

**SUPREME COURT OF THE UNITED STATES
OFFICE OF THE CLERK
WASHINGTON, DC 20543-0001**

January 23, 2026

Jonathan J. Sobel
1500 Walnut Street
Suite 900
Philadelphia, PA 19102

RE: Brian Tootle v. Superintendent, SCI Dallas
USCA3 No. 25-1692

Dear Mr. Sobel:

The above-entitled petition for a writ of certiorari and the included application for an extension of time to file a petition for a writ of certiorari were postmarked January 8, 2026 and received January 12, 2026. The papers are returned for the following reason(s):

The petition and application are out-of-time. The date of the lower court judgment or order denying a timely petition for rehearing was October 7, 2025. Therefore, the petition and application for an extension of time was due on or before January 5, 2026. Rules 13.1, 29.2 and 30.1. When the time to file a petition for a writ of certiorari in a civil case (habeas action included) has expired, the Court no longer has the power to review the petition.

You are informed that paper remains the official form of filing. Documents that are only submitted electronically and not in paper form do not constitute an official filing with the Court. Rule 29.

In reference to your submission entitled "Application to be Excused from Providing Thirty Paperbooks for Petitioner," please be advised that the Rules of the Court make no provision for such filing and it is therefore returned to you unfiled.

Your submission to the Court's electronic filing system has been rejected and your check in the amount of \$300.00 is returned herewith.

Sincerely,
Scott S. Harris, Clerk
By:

Rashonda Garner
(202) 479-3025

Enclosures