

IN THE SUPREME COURT OF THE UNITED STATES

RICHARD MACK, et al.

Petitioners

v.

COMCAST CORPORATION, et al.

Respondent

TO THE HONORABLE SONIA SOTOMAYOR, SIXTH CIRCUIT JUSTICE

RESUBMITTED APPLICATION FOR EXTENSION OF TIME WITHIN
WHICH TO FILE PETITION FOR CERTIORARI

COME NOW, applicants, Richard E. Mack and Carol E. Mack (hereinafter “Applicants”), pursuant to *Rules of the Supreme Court of The United States*, Rule 13.5, and respectfully apply to The Honorable Sonia Sotomayor, Circuit Justice for the Sixth Circuit, for an extension of time from May 3, 2019 to and including **June 24, 2019**, within which to file a petition for certiorari (hereinafter “Petition”), pursuant to Supreme Court Rule 13.1.

This Corrected Application is filed due to the fact that Exhibit A, Exhibit B and Exhibit C of the Application, electronically transmitted and received by the Court on April 9, 2019, with Exhibits A, B and C attached, was transmitted by Applicant on April 11, 2019 and delivered to the Court by Federal Express on April 12, 2019, with Exhibits A, B and C attached but not separately appended; therefore, when the hard copy of the Application was received by the Court, the fact that Exhibits A, B and C were attached, instead of appended, made it impossible for the Court to determine the timeliness of the

Application. For this reason, the Application is submitted a seconded time with Exhibits A, B and C, separately submitted as Appendix A, Appendix B and Appendix C to the Application but, in all other respects, this Application is the same as the Application originally delivered to the Court on April 12, 2019 after being electronically submitted on April 9, 2019.

FOR CAUSE, the Tennessee Supreme Court is the court of last resort in Tennessee.

FOR FURTHER CAUSE, Appendix A hereto is a copy of the January 18, 2019 order of the Tennessee Supreme Court filed denying the application of Applicants for permission to appeal to the Tennessee Supreme Court.

FOR FURTHER CAUSE, attached as Appendix B hereto is a true and exact copy of the February 5, 2019 order of the Tennessee Supreme Court denying the petition of Applicants (attached as Appendix C hereto) to the Tennessee Supreme Court to rehear the application of Applicants for permission to appeal to the Tennessee Supreme Court.

FOR FURTHER CAUSE, Exhibit B hereto is the order establishing February 6, 2019 as the first of the 90 days within which Applicants are required, by *Rules of the Supreme Court of The United States*, Rule 13.1, to file the Petition.

FOR FURTHER CAUSE, attached as Exhibit D hereto is a true and exact copy of the August 31, 2018 opinion of the Tennessee Court of Appeals, which is the opinion which is the subject matter of the Petition.

FOR FURTHER CAUSE, the jurisdiction of this Court is attached by Title 28 *United States Code* § 1257(a).

FOR FURTHER CAUSE, no person other than Applicants seek the extension for which the instant Application applies.

FOR FURTHER CAUSE, unless extended, the date on which the Petition is **due** to be filed on **May 3, 2019** (25 days after this Application is filed).

FOR FURTHER CAUSE, Applicants are not people of means and not before April 2, 2019 were able to secure funds to defer the costs of the Petition and, thereby, were first able to decide whether to file the Petition.

FOR FURTHER CAUSE, counsel, on April 2, 2019, advised at length with Applicants concerning all of the pros and cons of filing the Petition and cautioned Applicants to take the necessary time to consider Applicants' decision about filing the Petition.

FOR FURTHER CAUSE, after due consideration, Applicants have decided to file the Petition.

FOR FURTHER CAUSE, between now and the May 3, 2019 due date for the Petition, counsel is required to be in Los Angeles, California and in White Plains, New York for preplanned depositions and other proceedings, involving multiple counsel and parties in long-pending cases; therefore, counsel is unable, between now and May 3, 2019, to devote the necessary time to perfect the Petition for filing on May 3, 2019.

FOR FURTHER CAUSE, unless this motion is granted, chance are great that Applicants will not be able to exercise their right to file the Petition.

WHEREAS, Applicant respectfully urges Your Honor to enter an order **extending** the date on which the Petition must be filed up **to and including June 24, 2019**.

Respectfully Submitted,

PARRISH LAWYERS, P.C.

Counsel to Applicants

By: 

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CERTIFICATE OF SERVICE

I, Larry E. Parrish, do hereby certify that I have forwarded a true and exact copy of
Applicants' **Resubmitted Application For Extension Of Time Within Which To File**
Petition For Certiorari via email, followed by United States Mail, postage prepaid to:

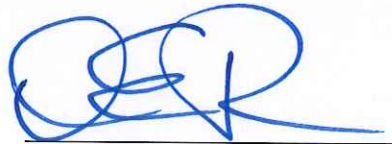
Jeffrey E. Nicholson, BPR 027445

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Larry E. Parrish

on the 19th day of April 2019.