

No.

19A746

FILED

JAN 02 2020

OFFICE OF THE CLERK  
SUPREME COURT, U.S.

In The  
**Supreme Court of the United States**

PAUL MARAVELIAS,

*Applicant / Petitioner,*

v.

CHRISTINA DEPAMPHILIS,

*Respondent.*

Application for an Extension of Time Within  
Which to File a Petition for Writ of Certiorari  
to the Supreme Court of New Hampshire

APPLICATION TO THE HONORABLE JUSTICE  
STEPHEN G. BREYER AS CIRCUIT JUSTICE

January 2, 2020

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## **APPLICATION FOR AN EXTENSION OF TIME**

Pursuant to Rule 13.5 of the Rules of this Court, Applicant Paul Maravelias hereby requests a 60-day extension of time within which to file a petition for a writ of certiorari up to and including Monday April 6<sup>th</sup>, 2020.

## **JUDGMENT FOR WHICH REVIEW IS SOUGHT**

The judgment for which review is sought is *Christina DePamphilis v. Paul Maravelias*, No. 2019-0306 (September 27, 2019) (attached as Exhibit 1). The Supreme Court of New Hampshire denied Applicant's motion for rehearing or reconsideration on November 8, 2019 (attached as Exhibit 2).

## **JURISDICTION**

This Court will have jurisdiction over any timely filed petition for a writ of certiorari in this case pursuant to 28 U.S.C. § 1257(a). Pursuant to Rules 13.1, 13.3, and 30.1 of the Rules of this Court, a petition for a writ of certiorari is currently due to be filed on or before February 6, 2020. This application is being filed more than 10 days in advance of the filing date for the petition for a writ of certiorari in accordance with Rule 13.5.

## REASONS JUSTIFYING AN EXTENSION OF TIME

Applicant respectfully requests a 60-day extension of time within which to file a petition for a writ of certiorari seeking review of the decision below of the Supreme Court of New Hampshire in this case, up to and including April 6, 2020, due to 1) likely upcoming mootness of the petition, 2) benefit for the state plaintiff, and 3) undersigned Applicant's constrained resources amid concurrent federal litigation.

1. Likely yet presently unknown mootness to be discovered in state courts on 2/5/20, one day prior to current 2/6/20 deadline. The decision below rejects Applicant's arguments under the federal constitution attacking the legality of a one-year New Hampshire state court civil protective order extension granted against him in February 2019 and currently set to expire soon on 2/4/20. Said order unlawfully infringes Applicant's fundamental rights under federal law.

The petition for a writ of certiorari is likely mooted and made unnecessary if the state plaintiff does not move to further extend the protective order, allowing it to expire on 2/4/20. The state plaintiff has until this date to move to further extend the protective order and is not expected to do so, as Applicant

has complied with the unlawful protective order and, accordingly, there is no non-frivolous argument that good cause exists to further extend it.

Nevertheless, Applicant submits the state plaintiff has a history of pursuing frivolous extensions of the protective order. Applicant must prepare for the worst. Applicant does not wish to waste his time and resources, nor that of the Honorable Court's, if a petition for writ of certiorari in this case will not be necessary. Without an extension of time, Applicant will be constrained to assume the state plaintiff will move to further extend the protective order; he will have to hurry to compose a likely-unnecessary petition for writ of certiorari prior to the outstanding 2/6/20 deadline. The extension of time is therefore necessary to avoid the likelihood that Applicant should file a petition for writ of certiorari that would become unnecessary shortly after it is composed.

**2. Avoidance of gratuitous publicity of unflattering facts central to the First Amendment question to be reviewed.** The avoidance of Applicant's filing a then-unnecessary petition for writ of certiorari will benefit both parties in the state case, as the First Amendment challenge in the decision below hinges upon protected speech in public that was made concerning the state plaintiff's self-documented sexual activities as an unmarried minor. As this embarrassing subject matter is inextricably tethered to the legal con-

stitutional question of protected categories of speech, the extension of time is expected to benefit the state plaintiff by avoiding highly visible re-publication of these non-defamatory yet unflattering facts in a federal certiorari petition if not necessary.

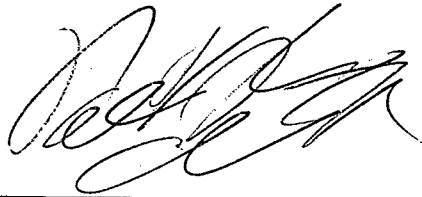
**3. Applicant's burdensome *pro se* federal caseload.** – Undersigned Applicant is currently litigating two *pro se* federal lawsuits in the U.S. District Court for the District of New Hampshire (*Maravelias v. Supreme Court of New Hampshire, et al.*, 1:19-CV-00487-JL) (*Maravelias v. John J. Coughlin, et al.*, 1:19-CV-00143-SM). An appeal from the latter has recently been taken to the U.S. Court of Appeals for the First Circuit (Docket No. 2019-02244). Undersigned Applicant has various duties and deadlines in association with these cases, all of which seek to vindicate fundamental liberties guaranteed under federal law. Applicant concomitantly works a full-time occupation and is not financially positioned to retain counsel in these matters. Furthermore, in the unlikely event the state plaintiff does move to extend the state protective order this month in January 2020, Applicant will have even greater preparatory labors to accomplish in this short time.

## CONCLUSION

For the foregoing reasons, Applicant respectfully requests that this Court grant an extension of 60 days, up to and including April 6, 2020, within which to file a petition for a writ of certiorari in this case.

Respectfully submitted,

January 2, 2020



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