

No. 23A___

IN THE
Supreme Court of the United States

CK SALES CO., LLC; LEPAGE BAKERIES; FLOWERS FOODS, INC.,
Applicants,

v.

MARGARITO V. CANALES; BENJAMIN J. BARDZIK,
Respondents.

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

To the Honorable Ketanji Brown Jackson, Associate Justice of the Supreme Court and Circuit Justice for the First Circuit:

1. Pursuant to Supreme Court Rules 13.5, 22, and 30, CK Sales Co., LLC, Lepage Bakeries, and Flowers Foods, Inc. (collectively, “Applicants”)¹ respectfully request a 60-day extension of time, up to and including October 30, 2023, to file a petition for a writ of certiorari to the United States Court of Appeals for the First Circuit, seeking review of that court’s decision in *Canales v. CK Sales Co., LLC*, 67 F.4th 38 (1st Cir. 2023). The First Circuit issued its decision on May 5, 2023 and denied a timely rehearing petition on June 2, 2023. *See Order, Canales v. CK Sales Co., LLC*, No. 22-1268 (1st Cir. June 2, 2023). These decisions are attached as

¹ Applicant CK Sales Co., LLC is a wholly owned subsidiary of Applicant Lepage Bakeries Park St., LLC (“Lepage Bakeries”), which is itself a wholly owned subsidiary of Applicant Flowers Foods, Inc. Applicant Flowers Foods, Inc. is a publicly held corporation whose shares are traded on the New York Stock Exchange under the symbol FLO.

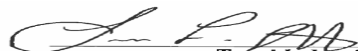
Appendix A and Appendix B, respectively. The jurisdiction of this Court will be invoked under 28 U.S.C. § 1254(1), and the time to file a petition for a writ of certiorari will otherwise expire on August 31, 2023. This Application is timely because it has been filed on July 27, 2023, which is at least ten days prior to the date on which the time for filing the petition is to expire.

2. Applicants have good cause for an extension of time. In particular, undersigned counsel has myriad other briefing deadlines over the next few months, including a brief in opposition certiorari due in this Court, two briefs due in the Tenth Circuit, one brief due in the Fifth Circuit, and a series of post-trial briefs due in the California Superior Court. In addition, counsel has significant client and management responsibilities that require extensive business travel, including to Brisbane, Perth, Melbourne and Sydney, Australia, over the next three weeks. Given these competing obligations, counsel would greatly benefit from an extension of time to assess and prepare any petition for certiorari.

3. WHEREFORE, Applicants respectfully requests that an order be entered extending the time to file a petition for a writ of certiorari for 60 days, to and including October 30, 2023.

Dated: July 27, 2023

Respectfully submitted,



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