

No. 19A-\_\_\_\_\_

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

\_\_\_\_\_  
Gail Rosier, PETITIONER

v.

\_\_\_\_\_  
Jeffrey Strobel, RESPONDENT

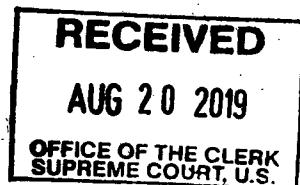
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*APPLICATION FOR EXTENSION OF TIME TO  
FILE PETITION FOR WRIT OF CERTIORARI TO  
THE SUPREME COURT OF ARIZONA*

**TO THE HONORABLE ELENA KAGAN, ASSOCIATE JUSTICE OF THE SUPREME  
COURT OF THE UNITED STATES AND CIRCUIT JUSTICE FOR THE NINTH  
CIRCUIT:**

Pursuant to this Court's Rules 13.5 and 30.2, petitioner Gail Rosier prays for a 60-day extension, or until October 25, 2019, to file her petition for a writ of certiorari in this Court.

1. **Timeliness, Jurisdiction, and Opinion Below.** On May 28, 2019, the Arizona Supreme Court denied a Petition for Review of an Arizona Court of Appeals decision that leaves the poor and incarcerated vulnerable to fraudulent foreign support orders and without the right to legal representation and due process when facing incarceration.

The Arizona Court of Appeals' decision is attached as Exhibit A and the Arizona Supreme Court's order denying review is attached as Exhibit B. A petition for writ of certiorari would be due, pursuant to this Court's Rules 13.1, 13.3, and 30.1 on or before August 26, 2019. This



application is being filed ten days before that date. *See Rule 30.2.* The jurisdiction of this Court is to be invoked under 28 U.S.C. § 1257.

**2. Reasons for Granting the Extension.**

The Arizona Supreme Court did not serve the Order denying review upon me or my legal counsel Mark W. Horne Esq. My legal counsel Mr. Horne awaiting notice of a decision, had NOT been notified or served, and later discovered that review had been denied by the Arizona Supreme Court by checking the court's website online. Mr. Horne contacted the Arizona Supreme Court on July 8, 2019 to request a copy of the Order at which point the Arizona Supreme Court sent it to him via email. This mistake by the Arizona Supreme Court caused a lengthy delay in notice to us that the Arizona Supreme Court had denied review. The Order denying review itself confirms that Mr. Horne was not served because the certificate of service on the Order lists all of the attorneys but it does not list Mr. Horne. An extension should be granted because we have been deprived of the 90 day time frame due to the Arizona Supreme Court's failure to serve us with the Order denying review.

Aside from the Arizona Supreme Court's failure to serve its Order, an extension should be granted because this is a complex case and a matter of first impression involving the tension between the Uniform Interstate Family Support Act (UIFSA), a state's laws and constitutional protections against debtor imprisonment and principals of full faith and credit. Further, the following issues that are worthy of review by this Court: "What minimum protections are required to ensure due process for incarcerated and indigent obligors who face child support proceedings under the UIFSA and the possibility of contempt and imprisonment?", and as well, "is an order issued by a court that lacks

fundamental subject matter jurisdiction and obtained by fraud, enforceable under UIFSA"?

**3. The need for an extension of time.**

In addition, my counsel from the Arizona state court proceedings is not admitted to the US Supreme Court and I need time to locate an attorney so admitted. An additional 60 days past the current deadline of August 26, 2019 is necessary.

**WHEREFORE**, I request that an Order be entered extending by 60 days the time within which I may petition this Court for certiorari, to and including October 25, 2019.

Respectfully submitted,

August 16, 2019



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