

Cesar Herrera,

Petitioner,

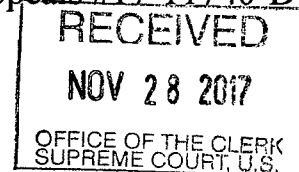
v.

S.Ct.

Ref: Eleventh Circuit Court of
Appeals #17-11740-D

State of Florida,

Respondent.



MOTION FOR ENLARGEMENT OF TIME

Petitioner, Cesar Herrera, proceeding under Supreme Court Rule #30 respectfully requests this Honorable Court to grant him a 60 day enlargement of time in which to file a certiorari petition. In support of this request, Petitioner Herrera would state:

1. On August 2, 2017, the Eleventh Circuit of Appeal denied Herrera's application for a COA (Appx "A").
2. Herrera timely filed for rehearing and that request was denied on September 18, 2017. (Appendix "B").
3. It is Petitioner's intent to file a petition with this court to obtain review of that decision but he is unable to do so within the time provided.
4. Petitioner Herrera has little or no legal knowledge and training so he is dependent on others for assistance in the preparation of a certiorari petition.

5. Petitioner Herrera believes from talking to others that the issue presented (penalizing Defendant for silence) might be accepted for review.
6. Unfortunately, there is a very long waiting list for assistance at Petitioner's prison law library and there are only three law clerks serving an inmate population of 1,200.
7. The Certiorari petition is presently due no later than December 17, 2017. A 60 day enlargement would extend that to February 15, 2018
8. It is Petitioner's intention to submit the petition as soon as it is completed.

Wherefore, Petitioner Herrera respectfully requests a 60 day enlargement of time to file a certiorari petition.

Respectfully Submitted,

/s/

Cesar Herrera DC# H31110

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing motion has been furnished via prepaid first class mail to: Office of Attorney General 3507 E. Frontage Rd. Suite 200, Tampa, Florida 33602 by entrusting it to prison officials for mailing on this 17 day of November 2017.

L Moore
Senior Clerk, PK

/s/

Cesar Herrera DC# H31110
Avon Park Correction Institution
8100 Hwy 64 East
Avon Park, Florida 33825