

No. _____

IN THE SUPREME COURT OF THE UNITED STATES

OCTOBER TERM, 2017

BOBBY WAYNE WALDROP, Petitioner,

v.

JEFFERSON S. DUNN, Commissioner of the
Alabama Department of Corrections, and the
ATTORNEY GENERAL OF THE STATE OF ALABAMA, Respondents.

APPLICATION FOR EXTENSION OF TIME
TO FILE PETITION FOR WRIT OF CERTIORARI
TO THE UNITED STATES CIRCUIT COURT OF APPEALS
FOR THE ELEVENTH CIRCUIT

To the Honorable Clarence Thomas, Associate Justice of the Supreme Court of
the United States and Circuit Justice for the Eleventh Circuit:

Pursuant to Supreme Court Rules 13 and 30, Petitioner Bobby Wayne Waldrop
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(1).
2. On September 26, 2017, the United States Court of Appeals for the
Eleventh Circuit affirmed the district court's denial of habeas relief. Waldrop v.
Comm'r, Alabama Dep't of Corr., No. 15-10881, 2017 WL 4271115 (11th Cir. Sept. 26,
2017) (Attached at Exhibit A.) On December 13, 2017, the Eleventh Circuit denied Mr.

Waldrop's Petition for Rehearing and Rehearing En Banc. (Attached at Exhibit B.)

3. Petitioner's time to file a certiorari petition in this Court currently expires on March 13, 2018. This application is being filed more than ten days before that date.

4. Petitioner is an inmate under a sentence of death, and his case raises serious constitutional issues that require careful presentation in his petition for certiorari.

5. Counsel have taken on Mr. Waldrop's appeal in this Court pro bono but need additional time to prepare the petition. Counsel currently are involved in many other death penalty cases, including numerous cases on direct appeal. Many of these cases have imminent filing deadlines and require counsel's immediate attention. Moreover, the State of Alabama has no system for providing legal representation to death row prisoners after the completion of their direct appeals. There are many Alabama death row prisoners currently without counsel facing filing deadlines in this Court, in state postconviction cases, and in the lower federal courts. Counsel are actively engaged in assisting these prisoners.

6. For these reasons, Mr. Waldrop respectfully requests that an order be entered extending his time to file a petition for certiorari by 60 days, to and including, May 14, 2018.¹

¹The May 14, 2018, date accounts for May 12 – the date on which a 60-day extension of time would fall – being a Saturday. See Sup. Ct. R. 30.

Respectfully submitted,

/s/ Bryan A. Stevenson
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Dated: February 26, 2018