

No: \_\_\_\_\_

UNITED STATES OF AMERICA  
SUPREME COURT

2026 Term

Nicholas J. Sexton, pro se.  
Petitioner

v.

State of Maine, et al.  
Respondents

MOTION TO EXTEND TIME TO FILE A PETITION  
FOR A WRIT OF CERTIOARI

NOW COMES the Petitioner, Nicholas J. Sexton, pro se. ("Petitioner"), and hereby moves this Court, or an individual Justice thereof, pursuant to Rules of the Supreme Court of the United States ("Rule"), Part VII. Practice and Procedure, Rule 30 Computation and Extension of Time (3), to extend the time for the Petitioner to file a Petition For Writ Of Certioari ("Petition"), to the Maine Supreme Judicial Court ("MSJC"), Where the Petitioner can show that "good cause" exists to extend the time from the date of the Maine State court of last resort, the MSJC's Order denying the Petitioner's Certificate of Probable Cause ("Certificate"), on November 7th, 2025, which would render the Petition for Writ of Certioari due by February 5th, 2026.

As grounds for this Motion, the Petitioner states as follows;

(1). On or around November 7, 2025, the MSJC denied the Petitioner's last State attempt to have his Second Petition for Post-Conviction Relief [PCR] ground heard, which raised a claim which the lower Maine State court declined to hear

based on procedural waiver grounds, albeit ignoring several exceptions to procedural waiver that the Petitioner had raised in his pro se PCR Petition.

(2). The Petitioner filed for a Certificate of Probable Cause to the MSJC who claimed in their denial of the Certificate, that they "fully considered" the matter, however that Court gives no reasoned opinion of whether they considered the Petitioner's exceptions to the alleged waiver.

(3). The Petitioner has been trying to obtain representation for filing for a Writ of Certioari to this Court, however, it seems that the Petition to this Court will have to be pro se.

(4). The Petitioner finds that drafting & preparing the Petition according to Rules that are seemingly hard and complex, has become tedious, and at times impossible to comprehend.

#### Conclusion

(5). WHEREFORE, seeing as the Petitioner is having trouble navigating the complexity of the Rules, as well as trying to figure out how to draft and prepare a Petition to this Court, properly presenting the correct arrangement of facts & law, and seeing as this is the ultimate Court of Last Resort, then the Petitioner humbly asks this Court to find that "good cause" exists to extend the Petitioner's time to file a Petition for Writ of Certioari from February 5, 2026, to April 6, 2026, thereby extending the time sixty-days.

Respectfully submitted,

*Nicholas J. Sexton*

Nicholas J. Sexton 111838

P.O. Box 14

Concord, N.H. 03302

STATE OF MAINE

SUPREME JUDICIAL COURT  
Sitting as the Law Court  
Docket No. Pen-25-107

NICHOLAS SEXTON  
Petitioner

v.

**ORDER DENYING CERTIFICATE  
OF PROBABLE CAUSE**

STATE OF MAINE  
Respondent

Panel: STANFILL, C.J., and MEAD, CONNORS, LAWRENCE, and LIPEZ, JJ.

Pursuant to 15 M.R.S. § 2131(1) (2025) and M.R. App. P. 19, Nicholas Sexton has filed a notice of appeal and memorandum seeking a certificate of probable cause permitting full review by the Law Court of the trial court's (Penobscot, *Mallonee, J.*) dismissal of his petition for post-conviction review.

Sexton contends that the trial court erred in granting the State's motion to dismiss and erred in holding that he waived the claim he brings in a second petition for PCR. He argues that he should be relieved of the requirement that all claims be brought in a single petition for PCR. The Court has reviewed the judgment entered in the trial court and has fully considered the request for a certificate of probable cause. The Court has determined that no further hearing or other action is necessary to a fair disposition of the matter.

It is therefore ORDERED that the request for a certificate of probable cause to proceed with the appeal is hereby DENIED.

Dated: October 9, 2025

For the Court,

RECEIVED  
OCT 09 2025  
Clerk's Office  
Maine Supreme Judicial Court

  
Matthew E. Pollack  
Clerk of the Law Court  
Pursuant to M.R. App. P. 12A(b)(5)(B)

MAINE SUPREME JUDICIAL COURT

Sitting as the Law Court  
Docket No. Pen-25-107

Nicholas Sexton

v.

**ORDER DENYING MOTION  
TO RECONSIDER**

State of Maine

On October 23, 2025, Nicholas Sexton filed a motion to reconsider the Court's order of October 9, 2025, denying his request for a certificate of probable cause to appeal the order of the trial court dismissing his petition for post-conviction review. He did not tender any filing fee with the motion.

On October 24, 2025, Sexton paid the filing fee for a motion for reconsideration and filed a motion to enlarge the time for the motion for reconsideration or to treat the motion for reconsideration as one filed under M.R. App. P. 10 and not one filed under M.R. App. P. 14(b).

On October 31, 2025, Sexton filed a motion to supplement his motion for reconsideration.

The Court accepts the motion to reconsider as one properly and timely filed under Rule 10. The Court grants the motion to supplement the motion for

reconsideration and has considered the arguments contained in the motion to reconsider and the motion to supplement the motion to reconsider.

The motion to reconsider is DENIED.

Dated: November 7, 2025

For the Court,

A handwritten signature in black ink, appearing to read 'Matthew Pollack', is written over a horizontal line.

Matthew Pollack  
Clerk of the Law Court  
Pursuant to M.R. App. P. 12A(b)(5)(A)

RECEIVED

NOV 07 2025

Office  
Judicial Court

Certificate of Service

I Certify, that a copy of this MOTION TO EXTEND TIME TO FILE A PETITION FOR A WRIT OF CERTIORARI, was placed in the Legal-Mail Receptacle, of the NH State Prison, addressed to the Maine State Attorney General's Office, Augusta, ME., on this day of January 21, 2026.

Nicholas Sexton

Nicholas J. Sexton 111838

P.O. Box 14  
Concord, N.H. 03302\*