

No. _____

IN THE SUPREME COURT OF THE UNITED STATES

OCTOBER TERM 2025

GARY MICHAEL HILTON,

Petitioner,

v.

SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.,

Respondents.

**APPLICATION FOR SIXTY (60) DAY EXTENSION OF TIME IN WHICH
TO FILE PETITION FOR WRIT OF CERTIORARI TO THE UNITED
STATES COURT OF APPEALS FOR THE ELEVENTH CIRCUIT**

To the Honorable Clarence Thomas, Associate Justice of the Supreme Court of the United States and Circuit Justice for the Eleventh Circuit:

Petitioner, Gary Michael Hilton, by and through undersigned counsel, and pursuant to Supreme Court Rule 13.5, respectfully requests an extension of time of sixty (60) days within which to file his Petition for Writ of Certiorari to the United States Court of Appeals for the Eleventh Circuit. In support of his request, Petitioner states the following:

1. Petitioner is a death-sentenced Florida prisoner in the custody of the State of Florida. This case involves an appeal from the decision of the United States Court of Appeals for the Eleventh Circuit affirming the denial of federal habeas corpus relief pursuant to 28 U.S.C. § 2254.

2. This Court's jurisdiction rests on 28 U.S.C. § 1254.

3. Petitioner was convicted of murder and sentenced to death in the circuit court of the Second Circuit in and for Leon County, Florida.

4. On April 1, 2026, Petitioner's appeal was denied by the United States Court of Appeals for the Eleventh Circuit (Attachment A). A timely motion for rehearing and rehearing en banc was filed and on May 29, 2027, the Eleventh Circuit denied the motion for rehearing (Attachment B). Petitioner's time to petition for certiorari in this Court expires on August 27, 2026.

5. Good cause supports Petitioner's request, which is based on counsel's commitments in other cases and matters in the weeks immediately preceding the August 27, 2026, deadline, as well as the complexity of the record and issues at bar. In preparing the petition, it became clear to counsel that additional time would be needed to effectively present the issues.

6. This application is being filed more than 10 days before the current certiorari deadline of August 27, 2026. *See* Rules 13.1, 13.3, 13.5.

WHEREFORE, Petitioner respectfully requests an extension of time of sixty (60) days within which to file the Petition for Writ of Certiorari to the United States Court of Appeals for the Eleventh Circuit in the above-styled case.

Respectfully submitted,

/s/ Linda McDermott
LINDA McDERMOTT
Counsel of Record

/s/ John Abatecola
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/s/ Katherine Blair
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DATED: AUGUST 4, 2026