

IN THE
Supreme Court of the United States

STEPHEN EDWARD MAY,
Petitioner,

vs.

DAVID SHINN, DIRECTOR OF THE
ARIZONA DEPARTMENT OF CORRECTIONS, ET AL.,
Respondents.

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

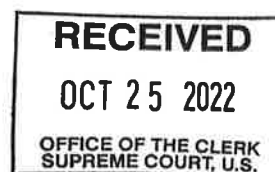
**APPLICATION FOR AN EXTENSION OF TIME
TO FILE A PETITION FOR A WRIT OF CERTIORARI**

TO THE HONORABLE ELENA KAGAN, CIRCUIT JUSTICE FOR THE NINTH CIRCUIT:

Pursuant to Rules 13.5 and 30, petitioner Stephen May respectfully asks the Court for a 60-day extension of time, up to and including January 16, 2023, to file a petition for a writ of certiorari in this matter.

The court of appeals issued a published opinion denying Petitioner's Motion to Recall the Mandate in this case on June 10, 2022. (App. A) *See May v. Shinn*, 37 F.4th 552 (9th Cir. 2022). The court of appeals denied a timely filed petition for rehearing on August 19, 2022. (App. B) This Court's jurisdiction is invoked under 28 U.S.C. § 1254(1).

This extension is necessary to accommodate undersigned counsel's other workload. Undersigned counsel is currently working on several cases with deadlines within the next few months, including (1) an amended Petition for Writ of Habeas Corpus in *Ronald Young v. David C. Shinn, et al.*, District of Arizona No. CV-18-00036-TUC-CKJ; (2) a Petition for Post-Conviction Relief in *State of Arizona v. Garry Worrell*, Yavapai County Superior Court No. CR2017-01536; (3) an opening brief in *United States of America v. Clinton Lewis*, Ninth Circuit No. 22-10186. In addition, undersigned counsel serves as supervising attorney at the Post-Conviction Clinic at the ASU Sandra Day O'Connor College of Law where he supervises



thirteen certified limited-practice law students working on over a dozen legal matters at various stages of the post-conviction process.

An extension is also necessary to permit Mr. May's counsel time to become a member of the Supreme Court Bar. Undersigned counsel, who is a member of the District of Arizona CJA Panel, requested that the Ninth Circuit appoint him to this case so that he would be able to file a petition without being admitted to the Supreme Court Bar, *see* 18 U.S.C. § 3006A(d)(7), U.S. Sup. Ct. R. 9, but that motion was denied on October 14, 2022. Undersigned counsel has filed an application for admission to the Supreme Court Bar on the same day as this Application was filed.

Accordingly, Mr. May respectfully asks the Court to extend the time for filing a petition for certiorari to and including January 16, 2023.

Respectfully submitted:

October 17, 2022.

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