, did, with the aid of another prisoner submit a timely Petition for Writ of Habeas Corpus (see attached, Appendix "A")

Petitioner without the assistance of appellate counsel, Chari Grove was unable to toll the clock with a Motion for Relief from Judgment, because appellate counsel, Chari Grove never provided the Petitioner with the reports from the investigator 28 U.S.C. 2244(d)(2); see *Allen v. Yukins*, 366 F.3d 396 (CA 6 2004); Appendix "B"

Petitioner, after being completely abandoned by appellate attorney, Chari Grove on direct appeal, in March of 2017, submitted a Motion for

Substitution of Appellate counsel claiming that "Petitioner was denied the right to effective assistance of appellate counsel in a first appeal of right," relying on *Evitts v Lucey*, 469 U S 387, 396-97 (1985).

In response, on July 07, 2017 the State trial court ordered substitution of appellate counsel to facilitate a Motion for Relief from Judgment. As a result of, the State's trial court Order appointing appellate counsel, the Petitioner was appointed a series of appellate counsel.

First, appointed was attorney, Arthur H. Landau (P-16381), who withdrew from the case. Next, there was the appointment of attorney Jonathan B D. Simon (P-35596) who the State trial court substituted because of a conflict of interest. Third, the State trial court appointed attorney Richard J Goodman (P-34395), who had also withdrew from the case. Notably, before withdrawing from the Petitioner's case, attorney(s) "Landau," "Simon" and "Goodman," took more than two months to review Petitioner's file before any actions were taken in the case.

Petitioner is currently, awaiting appointment of new appellate counsel on direct appeal, due to abandonment by his original appellate counsel, SADO's appellate attorney, Chari Grove, and would like the opportunity to confer with newly appointed appellate counsel on the appropriate course of action (see attached, Appendix "C"; Attorney Richard J Goodman's Correspondence)

For all of these reasons, Petitioner, insist he has demonstrated "good cause" and "justification" for an extension of time to file a petition for a Writ of Certiorari where Petitioner is currently being denied the effective assistance of counsel as guaranteed by the United States Constitution, and the appointment of counsel in these proceedings are

necessary where the State's appointed appellate counsel(s) has refused to provide the Petitioner the necessary assistance to have the law clarified by the United States Supreme Court on direct appeal

Also, appointment of an Federal appellate counsel would prove useful, under the circumstances, to comply with the 60 day extension of time for filing a Writ of Certiorari as required by the Rules of the United States Supreme Court, if granted, where, experience has taught the Petitioner that most State court-appointed attorney(s) are not familiar with the Federal courts process or rules

#### CONCLUSION

The Application for an Extension of Time and the Appointment of Appellate Counsel should be granted

Respectfully submitted,



Tajuan Williams, Pro se

Dated: June 4th 2018

#### CERTIFICATE OF SERVICE

I, Tajuan Marnez Williams, hereby certify under penalty of perjury that a true copy of the Motion for Extension of Time and Petition for Appointment of Counsel has been provided to the below listed-party, by utilization of the prison Expedited Legal Mail who has mailed said envelope via United States mail this 4th day of June 2018 to Assistant Attorney General (David Goodkin), Criminal Appellate Division, P.O. Box 30217, Lansing, Michigan 48909.

Tajuan Williams  
Tajuan Marnez Williams  
Carson City Correctional Facility  
10274 Boyer Road  
Carson City, Michigan 48811

June 04, 2018  
Date