

IN THE
SUPREME COURT OF THE UNITED STATES

APPEAL CASE NO. 23-10011

D.C. CASE NO. 8:22-cv-00084-CEH-CPT

"CORRECTED COPY"

MOTION FOR EXTENSION OF TIME
"RESUBMITTED"

COMES NOW THE PETITIONER CARMEN A. ZAMMIELLO,
PRO-se, PURSUANT TO THE SUPREME COURT RULES
OF PROCEDURE APPLICABLE TO "MOTION FOR
EXTENSION OF TIME" AS SET BY RULES 13.1
AND 13.5 COLLECTIVELY AND RESPECTFULLY MOVES
THIS HONORABLE COURT TO ISSUE AN ORDER
"EXTENDING THE TIME TO FILE MY PETITION
FOR WRIT OF CERTIORARI FOR (60) DAYS AFTER
MAY 22nd, 2023, FOR GOOD CAUSE SHOWN BELOW"
THE PETITIONER STATES THE FOLLOWING:

1. JURISDICTION

THE JURISDICTION OF THIS COURT IS INVOKED
UNDER 28 U.S.C. SECTIONS 1254 (1), 1651 (a)
AND 2241.

2. REASONS FOR GRANTING THE INSTANT MOTION FOR EXTENSION OF TIME

(a) THAT THIS CASE ARISES OUT OF THE FALSE
ARREST AND THE CONTINUOUS ILLEGAL DE-
TENTION OF THE PETITIONER FOR A NON-

EXISTENT CRIME, WITHOUT REASONABLE SUSPICION, PROBABLE CAUSE, A VALID COMPLAINT OR WARRANT AND WITHOUT DUE PROCESS OR EQUAL PROTECTION OF THE LAW, IN VIOLATION OF THE CONSTITUTION, LAWS, OR TREATIES OF THE UNITED STATES, A CONTINUING WRONG VIOLATION.

(b) THAT THE UNITED STATES COURT OF APPEALS FOR THE ELEVENTH CIRCUIT HAS ENTERED A DECISION IN CONFLICT AND CONTRARY TO, THE DECISIONS OF THIS COURT AND OTHER UNITED STATES COURT OF APPEALS, ON THE SAME IMPORTANT QUESTION AND HAS SO FAR DEPARTED FROM THE ACCEPTED AND USUAL COURSE OF JUDICIAL PROCEEDINGS, "BY CRAFTING AND IMPOSING ITS OWN PROCEDURAL RULES THAT EXCEEDS THE PROPER LIMITS OF THE JUDICIAL ROLE AND UNDER JONES -V- BOCK, SUPRA, Id. 127 S. Ct. 910 (2007), THE ELEVENTH CIRCUIT'S RULES ARE NOT REQUIRED BY THE PLRA AND IS PREJUDICIAL TO THE EFFECTIVE AND EXPEDITIOUS ADMINISTRATION OF THE BUSINESS OF THE COURTS, IN THE ABOVE-STYLED ACTION. ." [See EX "A" AT PP 1-6 AND COMPARE TO EX "B" AT PP 1-3, COLLECTIVELY]; e.g. 28 U.S.C.S. sec 1915 (b)(4)(2023)(SAME); JONES -V- BOCK, SUPRA, Id. (2007)(SAME) AND MILLER -V- DONALD, SUPRA, Id. 541 F.3d 1091 (11th CIR. 2008)(FACTUALLY

THE SAME) (CITING JONES - V - BOCK AND OTHER RELEVANT CASES)).

MOREOVER, THE ELEVENTH CIRCUIT'S VAGUE AND PROLIX ERRONEOUS DECISION TO ARBITRARY "DISMISS MY APPEAL ALLEGEDLY FOR WANT OF PROSECUTION, BECAUSE I FAILED TO PAY THE FILING AND DOCKING FEE TO THE DISTRICT COURT" VEHEMENTLY APPEARS TO BE SUSPECT AND HAS INTERFERED WITH MY RIGHT OF ACCESS TO THE COURTS, "RESULTING IN A DEPRIVATION OF MY CONSTITUTIONAL RIGHTS BECAUSE ACCESS TO THE COURTS IS UNQUESTIONABLY A RIGHT OF CONSIDERABLE CONSTITUTIONAL SIGNIFICANCE, AND TO BE SURE, WHEN SUCH FUNDAMENTAL INTERESTS ARE AT STAKE, MY INABILITY TO PAY THE FILING FEES SHOULD NOT BE A BARRIER TO MY ACCESS TO THE JUDICIARY. . ." [see EX "A" AT PP 1 - 6 COLLECTIVELY]. e.g. 28 U.S.C.S. SEC. 1915(b)(4)(2023)(SAME). MILLER - V - DONALD, SUPRA, Id. AT PP 2 - 3 (11th CIR. 2008)(SAME) (CITING BOUNDS - V - SMITH)). DEWITT - V - PALL, SUPRA, Id., 366 F2d 682 (9th CIR. 1966)(SAME) (STATING THAT: "[R]EASONABLE ACCESS TO THE COURTS, STATE AND FEDERAL, IS GUARANTEED BY THE DUE PROCESS CLAUSE OF THE 14th AMENDMENT") AND RYLAND - V - SHAPIRO, SUPRA, Id., 708 F2d 967 (5th CIR. 1983)(FACTUALLY THE SAME)(CITING BOUNDS - V - SMITH AND OTHER RELEVANT AUTHORITIES)).

3. CONCLUSION

WHEREFORE, FOR ALL THE COMPELLING FOREGOING REASONS, THE PETITIONER CARMEN A. ZAMMIELLO, HUMBL Y PRAYS THIS HONORABLE COURT GRANTS AN EXTENSION OF TIME IN THIS ACTION, "EXTENDING THE TIME FOR (60) DAYS AFTER MAY 22nd 2023, TO FILE MY PETITION FOR WRIT OF CERTIORARI OR ANY OTHER SUCH RELIEF AS JUSTICE SO REQUIRES..." [see EX "A" AT PP 1-6 AND COMPARE TO EX "B" AT PP. 1-3 COLLECTIVELY], e.g. SUPREME COURT RULES 13.1 AND 13.5 COLLECTIVELY (2023).

IT IS SO PRAYED,

/s/ Carmen a. ZammIELlo
PETITIONER, PRO-se, #083535

JUNE 1st 2023
DATE

PROOF OF SERVICE

I, CARMEN A. ZAMMIELLO, DO SWEAR OR DECLARE THAT ON THIS 12th DAY OF JUNE 2023, AS REQUIRED BY SUPREME COURT RULE 29, I HAVE SERVED THE FOREGOING "MOTION FOR EXTENSTON OF TIME TOGETHER WITH ATTACHED EXHIBITS (A & B)" ON EACH PARTY TO THE ABOVE-PROCEEDING OR THAT PARTY'S COUNSEL BY PLACING THE ABOVE DOCUMENTS IN THE HANDS OF PRISON OFFICIALS AT OKEECHOBEE C.I. FOR MAILING VIA U.S. MAIL TO: ASHLEY MOODY,