

No. _____

IN THE
Supreme Court of the United States

MARCO ANTONIO NARANJO-AGUILAR,
Petitioner,

vs.

UNITED STATES OF AMERICA,
Respondent.

**ON PETITION FOR A WRIT OF CERTIORARI
TO THE UNITED STATES COURT OF APPEALS
FOR THE TENTH CIRCUIT**

**APPLICATION REQUESTING AN EXTENSION OF TIME TO FILE
PETITION FOR WRIT OF CERTIORARI
TO THE UNITED STATES COURT OF APPEALS
FOR THE TENTH CIRCUIT**

JON M. SANDS
Federal Public Defender
District of Arizona

M. Edith Cunningham
Counsel of Record
Assistant Federal Public Defender
407 W Congress Street, Suite 501
Tucson, Arizona 85701
Telephone: (520) 879-7500
Facsimile: (520) 879-7600
edie_cunningham@fd.org

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

Marco Antonio Naranjo-Aguilar, by and through his court-appointed counsel, M. Edith Cunningham, Assistant Federal Public Defender, respectfully requests that the Honorable Justice Kagan grant an extension of time to file the petition for writ of certiorari pursuant to Supreme Court Rules 13.5 and 30. Mr. Naranjo-Aguilar asks the Court to extend the time for filing the petition for forty-five (45) days, from January 26, 2026, to March 12, 2026.

The judgment of the United States Court of Appeals for the Tenth Circuit in this case, Tenth Cir. No. 24-7050, was entered on September 16, 2025. Appendix A. The Court of Appeals denied Mr. Naranjo-Aguilar's petition for rehearing en banc on October 27, 2025. Appendix B.

The extension is requested because of undersigned counsel's conflicting professional obligations, including: the opening brief due January 30 in Ninth Circuit No. 25-2991, the opening brief due January 30 in Ninth Circuit No. 25-653 (for which counsel will need to seek an extension), and the opening brief due February 26 in Ninth Circuit No. 25-5434. Counsel may also be on jury duty February 2-6. In addition, counsel needs more time to confer with Mr. Naranjo-Aguilar about whether to file a petition for certiorari. He was transferred to state custody in the fall and has not yet returned to the Bureau of Prisons.

Mr. Naranjo-Aguilar therefore respectfully asks the Honorable Justice Kagan to extend the time for filing the petition for forty-five (45) days from January 26, 2026, to March 12, 2026.

RESPECTFULLY SUBMITTED January 15, 2026.

JON M. SANDS
Federal Public Defender
District of Arizona

s/ M. Edith Cunningham
M. Edith Cunningham
Counsel of Record
Assistant Federal Public Defender

APPENDIX A

FILED
United States Court of Appeals
Tenth Circuit

UNITED STATES COURT OF APPEALS
FOR THE TENTH CIRCUIT

September 16, 2025

Christopher M. Wolpert
Clerk of Court

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

MARCO ANTONIO NARANJO-
AGUILAR,

Defendant - Appellant.

No. 24-7050
(D.C. No. 6:22-CR-00020-RAW-1)
(E.D. Okla.)

JUDGMENT

Before **HARTZ, MATHESON, and BACHARACH**, Circuit Judges.

This case originated in the Eastern District of Oklahoma and was argued by counsel.

The judgment of that court is affirmed.

If defendant, Marco Antonio Naranjo-Aguilar, was released pending appeal, the court orders that, within 30 days of this court's mandate being filed in District Court, the defendant shall surrender to the United States Marshal for the Eastern District of Oklahoma. The District Court may, however, in its discretion, permit the defendant to

surrender directly to a designated Bureau of Prisons institution for service of sentence.

Entered for the Court

A handwritten signature in black ink, appearing to read 'C. Wolpert', with a long horizontal stroke extending to the right.

CHRISTOPHER M. WOLPERT, Clerk

APPENDIX B

FILED
United States Court of Appeals
Tenth Circuit

UNITED STATES COURT OF APPEALS
FOR THE TENTH CIRCUIT

October 27, 2025

Christopher M. Wolpert
Clerk of Court

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

MARCO ANTONIO NARANJO-
AGUILAR,

Defendant - Appellant.

No. 24-7050
(D.C. No. 6:22-CR-00020-RAW-1)
(E.D. Okla.)

ORDER

Before **HARTZ**, **MATHESON**, and **BACHARACH**, Circuit Judges.

Appellant's petition for rehearing is denied.

The petition for rehearing en banc was transmitted to all of the judges of the court who are in regular active service. As no member of the panel and no judge in regular active service on the court requested that the court be polled, that petition is also denied.

Entered for the Court



CHRISTOPHER M. WOLPERT, Clerk