UNITED STATES SUPREME COURT

Onyinye Jideani

Petitioner,

Vs.

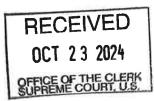
Case No.: Calendar: Justice(s):

Judge Robert R. Rigsby, "civil action associate judge at the District of Columbia Superior Court"

Respondent.

PETITIONER'S APPLICATION TO EXTEND THE TIME TO FILE A PETITION FOR WRIT OF CERTIORARI PURSUANT TO RULE 30 OF THE SUPREME COURT OF THE UNITED STATES

Pursuant to "Rule 30: Computation and Extension of Time" of the Supreme Court of the United States, I Petitioner Onyinye Jideani proceeding in forma pauperis "(hereinafter I, Me, or My)," hereby file this application to the justice(s) of the Supreme court of the United States for an extension of time to file a petition for Writ of Certiorari on the final judgement of the appellate court for the United States Court of Appeals for the District of Columbia circuit, dismissing all substantially justified claims brought fort against the respondent "associate judge Robert R Rigby of the District of Columbia Superior court" on a August 05, 2024 order, and on the December 08, 2023 "42 U.S.C. § 1983" civil action claim suit "Appeal case No. 23-7165 captioned Onyinye Jideani vs. Judge Robert R. Rigsby of D.C. Superior court" "(listed in the courts docket as filed on December 11, 2023)," at the United States Court of Appeals for the District of Columbia circuit;



The December 8, 2023 appeal case was taken from the unlawful and unjust dismissal of the November 02, 2023 42 U.S.C. § 1983 "(on *Pro Se* Form 15)" claim suit "case No. 1:23-cv-03278" against the respondent "associate judge Robert R Rigby of the District of Columbia Superior court," at the United States District Court for the District of Columbia, and of which was to recover damages in equity to the judgment that I petitioner Onyinye Jideani was seeking in another law suit that the respondent judge Robert R, Rigsby presided over and deprived me of my civil rights when judge Rigsby breached his judicial obligation and/or acted outside of the scope of his judicial duties in violation of 42 U.S.C. § 1983 which guarantees any citizens of the United States or other person within the jurisdiction the right to sue any person acting under the color of any statute, ordinance, regulation, custom, or usage of any State, Territory, or the District of Columbia "for deprivation of any rights, privileges, or immunities secured by the Constitution and law;"

However, on November 09, 2023 the United States Court for the District of Columbia dismissed the suit on frivolous and unconstitutional grounds unlawfully contending that "judicial officers "(acting under the color of any statute, ordinance, regulation, custom, or usage, of any State or Territory or the District of Columbia)" are immune from acts taken under judicial capacity and/or judges acting under judicial capacity enjoys absolute judicial immunity, of which the appellate court affirmed on August 05, 2024; However, 42 U.S.C. § 1983 "which guarantees any citizens of the United States or other person within the jurisdiction the right to sue any person acting under the color of any statute, ordinance, regulation, custom, or usage of any State, Territory, or the District of Columbia, "and for deprivation of any rights, privileges, or immunities secured by the Constitution and laws," does not mention and/or establishes any form of immunity for judicial officers/judges who breach their judicial obligations and/or act outside

the scope of their judicial duties "violating constitutional laws and federal-protected citizens rights guaranteed by the constitution;" —The full capacity of 42 U.S.C. § 1983 states as follows:

42 U.S.C. § 1983: Civil action for deprivation of rights: "Every person who, under color of any statute, ordinance, regulation, custom, or usage, of any State or Territory or the District of Columbia, subjects, or causes to be subjected, any citizen of the United States or other person within the jurisdiction thereof to the deprivation of any rights, privileges, or immunities secured by the Constitution and laws, shall be liable to the party injured in an action at law, suit in equity, or other proper proceeding for redress, except that in any action brought against a judicial officer for an act or omission taken in such officer's judicial capacity, injunctive relief shall not be granted unless a declaratory decree was violated or declaratory relief was unavailable. For the purposes of this section, any Act of Congress applicable exclusively to the District of Columbia shall be considered to be a statute of the District of Columbia."

And therefore, the underling issue lies with the fact that the United States Court for the District of Columbia is immorally, unethically, and unconstitutionally arguing that judicial officers and/or judges "have the right to violate constitutional laws and federal-protected citizens rights guaranteed by the constitution;" — And of which presents an issue of law and/or "challenges" 42 U.S.C. § 1983: Civil action for deprivation of rights.

Nonetheless, the petition for Writ of Certiorari "for review of the case by the Supreme court," is rightfully and legally warranted on the merits because, (a.) a United States court of appeals has entered a decision in conflicts with the decision of another United States court of appeals on the same important matter; has decided an important federal question in a way that conflicts with a decision by a state court of last resort; or has so far departed from the accepted and usual course of judicial proceedings, or sanctioned such a departure by a lower court, as to call for an exercise of this Court's supervisory power; and (c.) a state court or a United States court of appeals has decided an important question of federal law that has not been, but should be, settled

by this Court, or has decided an important federal question in a way that conflicts with relevant decisions of this Court.

Moreover, the Supreme court has jurisdiction over this matter pursuant to **28 U.S.C. § 1291** because the August 05, 2024 decision by the U.S. court of appeals is a final order or judgment that disposes of all my claims in the case No. 23-7165;

Furthermore, this application for an extension of time to file a petition for Writ of Certiorari is timely pursuant to Rule 30(2) of the Supreme court because it is filed at least 10 days before the specified final filing date as computed under the Supreme court Rules.

In support of this application for an extension of time to file a petition for Writ of Certiorari,

I petitioner Onyinye Jideani direct the court to the following grounds in considering my application, as:

Grounds for Granting Extension of Time to File a Petition for Writ of Certiorari

1. I, petitioner Onyinye Jideani attest that I am currently representing my self in three or more pending litigations in the District of Columbia courts to include a June 05, 2023 Landlord & Tenant case No. 2023-LTB-005672 at the District of Columbia Superior Court Landlord & Tenant branch (building B at 510 4th Street NW), where the Landlord Riverpoint "(currently managed by Berkshire Residential Investments)," was unjustly granted possession of my uninhabitable studio apartment unit 618 at the Riverpoint high-rise residential apartment building on February 26, 2024, and therefore I was evicted by the U.S. Marshals on October 10, 2024, deeming me chronically homeless at the present time "and under extreme poverty specifically as one currently suffering from various debilitating and deteriorating "diagnosed" disabling medical conditions;"

And therefore, I appealed the Landlord & Tenant court's unjust decision on a June 20, 2024 Notice of Appeals "case No. 24-cv-0650" at the District of Columbia Court of Appeals (DCCA) "of which is currently pending," followed by a September 17, 2024 request for hearing by an Administrative Law Judge (ALJ) for denial of Emergency Rental Assistance Program (ERAP) by the Housing Counseling Services in the District of Columbia on September 11, 2014 "case No. 2024-SHEL-01017," of which is also currently pending; And at this point, to help alleviate and/or negate any alleged back rental payment balance that the rouge Landlord is alleging that I still owe them thereby not deeming me permanently homeless due to negative rental history;

Furthermore, I petitioner Onyinye Jideani attest that I was required "and/or left with no choice but" to initiate a June 18, 2024 civil action complaint and request for an injunction against several District of Columbia Government agencies identified as "the District of Columbia Department of Health & Human Service, the District of Columbia Department of Health Care Finance, and the District of Columbia Office of Health Care Ombudsman and Bill of Rights" "case No. 24-1771" at the United States District Court for the District of Columbia, and due to violation of 42 U.S.C 2000d for consistently subjecting me to denial and/or delaying of benefit under federal assistance programs for for DC Medicaid, SNAP food-stamp benefit, and most recently Cash assistance benefit in the District of Columbia, and where I rely heavily on such D.C. Medicaid health insurance coverage "as someone currently suffering from severe debilitating permanent medical health conditions for medical doctor diagnosed conditions of an autoimmune disorder/disease, degenerating disc disease, high-blood pressure, migraine headaches, and depression/PSTD/anxiety."

—As it stands, given the outcome of my current state of health, my D.C. Medicaid health insurance coverage and/or my IDA Cash assistance benefit within the next few months "and of which I rightfully qualify for," further request for extension of time to file a petition for writ of certiorari might need to occur, and I will be sure to notify the court at such time. —See June 18, 2024 suit "case No. 24-1771" against stated District of Columbia government agencies in the U.S. District Court for the District of Columbia, attached.

Wherefore, as several matters involving my health and living situation, these cases take precedent over any other cases that I am currently litigating on my behalf in D.C. courts to include this case against the respondent "judge Robert R. Rigsby of D.C. Superior court. See Exhibits, attached.

2. I, petitioner Onyinye Jideani further attest that I am currently experiencing extreme hardship where I cannot afford to keep my telephone service on "(and therefore my telephone is currently turned off)," let alone acquire the necessary resources required to produce a petition for writ of certiorari at this time, nor to produce the required amount of copies "for this application to extend the time to file a petition for writ of certiorari" to provide to the clerk of the Supreme court, and therefore I will only be able to produce two full copies of this application, generated at the District of Columbia library;

Furthermore, I petitioner Onyinye Jideani am not a bar attorney at law and proceeding as a pro se litigant "with limited resources" on said legal proceedings in the District of Columbia courts to include this matter against the respondent "associate

judge Robert R. Rigsby of D.C. Superior court," "(and of which is due to blatant discrimination on my behalf, in my many attempts to obtain sound legal representation)," and therefore I require substantial amount of time, effort, and resources to research, prepare, generate, and affirmatively litigate my legal action proceedings in court, of which I am unable to do at this time given my current extreme hardship;

- 3. The Supreme court has discretion to extend time on filings for good cause shown pursuant to Rule 30 of the Rule of the Supreme court of the United States,
- 4. When deciding motion for extension of time, the court takes into consideration four factors: (1.) "the danger of prejudice to the [non-movant];" (2.) "the length of the delay and its potential impact on the judicial proceedings;" (3.) "the reason for the delay, including whether it was within the reasonable control of the movant," and (4.) "whether the movant is acting in good faith." *In re Est. of Yates*, 988 A.2d 466, 468 (D.C. 2010) (citing Pioneer Inv. Servs. Co. v. Brunswick Assocs. Ltd. P'ship, 507 U.S. 380, 395 (1993)).
- 5. Here, I petitioner Onyinye Jideani has presented sufficient reasons as to why my request for extension of time to file a petition for Writ of Certiorari should be granted, and the respondent will not be prejudice by such extension of time because it is yet to be granted; Moreover, the extension of time will not impact the timeline and efficiency of procedural legal proceedings in this case because no scheduling order has been entered and/or stipulated because the petition is yet to be granted or denied.

6. Therefore, I petitioner Onyinye Jideani anticipates that I will be able to file the petition for Writ of Certiorari within 60 days from the date of this application.

Date: October 21, 2024

WHEREFORE, I petitioner Onyinye Jideani respectfully request that this court enter an order granting an additional sixty days to file the petition for Writ of Certiorari by January 20, 2025.

Respectfully submitted,

Sign

Onyinye Jideani, Petitioner

PO Box 65069 *(new mailing address)*

Washington DC, 20035 ljideani@hotmail.com

202-704-1486 *(temporary out of service)*

United States Court of Appeals

FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 23-7165

September Term, 2023

1:23-cv-03278-UNA

Filed On: August 5, 2024

Onyinye Jideani,

Appellant

٧.

Robert R. Rigsby, Judge; Civil Action Judge at the District of Columbia Superior Court,

Appellee

ON APPEAL FROM THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA

BEFORE: Wilkins, Childs, and Pan, Circuit Judges

JUDGMENT

This appeal was considered on the record from the United States District Court for the District of Columbia and on the brief filed by appellant. <u>See</u> Fed. R. App. P. 34(a)(2); D.C. Cir. Rule 34(j). Upon consideration of the foregoing and the motion for contempt, it is

ORDERED that the motion for contempt be denied. It is

FURTHER ORDERED AND ADJUDGED that the district court's order entered November 9, 2024, be affirmed. The district court correctly dismissed appellant's claim for damages. Appellant's allegations arise from appellee's decisions in her civil case before the District of Columbia Superior Court, but appellee is absolutely immune from suits for money damages for actions taken within his judicial jurisdiction. See Sindram v. Suda, 986 F.2d 1459, 1460 (D.C. Cir. 1993) (per curiam). Appellant has forfeited any other claim. See United States ex rel. Totten v. Bombardier Corp., 380 F.3d 488, 497 (D.C. Cir. 2004) (arguments not raised on appeal are forfeited).

Pursuant to D.C. Circuit Rule 36, this disposition will not be published. The Clerk is directed to withhold issuance of the mandate herein until seven days after resolution

United States Court of Appeals

FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 23-7165

September Term, 2023

of any timely petition for rehearing or petition for rehearing en banc. <u>See</u> Fed. R. App. P. 41(b); D.C. Cir. Rule 41.

Per Curiam

FOR THE COURT: Mark J. Langer, Clerk

BY: /s/

Daniel J. Reidy Deputy Clerk

United States Court of Appeals

FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 23-7165

September Term, 2023

1:23-cv-03278-UNA

Filed On: August 5, 2024

Onyinye Jideani,

Appellant

٧.

Robert R. Rigsby, Judge; Civil Action Judge at the District of Columbia Superior Court,

Appellee

ORDER

Upon consideration of appellant's motion for reconsideration, it is

ORDERED that the motion be dismissed as moot in light of the court's judgment filed August 5, 2024, denying appellant's motion for contempt and affirming the district court's order entered November 9, 2024.

FOR THE COURT: Mark J. Langer, Clerk

BY: /s/

Daniel J. Reidy Deputy Clerk

General Docket United States Court of Appeals for District of Columbia Circuit

Court of Appeals Docket #: 23-7165
Nature of Sult: 3440 Other Civil Rights

Onyinye Jideani v. Robert Rigsby

Appeal From: United States District Court for the District of Columbia

Fee Status: IFP

Case Type Information:

1) Civil Private

2) Private

3)

Originating Court Information:

District: 0090-1 : 1:23-cv-03278-UNA

Motions Judge: Ana C. Reyes, U.S. District Judge

Date Filed: 11/02/2023

Date Order/Judgment: Date NOA Filed: 11/09/2023 12/08/2023

Prior Cases:

None

Current Cases:

None

Panel Assignment: Not available

Onyinye Jideani Onyinye Jideani

Plaintiff - Appellant Direct: 202-704-1486

[NTC Pro Se]

2121 First Street, SW

Apt. 618

Washington, DC 20024-3589

V.

Robert R. Rigsby, Judge; Civil Action Judge at the District of

Columbia Superior Court

Defendant - Appellee

Caroline S. Van Zile, Deputy Solicitor General

Email: caroline.vanzile@dc.gov

[LD NTC Gvt DC OAG]

Office of the Attorney General for the District of Columbia

Office of the Solicitor General

Firm: <u>202-727-3400</u> 400 6th Street, NW

Suite 8100

Washington, DC 20001

Docketed: 12/11/2023

Lead: 1:23-cv-03278-UNA

Termed: 08/05/2024

Onyinye Jideani,

Plaintiff - Appellant

V.

Robert R. Rigsby, Judge; Civil Action Judge at the District of Columbia Superior Court,

Defendant - Appellee

100		
12/11/2023	0	PRIVATE CIVIL CASE docketed. [23-7165] [Entered: 12/11/2023 12:34 PM]
12/11/2023	24 pg, 1.16 MB	NOTICE OF APPEAL [2030873] seeking review of a decision by the U.S. District Court in 1:23-cv-03278-UNA filed by Onyinye Jideani. Appeal assigned USCA Case Number: 23-7165. [23-7165] [Entered: 12/11/2023 12:35 PM]
12/11/2023	2 pg, 45 KB	CLERK'S ORDER [2030881] filed setting briefing schedule: APPELLANT Brief due 01/30/2024. APPENDIX due 01/30/2024. Failure to respond shall result in dismissal of the case for lack of prosecution. The Clerk is directed to mail this order to appellant by certified mail, return receipt requested and by 1st class mail. [23-7165] [Entered: 12/11/2023 12:44 PM]
12/11/2023	0	CERTIFIED AND FIRST CLASS MAIL SENT [2030885] with return receipt requested [Receipt No.7020 2450 0000 9475 3156] of order [2030881-5]. Certified Mail Receipt due 01/10/2024 from Onyinye Jideani. [23-7165] [Entered: 12/11/2023 12:50 PM]
01/08/2024	9 pg, 12.19 MB	MOTION [2034928] to extend time to file brief filed by Onyinye Jideani [Service Date: 12/11/2023] Length Certification: 3 pages. [23-7165] [Entered: 01/09/2024 10:29 AM]
02/16/2024	1 pg, 39.74 KB	CLERK'S ORDER [2041017] filed granting motion to extend time [2034928-2]; extending Clerk order [2030881-5], setting briefing schedule: APPELLANT Brief due 04/09/2024. APPENDIX due 04/09/2024. Failure to respond may result in dismissal of the case for lack of prosecution. The Clerk is directed to mail this order to appellant by certified mail, return receipt requested and by 1st class mail. [23-7165] [Entered: 02/16/2024 03:26 PM]
02/16/2024	0	CERTIFIED AND FIRST CLASS MAIL SENT [2041082] with return receipt requested [Receipt No.7021 0350 0001 9947 7823] of order [2041017-4]. Certified Mail Receipt due 03/18/2024 from Onyinye Jideani. [23-7165] [Entered: 02/16/2024 04:20 PM]
03/01/2024	1 pg, 1.1 MB	CERTIFIED MAIL RECEIPT [2043251] received from Onyinye Jideani [signed for on 02/22/2024] for order [2041082-2] sent to Appellant Onyinye Jideani [23-7165] [Entered: 03/04/2024 12:15 PM]
04/09/2024	139 pg, 15.63 MB	APPELLANT BRIEF AND APPENDIX [2049069] filed by Onyinye Jideani [Service Date: 04/09/2024] Length of Brief: 24 pages. [23-7165] [Entered: 04/10/2024 04:04 PM]
04/24/2024	13 pg, 6.2 MB	MOTION [2051255] for contempt filed by Onyinye Jideani [Service Date: 04/24/2024] Length Certification: 8 pages. [23-7165] [Entered: 04/24/2024 04:50 PM]
06/12/2024	☐ [Ē] 1 pg, 39.73 KB	PER CURIAM ORDER [2059267] filed that the court will dispose of the appeal without oral argument on the basis of the record and presentations in the brief pursuant to Fed. R. App. 34(a)(2); D.C.Cir.Rule 34(j). Before Judges: Wilkins, Childs and Pan. [23-7165] [Entered: 06/12/2024 10:59 AM]
06/24/2024	31 pg, 15.66 MB	MOTION [2061405] for reconsideration of order [2059267-2] filed by Appellant Onyinye Jideani [Service Date: 04/09/2024 by US Mail] Length Certification: 31 pages. [23-7165][Edited 08/05/2024 by AY] [Entered: 06/25/2024 09:08 AM]
08/05/2024	2 pg, 43.7 KB	PER CURIAM JUDGMENT [2068163] filed (without memorandum) that the motion for contempt be denied [2051255-2]. It is FURTHER ORDERED AND ADJUDGED that the district court's order entered November 9, 2024, be affirmed. (SEE JUDGMENT FOR DETAILS) withholding issuance of the mandate. Before Judges: Wilkins, Childs and Pan. [23-7165] [Entered: 08/05/2024 10:19 AM]
08/05/2024	1 pg, 38.23 KB	CLERK'S ORDER [2068167] filed that appellant's motion for reconsideration be dismissed as moot [2061405-2] in light of the court's judgment filed August 5, 2024, denying appellant's motion for contempt and affirming the district court's order entered November 9, 2024. [23-7165] [Entered: 08/05/2024 11:06 AM]
09/13/2024	1 pg, 38.64 KB	MANDATE ISSUED to Clerk, U.S. District Court. [23-7165] [Entered: 09/13/2024 04:19 PM]

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Description:	Docket Report (full)	Search Criteria:	23-7165
Billable Pages:	2	Cost:	0.20

District of Columbia Court of Appeals



No. 24-CV-650

ONYINYE JIDEANI,

Appellant,

V.

2023-LTB-005672

BERKSHIRE RESIDENTIAL INVESTMENTS,

Appellee.

ORDER

On consideration of the notice of appeal, it is

ORDERED, sua sponte, that this appeal shall be referred to the mediation coordinator for mediation screening.

FOR THE COURT:

JULIO A. CASTILLO

Julio a. Castille

Clerk of the Court

Copies e-served to:

Onyinye Jideani

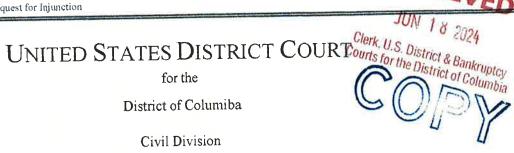
Brian Dorwin, Esquire

kr/ta



District of Columiba

Civil Division



	Case No.		
Onyinye Jideani	Case: 1:24-cv-01771 JURY DEMAND Assigned To: Unassigned		
Plaintiff(s) (Write the full name of each plaintiff who is filing this complaint. If the names of all the plaintiffs cannot fit in the space above, please write "see attached" in the space and attach an additional page with the full list of names.)	Assigned 10 : Offassigned Assign. Date : 6/18/2024 Description: Pro se Gen. Civ. (F-Deck)		
The District of Columbia Department of Health & Human Service; The District of Columbia Department of Health Care Finance; and The District of Columbia Office of Health Care Ombudsman and Bill of Rights			
Defendant(s) (Write the full name of each defendant who is being sued. If the names of all the defendants cannot fit in the space above, please write "see attached" in the space and attach an additional page with the full list of names.)			

COMPLAINT AND REQUEST FOR INJUNCTION

The Parties to This Complaint I.

The Plaintiff(s) A.

Provide the information below for each plaintiff named in the complaint. Attach additional pages if needed.

Onyinye L.A. Jideani Name 2121 First Street SW, Apt. 618 Street Address Washington City and County D.C., 20024-3589 State and Zip Code 202-704-1486 Telephone Number ljideani@hotmail.com E-mail Address

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DISTRICT OF COLUMBIA OFFICE OF ADMINISTRATIVE HEARINGS

Marion S. Barry Building 441 Fourth Street, NW, Suite 450 North Washington, DC 20001-2714 TEL: (202) 442-9094

E-MAIL: oah.filing@dc.gov

eFiling: https://ecourt.oah.dc.gov/public-portal



ONYINYE JIDEANI, Petitioner,

٧.

DISTRICT OF COLUMBIA
DEPARTMENT OF HUMAN SERVICES,
and
HOUSING COUNSELING SERVICES,
Respondents.

Case No.: 2024-SHEL-01017

ORDER SCHEDULING TELEPHONIC STATUS CONFERENCE FOR FRIDAY, OCTOBER 11, 2024, AT 1:30 P.M.

On September 17, 2024, the Office of Administrative Hearings (OAH) received Petitioner Onyinye Jideani's hearing request regarding a denied application for assistance from the Emergency Rental Assistance Program (ERAP). The hearing request identifies Housing Counseling Services (HCS) as the ERAP provider. To help move this case towards a resolution, I am scheduling a status conference for October 11, 2024, at 1:30 p.m., without waiting for the outcome of an administrative review by the Department of Human Services (DHS).

OAH will be conducting the scheduled status conference by telephone on Friday, October 11, 2024, starting at 1:30 p.m. Petitioner Onyinye Jideani and Respondents DHS and HCS, or their representatives, shall participate by telephone in the status conference by:

- 1. Calling this telephone number: 1-202-860-2110. (dial the "1" even if local)
- 2. Entering this meeting access code: 2319 412 4912.
- 3. Pressing # when asked for a participant identification number.
- 4. Repeating these steps several times if unsuccessful in joining.
- 5. Remaining on the line until the administrative law judge joins.

CERTIFICATE OF SERVICE

I HEREBY certify that I caused to be served a copy of the foregoing, "Petitioner's Application to Extend the Time to File a Petition for Writ of Certiorari," via United States firstclass postage mail, this 21st Day of October 2024, as:

> Civil Action Judge Robert R. Rigsby Chamber 6430 District of Columbia Superior Court 500 Indiana Avenue NW Washington DC, 20001 202-879-4344 202-879-4382

> > Date: October 21, 2024

Onyinye Jideani, Petitioner

PO Box 65069 *(new mailing address)*

Washington DC, 20035

ljideani@hotmail.com

202-704-1486 *(temporary out of service)