

# Supreme Court of the United States

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No. \_\_\_\_\_

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BRENT HEBERT and AARON MOHAMMED,  
*Applicants,*

—vs.—

FMC TECHNOLOGIES, INCORPORATED,  
*Respondent.*

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## **APPLICATION FOR EXTENSION OF TIME TO FILE PETITION FOR WRIT OF CERTIORARI TO THE UNITED STATES COURT OF APPEALS FOR THE FIFTH CIRCUIT**

TO THE HONORABLE SAMUEL ALITO, CIRCUIT JUSTICE FOR THE FIFTH CIRCUIT:

Applicant Brent Hebert and Applicant Aaron Mohammed request that the Court extend the time for them to file a petition for writ of certiorari by 60 days, up to and including January 21, 2024.

### **I**

The United States Court of Appeals for the Fifth Circuit entered judgment on June 21, 2023. The last ruling on all timely filed petitions for rehearing was on August 24, 2023. Unless extended, the time to file a petition for writ of certiorari will expire on November 22, 2023. This application for an extension of time is being filed at least 10 days before the petition is due. The Court's jurisdiction will be invoked under 28 U.S.C. § 1254(1).

## II

An extension of time is necessary because in addition to preparing the petition for writ of certiorari in this case, counsel for applicant is preparing a brief on the merits in *Kelley v. Alpine Site Servs., Inc.*, No. 23-20290 (5th Cir. filed Jun. 14, 2023). An extension of time is also necessary because of the imminence of rulings or action in at least three related proceedings: *Gilchrist v. Schlumberger Tech. Corp.*, No. 22-50257 (filed Apr. 6, 2022); *Gentry v. Hamilton-Ryker IT Sols., L.L.C.*, No. 22-40219 (5th Cir. filed Apr. 7, 2022); *Wilson v. Schlumberger Tech. Corp.*, No. 21-1231 (10th Cir. filed Jun. 17, 2021).

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For the foregoing reasons, Hebert and Mohammed requests that the Court extend the time for them to file a petition for writ of certiorari by 60 days, up to and including January 21, 2024.

Date: November 10, 2023

Respectfully Submitted,

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