

Michael Bandler  
7 Timberwood Drive # 318  
Lebanon, NH 03766  
(603) 727 - 9283

Thursday,  
April 6, 2023

Re: Michael Bandler v. Doree Lyne  
Docket: Not yet assigned

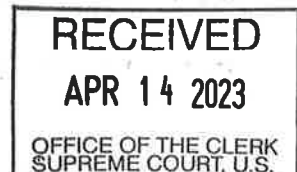
Dear Justice Alito :

I write to request a 30 day extension of the time for my filing a petition for certiorari, which would otherwise be due Tuesday, April 11, 2023. I am a self-represented litigant who is a Certified Public Accountant, licensed in both New York and Vermont. As such, I have numerous clients that look to me for the preparation of their personal and business tax returns which are due this year on April 18<sup>th</sup>.

Respectfully,



Michael Bandler, acting pro se



Michael Bandler  
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(603) 727 9283  
michael@mbco.biz

Monday,  
April 24, 2023

Scott S. Harris, Clerk  
Supreme Court of the United States  
One First Street, N.E.  
Washington, D.C. 20543

Re Bandler v. Lyne

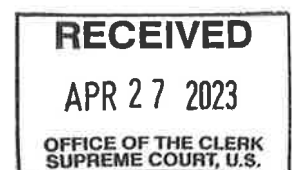
Dear Mr. Harris:

I write in response to your letter of April 14, 2023, which was only received in New Hampshire on Friday (a copy is enclosed for your convenience).

I am looking forward to raising the issue of grand - parent visitation as decided in *Troxel et vir v. Granville*, 530 U.S. 57 (2000) and whether that opinion's reliance on implied substantive due process and other constitutional rights was "legitimate" or whether it was "egregiously wrong" as Justice Alito recently wrote (*Dobbs v. Jackson Women's Health Organization*, No. 19 -1392, 597 U.S, \_\_\_ (2022)), because grand - parent visitation is unmoored in constitutional text and not deeply rooted in the history and traditions of this country. Justice Thomas suggested as much in his concurring opinion, where he signaled rights he thinks the court should reconsider next.

### **Background**

In February 2020, I began this litigation by filing a complaint in the Superior Court of New Jersey, Family Division, seeking continuation of visitation with grandsons, Gregory Lyne and Zachary Lyne (the "Young Men"). My contact with the Young Men had been



terminated, for no reason at all, by their parents Doree and Michael Lyne, the prior December. A decision, denying visitation, was ordered by that Court in December, 2020. Reconsideration of that order was denied in June of 2021.

After remand, my appeal of the adverse trial court decisions was concluded in the Appellate Division of the Superior Court of New Jersey in June of 2022 and my request for reconsideration was denied in July of 2022. The New Jersey Supreme Court then declined review of the decisions of the courts below by way of an order dated January 10, 2023 (copy enclosed). The required motion seeking to stay the New Jersey Supreme Court order has not yet been acted on as I now write.

Relying on *Troxel*, supra, the New Jersey courts refused application of the best interest of the grandchild standard found in New Jersey's Grandparent Visitation Statute, N.J.S.A. 9:2-7.1, concluding it was superseded by the *Troxel*'s unlimited "fundamental right of parents to rear their children, consistent with the constitutional restrictions on state interference with parents' fundamental liberty interest."

#### **As to an Extension of Time to Petition for a Writ of Certiorari**

I am a licensed Certified Public Accountant, in New York and Vermont. I am a sole practitioner and have many clients who depend on me for the preparation of their tax returns. This year the personal federal filing deadline was April 18<sup>th</sup>.

As luck would have it, as the deadline approached, several clients presented me with unexpected issues and complications to their returns. While I could have obtained an extension of time to prepare their returns, there is no extension of time to estimate and then pay any taxes due.

Believing I had a professional obligation to my clients, by letter dated April 6, 2023, I sought a last minute thirty day extension of time for the filing of my petition for certiorari in this Court, within the 90 day window (the Court has returned my envelope postmarked April 7, 2023 that conveyed my request for additional time (enclosed).

Though a self – represented party, I was aware of the 90 day time limit for a filing of a petition. Rule 13.1. I had begun my petition drafting and was well on course to meet that

deadline. Unfortunately, I filed my time request within the 90 day window but was unmindful of and missed the required additional 10 day requirement.

I therefore ask the Court to allow me the additional time to filed my petition.

Respectfully yours,

Michael Bandler, acting pro se

Cc: Maria Giammona, counsel for Ms. and Mr. Lyne

Supreme Court of the United States

No: Not Yet Assigned

Affidavit of Service

Michael Bandler,

Petitioner

v.

Doree Lyne,

Respondent

State of New Hampshire )

County of )

I, Michael Bandler, being duly sworn and over the age of 18, upon my oath say that:

On this 7<sup>th</sup> day of April, 2023, I served my accompanying letter seeking an extension of time to file my petition for certiorari upon:

Maria Giammona Law LLC,  
Counsel for Doree Lyne  
16 Furler Street  
Totowa, NJ 07511 – 0285

by sending two copies of my letter to her in a properly addressed envelope, by certified mail, postage prepaid. Counsel is the only person to be so served.

I declare under penalty of perjury that the foregoing is true and correct.

April 7, 2023

  
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Michael Bandler

Sworn to before me this 7 day of April, 2023.

*Quinton Daigle*  
-----  
*Quinton Daigle*



SUPREME COURT OF NEW JERSEY  
C-361 September Term 2022  
087410

M.B.,

Plaintiff-Petitioner,

v.

O R D E R


D.L.,

Defendant-Respondent.

A petition for certification of the judgment in A-001473-20  
having been submitted to this Court, and the Court having considered the  
same;

It is ORDERED that the petition for certification is denied, with costs.

WITNESS, the Honorable Stuart Rabner, Chief Justice, at Trenton, this  
10th day of January, 2023.

  
CLERK OF THE SUPREME COURT