

No. _____

In The

Supreme Court of the United States

Smith, et. al.

Applicant/Petitioners

v.

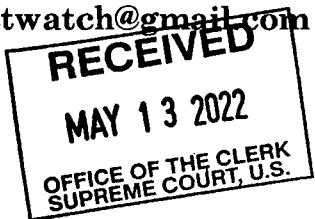
Dobin, et. al.

Respondents

APPLICATION FOR EXTENSION OF TIME TO FILE PETITION FOR WRIT OF CERTIORARI TO THE COURT OF APPEALS OF THE THIRD CIRCUIT

DIRECTED TO THE HONORABLE JUSTICE
SAMUEL ALITO CIRCUIT JUSTICE FOR THE
UNITED STATES COURT OF APPEALS FOR THE
THIRD CIRCUIT

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APPLICATION FOR AN EXTENSION OF TIME

Pursuant to Rule 13.5 of the Rules of this Court, Applicant Smith, et. al. hereby requests a 60-day extension of time within which to file a petition for a writ of certiorari up to and including Monday, July 25, 2022

JUDGMENT FOR WHICH REVIEW IS SOUGHT

The case for which review is sought is Smith, et. al., v. Dobin, et. al., No. 20-1614 (attached as Exhibit 1). The Third Circuit Court of Appeals denied Applicant's motion for Rehearing En Banc on February 25, 2022.

JURISDICTION

This Court will have jurisdiction over any timely filed petition for certiorari in this case pursuant to 28 U.S.C. § 1254(1). The Petition for a Writ of Certiorari is due on May 26, 2022, under Rules 13.1, 13.3, and 30.1 of the Rules of this Court. The Petitioners are filing this Application more than ten days before that date in accordance with Rule 13.5.

REASONS JUSTIFYING AN EXTENSION OF TIME

Applicants respectfully requests a 60-day extension of time within which to file a petition for a writ of certiorari seeking review of the decision of the Third Circuit Court of Appeals up to and including February 25, 2022.

1. Both Applicants are presently under medical care. One Applicant for serious injuries that resulted from being struck by a truck. The other Applicant was informed by his physician of several medical problems, including one that requires daily medication and another that requires physical therapy which was placed on hold after incurring arm and neck pain after an initial session which has curtailed normal activity.

2. The main home computer upon which court documents are prepared was destroyed by an internal burnout of the circuit board in February. Due to the expense of computers, one Applicant spent \$300 in a local pawn shop and bought a tablet-based computer to operate with and assist in displaying, recovering, and assembling data over a period of weeks. Unfortunately, the functionality of this device was extremely limited. After a month a new computer was purchased in April. As a result of the device having a different operating system, it was not until the first week of May before the Applicant's new computer was completely functional. The loss of time from this unforeseen computer problem has compounded our problem since February.

3. An additional burden on the Applicants has been a recent head injury suffered by one of our daughters. In addition to direct problems related to medical treatment and transport, there has been the sudden need to provide extraordinary care and comfort for our daughter. Unfortunately, just today she was informed in a follow up visit that she should schedule an appointment with a neurologist.

4. All the above has added to the problem of assisting the brother-in-law in providing substitute care several times a month for the Applicant's sister who has been under a death watch since last December. Her husband has refused to place her in hospice and now he himself has recently had to receive medical treatment.

Applicants anticipate being able to complete the Petition for Certiorari within the requested extension time ending July 25, 2022.

CONCLUSION

For the foregoing reasons, Applicant respectfully requests that the Court grant an extension of 60-days, up to and including July 25, 2022, within which to file a Petition for a Writ of Certiorari in this case.

Respectfully submitted by Applicants,

Brian Smith
Brian Smith

Lynn Z. Smith