

No. 26-_____

In the
Supreme Court of the United States

WILLIE POWELLS,

Petitioner,

versus

1600 WEST LOOP SOUTH, L.L.C.,

Respondent.

Application for Extension of Time Within Which
to File a Petition for a Writ of Certiorari to the
United States Court of Appeals for the Fifth Circuit

APPLICATION TO THE HONORABLE
JUSTICE SAMUEL ALITO AS CIRCUIT JUDGE
FOR THE FIFTH CIRCUIT

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APPLICATION FOR EXTENSION OF TIME

Pursuant to Rule 13.5 of the Rules of this Court, Applicant Willie Powells hereby requests a 45-day extension of time from the original deadline within which to file a petition for a writ of certiorari. The new deadline would be up to and including Thursday, July 16th, 2026.

JUDGMENT FOR WHICH REVIEW IS SOUGHT

The judgment for which review is sought is *Powells v. 1600 W. Loop S.*, 2026 U.S. App. LEXIS 2049 (5th Cir. Jan. 27, 2026) (Exh. 1). The order denying Applicant's requested rehearing is attached (Exh. 2), and dated March 3rd, 2026. The district court decision is available at *Powells v. 1600 W. Loop S.*, 2025 U.S. Dist. LEXIS 13565 (S.D. Tex. Jan. 27, 2025) (Exh. 3).

JURISDICTION

This Court will have jurisdiction over any timely filed petition for certiorari in this case pursuant to 28 U.S.C. § 1254. Under Rules 13.1, 13.3, and 30.1 of the Rules of this Court, a petition for a writ of certiorari is due to be filed on or before June 1st, 2026. Granting this application would allow Petitioner to file a timely petition on or before July 16th, 2026. In accordance with Rule 13.5, this application is filed more than 10 days in advance of the filing date for the petition.

REASONS JUSTIFYING THE EXTENSION

Applicant respectfully requests a 45-day extension of time within which to file a petition for a writ of certiorari seeking review of the decision of the Fifth Circuit Court of Appeals in this case, up to and including July 16th, 2026. This is Applicants' first and only such request.

The underlying case at issue involves Willie Powells, an African American man that was merely trying to have a casual business meeting over drinks, and he was the only African American in the bar. He was wearing a business suit without a tie, and a white hat from a trial lawyer CLE event. The bar's dress code is listed as "business casual." Nevertheless, he was asked to leave the bar over his hat, despite the fact that casually dressed-much more casual than "business casual"-Caucasian patrons were also wearing hats. His claim is for discrimination under 42 U.S.C. § 1981.

Given the complexity and importance of the legal issues at hand, an extension of time will allow counsel to properly analyze the case and present a thorough and coherent petition.

Moreover, the firm has other pressing client business. Applicant's counsel are a two-attorney firm managing past and upcoming deadlines and other litigation activities in numerous cases, chiefly preparing a Petition for Writ of Certiorari in *Nwosu v. 1600 W. Loop S., L.L.C.*, No. 25A1173, as well as continuing to engage in active and ongoing trial preparation and ADR activities in several cases, chiefly

Spiller v. Harris County, SDTX No. 4:20-cv-3878, and *Wong v. Circle K Stores*, SDTX No. 4:24-cv-3759, as well as the Texas State court case *Urrutia v. Grundy* in 125th District Court of Harris County, Texas. While the firm would typically ask for a 30-day extension in this situation, firm attorney Alexander Johnson will be assigned much of the workload for the case, including ensuring proper and timely printing and service of the final petition. He has preplanned and non-refundable vacation plans from June 24th through July 3rd, and thus requires the additional time to return from vacation and complete the petition.

CONCLUSION

For the foregoing reasons, Applicant respectfully requests that this Court grant an extension of 45 days from the original deadline, up to and including July 16th, 2026, within which to file a petition for a writ of certiorari in this case.

Respectfully submitted,

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