

No.

IN THE
Supreme Court of the United States

STEPHEN THALER
Petitioner,

v.

SHIRA PERLMUTTER, REGISTER OF COPYRIGHTS AND
DIRECTOR OF THE UNITED STATES COPYRIGHT OFFICE, ET AL.,
Respondents.

**APPLICATION FOR AN EXTENSION OF TIME WITHIN WHICH TO FILE A
PETITION FOR A WRIT OF CERTIORARI IN MATTER
1:22-cv-01564-BAH (D.D.C.) / 23-5233 (D.C. CIR.)**

Application To the Honorable John Roberts, Chief Justice of the Supreme Court of
the United States, and Circuit Justice for the District of Columbia Circuit

Pursuant to Supreme Court Rule 13.5, Applicant Stephen Thaler requests
that the time to file its petition for a writ of certiorari be extended for 60 days, up to
and including Thursday, October 9, 2025.

1. The decision below is *Thaler v. Perlmutter et al.*, No. Case No: 23-5233
(D.C. Cir. 2025). The D.C. Circuit Court of Appeals issued its opinion on March 18,
2025 (**Exhibit B**) and denied rehearing on May 12, 2025 (**Exhibit A**). Absent an
extension of time, the petition would be due on August 10, 2025. The jurisdiction of
this Court is based on 28 U.S.C. 1254(1). Applicant is filing this application at least
ten days before that date. *See* S. Ct. R. 13.5. This Court's jurisdiction would be

invoked under 28 U.S.C. § 1254(1). The United States Government does not object to or oppose this extension request.

2. An extension is warranted because this case presents novel, complex, and fundamental issues of copyright law, including the D.C. Circuit's interpretation of Congress' authorship requirement enshrined in the Copyright Act and its application to new technologies. Specifically, this case arises from the D.C. Circuit's denial of Dr. Thaler's copyright registration for a creative work generated by an artificial intelligence (AI) system he developed, owned, and used, holding that AI output is categorically ineligible for copyright protection. The questions presented in Dr. Thaler's petition will have a significant impact on Congress's carefully balanced scheme for protecting the public interest in promoting the generation and dissemination of creative works and ensuring the United States' continued international leadership in the protection of intellectual property. An extension of time will help to ensure that the petition effectively presents the important issues raised by this complex case.

3. Good cause exists for granting this Request. Counsel for the Applicant has substantial professional obligations that will interfere with his availability.

Commitments of counsel of record during the relevant time period include:

- An appeal hearing in *Thaler v. Comptroller General*, CH-2024-000239 scheduled in London, England July 23-35, 2025;
- Trial scheduled July 31-Aug 13 for *JUSTIN YU v. Rari Capital Infrastructure, et al.*, Case No. 22SMCV01367;

- Travel to Brazil scheduled August 15–24 for professional speaking including at the ABPI intentional congress <https://2025congresso.abpi.org.br/en/home/> and a lecture to the São Paulo Institute of Attorneys (IASP);
- Travel to Singapore and Japan scheduled August 25 – September 2 for professional speaking including at the Global Forum on Intellectual Property <https://www.ipweek2025.sg/gfip.html>;
- Obligations as a mediator and arbitrator with JAMS for numerous confidential matters; and
- Obligations as a Professor of Law and Health Sciences at University of Surrey School of Law and Adjunct Associate Professor of Medicine at the David Geffen School of Medicine at University of California Los Angeles.

4. For the foregoing reasons, Applicant hereby requests that an extension of time be granted, up to and including October 9, 2025, within which to file a petition for writ of certiorari. The requested 60-day extension would cause no prejudice to Respondents, who have advised that they have no objection to the extension.

/s/ Ryan Abbott

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Dated: July 17, 2025

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Application to the Honorable John G. Roberts, Jr.,
as Circuit Justice for the Federal Circuit

I, Ryan Abbott, hereby certify that on this 17th day of July, 2025, one copy of
the APPLICATION FOR AN EXTENSION OF TIME WITHIN WHICH TO FILE A
PETITION FOR A WRIT OF CERTIORARI IN MATTER 1:22-cv-01564-BAH
(D.D.C.) / 23-5233 (D.C. CIR.) was sent via FedEx and via e-mail, to:

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All parties required to be served have been served.

/s/ Ryan Abbott

Ryan Abbott

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Dated: July 17, 2025