

18A585

IN THE SUPREME COURT OF THE UNITED STATES

No. TBD

MOHAN A. HARIHAR,

Applicant,

v.

US BANK, et al

Respondents.

Supreme Court, U.S.
FILED

NOV '17 2018

OFFICE OF THE CLERK

**APPLICATION TO THE HON. STEPHEN BREYER, FOR AN EXTENSION OF
TIME WITHIN WHICH TO FILE A PETITION FOR A WRIT OF CERTIORARI
TO THE UNITED STATES COURT OF APPEALS FOR THE FIRST CIRCUIT**

Petitioner hereby respectfully moves as a pro se litigant, pursuant to Rule 13(5) of the Rules of this Court, for an extension of time of 60 days, to and including February 7, 2019 (Thursday), for the filing of a petition for a writ of certiorari to review the decision of the United States Court of Appeals for the First Circuit dated August 7, 2018 (Exhibit 1), on which a timely petition for rehearing and for rehearing en banc was denied on September 7, 2018 (Exhibit 2). The jurisdiction of this Court is based on 28 U.S.C. § 1254(1).

1. The date within which a petition for writ of certiorari would be due, if not extended, is December 9, 2018.

2. On November 17, 2018, the Petitioner filed Application No. 18A554 to request a stay of judgment; submitted to your Honor to address the growing list of extraordinary circumstances including twenty-three (23) unresolved issues

previously acknowledged by you on June 8, 2018.¹ This list of issues included (but was not limited to): (1) Jurisdiction, (2) Criminal claims including (but not limited to) Treason and Economic Espionage, (3) matters perceived to impact National Security and others.

3. On November 27, 2018, after a ten (10) day “screening process,” the Petitioner’s Application No. 18A554 was docketed. On that same day, your Honor denied the application, without cause. Considering the plethora of documented evidence supporting the Petitioner’s claims, it remains unclear as to why Application 18A554 was denied. The relief requested in Application No. 18A554 did not include a request for an extension of time, in the event the stay was denied. Therefore, the Petitioner respectfully shows cause to file this new Application for a timeline extension.

4. Respectfully, as a matter of record, your Honor has already acknowledged that this case presents substantial issues of law, among which include (but are not limited to) the following: (1) whether jurisdiction issues were properly addressed by the First Circuit (and District) Court; (2) whether under Article III Section 3 of the US Constitution, a Circuit (or District) Court judge continued to rule after losing jurisdiction; (3) whether Rule 60(b)(3) of the Federal Rules of Civil Procedure (Unopposed claims) was properly addressed by the

¹ The Petitioner references Petition 17A-1359 which (in part) requested a timeline extension for filing his Certiorari Petition; also identifying a list of unresolved, extraordinary issues. No Opposition was filed against the Petition. On June 8, 2018, Justice Breyer granted the Petitioner’s timeline extension, based on these extraordinary, unresolved issues.

Court(s); (4) whether, under 28 U.S.C. § 455(a), a Circuit judge(s) who has presided in the referenced appeal, failed to recuse following jurisdiction (and other referenced) issues; (5) whether, under 18 U.S.C. § 1832 Circuit Judges failed to properly address evidenced Economic Espionage claims and matters believed to impact National Security; (6) whether under 28 U.S.C. §1915 Circuit Judges failed to exercise judicial discretion by wrongfully denying or unnecessarily delaying without valid cause - repeated requests for the Court to assist with the Appointment of Counsel; and (7) whether Circuit judges (and previously the District Court) took appropriate action following the recusal of US District Court Judge – Allison Dale Burroughs. Additional questions of law warranting this Court's attention can be found by referencing Petition No.'s 17A1359 and 18A554.

5. Petitioner requires the additional requested time as the denial of Application No. 18A554 substantially changes (and adds considerably to) the content of his certiorari petition. The Petitioner is now tasked with preparing a petition that addresses not only: (1) the aforementioned issues of law from the original complaint; but also incorporates (2) the substantial list of extraordinary issues which still remain unresolved. Considering this new development, Petitioner requires additional time to further research these legal issues and prepare an appropriate petition for consideration by this Court. Considering the complexity of legal issues at hand and the lower Court's refusal to appoint counsel, the Petitioner's pursuit to acquire experienced legal counsel is ongoing to (at minimum) assist with judicial economy.

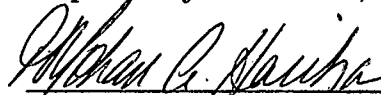
6. For the foregoing reasons, Petitioner hereby requests that an extension of time to and including February 7, 2019, be granted within which Petitioner may file a petition for a writ of certiorari.

7. Please be advised, based on the Petitioner's interpretation of the Federal Law, and considering a portion of his evidenced claims pertain to: (1) Criminal misconduct involving judicial officers; (2) Economic Espionage and (3) matters believed to impact National Security, copies of this petition are necessarily delivered to the President (Exhibit 3), DOJ and House/Senate Judiciary Committees. A copy will also be made available to the Public out of continued concerns for the Petitioner's safety and well-being.

8. If your Honor has any questions regarding any portion of this Motion, or requires additional information, Petitioner is happy to provide upon request.

The Petitioner is grateful for this Court's consideration of his request.

Respectfully submitted,



Mohan a. Harihar
Petitioner – Pro Se

7124 Avalon Drive
Acton, MA 01720
617.921.2526
Mo.harihar@gmail.com

November 30, 2018