
In The
SUPREME COURT OF THE UNITED STATES
October Term 2021

Mark A. Witaschek,
Applicant/Petitioner

v.

District of Columbia
Respondent.

Application for an Extension of Time Within
Which to File a Petition for a Writ of Certiorari to the
District of Columbia Court of Appeals

APPLICATION TO THE HONORABLE CHIEF JUSTICE
JOHN G. ROBERTS AS CIRCUIT JUSTICE

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APPLICATION FOR EXTENSION OF TIME

Pursuant to Rule 13.5 of the Rules of the Court, Applicant Mark A. Witaschek for good cause hereby requests a 45-day extension of time within which to file a petition for a writ of certiorari up to and including December 7, 2021.

JUDGMENT FOR WHICH REVIEW IS SOUGHT

The judgment for which review is sought is *Mark A. Witaschek v. District of Columbia*, No. 19-CT-165 (July 22, 2021), 254 A. 3d 1151 (2021) (attached as Exhibit 1).

JURISDICTION

This Court possesses jurisdiction over any timely filed petition for certiorari pursuant to 28 U.S.C. 1257. This application has been filed more than 10 days in advance of the filing date for the petition for a writ of certiorari in accord with Rule 13.5 of this Court.

REASONS JUSTIFYING AN EXTENSION OF TIME

A 45-day extension of time is sought because Counsel for Applicant has pressing litigation demands abroad in Nigeria and before the International Court of Justice involving Biafran leader Maze Nnamdi Kanu and an ongoing genocide of Biafrans. Counsel additionally is preparing a Complaint alleging claims arising under the United States Constitution to be filed in the United States District Court for the Central District of California. Additionally, Counsel is seeking the assistance of law students enrolled at the Brooklyn Law School in addressing

Fourth Amendment privacy issues raised by this case in the aftermath of *Carpenter v. United States*, 138 S. Ct. 2206 (2018).

CONCLUSION

For the reasons set forth above, the Application for an Extension of Time for 45 days should be granted until December 7, 2021, within which to file a petition for a writ of certiorari.

Respectfully submitted,

/s/Bruce Fein

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Date: September 28, 2021

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing application has been served on counsel for the District of Columbia by mailing a copy thereof by first-class mail, postage prepaid on September 28, 2021, to the following:

John D. Martorana
Assistant Attorney General
U.S. Department of Justice
950 Pennsylvania Ave., N.W.
Washington, D.C. 20530

/s/Bruce Fein

Bruce Fein