

No: \_\_\_\_\_

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**In The  
Supreme Court of the United States**

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Eric Drake  
*Applicant,*  
v.

Costume Armour et al.  
*Respondent,*

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**APPLICATION TO EXTEND TIME TO FILE A PETITION  
FOR WRIT OF CERTIORARI TO THE UNITED STATES COURT  
OF APPEALS FOR THE FIFTH CIRCUIT**

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**PETITIONERS' APPLICATION TO EXTEND TIME  
TO FILE A PETITION FOR WRIT OF CERTIORARI**

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Respectfully submitted by,

Eric Drake  
Pro-Se  
10455 North Central Expressway  
Suite 109  
Dallas, Texas 75231  
903-453-7880

No: \_\_\_\_\_

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In the  
Supreme Court of the United States

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Eric Drake  
*Applicant,*  
v.

Costume Armour et al.  
*Respondent,*

---

**PETITIONERS' APPLICATION TO EXTEND TIME  
TO FILE A PETITION FOR WRIT OF CERTIORARI**

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Applicant, Eric Drake, respectfully requests an extension of time to file his petition for writ of certiorari until March of 2019. The Applicant will be asking this Court to review the judgments of the United States Court of Appeals for the Fifth Circuit filed on September 6, 2018. Mandate was issued on September 28, 2018 (**App. A**). The Court's jurisdiction to review the Fifth Circuit's judgment rests on 28 U.S.C. §1254.

Applicant is also requesting the Court to review the Fifth Circuit order of the Fifth Circuit denial of Drake's motion to stay issuance filed August 17, 2018 and the Circuit Court's Denial of the Motion to Stay (**App. B and C**).

Applicant, Eric Drake, request this extension of time for the following reasons:

1. The Applicant was involved in an accident with a semi-truck on July 12, 2018. Applicant sustained severe injuries to his cervical spine and traumatic brain damage. The cervical injuries speak for itself; however, the brain damage brings on severe headaches, dizziness, confusion, and extreme fatigue. Applicant refers the Court to annexed **Exhibits D, and E**. Exhibit E is a doctor note from Drake's brain specialist, therefore, this document has been heavily redacted because it contained personal information about Drake. Applicant has been administered other tests but the results are not ready.

2. Since the Applicant has no assistants or helpers to assist him in drafting his writ to this Court, or to type any documents, he is requesting an extension of time to file his writ. The Applicant believes that this Court would be interested in this case because Drake's First Amendment Rights to speech has been violated and other constitutional rights. The Circuit Court was not only biased, but also hostile towards the Applicant. The Court refused oral arguments and as a result, the Court made some rather important errors regarding facts of the case that this Court most likely will reverse and remand.

3. This case present substantial and important questions of constitutional law, and infringement on basis constitutional rights as a citizen of this nation. This case also presents questions regarding jurisdiction and contacts, which should be addressed.

For these reasons, Applicant, Eric Drake respectfully requests an extension of time to file its certiorari petition, up to and including March 4, 2019.

Respectfully submitted,

A handwritten signature of "Eric Drake" is enclosed within a large, thin-lined oval. The signature is written in black ink and is somewhat stylized, with the "E" and "D" being particularly prominent.

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Eric Drake  
Pro-Se  
10455 North Central Expressway  
Suite 109  
Dallas, Texas 75231  
903-453-7880

No: \_\_\_\_\_

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**In The  
Supreme Court of the United States**

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Eric Drake  
*Applicant,*  
v.

Nordstrom Inc.  
*Respondent,*

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**APPLICATION TO EXTEND TIME TO FILE A PETITION  
FOR WRIT OF CERTIORARI TO THE UNITED STATES COURT  
OF APPEALS FOR THE FIFTH CIRCUIT**

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**A P P E N D I X**

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Respectfully submitted by,

Eric Drake  
Pro-Se  
10455 North Central Expressway  
Suite 109  
Dallas, Texas 75231  
903-453-7880

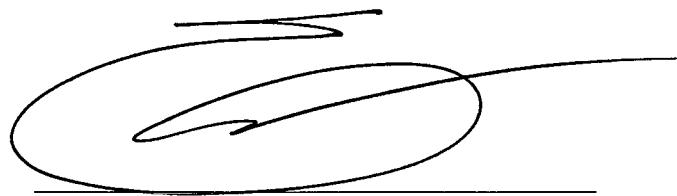
## **DECLARATION OF ERIC DRAKE**

BEFORE ME, the undersigned authority, came and appeared ERIC DRAKE, Petitioner/Applicant, Affiant who being duly sworn, stated as follows:

“My name is ERIC DRAKE. I am over eighteen years of age and I am fully competent to make this declaration. I am the Petitioner/Applicant in this matter. I am also the Plaintiff/Appellant in the preceding pursuant to Appendix Exhibits A through D. The exhibits have been unaltered. I have personal knowledge of the facts stated herein and such matters are true and correct.”

Specifically, I swear and/or affirm that the attached are true and correct copies of the following under the penalty of perjury:

Thus, 1<sup>st</sup> October, 2018.



Eric Drake

# APPENDIX “A”

September 28, 2018 Order from the  
Fifth Circuit Court of Appeals

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

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No. 17-20671

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D.C. Docket No. 4:16-CV-3607

United States Court of Appeals  
Fifth Circuit

**FILED**

September 6, 2018

Lyle W. Cayce  
Clerk

E. V. DRAKE,

Plaintiff - Appellant

v.

COSTUME ARMOUR, INCORPORATED; CHRISTO VAC; DRAKE LOEB,  
P.L.L.C.,

Defendants - Appellees

Appeal from the United States District Court for the  
Southern District of Texas

Before SMITH, CLEMENT, and COSTA, Circuit Judges.

**J U D G M E N T**

This cause was considered on the record on appeal and the briefs on file.

It is ordered and adjudged that the judgment of the District Court is affirmed.

**Additional material  
from this filing is  
available in the  
Clerk's Office.**