

No. 25A903

IN THE SUPREME COURT OF THE UNITED STATES

NIMA MORADI,

Petitioner,

v.

STATE OF FLORIDA,

Respondent.

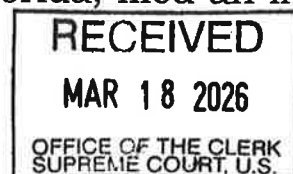
**SECOND APPLICATION FOR EXTENSION OF TIME TO FILE
PETITION FOR WRIT OF CERTIORARI TO THE DISTRICT
COURT OF APPEAL OF FLORIDA, SIXTH DISTRICT**

To the Honorable Clarence Thomas, United States Supreme Court
Justice

Nima Moradi (Moradi) respectfully requests a 7-day extension of time, up to and including March 11, 2026, to file his petition for a writ of certiorari because “extraordinary circumstances” beyond his control prevent its filing on or before March 4, 2026.

Moradi’s certiorari petition is **currently** due to be filed on or before March 4, 2026, because:

1. On February 2, 2026, a Florida attorney, William R. Ponall (Ponall) of Ponall Law in Maitland, Florida, filed an initial



application for a 30-day extension of time, up to and including March 4, 2026, to file Moradi's certiorari petition, App. A at 1-3; and

2. On February 9, 2026, Justice Thomas granted the application, extending the time for Ponall to file Moradi's certiorari petition until March 2, 2026, App. B at 1.

However, Moradi **cannot** prepare and file his certiorari petition by March 4, 2026, because:

1. He is now proceeding pro se;
2. He is incarcerated by the Florida Department Corrections (FDC) at the Mayo Correctional Institution – Annex (Mayo CI Annex) in Mayo, Florida;
3. Seemingly never-ending lockdowns, restricted movements on the compound, and staff shortages,¹ has been severely limiting his ability to:
 - a. access the prison law library at the Mayo CI Annex,and

¹ This FDC facility is notorious for senseless violence against staff and inmates. See, e.g., Bell v. State, 336 So. 3d 211, 212-13 (Fla. 2022); Buck v. State, 335 So. 3d 221, 222 (Fla. 1st DCA 2022); Noetzel v. State, 328 So. 3d 933, 936-37 (Fla. 2021).

- b. obtain the assistance of certified inmate law clerks;
and
- 4. Starting on March 2, 2026, a malfunction in a prison law library computer's Microsoft operating system has prevented inmate legal documents, including his certiorari petition, from being retrieved for printing, copying, and mailing to the courts,² so an inmate typist immediately began retyping the petition on a different computer (using Moradi's handwritten notes), which he estimates will take about a week to complete.

Moradi believes that these “extraordinary circumstances,” which are beyond his control, warrant the granting of a 7-day extension of time, up to and including March 11, 2026, to file his certiorari petition. Daniels v. State, 892 So. 2d 526, 527 (Fla. 1st DCA 2004) (finding that an inmate's “need to schedule time in the

² Moradi's case “has been an example of Murphy's Law – if it could go wrong, it has.” Estate of Amergi v. Palestinian Auth., 611 F.3d 1350, 1367 (11th Cir. 2010); see also Sillman v. Walker, 2014 Bankr. LEXIS 292, at *1 n.3 (Bankr. E.D. Cal. Jan. 21, 2014) (“Murphy's Law' is commonly attributed to Captain Edward A. Murphy, an engineer working on Air Force Project MXP81 at Edwards Air Force Base in 1949”).

prison law library and to obtain the assistance of an inmate law clerk” stated “good cause” for an enlargement of time); Patrick v. Foster Wheeler V.I., Inc., 2004 U.S. Dist. LEXIS 19423, at *1 (D.V.I. Sept. 14, 2004) (finding that a “computer malfunction” warranted the granting of an extension of time to meet a filing deadline); United States v. Rhodes, 2017 U.S. Dist. LEXIS 229121, at *1-2 (M.D. Fla. Feb. 13, 2017) (finding that institutional prison lockdown constituted “good cause”); United States v. Wehry, 848 F. App’x 64, 64 n.1 (3d Cir. 2021) (recognizing that the federal district court had “determined that [the inmate] showed good cause for the delay due to the lockdown at his prison”); Britt v. United States, 2013 U.S. Dist. LEXIS 174472, at *6-7 (S.D. Ala. Dec. 6, 2013) (acknowledging the inmate’s assertion that “extended periods of prison lockdown prevented him from using the prison law library” and thus constituted “good cause”); Todd v. Lamarque, 230 F. App’x 672, 678 (9th Cir. 2007) (noting that the federal district court found “good cause” where the inmate “represent[ed] that he was frequently under ‘lock-down’ due to staffing shortages at the prison”).

Ponall contacted an assistant state attorney general, Rebecca McGuigan, and he was thusly authorized to represent that she had

“no objection” to his initial application for a 30-day extension of time to file Moradi’s certiorari petition, so he believes that she will not have an objection to this second application, albeit filed pro se, because it seeks a mere 7-day extension of time in light of “extraordinary circumstances” beyond Moradi’s control.

WHEREFORE, Moradi prays that he will be granted a 7-day extension of time, up to and including March 11, 2026, to file his certiorari petition.

Respectfully submitted,

NIMA MORADI


A handwritten signature in black ink, appearing to read 'Nima Moradi', written over a horizontal line.

NIMA MORADI
Florida DOC No. X89992
Mayo Correctional Institution – Annex
8784 U.S. Highway 27 West
Mayo, FL 32066-3458

Petitioner Pro Se

DECLARATION

UNDER THE PENALTIES OF PERJURY, I, Nima Moradi, hereby declare that I have read this application and that the facts stated in it are true and correct. Executed on March 3, 2026.


NIMA MORADI

CERTIFICATE OF SERVICE

I HEREBY CERTIFY under the penalties of perjury that a true and correct copy of this application was, in fact, served on:

Rebecca McGuigan
Assistant Attorney General
Office of the Attorney General
444 Seabreeze Boulevard, Suite 500
Daytona Beach, FL 32118

and

William Ponall
Attorney at Law
Ponall Law
253 N. Orlando Avenue, Suite 200
Maitland, FL 32751

via prepaid first-class mail on March 3, 2026.


NIMA MORADI

Appendix

A

**Application for Extension of Time to File Petition for Writ of
Certiorari to the Florida Sixth District Court of Appeal,
Moradi v. Florida, No. 25A903 (Feb. 2, 2026)
(without attachments)**

No. _____

IN THE SUPREME COURT OF THE UNITED STATES

NIMA MORADI,

Petitioner,

vs.

STATE OF FLORIDA,

Respondent.

**APPLICATION FOR EXTENSION OF TIME TO FILE PETITION
FOR WRIT OF CERTIORARI TO THE FLORIDA SIXTH DISTRICT
COURT OF APPEAL**

To the Honorable Clarence Thomas, United States Supreme Court
Justice:

Petitioner, NIMA MORADI, respectfully requests a 30-day extension of time until March 4, 2026, to file his Petition for Writ of Certiorari. The decision to affirm the trial court's denial of Mr. Moradi's Rule 3.850 Motion for Postconviction Relief was entered by the Florida Sixth District Court of Appeal on January 10, 2025. The decision to deny Mr. Moradi's Motion for Rehearing and Rehearing En Banc was entered by the Florida Sixth District Court of Appeal on April 28, 2025. The Florida Supreme Court entered an order denying Mr. Moradi's petition for review on November 4, 2025. Extraordinary circumstances support this application not being filed 10 days before the current deadline for the Petition for Writ of Certiorari.

Copies of the aforementioned decisions from the Florida Sixth District Court of Appeal and the Florida Supreme Court are attached.

This Court has jurisdiction pursuant to 28 USC § 1257(a).

Undersigned counsel asserts that good cause supports the requested extension of time. Undersigned counsel went on a pre-planned family vacation in North Carolina during the week of January 19, 2026. Undersigned counsel was scheduled to return home to Florida on Friday, January 23, 2026. However, as a result of a severe winter storm, undersigned counsel was not able to travel and arrive back in Florida until the evening of Tuesday, January 27, 2026. As a result, undersigned counsel was unable to work at his office as planned from Saturday, January 24, 2026, through Tuesday, January 27, 2026. As a result of losing those three planned days of work, undersigned counsel fell behind and did not have sufficient time to complete the Petition for Writ of Certiorari in this case.

Undersigned counsel did not file this motion earlier as he did not expect the winter storm to affect his travel plans and anticipated having sufficient time to complete the Petition for Writ of Certiorari in this case.

Accordingly, undersigned counsel needs additional time to complete the Petition for Writ of Certiorari. The Petitioner, through undersigned counsel, respectfully requests an extension of time until March 4, 2026, to file the Petition for Writ of Certiorari.

Undersigned counsel has contacted Assistant Attorney General

Rebecca McGuigan and is authorized to represent that she has no objection to the requested extension of time.

Respectfully Submitted on
February 2, 2026

/s/ William R. Ponall
WILLIAM R. PONALL
PONALL LAW
253 N. Orlando Ave., Ste 200
Maitland, Florida 32751
Telephone: (407) 622-1144
Florida Bar No. 421634
bponall@ponalllaw.com

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of this Application has been provided by email delivery to Assistant Attorney General Rebecca McGuigan, crimappdab@myfloridalegal.com, on this 2nd day of February, 2026.

/s/ William R. Ponall
WILLIAM R. PONALL
Florida Bar No. 421634

Appendix

B

**Docket for Case Number 25A903,
Moradi v. Florida, No. 25A903 (Feb. 9, 2026)**

No. 25A903

Title: **Nima Moradi, Applicant**
v.
Florida

Docketed: February 9, 2026

Lower Ct: District Court of Appeals of Florida, Sixth District

Case Numbers: (6D2023-1319)

Proceedings and Orders

Feb 02 2026 Application (25A903) to extend the time to file a petition for a writ of certiorari from February 2, 2026 to March 4, 2026, submitted to Justice Thomas
Main Document (https://www.supremecourt.gov/DocketPDF/25/25A903/395180/20260202113910082_moradi.USSC.extension.final.2026.pdf)

Feb 09 2026 Application (25A903) granted by Justice Thomas extending the time to file until March 4, 2026.

Attorneys

Attorneys for Petitioner

William R. Ponall
Counsel of Record

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 Maitland, FL 32751

bponall@ponalllaw.com
 Ph: 4076221144

Party name: Nima Moradi