

No. \_\_\_\_\_

**IN THE SUPREME COURT OF THE UNITED STATES**

**ROGER WAYNE MURRAY,**  
Petitioner,

vs.

**DORA SCHRIRO, et al.**  
Respondent.

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**\*\*\*CAPITAL CASE\*\*\***

**ON PETITION FOR WRIT OF CERTIORARI TO THE UNITED STATES  
COURT OF APPEALS FOR THE NINTH CIRCUIT**

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**APPLICATION FOR EXTENSION TO FILE PETITION FOR WRIT OF  
CERTIORARI**

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The Honorable Anthony M. Kennedy, Associate Justice of the Supreme Court of the United States and Circuit Justice for the Ninth Circuit:

Pursuant to Supreme Court Rules 13.5, 30.2 and 30.3, Petitioner Roger Wayne Murray requests an extension of time of 60 days in which to file his Petition for Writ of Certiorari. The current due date is May 15, 2018. This Application is being filed ten days prior to the due date. The requested extension would make the Petition due on July 16, 2018. Petitioner seeks review of the Opinion filed March 17, 2014 (amended on February 14, 2018) in Murray v. Schriro, et al., United States Court of Appeals for the Ninth Circuit, Case No. 08-99013 [Dkt. 71] (Exh. 2) denying Mr. Murray's petition for Rehearing and for Rehearing En Banc dated February 14, 2018 [Dkt. 93] (Exh. 1). The panel affirmed the district court's denial of a habeas corpus petition in a death penalty case. Petitioner filed his Petition for Panel Rehearing and Petition for Rehearing En Banc on March 8, 2017 [Dkt. 86]. The court denied the petition for rehearing and petition for rehearing en banc by Order entered on February 14, 2018 [Dkt. 93] (Exh. 2). This Court has jurisdiction pursuant to 28 U.S.C. § 1254 and Supreme Court Rule 10. Assistant Attorney General Lacey Gard, who is assigned to represent Respondents in this matter, does not oppose the requested extension.

### **Reasons for the Requested Extension of Time**

To date, undersigned counsel has been unable to afford Mr. Murray's petition for writ of certiorari the considerable attention it requires. John Charland is engaged in a case in California that has been time consuming including submitting a Case Management Statement and pending attendance at a Case Management Conference, a case in Maine, and several in Arizona. He also has been engaged in meeting several deadlines concerning a bad faith insurance case and a premise liability case. Since the petition for rehearing was denied on February 14, 2018, Mr. Charland also has been preparing for an eight day jury trial scheduled on June 4, 2018 in the Maricopa County Superior Court in a medical malpractice wrongful death matter. Extensive preparation has been taking place for months before the trial.

### **CONCLUSION**

For the foregoing reasons, Petitioner respectfully requests an extension of time to file his Petition for Writ of Certiorari for 60 days until July 16, 2018.

Respectfully submitted this 1st day of May, 2018.

By /s/ John E. Charland  
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