

No. _____

IN THE SUPREME COURT OF THE UNITED STATES

GENERAL UNION OF WORKERS

RESPONDENT

v.

**CENTRO MÉDICO DEL TURABO, INC., d/b/a HOSPITAL HIMA
SAN PABLO CAGUAS & HOSPITAL HIMA SAN PABLO FAJARDO**

PETITIONER

**MOTION FOR EXTENSION OF TIME TO FILE PETITION FOR WRIT
OF CERTIORARI PURSUANT TO RULE 13(5)**

To the Honorable Stephen Breyer, Associate Justice of the United States
Supreme Court and Circuit Justice to the First Circuit:

1. Petitioner, Centro Médico del Turabo, Inc.¹, d/b/a Hospital HIMA San Pablo Caguas and Hospital HIMA San Pablo Fajardo, pursuant to Rule 13(5), Rules of the Supreme Court, respectfully seeks a sixty (60) day extension of time within which to file their petition for writ of *certiorari* in this Court. The jurisdiction of this Court is invoked under 28 U.S.C.

¹ Pursuant to Rule 29.6, Centro Médico del Turabo, Inc. is a privately held corporation which is not publicly held; does not have a parent corporation

§ 1257. This application is submitted more than ten (10) days prior to the scheduled filing date for the Petition. The pertinent dates are as follows:

- a. **March 23, 2022:** Issuance and notification of the written opinion of the Puerto Rico Supreme Court, *General Workers Union v. Centro Médico del Turabo, Inc. d/b/a Hospital HIMA San Pablo Caguas and Hospital HIMA San Pablo Fajardo*, CC-2020-0449 Consolidated with CC-2020-0487. A copy of the certified translation of the opinion is attached hereto as Exhibit A.
- b. **April 29, 2022:** Issuance of Resolution by the Supreme Court denying Petitioner's motion for reconsideration.
- c. **May 27, 2022:** Issuance of Resolution by the Supreme Court denying Petitioner's second motion for reconsideration.
- d. **June 11, 2022:** Deadline for seeking extension of time within which to file a petition for writ of *certiorari* in the United States Supreme Court.
- e. **June 21, 2022:** Expiration of time for filing a petition for writ of *certiorari* in the United States Supreme Court.

2. This is an important case which concerns the appealability and review of arbitration awards within the context of collective bargaining agreements; the

mechanisms available for consolidation of concurrent arbitration awards for purposes of appellate review; as well as procedural due process considerations in the manner in which said awards are handled at the state Appellate Court and Supreme Court levels. Specifically and within the context of a matter before the Puerto Rico Supreme Court, this case deals with whether a novel interpretation as to the procedural rules and mechanism for review of concurrent arbitration awards at the Appellate Court and Supreme Court levels should be limited to prospective, as opposed to retroactive application, which violates the presumption against retroactivity.

3. Counsel for Petitioner intend to ask this Court to grant review on the question whether the Puerto Rico Supreme Court, on a petition for *certiorari* erred when it interpreted for the first time, and concurrently implemented a procedural rule as to the perfection and docketing of appeals regarding related arbitration awards.

4. Pursuant to Sup. Ct. R.13.5, the requested extension of time is justified inasmuch as the undersigned is substituting Petitioner's counsel before the Puerto Rico Appellate and Supreme Court, and must familiarize herself with the proceedings before the Arbitrator, as well as the Appellate and Supreme Court. Furthermore, since the aforementioned proceedings were conducted before Puerto Rico forums and Courts, all relevant documentation is drafted in the Spanish

language and must be translated to English for purposes of the petition for *certiorari* which the appearing party intends to file.

For the foregoing reasons, the Petitioner, Centro Médico del Turabo, Inc., d/b/a Hospital HIMA San Pablo Caguas and Hospital HIMA San Pablo Fajardo, respectfully prays that this Court grant an extension of sixty (60) days to and including August 22, 2022, within which to file their petition for writ of certiorari.

Respectfully submitted, this the 9th day of June, 2022.

/S/Jeanette M. López

Jeanette M. López

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Fajardo

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CERTIFICATE OF SERVICE

I, Jeanette M. López, certify that I have this day served the foregoing Motion for Extension of Time to file Petition for Writ of Certiorari by first-class mail, postage prepaid, addressed to Edwin Rivera Cintrón, Esq., P.O. Box 1098, Las Piedras, PR 00771.

This the 9th day of June, 2022.

/S/Jeanette M. López
Jeanette M. López