

In The  
Supreme Court Of The United States  
Motion To file Petition One day Out OF Time for The Honorable  
Writ OF CERTIORARI

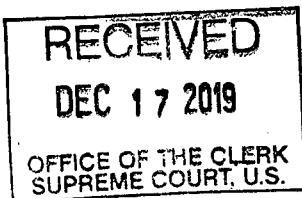
Please accept my apology for sending my documents to this Honorable Court on the 20<sup>th</sup> of November instead of the 19<sup>th</sup>. After going to Staples and making the copies, I did not have enough money left on my debit card to pay the Post Office fee to have my documents delivered to the Supreme Court.

By the time I was able to borrow the money from my grandson, the Post Office was closed.

I know I should not have waited until the last day to send my documents, but I have a number of medical conditions that require a lot of rest in order for me to get some relief. I have Rheumatoid Arthritis, Diabetes, infuzema, High blood pressure, Vertigo which is chronic dizziness, Migraine Headaches and occasionally I get Hives.

Please Forgive me for sending my documents late? My only income is SSI. Thank you in advance for your kindness and your forgiveness.

Respectfully Submitted,  
Dolores Lloyd



CLD-151

April 4, 2019

**UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT**

C.A. No. **19-1046**

DOLORES LLOYD, Appellant

VS.

PRESBY'S INSPIRED LIFE, ET AL.

(E.D. Pa. Civ. No. 15-cv-06880)

Present: CHAGARES, RESTREPO, and SCIRICA, Circuit Judges

Submitted are

- (1) By the Clerk for possible dismissal due to a jurisdictional defect, and
- (2) Appellant's response to the notice of possible dismissal due to jurisdictional defect

in the above-captioned case.

Respectfully,

Clerk

**ORDER**

This appeal is dismissed for lack of jurisdiction because the notice of appeal was untimely filed. A notice of appeal must be filed within thirty days after entry of the order appealed. Fed. R. App. P. 4(a)(1). On March 26, 2018, the District Court granted summary judgment on all claims remaining in the appellant's case and entered a separate judgment in favor of the defendant on all counts. The appellant filed her notice of appeal on January 2, 2019, well beyond the thirty-day time period for taking an appeal. We must dismiss the appeal because the time periods prescribed for filing a notice of appeal are "mandatory and jurisdictional." Bowles v. Russell, 551 U.S. 205, 209 (2007).

Although we dismiss this appeal, we note that the notice of appeal (District Court Docket No. 30) appears to include a Motion for Relief from a Judgment or Order under

Fed. R. Civ. P. 60(b). The District Court may wish to consider whether the notice of appeal presents such a motion. If the District Court concludes that the notice of appeal includes a Rule 60(b) motion, the District Court may wish to docket that part of the notice of appeal as a Rule 60(b) and rule on the motion. We express no opinion on the merits of any such motion.

By the Court,

s/ L. Felipe Restrepo  
Circuit Judge

Dated: April 23, 2019  
JK/cc: Dolores Lloyd



*Patricia S. Dodsweit*  
Patricia S. Dodsweit, Clerk

Certified Order Issued in Lieu of Mandate

UNITED STATES COURT OF APPEALS  
FOR THE THIRD CIRCUIT

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No. 19-1046

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DOLORES LLOYD,  
Appellant

v.

PRESBY INSPIRED LIFE, Et Al;  
FATIMAH BEY,  
Senior Property Manager for Interfaith House

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(E.D. Pa. No. 2-15-cv-06880)

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SUR PETITION FOR REHEARING

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Before: SMITH, *Chief Judge*, McKEE, AMBRO, CHAGARES, JORDAN, HARDIMAN, GREENAWAY, JR., SHWARTZ, KRAUSE, RESTREPO, BIBAS, PORTER, MATEY, and SCIRICA,\* *Circuit Judges*

The petition for rehearing filed by appellant in the above-entitled case having been submitted to the judges who participated in the decision of this Court and to all the other available circuit judges of the circuit in regular active service, and no judge who concurred in the decision having asked for rehearing, and a majority of the judges of the

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\* Judge Scirica's vote is limited to panel rehearing only.

circuit in regular service not having voted for rehearing, the petition for rehearing by the panel and the Court en banc, is denied.

BY THE COURT,

s/ L. Felipe Restrepo  
Circuit Judge

Dated: August 21, 2019  
JK/cc: Dolores Lloyd

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