

No. _____

IN THE UNITED STATES SUPREME COURT

=====

JESSE LEE HOPKINS,

Applicant,

vs.

UNITED STATES OF AMERICA,

Respondent.

=====

**APPLICATION TO THE HONORABLE ELENA KEGAN
FOR AN EXTENSION OF TIME WITHIN WHICH TO FILE
A PETITION FOR WRIT OF CERTIORARI TO THE
UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT**

=====

Pursuant to Supreme Court Rule 13.5, Jesse Lee Hopkins (“Applicant”) hereby moves for an extension of time of 60 days for the filing of a petition for writ of certiorari. Unless an extension is granted, the deadline for filing the petition is November 8, 2026.

In Support of this request, Applicant states as follows:

1. The United States Court of Appeals for the Ninth Circuit entered its decision in an unpublished memorandum on June 16, 2026. Attached at 1-4. On August 10, 2026, the Ninth Circuit denied a timely petition for hearing and suggestion for rehearing en banc. Attached at 5. This Court has jurisdiction pursuant to 28 U.S.C. § 1254(1).

2. The petition for writ of certiorari results from appeal on which the Ninth Circuit affirmed the district courts order denying of Hopkin's motion to vacate, set aside or correct sentence pursuant to 28 U.S.C. § 2255. Hopkins claims his right to effective assistance of counsel was violated by trial counsel's failure to object to a prior Montana robbery conviction as a crime of violence, used to enhance his sentence under the United States Sentencing Guidelines. The petition for writ of certiorari will focus on this Court's decision in *Stokeling v. United States*, 586 U.S. 73 (2019).

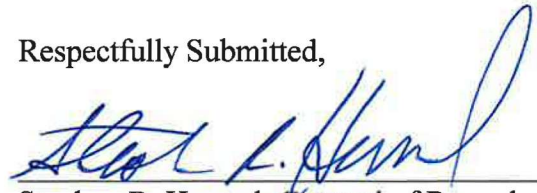
3. Counsel's work on the petition is delayed due the need to prepare for an evidentiary hearing on a motion to vacate, set aside or correct sentencing pursuant to 28 U.S.C. 2255, in the Eastern District of Washington, on October 30, 2026. Counsel is also drafting a state-prisoner's habeas corpus pursuant to 28 U.S.C. § 2254 in the Eastern District of Washington, for a client that is in prison for life without possibility of release under sentence in Washington State. The petition is due no later the November 5, 2026. Counsel has other state and federal trial court cases requiring services during this time.

4. Without an extension, counsel will have insufficient time to prepare an effective petition on behalf of Mr. Hopkins. Counsel for the government before the Ninth Circuit, ASUA Tim Tatarka, does not object to this request.

5. WHEREFORE, for the foregoing reasons, Applicant requests that an extension of time for 60 days be granted within which Applicant may file a petition for writ of certiorari.

Dated October 20, 2026.

Respectfully Submitted,

A handwritten signature in blue ink, appearing to read "Stephen R. Hormel", is written over a horizontal line.

Stephen R. Hormel, Counsel of Record
Hormel Law Office, LLC
17722 E. Sprague Ave.
Spokane Valley, WA 99016.
(509) 926-5177
Counsel for Applicant