

CIVIL CASE

21-*A200*

IN THE

SUPREME COURT OF THE UNITED STATES

October Term 2021

Isabella Nartey

*Applicant/Petitioner, PRO SE,*

v.

Franciscan Alliance d/b/a Franciscan Health Hospital of Olympia Fields,

*Respondent.*

Application for an Extension of Time

Within Which to File a Petition for Writ of Certiorari in the Supreme Court  
to Review a Decision from Seventh Circuit United States Court of Appeals

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APPLICATION TO THE HONORABLE JUSTICE AMY CONEY BARRETT,  
CIRCUIT JUSTICE FOR THE SEVENTH CIRCUIT

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Isabella Nartey  
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November 23, 2021

Supreme Court, U.S.  
FILED

NOV 23 2021

OFFICE OF THE CLERK

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

Pursuant to Rule 13.5 of the Rules of this Court, PRO SE Applicant Isabella Narthey 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 7, 2022.

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

The judgment for which review is sought is *Isabella Narthey v. Franciscan Health Hospital*, No. 19-3342 (Decided June 28, 2021) (attached, Exhibit 1).

- a. The Seventh Circuit of the United States Court of Appeals granted Narthey a 45-day extension to file her *pro se* motion for rehearing (attached, Exhibit 2).
- b. After reviewing her timely submission, the Seventh Circuit denied this Applicant's motion for rehearing on September 10, 2021 (attached, 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 would be due to be filed on or before December 9, 2021. Under Rule 13.5, any application for an extension of time would be due "at least 10 days before the date the petition is due." In accordance with Rule 13.5, this application is being mailed to be filed before or by November 29, 2021.

### **REASONS JUSTIFYING AN EXTENSION OF TIME**

PRO SE Applicant respectfully requests a 60-day extension within which to file her petition for a writ of certiorari in this case to and thru Monday, February 7, 2022.

1. The Supreme Court's decision to review the Seventh Circuit's decision and statutory interpretations in this case would:

- a. Settle the degree of deference to federal regulations necessary when assessing a claim's plausibility, especially in cases where the litigant exposes how those federal regulations clarify the errors in circuit splits over interpretation. (42 U.S.C. § 1395dd & 42 U.S.C. 2000d et seq.)
- b. Resolve circuit splits over supplemental claims to clarify when a court's reading of the record or statute is an error to be reversed. (28 U.S.C. § 1367)
- c. Correct procedural errors denying statutorily due process and access to justice at the pleading stage (Fed. R. Civ. P. 15 & 60).

2. PRO SE, Applicant exercises due diligence to narrow the issues and complete a petition at the earliest possible time, yet humbly needs more than 90 days. (See attached Declaration, Exhibit 4). This petition comes to this Court after the first motion to dismiss a pro-se complaint. Yet, the district court record is rich with:

- a. Hearing transcripts, including two "oral argument" hearings;
- b. Motions to compel the Respondent's Rule 26 disclosures; and
- c. Applicant's proposed amended complaint with exhibits and affidavit.

To overcome her lack of any formal legal training, Pro Se Applicant also seeks the Northwestern University School of Law Supreme Court Practicum to help prepare her petition. As such, a 60-day extension permits Practicum students opportunity to complete a cogent and well-researched petition with the relevant issues and record facts during their Spring 2022 academic calendar, which begins January 10, 2021.

3. Applicant seeks this extension in good faith and continues, pro se, to compose her petition as she awaits the Practicum's response because the handicaps of proceeding pro se are not fatal. (*SEC v. Samuel Sloan*, 436 U.S. 103 (1978) [9-0 in favor of *pro-se* Respondent]; *Dunn v. Blumstein*, 405 U.S. 330 (1972) [6-1 in favor of *pro-se* Applicant]). Thus, the extension of time to allow the most through pro se petition conserves precious judicial resources and is in the interests of justice here.

### CONCLUSION

For the above reasons, PRO SE APPLICANT Isabella Nartey respectfully requests this Court grant an extension of time of 60 days, up to and including February 7, 2022, to file a petition for a writ of certiorari this case of *Nartey v. Franciscan*.

/s/ Isabella Nartey

Isabella Nartey (non-attorney, self-represented)

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