

No. _____

IN THE
Supreme Court of the United States

DEANTE DIXON,
Petitioner,

v.

UNITED STATES OF AMERICA,
Respondent.

**APPLICATION FOR AN EXTENSION OF TIME
TO FILE A PETITION FOR A WRIT OF CERTIORARI**

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

Pursuant to Supreme Court Rules 13.5, 22, and 30.3, Deante Dixon, through undersigned counsel, respectfully requests a 30-day extension of time, to and including May 9, 2018, in which to file a petition for a writ of certiorari from the judgment entered by the United States Court of Appeals for the Eleventh Circuit. Mr. Dixon has not previously sought an extension of time before this Court.

1. Mr. Dixon was convicted in the United States District Court for the Middle District of Florida of the charge of being a felon-in-possession of a firearm and ammunition, in violation of 18 U.S.C. § 922(g)(1). On appeal to the Eleventh Circuit, Mr. Dixon challenged the

constitutionality of his conviction and the crime-of-violence enhancement that was applied at sentencing.

2. The Eleventh Circuit affirmed. Its opinion, entered on January 9, 2018, is attached.

3. This Court has jurisdiction over Mr. Dixon's case pursuant to 28 U.S.C. § 1254(1). Mr. Dixon's petition for a writ of certiorari is currently due on April 9, 2018. Mr. Dixon is therefore filing this request at least ten days before the current deadline.

4. Mr. Dixon respectfully requests a 30-day extension of time in which to file a petition for writ of certiorari in light of undersigned counsel's other case-related duties and the significance of the constitutional issue in Mr. Dixon's case. Among other matters, undersigned counsel is currently preparing for a hearing in a voluminous and complex 28 U.S.C. § 2255 proceeding, which is scheduled on March 16, 2018. Counsel also has briefs due before the Eleventh Circuit on March 19, 2018, and on April 9, 2018 (the date Mr. Dixon's petition is currently due) in unrelated direct appeals challenging (among other issues) sentences imposed under the Armed Career Criminal Act. In No. 17-7521, pending before this Court, the government's brief is due on March 23, 2018, and counsel anticipates filing a reply shortly thereafter. Counsel is also working on a petition for writ of certiorari that is due to this Court in another case on March 28, 2018.¹ Accordingly, additional time is necessary to afford Mr. Dixon his Sixth Amendment right to effective assistance of counsel in preparing the instant petition.

¹ Counsel also has another petition for a writ of certiorari due to this Court on April 12, 2018. Counsel is requesting a 30-day extension of time in that case.

Based on the foregoing, Deante Dixon respectfully requests that this Court extend the time to file a petition for a writ of certiorari by 30 days, to and including May 9, 2018.

Respectfully submitted,

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Federal Defender



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