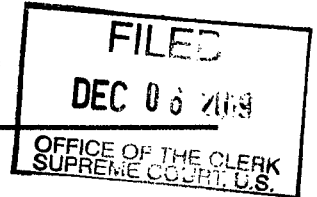


# IN THE SUPREME COURT OF THE UNITED STATES



Case No.

19A647

STEVEN LEBOON

*Applicant/Petitioner,*

v.

SCOTTRADE, INC.

*Respondent.*

Application for an Extension of Time Within Which to  
File a Petition for a Writ of Certiorari to the  
Supreme Court of the United States

APPLICATION TO THE HONORABLE JUSTICE SAMUEL A. ALITO, JR.,  
ASSOCIATE JUSTICE OF THE SUPREME COURT OF THE UNITED STATES

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December 6, 2019

**Attorney for Applicant/Petitioner**  
Counsel of Record

## **APPLICATION FOR AN EXTENSION OF TIME**

Pursuant to Rule 13.5 of the Rules of this Court, Applicant Steven LeBoon hereby requests a 60-day extension of time within which to file a petition for a writ of certiorari up to and including Friday, February 28, 2020.

## **JUDGMENT FOR WHICH REVIEW IS SOUGHT**

The judgment for which review is sought is *LeBoon v. Scottrade, Inc.*, No. 18-3097 (August 27, 2019) (attached as Exhibit 1). The United States Third Circuit Court of Appeals denied Applicant's motion for rehearing or modification on September 30, 2019 (attached as Exhibit 2).

## **JURISDICTION**

This Court will have jurisdiction over any timely filed petition for certiorari in this case pursuant to 28 U.S.C. § 1254(1). Under Rules 13.1, 13.3, and 30.1 of the Rules of this Court, a petition for a writ of certiorari was due to be filed on or before December 28, 2019. In accordance with Rule 13.5, this application is being filed more than 10 days in advance of the filing date for the petition for a writ of certiorari.

## **REASONS JUSTIFYING AN EXTENSION OF TIME**

Applicant respectfully requests a 60-day extension of time within which to file a petition for a writ of certiorari seeking review of the decision of the United States Third Circuit Court of Appeals in this case for the following reasons:

1. Counsel is waiting for the release of oral examination testimony transcripts (video production) regarding one of Applicant's active cases, *Schmidt v. LeBoon, et al.* (No. 2013-0951) in the Bucks County Common Pleas Court. With the current delays from the video production companies as well as from the Common Pleas Court of Bucks County, the transcripts are not expected to be released in a timely manner and counsel would need time to review the material testimony by the time the petition for a writ of certiorari is due on or about December 28, 2019.

2. Applicant has ongoing health issues and has many medical appointments scheduled in the months of December 2019 and January 2020, which he must attend.

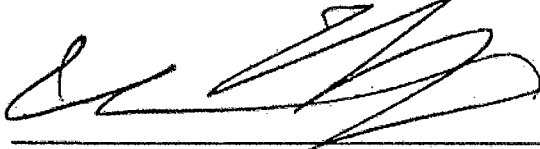
3. Counsel has upcoming trials and settlement conferences. As a small independent law firm, the ability to meet with Applicant and research and complete the petition will not be conducive due to counsel's scheduling conflicts.

4. Counsel respectfully asks the Honorable Justice Samuel A. Alito, Jr. to grant the extension so that counsel can file a petition for a writ of certiorari on or about February 28, 2020, to permit material testimony evidence to be captured. A 60-day extension for Applicant would allow counsel the necessary amount of time to effectively contribute to all open matters including Applicant's petition as well as counsel's other client business and trials. Respondent Scottrade, Inc. **will NOT be prejudiced** in any way by this extension.

## CONCLUSION

For the foregoing reasons, Applicant respectfully requests that this Court grant an extension of 60 days, up to and including February 28, 2020, within which to file a petition for a writ of certiorari in this case.

Respectfully submitted,



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