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March 8, 2022

Via regular mail

Clerk, Supreme Court of the U.S.
1 First Street, NE
Washington, DC 20543

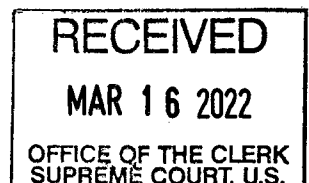
Re: *Mark. A Di Carlo v. James Swartz, Jr., et al.,*
Case No 21-1074

To the Clerk:

Mark Di Carlo, pro se petition objects to the "Respondent's request for an extension of time" dated March 2, 2022.

Petitioner stated to the respondent in writing, approximately when this case was filed in 2013, that he would appeal any case to the United States Supreme; that is of record as respondent filed the letter in District Court. Therefore respondents counsel had adequate time, approximately nine years to request an application.

The respondent states "Respondent's recently submitted application to be admitted to the Bar of the Supreme Court". The petitioner's writ was originally filed on 11/19/2021 and placed on the docket on 02/03/2022. The respondents counsel does not state the



date he requested approval to be licensed, and it would appear to be about four months after the filing of the original petitioner's writ.

Mr. David Boehm and Mr. Sean Lavin are a portion of the petitioner's actual basis of the writ, as petitioner objected to their notarizing various affidavits for each other to support attorneys fees, and other matters during the pendency of the case in District Court.

The facts were not uncontroverted by Mr. Boehm and Mr. Lavin at any point; and the Ohio rules of professional conduct, notary rules, etc are cited in the petitioner's writ. See summary of petition, page 6: "The attorneys fees were based upon numerous fraudulent and illegal affidavits filed by all three of the Attorneys for the Respondents and the trial court awarded fees over objection to these affidavits. Neither the trial court judge nor the court of appeals judges reported illegal actions by federally licensed attorneys to the Bar or to authorities; nor did they inquire as to the actions of the attorneys."

Also see, pages 37 and 38 of the writ for uncontroverted violations of Ohio Rev. Code 147.03 (2001), Ohio Rev. Code 147.141(A)(4) (2001), Ohio Rev. Code 147.141 (B)(1), Ohio Rule of Professional Conduct 8.4(b), and Ohio R. Pro. Con. 1.0(e).

Supreme Court rule 5 states that admission to the court requires that to be admitted an applicant must appear to the court to be of good moral and professional character.

The petitioner asserts that an objective review of the petition and of the lower courts will reveal facts regarding the violations of laws which should be considered by the court before admission to the bar, and a decision is made as to the good moral and professional character of Mr. Sean Lavin and David Boehm.

Petitioner notes that respondent's counsel asserts that the "pandemic" caused delays in filing the brief but does not state specifics such as whether they, or their staff was infected; nor if they were infected how long their illness delayed the brief. Supreme Court orders relating to Covid-19 were rescinded on July 19, 2021.

The respondent does not state the day their response was due; however, the Supreme Court rules state that a brief in opposition shall be filed within 30 days after the case is placed on the docket. The case was placed on the docket on 02/03/2022, and the brief is due on 03/05/2022. However, the respondent had knowledge a brief was filed on 11/19/2021, which was struck for imperfect form, and yet made no apparent attempt to get licensed in the United States Supreme Court.

Sincerely,



Mark A. Di Carlo
MAD/sc

cc: Lavin Boehm, LLC
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