

CASE

22

In The
SUPREME COURT OF THE UNITED STATES
October Term 2022

Bonita K. Redd
Applicant/Petitioner,

v.

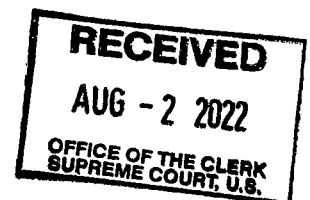
McDowell County Board of Education,
Respondent

Application for an Extension of Time Within
Which to File a Petition for a Writ of Certiorari to the
Supreme Court of the State of West Virginia

APPLICATION TO THE HONORABLE JUSTICE
JOHN G. ROBERTS, JR.,
CHIEF JUSTICE FOR THE FOURTH CIRCUIT

HOWARD SUEFER
BOWLES RICE, LLP
Post Office Box 1386
Charleston, WV 25325-1386
(304) 347-1100

BONITA K. REDD
PRO SE
142 Riverside Dr.
Welch, WV 24801
(304) 436-3629



WEST VIRGINIA SUPREME COURT OF APPEALS

EDYTHE NASH GAISER, CLERK OF THE COURT

State Capitol Room E-317

1900 Kanawha Blvd. East

Charleston, WV 25305

(304) 558-2601

APPLICATION FOR AN EXTENSION OF TIME

Pursuant to Rule 13.5 of the Rules of the Court, Applicant Bonita Redd requests a 60-day extension of time within which to file a petition for a writ of certiorari up to and including Sunday, October 9, 2022.

JUDGMENT FOR WHICH REVIEW IS SOUGHT

The judgment for which review is sought is Redd v. McDowell County Board of Education, No. 21-0635 (May 12, 2022) (attached). The West Virginia Supreme Court of Appeals affirmed the lower court's decision, but did not review de novo the Constitutional Issue presented, nor the Respondent's employment policy. The Constitutional issue presented was that the West Virginia Public Employee's Grievance Procedure is both unfair and unconstitutional.

JURISDICTION

This Court will have jurisdiction over any timely filed petition for writ of certiorari in this case pursuant to 28 U.S.C. § 1254(1) and 28 U.S.C. §1257(a) (b). Under Rules 13.1, 13.3, and 30.1 of the Rules of this Court, a petition for a writ of certiorari was due to be filed on or before August 10, 2022. In accordance with Rule 13.5, this application is being filed more than 10 days in advance of the filing date for the petition for a writ of certiorari.

REASONS JUSTIFYING AN EXTENSION OF TIME

Applicant 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 Supreme Court of the State of West Virginia in this case, up to and including Sunday, October 9, 2022.

1. Applicant has contacted both Legal Aid and the Appellate Division for the Attorney General's Office in West Virginia to obtain assistance. These entities could not provide assistance to the Pro Se applicant in the filing of her writ of certiorari. The applicant cannot afford to hire counsel, and must seek assistance from agencies, free of charge or continue Pro Se. The applicant is still seeking assistance from AFL-CIO, ACLU, etc. for assistance.
2. Due to COVID, issues with shipping the required 60lb and 65lb weight paper are at issue. The printing company where the applicant resides closed during the beginning of COVID. The closest printing company is nearly 40 miles away, along with a copier that can print the heavier paper. An extension of time will permit the applicant to locate the necessary resources required for the booklet format required by this Court.
3. An extension of time will permit the applicant the time necessary to complete a cogent and well-researched petition.

4. The extension of time is necessary due to the importance of the issue of constitutional rights of public employees. This case will impact the constitutional rights of every public employee in the state of West Virginia.

CONCLUSION

For the foregoing reasons, Applicant respectfully requests that this Court grant an extension of 60 days, up to and including Sunday, October 9, 2022, within which to file a petition for a writ of certiorari in this case.

Respectfully submitted,



BONITA K. REDD

PRO SE

142 Riverside Dr.

Welch, WV 24801

(304) 436-3629

Bonita.redd@k12.wv.us