

No. _____

In the
Supreme Court of the United States

MICHELLE MANOR AND OREN MANOR,
APPELLANTS-PETITIONERS,

v.

ALEJANDRO MAYORKAS, ET. AL.,
APPELLEES-RESPONDENTS.

**On Petition for a Writ of Certiorari to the
United States Circuit Court of Appeals for the
Ninth**

**APPLICATION FOR EXTENSION OF TIME TO
FILE PETITION FOR A WRIT OF CERTIORARI**

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To The Honorable Justices of the Supreme Court of the United States

Pursuant to the Rule 30.3 of this Court, Petitioners respectfully request a 60-day extension of time, to an including February 28, 2022, within which to file a petition for writ of certiorari to review the judgment of the United States Court of Appeals for the Ninth Circuit in this case. Absent an extension, Petitioner's petition would be due 90-days from the final judgment from the Court of Appeals, which is January 11, 2022.

Basis for Jurisdiction in the Supreme Court

This Court has jurisdiction to grant an application for a writ of certiorari in this case pursuant to 28 U.S.C. § 1254, as Petitioners seek review of a judgment of the United States Court of Appeals for the Ninth Circuit.

Judgment Sought to be Reviewed

Michelle Manor and Oren Manor sued the Board of Immigration Appeals under the Administrative Procedure Act challenging the Board's decision that Oren was ineligible to be the beneficiary of a Form I-130 Petition for an Alien Relative, as a prelude to adjustment of status, on the ground that he had previously entered into a fraudulent marriage for the purpose of gaining immigration benefits.

of a Form I-130 Petition for an Alien

Relative, as a prelude to adjustment of status, on the ground that he had previously entered into a fraudulent marriage for the purpose of gaining immigration benefits.

The United States District Court for the District of Oregon granted summary judgment against the Petitioners.

First, the Court of Appeals for the Ninth Circuit noted that the record does not compel the conclusion that the BIA's denial of the I-130 petition was arbitrary and capricious. Petitioners challenge this conclusion.

Second, the Court of Appeals for the Ninth Circuit held that evidence regarding Oren Manor's marriage sufficiently detailed a fraudulent marriage, and summary judgment was proper. Petitioners challenge this conclusion.

Third, the Court of Appeals for the Ninth Circuit held that Petitioners' due process rights by failing to provide an opportunity to cross-examine Ms. Brace after her 2010 interview. Moreover, the Court of Appeals held that the fact that the Petitioners could not confront the individuals who called an immigration tip line did not create a risk of erroneous deprivation. Petitioners challenge this conclusion. Lastly, the Petitioners challenge the Court of Appeals holding that Ms. Brace's comments were not coerced.

Opinion and Order

On October 13, 2021, the Court of Appeals for the Ninth Circuit filed a memorandum decision denying Petitioners' appeal. See 20-35720 (CA9) Dkt. No. 33.

Reasons for Extension of Time

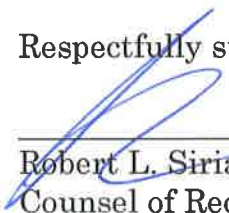
The additional time is warranted due to significant professional obligations in pending appellate matters and the need to consult and obtain documentary evidence. The legal issues in the case require coordination between counsel and Petitioners. This process is lengthened by the difficulties surrounding Covid-19.

Petitioners believe an extension will result in no prejudice to Respondent.

CONCLUSION

Petitioners' request is intended to ensure that Petitioners and counsel have adequate opportunity to discuss the merits of their claim, retrieve and review all appellate documents, and provide a complete and effective

Respectfully submitted,



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Dated: December 1, 2021.

CERTIFICATE OF SERVICE

I, Robert L. Sirianni, Jr., hereby certify that an original and 2 copies of the foregoing Application for Extension of Time for the matter of *Michelle Manor and Oren Manor v. Alejandro Mayorkas, et. al.*, were sent via Next Day Service to the U.S. Supreme Court, and 1 copy was sent Next Day Service and email to the following parties listed below, this 1st day of December 2021.

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