

No. _____

IN THE SUPREME COURT OF THE UNITED STATES

IAN A. MILASKI,
Petitioner,

v.

STATE OF FLORIDA,
Respondent.

ON PETITION FOR WRIT OF CERTIORARI TO THE FLORIDA FIRST
DISTRICT COURT OF APPEAL

APPLICATION FOR A SHORT EXTENSION OF TIME TO FILE
PETITION FOR WRIT OF CERTIORARI DUE TO HURRICANE IDALIA

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Counsel for the Petitioner

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

Introduction

Pursuant to this Court's Rule 13.5, the Petitioner, Ian A. Milaski, respectfully requests an additional ten-day extension of time within which to file a petition for a writ of certiorari in this Court, to and including September 18, 2023.

Jurisdiction

The opinion of the Florida First District Court of Appeal affirming the Petitioner's convictions was entered on May 10, 2023. The Court previously extended the time within which to file a petition for a writ of certiorari by thirty days, from August 8, 2023, to September 7, 2023.

The jurisdiction of this Court is invoked under 28 U.S.C. § 1257(a). A copy of the opinion of the Florida First District Court of Appeal is included in the appendix to this motion.

Argument

The Petitioner will be seeking certiorari review on the following issue: whether the trial court denied the Petitioner his Sixth Amendment right to the counsel of his choice.

Unfortunately undersigned counsel's schedule requires him to seek an additional extension of time in this case. In particular, undersigned counsel's office closed in preparation for the severe weather from Hurricane Idalia, and the office was without power following the storm.

Therefore, the Petitioner requests an additional extension of ten days to file the petition for a writ of certiorari. No party will be prejudiced by the granting of a thirty-day extension in this case.

Accordingly, the Petitioner respectfully requests that an order be entered extending the time to file a petition for writ of certiorari by ten days.

Respectfully submitted,

/s/ Michael Ufferman

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CERTIFICATE OF SERVICE

I, Michael Ufferman, a member of the Bar of this Court, hereby certify that on the 31st day of August, 2023, a copy of this Application For Extension of Time To File A Petition For A Writ Of Certiorari in the above-entitled case was mailed, first class postage prepaid, to the Office of the Attorney General, PL-01, The Capitol, Tallahassee, Florida 32399-1050 (counsel for the Respondent herein). I further certify that all parties required to be served have been served.

/s/ Michael Ufferman
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FIRST DISTRICT COURT OF APPEAL
STATE OF FLORIDA

No. 1D22-45

IAN A. MILASKI,

Appellant,

v.

STATE OF FLORIDA,

Appellee.

On appeal from the Circuit Court for Alachua County.
William E. Davis, Judge.

May 10, 2023

PER CURIAM.

AFFIRMED.

ROWE, C.J., and M.K. THOMAS and TANENBAUM, JJ., concur.

*Not final until disposition of any timely and
authorized motion under Fla. R. App. P. 9.330 or
9.331.*

Michael Ufferman, Michael Ufferman Law Firm, P.A.,
Tallahassee, for Appellant.

Ashley Moody, Attorney General, and Robert “Charlie” Lee,
Assistant Attorney General, Tallahassee, for Appellee.