

No.

IN THE SUPREME COURT OF THE UNITED STATES

WILLIAM SHAUN WALKER,

Petitioner,

-v-

STATE OF NORTH CAROLINA,

Respondent.

**APPLICATION FOR EXTENSION OF TIME IN WHICH TO FILE
PETITION FOR WRIT OF CERTIORARI**

TO THE HONORABLE JOHN G. ROBERTS, JR., CHIEF JUSTICE OF THE
UNITED STATES AND CIRCUIT JUSTICE FOR THE FOURTH CIRCUIT:

NOW COMES petitioner, William Shaun Walker, pursuant to Supreme Court Rule 13.5, and respectfully requests a sixty-day extension of time for filing a petition for a writ of certiorari to the Supreme Court of North Carolina, such extension to include Monday, June 29, 2026. This application is submitted more than ten days prior to the scheduled filing date for the petition, which is April 28, 2026. In support of this application, petitioner shows the following:

1. This is a case involving a resentencing hearing under *Miller v. Alabama*, 567 U.S. 460 (2012) and *Montgomery v. Louisiana*, 577 U.S. 190 (2016) that resulted in two sentences of life without parole. Petitioner plans to file in this Court a petition for a writ of certiorari to the Supreme Court of North Carolina, asking this Court to review the final judgment entered in the case.

2. Petitioner was originally convicted of two counts of first-degree murder and one count each of armed robbery, felony larceny, and felony breaking or entering on April 9, 1998. On the offense date, he was 17 years old. He was sentenced to, among other things, two sentences of life without parole and his convictions were upheld on appeal. Later, on October 11 – 13, 2024, Mr. Walker’s case was heard in court for resentencing under *Miller v. Alabama*, 567 U.S. 460 (2012) and *Montgomery v. Louisiana*, 577 U.S. 190 (2016). At the conclusion of the hearing, he was again given two sentences of life without parole.

3. Mr. Walker appealed again, but the North Carolina Court of Appeals affirmed his sentences, *State v. Walker*, No. COA24-732, slip op. at 18 (N.C. Ct. App. Aug. 20, 2025) (unpublished), and the Supreme Court of North Carolina denied discretionary review. The Supreme Court of North Carolina entered its order denying review on January 28, 2026. Copies of the opinion issued by the Court of Appeals and the order of the Supreme Court of North Carolina denying review are attached to this application as Exhibits A and B, respectively.

4. Since the order of the Supreme Court of North Carolina denying review was entered on January 28, 2026, petitioner’s Petition for Writ of Certiorari must be filed on or before April 28, 2026.

5. The Supreme Court of North Carolina rejected petitioner’s Federal constitutional challenge arising under the Eighth Amendment to the United States Constitution, *Miller v. Alabama*, 567 U.S. 460 (2012), and *Montgomery v. Louisiana*,

577 U.S. 190 (2016). Petitioner intends to raise this issue in this Court under the jurisdiction conferred by 28 U.S.C. § 1257.

6. Undersigned counsel, Assistant Appellate Defender David Andrews, is counsel of record and is a member of the bar of this Court. Since the Supreme Court of North Carolina denied discretionary review on January 28, 2026, Mr. Andrews has been involved in other matters and has been unable to prepare the aforementioned petition. On February 19, 2026, Mr. Andrews filed the opening brief for *State v. Meeks*, No. COA26-51, in the North Carolina Court of Appeals. Then, on February 24, 2026, he participated in oral argument in *State v. Ingram*, No. COA25-83, also at the North Carolina Court of Appeals. On March 6, 2026, Mr. Andrews served the proposed record on appeal in *In re L.R.*, 24 JB 000096-750 (Randolph County). Mr. Andrews is also preparing the proposed record on appeal in *State v. Treanor*, 16 CR 057921-640 (New Hanover County), which is due on April 17, 2026; a petition for discretionary review in *State v. Ingram*, No. COA25-83, which is due on April 22, 2026; and a brief in *State v. Stokes*, No. COA26-277, which is due on April 23, 2026. Additionally, Mr. Andrews is working on proposed records on appeal in *In re J.G.*, 24 JB 000064-620 (Moore County) and *State v. Carter*, 22 CR 051458-120 (Cabarrus County), which are both due on May 4, 2026.

7. In addition to case work, Mr. Andrews has other responsibilities and obligations. On March 18, 2026, Mr. Andrews visited two clients in prison, which required a full day of travel. Mr. Andrews then attended a two-day CLE on March 19 – 20, 2026. Mr. Andrews has also been out of the office and on secure leave from

March 27 – April 3, 2026. Finally, over the past two months, Mr. Andrews has been involved in consultations, moots, and brainstorming sessions with other attorneys as part of his duties as an assistant appellate defender.

8. This sixty-day extension is fully justified and necessary. The extension will give Mr. Andrews sufficient time to meet his obligations and submit a petition for a writ of certiorari for this case that is well-prepared.

9. Petitioner remains incarcerated. No prejudice to respondent's concerns will result from this requested extension.

WHEREFORE, petitioner respectfully requests that an order be entered extending the time for filing a petition for a writ of certiorari in this matter to and including Monday, June 29, 2026.

Respectfully submitted this 8th day of April, 2026.

/s/David W. Andrews
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LIST OF EXHIBITS

Opinion of the North Carolina Court of Appeals in *State v. Walker*,
No. COA24-732, slip op. at 18 (N.C. Ct. App. Aug. 20, 2025) Exhibit A

Order of the Supreme Court of North Carolina
denying review..... Exhibit B