

23-1180

ORIGINAL

In The  
SUPREME COURT OF THE UNITED  
STATES

PALANI KARUPAIYAN et al  
--- Petitioner(s)

v.

UNITED STATES OF AMERICA et al  
--- Respondent(s)

On Petition for a Writ of Certiorari to  
United States Court of Appeals  
for the Third Circuit (Dkt 24-1044)

APPENDIX-PETITION FOR WRIT OF  
CERTIORARI

Palani Karupaiyan.  
Pro se, Petitioner,  
1326 W William St,  
Philadelphia, PA 19132  
212-470-2048(M)

FILED

APR 15 2024

OFFICE OF THE CLERK  
SUPREME COURT U.S.

## **I. TABLE OF APPENDIX**

### Contents

I. Table of Appendix .....	i
II. Appendix – A : USCA3’s Order denying appeal Apr/11/2024.....	1
III. Appendix-B: USCA3’s Entry of Judgment Apr 11, 2024 .....	3
IV. Appendix-C : Order granting 45 days extension to Defendant US to Response the complaint, Jan 2, 2024 .....	4
V. Appendix-D :Notice of appeal, Jan 5 2024	6
VI. Appendix-E : Notice of Petition for Mandamus, Jan 5 2024. ....	7

Left Blank by Word

**II. APPENDIX – A : USCA3's  
ORDER DENYING APPEAL  
APR/11/2024**

CLD-091

**UNITED STATES COURT OF APPEALS FOR  
THE THIRD CIRCUIT**

**C.A. No. 24-1044**

**PALANI KARUPAIYAN; ET AL.**

**VS.**

**UNITED STATES OF AMERICA; ET AL.**

Palani Karupaiyan, Appellant

(D.N.J. Civ. No. 2:23-cv-20928)

Present: KRAUSE, FREEMAN, and SCIRICA,  
Circuit Judges

Submitted are:

- (1) By the Clerk, the within appeal, for possible dismissal for jurisdictional defect;
- (2) By the Clerk, the within appeal, for possible dismissal under 28 U.S.C. §1915(e) or possible summary action under Third Circuit L.A.R. 27.4 and I.O.P. 10.6; and
- (3) Appellant's document in support of his appeal; and
- (4) Appellant's letter motion to file an "amended brief" in the above-captioned case.

Respectfully,  
Clerk

CLD-091

C.A. No. 24-1044

PALANI KARUPAIYAN; ET AL.

VS.

UNITED STATES OF AMERICA; ET AL.

Palani Karupaiyan, Appellant

ORDER

This appeal is dismissed for lack of appellate jurisdiction. We do not have jurisdiction over this appeal challenging an order granting a defendant an extension of time in case that is ongoing in the District Court. See *In re Glenn W. Turner Enters. Litig.*, 521 F.2d 775, 781 (3d Cir. 1975) (holding that pre-trial orders are interlocutory and not immediately appealable); see also *In re Briscoe*, 448 F.3d 201, 211 (3d Cir. 2006) (listing the bases for this Court's appellate jurisdiction). Karupaiyan's request to file an "amended brief" in this appeal after the District Court enters a final order in his case is denied.

By the Court,  
s/Arianna J. Freeman  
Circuit Judge

Dated: April 11, 2024

Tmm/cc: Palani Karupaiyan

Angela Juneau, Esq.

Tanner M. Kingston, Esq.

J. Andrew Ruymann, Esq.

UNDER USCA'S OFFICIAL SEAL

A True copy

/s/Patricia S. Dodszuweit

Patricia S. Dodszuweit, Clerk

Certified Order Issued In lieu of Mandate

### **III. APPENDIX-B: USCA3'S ENTRY OF JUDGMENT APR 11, 2024**

RE: Palani Karupaiyan, et al v. USA, et al  
Case Number: 24-1044  
District Court Case Number: 2-23-cv-20928

#### **ENTRY OF JUDGMENT**

Today, **Apr 11, 2024** the Court issued a case dispositive order in the above-captioned matter which serves as this Court's judgment. Fed. R. App. P. 36.

Very truly yours,  
Patricia S. Dodszuweit, Clerk

By: s/Stephanie/tmm, Case Manager  
267-299-4926  
cc: Melissa E. Rhoads

**IV. APPENDIX-C : ORDER  
GRANTING 45 DAYS  
EXTENSION TO DEFENDANT  
US TO RESPONSE THE  
COMPLAINT, JAN 2, 2024**

**U.S. Department of Justice**  
United States Attorney  
District of New Jersey *Civil Division*

---

**PHILIP R. SELLINGER**  
**UNITED STATES ATTORNEY**

***Angela E. Juneau***  
*Assistant United States Attorney*  
*970 Broad Street, Suite 700*  
*Newark, NJ 07102*  
*direct: (862) 240-2409*  
*angela.juneau@usdoj.gov*

Jan 2, 2024

**Via Electronic Filing**  
Hon. André M. Espinosa  
Martin Luther King Bldg. & U.S. Courthouse  
50 Walnut Street , Newark, NJ 07102  
**Re: *Karupaiyan v. United States, et al.*,**  
**Civil No. 23-20928-ES-AME**

Dear Judge Espinosa:

I am the Assistant United States Attorney assigned to represent the United States in the above-captioned case. I respectfully write to request an extension of time to respond to the Complaint in this action.

Plaintiff served the U.S. Attorney's Office with the Complaint on October 17, 2023. The United States sought a two-week extension from the Clerk's Office, which gave it until January 2, 2024, to answer, move,

or otherwise respond to the Complaint. Because of multiple competing deadlines, however, I will require additional time to respond to Plaintiff's Complaint. Accordingly, I respectfully ask the Court to grant an additional 45 days, or until February 16, 2024, to file its response. *Pro se* Plaintiff has declined his consent to this request.

Thank you in advance for considering this request.

Respectfully submitted,  
PHILIP R. SELLINGER  
United States Attorney

By: s/ Angela E. Juneau  
ANGELA E. JUNEAU

Assistant United States Attorney

cc: Palani Karupaiyan, Plaintiff pro se  
palanikay@gmail.com

**The requested extension of time to respond to the Complaint is granted. SO ORDERED.**

**/s/ André M. Espinosa**

**ANDRÉ M. ESPINOSA, U.S.M.J.**

**Dated: Jan 2, 2024**



## V. APPENDIX-D :NOTICE OF APPEAL, JAN 5 2024

Palani Karupaiyan et al , Petitioner(s) v. United States et al, Respondent(s) 1	In the United States Dist Court For NJ Docket 23-cv-20928 - ES-AME
--	---

### Notice of Appeal.

Palani Karupaiyan (name all parties taking the Appeal) **Appeal** to the United States Court of Appeals for the 3rd Circuit from the order \_\_\_\_\_

**ORDER (ECF-14) that granted extension**  
(Describe the order) entered on Jan 2, 2024 (state the date the order was entered).

(s) K.Pazhani  
*Attorney for* Pro se, Palani Karupaiyan

Date: Jan 05 2024  
**Extension ORDER granted for US** dated Jan 2 2024 ECF-14 is attached

**VI. APPENDIX-E : NOTICE OF  
PETITION FOR MANDAMUS,  
JAN 5 2024.**

Palani Karupaiyan et al , Petitioner(s) v. United States et al, Respondent(s) 1	In the United States Dist Court For NJ Docket 23-cv-20928 - ES-AME
--	---

**Notice of Petition for Mandamus,  
prohibition or alternative.**

Palani Karupaiyan (name all parties taking the  
petition) **Petition** to the United States Court of  
Appeals for the 3rd Circuit from the order  
\_\_\_\_\_

**ORDER (ECF-14) that extension granted**  
(Describe the order) entered on Jan 2, 2024 (state  
the date the order was entered).

(s) K.Pazhani  
*Attorney for* Pro se, Palani Karupaiyan

Date: Jan 05 2024  
**Extension ORDER granted for US** dated Jan 2  
2024 ECF-14 is attached.