

IN THE SUPREME COURT OF THE UNITED STATES

NIKOLAOS LIMBERATOS,
Applicant,

V.

UNITED STATES OF AMERICA,
Respondent.

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

To the Honorable Sonya Sotomayor, Associate Justice of the Supreme Court of the United States and Circuit Justice for the United States Court of Appeals for the Second Circuit:

Applicant Nikolaos Limberatos respectfully requests, pursuant to Supreme Court Rule 13.5 and 28 U.S.C. @2101(C), an extension of 60 days, to and including August 10, 2026, within which to file a petition for a writ of certiorari seeking review of the judgement of the United States Court of Appeal for the Second Circuit in United States v. Limberatos, No. 23-6094(con).

Basis for jurisdiction

This application arises from a criminal judgement entered in the United States District Court for the Southern District of New York and affirmed by the United States Court of Appeals for the Second Circuit. This Court would have jurisdiction under 28 U.S.C. @1254(1) to review the judgement of the Court of Appeals by writ of certiorari.

Judgement sought to be reviewed

The United States Court of Appeals for the Second Circuit affirmed Applicant's conviction and sentence in or about August 2025, and denied rehearing on March 10, 2026. Under Supreme Court Rule 13.3, the time to file a petition for a writ of certiorari runs from the date rehearing was denied, not from issuance of the mandate.

Absent an extension, the petition will be due June 8, 2026, which is 90 days after March 10, 2026. Applicant therefore submits this application more than 10 days before the current due date, as Rule 13.5 requires.

Reasons for extension

Good cause exists for a modest extension.

1. Applicant is incarcerated at FCI Allenwood low and is proceeding without funds sufficient to retain counsel for preparation for a certiorari petition.
2. Applicant has been attempting in good faith to secure representation and financial relief for the certiorari stage. Appellate counsel has advised Applicant that counsel will not prepare a certiorari petition unless additional fees are paid, which Applicant cannot afford.
3. The issues Applicant seeks to evaluate for possible presentation are legally substantial and require review of the district Court and appellate record before any responsible petition can be filed. The issues include alleged Fourth Amendment violation, the legality of the October 10, 2019, protective sweep and resulting seizure of evidence, the treatment of Count Three under 18 U.S.C. @1028A, and alleged false or misleading statements in the warrant affidavit.
4. The Second Circuit has recognized that counsel's post-decision obligations in criminal cases include advising the client concerning rehearing and certiorari, and that court supervision may be required when those obligations are not timely discharged. Taylor v. United States, 822 F.3d 84, 88-91 (2d Cir. 2016).
5. Additional time is necessary so that applicant may: (a) obtain relevant portion of the record; (b) determine whether counsel will continue, withdraw, or be replaced; (c) prepare or complete in-forma-pauperis papers if needed; and (d) identify and present any certiorari-worthy questions in a professionally responsible manner.
6. The request is made in good faith and not for purpose of delay. Applicant seeks only sufficient time to prepare a proper petition for certiorari in a criminal case carrying a substantial time of imprisonment.

Date: June 2, 2026

/s/ 

Nikolaos Limberatos
Petitioner pro se
FCI Allenwood Low
P.O. Box 1000
White Deer, PA 17887

CERTIFICATE OF SERVICE

The undersigned certifies that on June 2, 2026 a true and corrected copy was deposited into the prison mailbox system to be mailed to the following party, Clerk of the Court, via certified U.S. postal mail, posted prepaid.

/s/ 

June 2, 2026

June 2, 2026