

**EXTENSION OF TIME REQUEST FOR
A PETITION FOR WRIT OF CERTIORARI**
No. _____

Supreme Court, U.S.
FILED

DEC 17 2019

OFFICE OF THE CLERK

In The Supreme Court of The United States

Gregory M. Haynes, Petitioner,
v.

Steven J. Moawad, et, al , Respondent(s).

**APPLICATION FOR EXTENSION OF TIME TO FILE
PETITION FOR WRIT OF CERTIORARI TO THE
UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT**

To the Honorable Justice of the Ninth Circuit: Elena Kagan

Petitioner Gregory M. Haynes request 57 days to file his Petition for Writ of Certiorari on Feb 11, 2020. The final judgement in this matter was entered on Sep 18, 2019 where the Ninth Circuit denied a motion for reconsideration of its order dismissing the appeal on June 27, 2019. The last day to file a petition for a writ of Certiorari is December 17, 2019. This application for an extention to file a petition is being present on the last day to file a petition. It is being present due to circumstances beyond the control of the petition.

Petition is attaching copies of the June 27, 2017 order dismissing the appeal (page 2) as well as the Sep 18, 2019 order denying the motion for reconsideration (page 1) . Also attached is the district court order dated Nov 2, 2017 noting that the appeal is without merit (page 4) and the order dated 9-28-2017 dismissing the district court matter (page 7) and the referral from the Ninth Circuit requesting that the district court determine whether the appeal is in bad faith or frivolous dated Nov 2, 2017. Also attached is general order 44 (D) (2) of the District Court for

the northern District of California (page 15) regarding random assigning of cases and the non-random assignment in this matter in the district court (page 9)

This case presents the issue of non-random assignment of a case in violation of local rules in an attempt to effect the outcome of the matter. Cruz v. Abbate, 812 F.2d 571, 574 (9th Cir. 1987)

The court of appeal determined that the matter was not improperly assigned. (See page 2)

The improper assignment was first raised on a motion for reconsideration of the order dismissing the appeal as frivolous , where the improper assignment issue was first discovered. The district court judge (Page 4) as well as the Ninth Ciruict order (page 2 and 3) do not explain why the appeal is without merit.

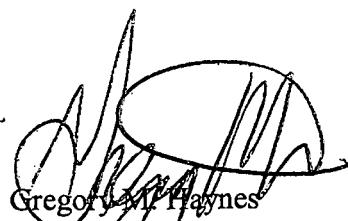
The non-random assignment in violation of local rules appears to also be a district wide unconstitutional practice. There was improperly non-random assignment in Haynes v Moawad (see page 9); Edgerly v CCSF (page 13); and In re Haynes (under seal) (page 14)

Thus, the issue presented presents an important constitutional issue which also evades review.

This extension is necessary due to petitioner's medical condition, where he suffered a severe concussion on December 8, 2019. Indeed, he had determined to not seek an extension by December 7, 2019—ten days before the 90th day—because he planned to file the petition by Sep 17, 2019. However, the effects of the concussion, incuding a fracture around the left eye. This condition—and the three day hospitalization—required Haynes to seek an extension to file the Petition for Writ of Certiorari.

Petition seeks until Feb 11, 2020 to file the petition for Writ of Certiorari.

Respectfully Submitted



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