

No. _____

IN THE SUPREME COURT OF THE UNITED STATES

JAMES DESMOND BOOTH,
Petitioner,

v.

STATE OF FLORIDA,
Respondent.

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

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

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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, James Desmond Booth, respectfully requests a thirty-day extension of time within which to file a petition for a writ of certiorari in this Court, to and including July 27, 2026.

Jurisdiction

The opinion of the Florida Fifth District Court of Appeal affirming the Petitioner's convictions was entered on February 19, 2026. The order denying the motion for rehearing was entered on March 27, 2026. Unless extended, the time within which to file a petition for a writ of certiorari would expire on June 25, 2026.

The jurisdiction of this Court is invoked under 28 U.S.C. § 1257(a). Copies of the opinion and order of the Florida Fifth District Court of Appeal are included in the appendix to this motion.

Argument

The Petitioner will be seeking certiorari review on whether the State postconviction court erred by denying the Petitioner's postconviction claims.

Unfortunately undersigned counsel's schedule requires him to seek an extension of time in this case. In particular, since the Florida Fifth District Court of Appeal entered its order, undersigned counsel has participated in two oral arguments before

two Florida district courts, a week-long trial in a Florida circuit court, three postconviction evidentiary hearings before Florida circuit courts, one sentencing hearing before a Florida circuit court, lectured at two continuing legal education seminars, and attended two Florida Bar committee meetings.

Additionally, during the next two months, undersigned counsel will be attending three resentencing hearings, one oral argument before a Florida district court, the Florida Association of Criminal Defense Attorneys annual meeting, and The Florida Bar's Annual Convention (including lecturing at a continuing legal education seminar and attending two committee meetings).¹

Therefore, the Petitioner requests an extension of thirty 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 petition for writ of certiorari by thirty days.

Respectfully submitted,

/s/ Michael Ufferman

MICHAEL UFFERMAN

Michael Ufferman Law Firm, P.A.

Counsel for the Petitioner

¹ Undersigned counsel will appear at a resentencing hearing on: 1) June 9, 2026, in *State v. Clark*, case number 2023-CF-41, pending in the Florida Second Judicial Circuit Court (Wakulla County); 2) June 15, 2026, in *State v. Chang*, case number 2022-CF-8872, pending in the Florida Twelfth Judicial Circuit Court (Sarasota County); and 3) June 17, 2026, in *State v. Franco*, case number 2021-CF-9367, pending in the Florida Tenth Judicial Circuit Court (Polk County). Undersigned counsel will appear at an oral argument on August 6, 2026, in *Palmer v. State*, case number 5D2025-0287, pending in the Florida Fifth District of Appeal.

CERTIFICATE OF SERVICE

I, Michael Ufferman, a member of the Bar of this Court, hereby certify that on the 2nd day of June, 2026, 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, 444 Seabreeze Boulevard, Fifth Floor, Daytona Beach, Florida 32118-3951 (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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