

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)

FILED
APR 15 2024
OFFICE OF THE CLERK
SUPREME COURT, U.S.

APPENDIX-PETITION FOR WRIT OF
CERTIORARI

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

I. TABLE OF APPENDIX

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**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'3 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
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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
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**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.