

NO.

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**IN THE SUPREME COURT OF THE UNITED STATES**

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**FRANK GONZALEZ,  
APPLICANT,**

-v-

**CITY OF HIALEAH,  
RESPONDENT.**

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**APPLICATION FOR EXTENSION OF TIME TO  
FILE A PETITION FOR A WRIT OF CERTIORARI**

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**To the Honorable Clarence Thomas, Associate Justice of the Supreme Court of the United States and Circuit Justice for the United States Court of Appeals for the Eleventh Circuit:**

Pursuant to Supreme Court Rule 30.3, applicant Frank Gonzalez (“Petitioner”), a *Pro Se* party, respectfully request that the time to file a petition for a writ of certiorari be extended by 60 days to, and including, June 15, 2019. The Third District Court of Appeal for the State of Florida (“3rd DCA”) entered its judgment on this matter on January 16, 2019, via an opinion that did not contain any express legal reasoning. App. 1. Similarly, the trial court had rendered its opinion dismissing Petitioner’s legal claims without providing any written legal reasoning.

Article V, Section 3(b)(3) of the Florida Constitution mandates that the Florida Supreme Court has no jurisdiction to hear cases where an appellate judgment does not express legal reasoning; therefore, the judgment of the 3rd DCA is the highest court ruling in Florida for this case.

On February 22, 2019, the 3rd DCA denied Petitioner's motion for issuance of a written opinion. App. 2. On March 12, 2019, the 3rd DCA issued the case's mandate. App. 3. Petitioner intends to file a petition for writ of certiorari seeking review of the 3rd DCA's judgment on the basis that a deprivation of Petitioner's legal rights without any written explanations -both at the trial and appellate court levels- offends the procedural due process of the 14th Amendment of the United States Constitution, which requires state governments to issue some type of written explanation prior to depriving a person of their legal rights.

This Court will have jurisdiction over that petition under 28 U.S.C. § 1254(1).

Ninety days from the judgment is April 16, 2019. Due to medical conditions impeding Petitioner's hand dexterity -further explained below- Petitioner seeks an extension of 60 days to June 15, 2019; and because that day is a Saturday, the date for filing would be June 17, 2019, pursuant to Supreme Court Rule 30.1. This application is filed at least ten days before April 16, 2019, pursuant to Supreme Court Rule 30.2.

On February 27, 2019, Petitioner underwent a surgical procedure to repair his left hand that required complete immobilization of the hand for two weeks. On March 11, 2019, Petitioner's hand surgeon placed a fiberglass cast on Petitioner's left hand and arm thereby immobilizing it for at least 6 weeks.

As such, Petitioner does not have full hand dexterity, and it would be physically impossible for Petitioner to complete his intended petition for writ of certiorari by the initial date of April 16, 2019.

Further, the extra time is needed because Petitioner's physician expects that physical therapy will be required for Petitioner to gain full left-hand dexterity. Upon the Court's request, Petitioner is able to submit his medical record under seal to support the statements made in this application.

For the foregoing reasons, Petitioner respectfully request an additional time of sixty days, up to and including June 15, 2019, to file a petition for certiorari.

Dated: March 25, 2019.



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