

No. _____

IN THE
SUPREME COURT OF THE UNITED STATES

Joshua Marbley - PETITIONER

VS.

Teamster Local 988 - RESPONDENT

Michael Offord (Private and Professional Compacity)- RESPONDENT

Michael Honer (Private and Professional Compacity)- RESPONDENT

Shebrenna Tangarife (Private and Professional Compacity) - RESPONDENT

Rhonda Russell (Private and Professional Compacity)- RESPONDENT

Bruce Johnson (Private and Professional Compacity)- RESPONDENT

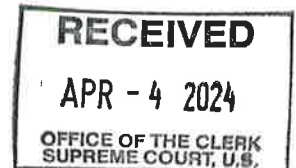
Eric Nelson (Private and Professional Compacity) - RESPONDENT

Jessica Craft (Private and Professional Compacity) - RESPONDENT

Littler Mendelson P.C. - RESPONDENT

Berg Plummer Johnson & Raval, L.L.P. - RESPONDENT

Law Office of Eric H. Nelson - RESPONDENT



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

To the Honorable Justice Samuel A. Alito Jr, Associate Justice of the United States Supreme Court and Circuit Justice for the Five Circuit:

Petitioner Joshua Marbley requests an extension of time to file his Petition for a Writ of Certiorari. Petitioner requests a sixty-day extension of time from April 9, 2024, to June 9, 2024. The order of the Five Circuit which is being appealed was entered January 9, 2024 and is enclosed. Jurisdiction of this Court to review the order and judgment of the Five Circuit is being invoked pursuant to 28 U.S.C. § 1254(1).

Petitioner seeks an extension of time to file his Writ of Certiorari because financial difficulties have precluded him of rising the enough funds to pay Cockle Legal Briefs to prepare the petition prior to the deadline to file the Petition for a Writ of Certiorari (and notably, after the Supreme Court Rule 13.5's 10-day extension window). Petitioner seeks the extension so that Cockle Legal Briefs has sufficient time to fully evaluate the merits of his matter and to file his Petition for a Writ of Certiorari.

Respectfully submitted,

Joshua Marbley
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Date: March 28, 2024

X 
3/28/2024

United States Court of Appeals
for the Fifth Circuit

United States Court of Appeals
Fifth Circuit

FILED

January 9, 2024

Lyle W. Cayce
Clerk

No. 23-20360
Summary Calendar

JOSHUA MARBLEY,

Plaintiff—Appellant,

versus

TEAMSTER LOCAL 988; MICHAEL OFFORD, PRIVATE and PROFESSIONAL CAPACITY; MICHAEL HONER, PRIVATE and PROFESSIONAL CAPACITY; SHEBRENNNA TANGARIFE, PRIVATE and PROFESSIONAL CAPACITY; RHONDA RUSSELL, PRIVATE and PROFESSIONAL CAPACITY; BRUCE JOHNSON, PRIVATE and PROFESSIONAL CAPACITY; ERIC NELSON, PRIVATE and PROFESSIONAL CAPACITY; JESSICA CRAFT, PRIVATE and PROFESSIONAL CAPACITY; LITTLER MENDELSON, P.C.; BERG PLUMMER JOHNSON & RAVAL, L.L.P.; LAW OFFICE OF ERIC H. NELSON,

Defendants—Appellees.

Appeal from the United States District Court
for the Southern District of Texas
USDC No. 4:22-CV-3396

Before WIENER, STEWART, and DOUGLAS, *Circuit Judges.*

No. 23-20360

PER CURIAM:*

Joshua Marbley filed suit against Teamster Local 988, Michael Offord, Michael Honer, Shebrenna Tangarife, Rhonda Russell, Bruce Johnson, Eric Nelson, Jessica Craft, Littler Mendelson, P.C., Berg Plummer Johnson & Raval, L.L.P., and The Law Office of Eric Nelson, raising claims arising under, inter alia, the National Labor Relations Act, the Texas Whistleblower Act, Title VII of the Civil Rights Act of 1964, the National Transit System Security Act, and 42 U.S.C. § 1983. The district court dismissed Marbley's complaint, upon motion of the defendants, for failure to state a claim upon which relief could be granted and for lack of subject matter jurisdiction. Marbley appeals the district court's dismissal of his complaint as well as its denial of a motion for recusal of the district court judge.

Marbley based his argument for recusal in the district court upon the district court's failure to rule on several motions which were pending at the time of Marbley's motion for recusal. On appeal, he contends that the district court judge is personally biased and would not be able to provide Marbley with a fair trial. The denial of a motion to recuse is reviewed for abuse of discretion. *See United States v. Scroggins*, 485 F.3d 824, 829 (5th Cir. 2007). Marbley fails to show an abuse of discretion. *See id.*

Marbley does not otherwise substantively brief a challenge to the district court's bases for dismissing the other claims he raised in the district court. *See Yohey v. Collins*, 985 F.2d 222, 224-25 (5th Cir. 1993). Accordingly, he has abandoned the claims on appeal. *See Brinkmann v. Dallas Cnty. Sheriff Abner*, 813 F.2d 744, 748 (5th Cir. 1987).

The judgment of the district court is AFFIRMED.

* This opinion is not designated for publication. *See* 5TH CIR. R. 47.5.