

1 Harvey E. Larson P-82258
2 California Correctional Institution
3 facility c, building 3, cell 236s.
4 P.O. Box 1905
5 Tehachapi, CA 93581

8
9 UNITED STATES SUPREME COURT

11 Harvey E. Larson,
12 Plaintiff-Petitioner,

USCA9 No. 17-56505

MOTION TO FILE OUT OF TIME
PETITION FOR WRIT OF CERTIORARI

13 v.

14 Barbara J. Wallace, Polygraph Examiner et al.,
15 Defendants-Respondents.

16 Current case Larson v. Wallace, Polygraph Examiner et al., No. 17-5605 and
17 Larson v. Doug Moore, Parole Officer et al., No. 17-56429 were dismissed on
18 November 14, 2017. Orders attached pages 1-2. Could not draft both petitions for
19 writ of certiorari at the same time within the 90 day deadline for filing. Petition
20 for writ of certiorari Larson v. Moore was postmarked February 6, 2018. Order
21 attached pages 3-4. Current petition for writ of certiorari Larson v. Wallace,
22 Polygraph Examiner was postmarked March 21, 2018. Order attached page 5. Submitted
23 within 90 days.

24 Wherefore, allow petitioner leave to proceed.

25 Sincerely,

26 dated: 6/29/18

27 Declaration

28 I declare under penalty of perjury that the foregoing is true and correct.

dated: 6/29/18 Signature of petitioner

Harvey E. Larson

Harvey E. Larson

RECEIVED

JUL 10 2018

OFFICE OF THE CLERK
SUPREME COURT, U.S.

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

FILED

NOV 14 2017

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

HARVEY EUGENE LARSON,

Plaintiff-Appellant,

v.

BARBARA J. WALLACE, polygraph
examiner; et al.,

Defendants-Appellees.

No. 17-56505

D.C. No.

3:17-cv-01135-JAH-JLB

Southern District of California,
San Diego

ORDER

Before: TASHIMA, W. FLETCHER, and TALLMAN, Circuit Judges.

This court has reviewed the notice of appeal filed October 2, 2017 in the above-referenced district court docket pursuant to the pre-filing review order entered in docket No. 09-80090. Because the appeal is so insubstantial as to not warrant further review, it shall not be permitted to proceed. *See In re Thomas*, 508 F.3d 1225 (9th Cir. 2007). Appeal No. 17-56505 is therefore dismissed.

This order, served on the district court for the Southern District of California, shall constitute the mandate of this court.

No motions for reconsideration, rehearing, clarification, stay of the mandate, or any other submissions regarding this order shall be filed or entertained.

DISMISSED.

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