

Application No. \_\_\_\_\_

Case No. \_\_\_\_\_

## In the Supreme Court of the United States

**brent evan webster dba BRENT EVAN WEBSTER – Petitioners**

VS.

**ALEX TRAIL; CONNIE TRAIL, et al, – RESPONDENTS**

---

### **Three cases consolidated from public record for a Writ of Certiorari**

Original Case Order Denying Request – USCANC - No. 20-35787, DC No. 3:20-cv-00879-MO  
Original Case Order Denying Request – USCANC - No. 20-35799, DC No. 3:20-cv-00878-MO  
Original Case Order Denying Request – USCANC - No. 21-35740, DC No. 3:20-cv-01153-MO

**October Term 2021**

---

Application for Extension of Time to File a Petition for a Writ of Certiorari with this

United States Supreme Court from The United States Court of Appeals for the Ninth Circuit

---

***To: Justice Elena Kagan for the Ninth Circuit  
in the Supreme Court of the United States,***

Petitioner-Appellant: brent evan webster is dba BRENT EVAN WEBSTER: sui juris, respectfully request a **60-day extention of time** to file his Petitions for **Writ of Certiorari**. This new filing is in response to the letter Dated March 29, 2022 addressed to: **Brent Evan Webster** from the **SUPREME COURT OF THE UNITED STATES OFFICE OF THE CLERK WASHINGTON, DC 20543-0001** from **Scott S. Harris, Clerk by Jacob Levitan**.

Webster appreciates the courts request for clarification, specifically concerning **Rule 12.4** on the number of applications necessary to review the issues at hand, specifically when two or more judgments are sought to be reviewed from the same court and involve identical or closely related questions, then a single petition covering all the judgments suffices.

Also, **Rule 13.5** good cause, a Justice may extend the time to file a petition for a writ of certiorari for a period not exceeding 60 days, and reasons why an extension of time is justified.

Webster will lay the foundation for the reasons these **ten cases** should be consolidated into **four separate Writ of Certiorari's** as grouped, and **reviewed separately** as proposed.

1. **Ten separate orders** come from the **Ninth Circuit** from a **Portland Bankruptcy Case** - namely **brent evan webster** doing business as his corporate fiction, **BRENT EVAN WEBSTER**, case number **19-34090-pcm7**, he converted to a **chapter 13** to set a **legal-trap** for **claimed respondents**, then filed a **conversion to a chapter 14** to protect the **farm** from **fraudulent debt collectors** trying to steal **webster's family properties**.
2. This court has jurisdiction and venue to hear these cases based on **subject matter** (**851. FALSE CLAIMS—18 U.S.C. § 152(4)**, **territory** (**State of Oregon under US Constitution, Bill of Rights**), and as **Natural Person** (**Specially as one of the people**)).
3. **It was webster's mis-understanding** that this court was still observing the ongoing **public health concerns relating to COVID-19 order** which he believed the **150-day time limit** to file was still in effect from **Order on THURSDAY, MARCH 19, 2020**. But, **upon further investigation** he discovered an **Order on MONDAY, JULY 19, 2021** after the other Court orders about **COVID-19** were **rescinded**, that's when on **March 22, 2022** webster filed for **extention of time** on the **ten cases** he is **presenting**.
4. **Webster contends** that his claims of "**Force Majeure**" are **factual** and **over-ride** any **presumed "DEBT"** the **Respondents have falsely claimed in his bankruptcy**, which he **believes he proved beyond any reasonable doubts in his filings**. The ongoing **public health concerns relating to COVID-19 substantiates webster's claim of a "Force Majeure"** and he ask that this court also substantiate his claim.
5. **Considering the world circumstances** that are literally **guaranteeing the destruction of our societies including the supply chains**, now **bankrupting millions of families** in this country which will never be the same. The "**New Normal**", is uncertainty, so webster kindly asks that this court please be flexible with him, as he **does not have the budget or staff to assist him** in the **finer points of court procedure**, but he is **confident that he can grasps the intent of the LAW**, as the founders crafted them.
6. **Webster has only presented special appearance filings**, which the **courts and respondents** have never refuted the **claim of common law** as a **matter of right**. **Webster is a man on the land**, and has **confronted those who's intentions are to steal the family farm**, where he lives, farms, and maintains the **EFU zoned land**.

7. Webster kindly ask this most important court on the land, to grant his "Force Majeure" and/or send this case back to the lower courts, to honestly look at the False Claims Respondents have fabricated, per websters filings and testimony in the public record, and prosecute if webster is correct to the full extent of the LAW.

The final judgments, ORDER DENYING PETITION FOR PANEL REHEARING AND PETITION FOR REHEARING EN BANC, also REQUESTS FOR PUBLICATION OF THE MEMORANDUM DISPOSITION was denied by Ninth Circuit Court of Appeals Circuit Judges: PAEZ, NGUYEN, OWENS, TALLMAN, and CHRISTEN entered by MOLLY C. DWYER, CLERK U.S. COURT OF APPEALS on December 23, 2021, December 28, 2021, and January 18, 2021.

The dates for which the Petitions for Writ of Certiorari expire are on March 23, 2022, March 28, 2022, and April 18, 2022. This application is filed for the second time at the request of the clerk and was originally postal marked on March 22, 2022 and received on March 29, 2022, therefore this request is timely and the extention of time to filing writ of certiorari should be granted.

Attached is copies of the final denials by the court under Rule 28 U.S.C. § 2101(c).

Re-Executed on: April, 12, 2022

Attorney in Fact: brent evan webster dba BRENT EVAN WEBSTER April 12, 2022

*brent evan webster dba BRENT EVAN WEBSTER*

## Certificate of Service

I certify that a copy of the **Application for Extension of Time to File a Petition for a Writ of Certiorari** was served, either by US mail, or e-mail, on person or corporation involved below within 3-business days of this filing.

Mark G. Passannante  
Broer & Passannante, PS  
1050 SW 6th Avenue  
Suite 1220  
Portland, OR 97204

503-294-0910  
503-243-2717 (fax)  
markgpassannante@gmail.com

Robert S. Phed  
Robert S. Phed, Attorney at Law, PLLC  
P.O. Box 820492  
Vancouver, WA 98682

503-796-7433  
503-796-5154 (fax)  
robert.phed@yahoo.com

brent evan webster dba BRENT EVAN WEBSTER April 12, 2022

brent evan webster dba BRENT EVAN WEBSTER

**NOT FOR PUBLICATION****FILED**

SEP 16 2021

MOLLY C. DWYER, CLERK  
U.S. COURT OF APPEALS

## UNITED STATES COURT OF APPEALS

## FOR THE NINTH CIRCUIT

BRENT EVAN WEBSTER,

Appellant,

v.

ALEX TRAIL; CONNIE TRAIL,

Appellees.

No. 20-35787

D.C. No. 3:20-cv-00879-MO

## MEMORANDUM\*

Appeal from the United States District Court  
for the District of Oregon  
Michael W. Mosman, District Judge, Presiding

Submitted September 14, 2021\*\*

Before: PAEZ, NGUYEN, and OWENS, Circuit Judges.

Brent Evan Webster appeals pro se from the district court's judgment dismissing his appeal from the bankruptcy court's order overruling his objection to the proof of claim filed by Alex Trail and Connie Trail. We have jurisdiction under 28 U.S.C. § 1291. We affirm.

---

\* This disposition is not appropriate for publication and is not precedent except as provided by Ninth Circuit Rule 36-3.

\*\* The panel unanimously concludes this case is suitable for decision without oral argument. *See Fed. R. App. P. 34(a)(2).*

In his opening brief, Webster fails to address how the district court erred by dismissing his appeal for lack of jurisdiction. As a result, Webster has waived his challenge to the district court's order. *See Smith v. Marsh*, 194 F.3d 1045, 1052 (9th Cir. 1999) ("[O]n appeal, arguments not raised by a party in its opening brief are deemed waived."); *Greenwood v. FAA*, 28 F.3d 971, 977 (9th Cir. 1994) ("We will not manufacture arguments for an appellant, and a bare assertion does not preserve a claim . . .").

We do not consider matters raised for the first time on appeal. *See Mano-Y & M, Ltd. v. Field (In re Mortg. Store, Inc.)*, 773 F.3d 990, 998 (9th Cir. 2014); *Padgett v. Wright*, 587 F.3d 983, 985 n.2 (9th Cir. 2009).

**AFFIRMED.**

FILED

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

DEC 23 2021

MOLLY C. DWYER, CLERK  
U.S. COURT OF APPEALS

BRENT EVAN WEBSTER,

No. 20-35787

Appellant,

D.C. No. 3:20-cv-00879-MO  
District of Oregon,  
Portland

v.

ALEX TRAIL; CONNIE TRAIL,

ORDER

Appellees.

Before: PAEZ, NGUYEN, and OWENS, Circuit Judges.

The panel has voted to deny the petition for panel rehearing.

The full court has been advised of the petition for rehearing en banc and no judge has requested a vote on whether to rehear the matter en banc. *See* Fed. R. App. P. 35.

Webster's petition for panel rehearing and petition for rehearing en banc (Docket Entry No. 17) are denied. To the extent Webster requests publication of the memorandum disposition, the request is denied.

No further filings will be entertained in this closed case.

NOT FOR PUBLICATION

FILED

SEP 16 2021

MOLLY C. DWYER, CLERK  
U.S. COURT OF APPEALS

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

BRENT EVAN WEBSTER,

Appellant,

v.

ALEX TRAIL; CONNIE TRAIL,

Appellees.

No. 20-35799

D.C. No. 3:20-cv-00878-MO

MEMORANDUM\*

Appeal from the United States District Court  
for the District of Oregon  
Michael W. Mosman, District Judge, Presiding

Submitted September 14, 2021\*\*

Before: PAEZ, NGUYEN, and OWENS, Circuit Judges.

Brent Evan Webster appeals pro se from the district court's judgment dismissing his appeal from the bankruptcy court's order denying any relief sought in his "objections to no evidence hearings on April 30, 2020," in his adversary proceeding against Alex Trail and Connie Trail. We have jurisdiction under 28

---

\* This disposition is not appropriate for publication and is not precedent except as provided by Ninth Circuit Rule 36-3.

\*\* The panel unanimously concludes this case is suitable for decision without oral argument. See Fed. R. App. P. 34(a)(2).

U.S.C. § 1291. We affirm.

In his opening brief, Webster fails to address how the district court erred by dismissing his appeal for lack of jurisdiction. As a result, Webster has waived his challenge to the district court's order. *See Smith v. Marsh*, 194 F.3d 1045, 1052 (9th Cir. 1999) ("[O]n appeal, arguments not raised by a party in its opening brief are deemed waived."); *Greenwood v. FAA*, 28 F.3d 971, 977 (9th Cir. 1994) ("We will not manufacture arguments for an appellant, and a bare assertion does not preserve a claim . . .").

We do not consider matters raised for the first time on appeal. *See Mano-Y & M, Ltd. v. Field (In re Mortg. Store, Inc.)*, 773 F.3d 990, 998 (9th Cir. 2014); *Padgett v. Wright*, 587 F.3d 983, 985 n.2 (9th Cir. 2009).

**AFFIRMED.**

**FILED**

UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT

DEC 28 2021

MOLLY C. DWYER, CLERK  
U.S. COURT OF APPEALS

BRENT EVAN WEBSTER,

No. 20-35799

Appellant,

D.C. No. 3:20-cv-00878-MO

v.

District of Oregon,  
Portland

ALEX TRAIL; CONNIE TRAIL,

ORDER

Appellees.

Before: PAEZ, NGUYEN, and OWENS, Circuit Judges.

The panel has voted to deny the petition for panel rehearing.

The full court has been advised of the petition for rehearing en banc and no judge has requested a vote on whether to rehear the matter en banc. *See* Fed. R. App. P. 35.

Webster's petition for panel rehearing and petition for rehearing en banc (Docket Entry No. 15) are denied. To the extent Webster requests publication of the memorandum disposition, the request is denied.

No further filings will be entertained in this closed case.

**FILED**

UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT

JAN 18 2022

MOLLY C. DWYER, CLERK  
U.S. COURT OF APPEALS

BRENT EVAN WEBSTER,

No. 21-35740

Appellant,

D.C. No. 3:20-cv-01153-MO  
District of Oregon,  
Portland

v.

ALEX TRAIL; CONNIE TRAIL,

ORDER

Appellees.

Before: TALLMAN, CHRISTEN, and NGUYEN, Circuit Judges.

Upon a review of the record and the response to the court's October 20, 2021 order, we conclude this appeal is frivolous. We therefore deny appellant's motion to proceed in forma pauperis (Docket Entry No. 3), *see* 28 U.S.C. § 1915(a), and dismiss this appeal as frivolous, pursuant to 28 U.S.C. § 1915(e)(2) (court shall dismiss case at any time, if court determines it is frivolous or malicious).

No further filings will be entertained in this closed case.

**DISMISSED.**

Application No. \_\_\_\_\_

Case No. \_\_\_\_\_

**In the Supreme Court of the United States**  
**brent evan webster dba BRENT EVAN WEBSTER – Petitioners**

VS.

**ALEX TRAIL; CONNIE TRAIL et al, – RESPONDENTS**

Original Case Order Denying Request – USCANC - No. **20-35787**

Original Case Order Denying Request – USCANC - No. **20-35799**

Original Case Order Denying Request – USCANC - No. **21-35740**

**STANDING AND MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS**

Petitioner qualifies for leave to file writ of certiorari and to proceed *in forma pauperis*.

Appropriate box Marked:

[  ] Petitioner has previously been granted leave to proceed in forma pauperis in the following court(s): Oregon Supreme Court, District Court, 9th. Circuit Court, and US Supreme Court.

[  ] Petitioner has not previously been granted leave to proceed in forma pauperis in any other court.

**DECLARATION IN SUPPORT FOR LEAVE TO PROCEED IN FORMA PAUPERIS**

brent evan webster is doing business as: BRENT EVAN WEBSTER, so this petitioner insists that a special appearance be observed as to conduct a court of constitutional due process in the above-entitled case/s. In support to proceed in forma pauperis, webster states because of the perpetual legal abuse in Oregon and lifelong neck and back injuries, he has not had a steady income after 1989.

Estimated average income per month from limited handyman work randomly acquired during the past 24 months after related expenses is less than \$500.00 per month.

Income source Approx.	Average monthly amount during the past 24 months		Amount expected next month	
	You	Spouse	You	Spouse
Self-employment average income	\$ <u>500.00</u>	\$ <u>N/A</u>	\$ <u>500.00</u>	\$ <u>N/A</u>
Public-assistance food allowance	\$ <u>245.00</u>	\$ <u>N/A</u>	\$ <u>245.00</u>	\$ <u>N/A</u>
<b>Total monthly income:</b>	<b>\$ <u>745.00</u></b>	<b>\$ <u>N/A</u></b>	<b>\$ <u>745.00</u></b>	<b>\$ <u>N/A</u></b>

Re-Executed on: April 12, 2022

Attorney in Fact: brent evan webster dba BRENT EVAN WEBSTER April 12, 2022

*brent evan webster dba BRENT EVAN WEBSTER*

**SUPREME COURT OF THE UNITED STATES  
OFFICE OF THE CLERK  
WASHINGTON, DC 20543-0001**

March 29, 2022

Brent Evan Webster  
8701 SE Cottrell Rd.  
Boring, OR 97009

RE: USCA9 Nos. 20-35784, 20-35785, 20-35787, 20-35788, 20-35800, 20-35905, 20-35798, 20-35799, 20-35979, 21-35740  
Webster v. Select Portfolio Servicing, Inc. (&c)

Dear Mr. Webster:

Ten different applications for an extension of time within which to file a petition for a writ of certiorari in the above-referenced case(s) were postmarked March 22, 2022 and received March 29, 2022. The applications are returned for the following reason(s):

The lower court opinion must be appended to the application(s). Rule 13.5.

The application(s) must set forth with specificity the reasons why the granting of an extension of time is thought justified. Rule 13.5.

A copy of the corrected application(s) must be served on opposing counsel.

Please be advised that you should file only as many applications for extension of time as petitions you intend to file. For example, if you intend to file one petition for a writ of certiorari seeking review of multiple judgments under Rule 12.4, you should file one application for extension of time to file that petition. Ten separate applications are only necessary if you intend to file ten separate petitions.

Sincerely,  
Scott S. Harris, Clerk  
By:

Jacob Levitan  
(202) 479-3392

Enclosures