

MANDELBAUM, FITZSIMMONS, HEWITT & CAIN, P.A.

ATTORNEYS AT LAW

JOHN N. CAIN, Jr.
KEVIN J. FITZSIMMONS *
SCOTT K. HEWITT
BENJAMIN S. STRANZL
SAMUEL R. MANDELBAUM, LL.M.**
STEPHEN A. SPAID
NICOLAS E. FERREIRO
MICHAEL R. RAINNEY
JOHN ARNETT
CHARLENE RAMUS-JAFFE

2111 SWANN AVENUE ■ SUITE 200
TAMPA, FLORIDA

MAILING ADDRESS –
P.O. BOX 3373
TAMPA, FLORIDA 33601-3373

Telephone (813) 221-0200
Fax (813) 221-8558
Orlando Office Address –
2499 OLD LAKE MARY RD. #142
SANFORD, FL 32771

Website -
www.ManFitzLaw.com

* FLORIDA BAR BOARD CERTIFIED CIVIL TRIAL LITIGATOR

** ADMITTED FL & NY BARS;
FLORIDA BAR BOARD CERTIFIED CIVIL TRIAL LAWYER
FLORIDA BAR BOARD CERTIFIED INTERNATIONAL LAWYER

January 15, 2021

Scott S. Harris, Clerk
Supreme Court of the United States
1 First Street, NE
Washington, D.C. 20543

RE: **Shane Davis v. Mike Carroll et al;**
Supreme Court Case no. SC # 20-872
Eleventh Circuit Case no. 18-14558
U.S. District Court no. 8:16-cv-998 (M.D.Fla.)

Dear Mr. Harris:

Please note the undersigned counsel would note their appearances in the above case as attorneys for Respondents Mike Carroll, Wileen Weaver and Pauline Riley.

Pursuant to this Court's Rule 30.4, Respondents Mike Carroll, Wileen Weaver and Pauline Riley, by and through undersigned counsel, would hereby respectfully request a 30-day extension of time, up to and including March 3, 2021, to file their brief in opposition to the Petition for Writ of Certiorari ("Petition") as docketed in this Court on December 31, 2020. As grounds for extension, Respondents would state:

1. The Respondents in this case are former officials and employees of the Florida Department of Children and Family Services, a State of Florida agency, and being sued in their official and/or individual capacities.
2. In this case Petitioner challenges the decision of the U.S. Court of Appeal for the Eleventh Circuit rendered on July 28, 2020, affirming the U.S. District Court's final summary judgment entered in favor of the Respondents.
3. Presently the Respondents' brief in opposition is due for filing in this Court per this Court's Rule 15.3 on January 30, 2021.
4. However, Respondent's undersigned counsel also has a brief in opposition due around the same time period in another case before this Court: *Tran and Hazen v. City of Holmes Beach and Florida Department of Environmental Protection*, Supreme Court Case no. 20-881. In addition,

Scott S. Harris, Clerk

January 15, 2021

- Page 2 -

undersigned counsel is currently handling several appeals this month in the state appellate courts of Florida, and complicated dispositive motions in the U.S. District Court for the Middle District of Florida.

5. A proper brief in opposition to Petitioner's detailed Petition will take considerable time and effort. In light of the other briefs and complicated motions due within the same time period the brief in opposition is due, good cause exists for a 30-day extension of time.

6. Undersigned counsel has conferred with Petitioner's counsel Roberto D. Stanziale, Esq., who has no opposition to the relief requested herein.

For the reasons stated herein, Respondents respectfully request that the time to file their Response to the Petition in this case be extended by 30 days up to and including March 1, 2021.

Respectfully Submitted,

MANDELBAUM, FITZSIMMONS, HEWITT &
CAIN, P.A.

/s/ Samuel R. Mandelbaum, Esq.

Samuel Robert Mandelbaum, Esq.,

Member of this Court's Bar

Florida Bar Number 270806

srm@manfitzlaw.com

Benjamin S. Stranzl, Esq.

Florida Bar Number 102868

bss@manfitzlaw.com

Post Office Box 3373

Tampa, Florida 33601

Telephone: (813) 221-0200

Facsimile: (813) 221-8558

Counsel for Respondents

cc: Roberto D. Stanziale, Esq.
110 S.E. 6th Street; 17th Floor
Ft. Lauderdale, FL 33301

System Notification Message

In light of security measures being implemented in connection with the upcoming Inauguration, paper filings will not be received at the Supreme Court Building or at the North Drive on Second Street between January 15 and January 20. Filings to be submitted on those days may be sent by U.S. Mail or third-party commercial carrier as provided in Rule 29.2. This change does not affect filing deadlines. In unusual circumstances where especially fast docketing of a particular document is needed, contact the Clerk's Office.

Out of concern for the health and safety of the public and Supreme Court employees, the Supreme Court Building will be closed to the public until further notice. The Building will remain open for official business. Please see all COVID-19 announcements here.

 **New Filing**

Create a new Filing request

 **My Cases**

View cases in which you have entered an appearance. Change contact information, counsel of record designation and email notifications for those cases.

 **My Filings In Progress - (list of 5)**

View Filings that have not been submitted

Date	Filing Type	Title
01/16/2021	Motion for an Extension of Time	Shane Davis, Petitioner v. Mike Carroll, et al.

Status
Pending

[See More...](#)

 **All My Filings (list of 20)**

View Filings that have been submitted & filed

No Filings Submitted

[See More...](#)