

No. 26A49

IN THE
Supreme Court of the United States

DARYL L. DAVIS,

Applicant,

v.

DON WARREN, ET AL.,

Respondents.

**APPLICATION FOR A FURTHER EXTENSION OF TIME
WITHIN WHICH TO FILE A PETITION FOR A WRIT OF CERTIORARI
TO THE UNITED STATES COURT OF APPEALS FOR THE FIFTH CIRCUIT**

Allyson N. Ho

Counsel of Record

Elizabeth A. Kiernan

Arjun Ogale

GIBSON, DUNN & CRUTCHER LLP

2001 Ross Ave, Suite 2100

Dallas, Texas 75201

Phone: 214.698.3100

aho@gibsondunn.com

Counsel for Applicant

TO THE HONORABLE SAMUEL A. ALITO, ASSOCIATE JUSTICE OF THE
UNITED STATES AND CIRCUIT JUSTICE FOR THE FIFTH CIRCUIT:

Pursuant to this Court's Rules 13.5, Applicant Daryl L. Davis respectfully applies for a 30-day extension of time, to and including September 18, 2026, within which to file any petition for a writ of certiorari to review the judgment of the United States Court of Appeals for the Fifth Circuit in this case. Applicant previously received a 30-day extension, extending the time to file a petition to and including Wednesday, August 19, 2026. *Davis v. Warren*, No. 26A49 (July 13, 2026).

1. Additional time is necessary for counsel to prepare a petition that would be helpful to the Court. Counsel for Mr. Davis has significant professional obligations during the period in which the petition would otherwise need to be prepared, including: *Woolard v. Thurmond*, No. 25A1287 (U.S.); *Am. Beverage Assoc. v. Paxton*, No. 26-50192 (CA5); *Alta Power L.L.C. v. Gen. Elec. Int'l, Inc.*, No. 25-10774 (CA5); *Civelli v. Mulacek*, No. 26-20183 (CA5); *REH Co., LLC v. EPA*, No. 25-1180 (CADC); *Eckford v. Nixon*, No. 26-0003 (Tex.); *Roberts v. Roberts*, No. 25-1160 (Tex.); *State v. Gilead Scis., Inc.*, No. 23-0800 (71st Dist. Ct., Harrison Cnty., Tex.), *Davis v. Warren*, No. 6:24-cv-207 (E.D. Tex.). Moreover, additional time is necessary here to allow counsel to address these important and complex questions of federal constitutional law.

2. Applicant isn't aware of any party that would be prejudiced by a 30-day extension.

Accordingly, Mr. Davis respectfully requests that the time to file a petition for a writ of certiorari be extended by 30 days, to and including September 18, 2026.

Respectfully submitted,

/s/Allyson N. Ho

Allyson N. Ho

Counsel of Record

Elizabeth A. Kiernan

Arjun Ogale

GIBSON, DUNN & CRUTCHER LLP

2001 Ross Ave, Suite 2100

Dallas, Texas 75201

Phone: 214.698.3100

aho@gibsondunn.com

Counsel for Daryl L. Davis

August 5, 2026