
In The
SUPREME COURT OF THE UNITED STATES
October Term 2021

Chad Thompson, William T. Schmitt, and Don Keeney,
Applicants/Petitioners,

v.

**Richard Michael DeWine, Governor of Ohio; Amy Acton, Director of Ohio
Dep't of Health; and Frank LaRose, Ohio Secretary of State**
Respondents.

**Application for an Extension of Time Within
Which to File for a Writ of Certiorari to the United States Court of Appeals
for the Sixth Circuit**

**APPLICATION TO THE HONORABLE JUSTICE
BRETT KAVANAUGH AS CIRCUIT JUSTICE**

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November 19, 2021

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APPLICATION FOR AN EXTENSION OF TIME

Pursuant to Rule 13.5 of the Rules of this Court, Applicants Chad Thompson, William T. Schmitt, and Don Keeney hereby request a 30-day extension of time within which to file a petition for a writ of certiorari up to and including Wednesday, January 12, 2022.

JUDGMENT FOR WHICH REVIEW IS SOUGHT

The judgment for which review is sought is *Chad Thompson, et al. v. Richard DeWine, et al.*, No. 21-3514 (6th Cir. July 28, 2021) (attached as Exhibit 1). The Sixth Circuit Court of Appeals denied Applicants' motion for rehearing or modification on September 13, 2021 (attached as Exhibit 2).

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 13, 2021. In accordance with Rule 13.5, this application is being filed more than 10 days in advance of the filing date for the petition for a writ of certiorari.

REASONS JUSTIFYING AN EXTENSION OF TIME

Applicant respectfully requests a 30-day extension of time within which to file a petition for a writ of certiorari seeking review of the decision of the United States Court of Appeals for the Sixth Circuit in this case, up to and including January 12, 2022.

1. Applicants have requested that the Northwestern University School of Law Supreme Court Practicum assist in the preparation of his petition. An

extension of time will permit the students the time necessary to complete a cogent and well-researched petition.

2. Counsel requests a 30-day extension request in order to allow the Northwestern Practicum adequate time to research and complete the petition after the beginning of the academic calendar for spring 2021, which begins January 10, 2021. The Northwestern Practicum is not in session from December 2, 2021 through January 9, 2022.

3. The extension of time is also necessary because of the press of other client business. For example, in the coming months, the Northwestern Practicum has several overlapping commitments representing other clients in this Court, including petitions for writs of certiorari in *Nishiie v. United States* (No. 21-), *Hunter v. United States* (No. 22-), *Henderson v. United States* (22-), and reply briefs in *Parkerson v. United States* (No. 20-8345) and *Baxter v. Superintendent Coal Township SCI, et al.* (No. 21-5826). Mr. Green is also appointed counsel in three D.C. Court of Appeals cases currently briefing and/or preparing for oral argument *Johnson v. United States*, (No. 13-CF-493) and *Young v. United States*, (No. 18-CF-0694), and has ongoing litigation in the District Court for the District of Columbia. A 30-day extension for the Applicants would allow Mr. Green the necessary amount of time to effectively contribute to all open matters including Applicants' petition as well as his other client business abroad, and would also allow the Northwestern Practicum students sufficient time for research and drafting efforts per Applicants' request.

CONCLUSION

For the foregoing reasons, Applicants respectfully request that this Court grant an extension of 30 days, up to and including January 12, 2022, within which to file a petition for a writ of certiorari in this case.

Respectfully submitted,



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