

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

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In The  
**SUPREME COURT OF THE UNITED STATES**  
**October Term 2019**

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Luciane Cimino,

*Applicant/Petitioner,*

v.

The Habitat Company LLC

*Respondent.*

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**Application for Extension of Time Within  
Which to File a Petition for a Writ of Certiorari to the  
Appellate Court of the State of Illinois.**

(The Supreme Court of the State of Illinois denied discretionary Leave to Appeal)

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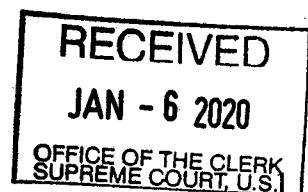
**APPLICATION DIRECTED TO THE HONORABLE JUSTICE  
BRETT M. KAVANAUGH AS CIRCUIT JUSTICE**

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LUCIANE CIMINO  
2000 W. Warren Blvd. Unit 5SE  
Chicago, IL 60612  
(312) 856-1131  
lcimino1990@kellogg.northwestern.edu

December 26, 2019.

*Applicant/Petitioner*



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

Pursuant to Rule 13.5 of the Rules of this Court, Applicant Luciane Cimino hereby requests a 60-day extension of time within which to file a petition for a writ of certiorari up to and including Monday, February 24, 2020.

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

The judgment for which review is sought is *The Habitat Company LLC v. Luciane Cimino* (Counter-Plaintiff), Nos. 1-17-2460 & 1-17-2705 (Consolidated) (February 5, 2019) (attached as Exhibit 1). The Supreme Court of the State of Illinois denied Applicant's Petition for Appeal as a Matter of Right or, in the alternative, Petition for Leave to Appeal on September 25, 2019. (attached as Exhibit 2).

On December 11, 2019, the Supreme Court of the State of Illinois also denied Applicant's Motion to Reconsider the denial of Applicant's *Motion for Leave of Court* to file a Motion to Reconsider the above-referred order denied on September 25, 2019. (Order of December 11, 2019 attached as Exhibit 3).

## **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 26, 2019. This application is being filed by the due date for the filing of the petition for a writ of certiorari due to extraordinary circumstances, as provided

in Rule 13.5. Applicant's car was seriously rear-ended in December of 2019 forcing the Applicant to focus on subsequent health issues which constituted extraordinary circumstances. Furthermore, Applicant had expected to have the above-referred Motion to Reconsider granted by the Supreme Court of the State of Illinois, but Leave to File said Motion was denied only recently on December 11, 2019.

### **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 Appellate Court of the State of Illinois in this case (since Leave to Appeal was denied by the Supreme Court of the State of Illinois), up to and including Monday, February 24, 2020. In support thereof, Applicant states as follows:

1. Applicant had expected to have Applicant's Motion for Leave of Court to file a Motion to Reconsider the denial of Applicant's Petition for Appeal as a Matter of Right or, in the alternative, Petition for Leave to Appeal. However, said Motion was denied only recently on December 11, 2019.
2. Applicant's car was seriously rear-ended in December of 2019 forcing the Applicant to focus on subsequent health issues which are still in the process of being addressed and will still require significant extra time from the Applicant.
3. The extension of time is also necessary because a related Appeal (No. 1-18-0278) of the same case, which raised closely related questions was concluded only recently on November 26, 2019, when the Supreme Court of the State of Illinois denied Applicant's Petition for Appeal as a Matter of Right or, in the alternative,

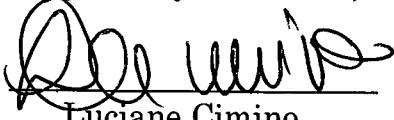
Petition for Leave to Appeal in said *related* case. (attached as Exhibit 4). According to Rule 10 of this Court when two or more judgments are sought to be reviewed on a writ of certiorari to the same court and involve identical or closely related questions, a single petition for a writ of certiorari covering all the judgments suffices. Because this is the case in our circumstances, as stated above, at this time, additional time will be required to prepare the petition for a writ of certiorari including *both* judgments, given that the second Appeal was decided only 30 days ago. The two cases include issues of great importance to a broad array of individuals and a large percent of the population of the country.

A 60-day extension of time will permit the Applicant the time necessary for convalescence, and to research and complete a cogent and well-researched petition including *both* judgments.

### **CONCLUSION**

For the foregoing reasons, Applicant respectfully requests that this Court grant an extension of 60 days, up to and including February 24, 2020, within which to file a petition for writ of certiorari.

Respectfully submitted,

  
Luciane Cimino

December 26, 2019.

Luciane Cimino  
2000 W. Warren Blvd. Unit 5SE  
Chicago, IL 60612  
lcimino1990@kellogg.northwestern.edu  
(312) 856-1131