

No. A

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

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MELANIE CRITES-BACHERT,  
*Applicant,*

v.

PROVIDENCE HEALTH & SERVICES - OREGON,  
*Respondent.*

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To the Honorable Elena Kagan,  
Associate Justice of the United States and  
Circuit Justice for the Ninth Circuit

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**APPLICATION TO EXTEND THE TIME TO FILE A  
PETITION FOR A WRIT OF *CERTIORARI***

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**RULE 29.6 STATEMENT**

Applicant is a natural person.

APPLICATION TO EXTEND THE TIME TO FILE A PETITION FOR A  
WRIT OF *CERTIORARI*

To the Honorable Associate Justice Elena Kagan, as Circuit Justice for the United States Court of Appeals for the Ninth Circuit:

Pursuant to Supreme Court Rule 13(5), Dr. Melanie Crites-Bachert (“Applicant”) hereby respectfully apply for an extension of 60 days—to and including May 18, 2026—within which to petition for a writ of *certiorari*. Unless an extension is granted, the deadline for filing the petition for certiorari will be March 19, 2026. Applicant files this application more than ten days prior to the current deadline.

In support of this request, Applicant states as follows:

1. The Ninth Circuit denied Applicant’s petition for rehearing on December 19, 2025. (App. 1a).
2. In a memorandum dated November 10, 2025 (App. 2a), the United States Court of Appeals for the Ninth Circuit affirmed the dismissal of this action on the grounds that Crites-Bachert failed to state a claim that: Providence violated her constitutional rights because Providence is not a state actor (App. 3a-4a); Providence violated her right to informed consent under Section 564 of the Food, Drug, and Cosmetic Act (App. 5a-6a); and Providence breached her contract or tortiously interfered with her business (App. 6a-7a). This Court has jurisdiction under 28 U.S.C. § 1254(1).
3. Applicant’s counsel has competing professional obligations that have affected his ability to complete the petition for a writ of *certiorari* by the current

deadline. The undersigned counsel is a solo practitioner who has had multiple active cases going through discovery, preparing for two trials in the month of March, and significant trial court briefing and multiple oral arguments scheduled in January through March.

3. The requested 60-day extension would not prejudice the Respondent.

### **CONCLUSION**

WHEREFORE, for the foregoing reasons, Applicant requests a 60-day extension of time—to and including May 18, 2026—within which Applicant may file a petition for a writ of *certiorari*.

Dated: March 7, 2026

Respectfully submitted,

s/ Stephen J. Joncus

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**CERTIFICATE AS TO FORM**

Pursuant to Sup. Ct. Rules 22 and 33, I certify that the foregoing application is proportionately spaced, has a typeface of Century Schoolbook, 12 points, and contains 2 pages (357 words), excluding this Certificate as to Form, the Table of Contents, and the Certificate of Service.

Dated: March 7, 2026

Respectfully submitted,

s/ Stephen J. Joncus

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