

No.

In the Supreme Court of the United States

JEFFREY MOATS,

Petitioner,

v.

NATIONAL CREDIT UNION ADMINISTRATION BOARD, A FEDERAL ADMINISTRATIVE AGENCY; TODD M. HARPER, KYLE S. HAUPTMAN, RODNEY E. HOOD, IN THEIR OFFICIAL CAPACITY AS MEMBERS OF THE NATIONAL CREDIT UNION ADMINISTRATION BOARD; JENNIFER WHANG, IN HER OFFICIAL CAPACITY AS AN ADMINISTRATIVE LAW JUDGE AND INFERIOR OFFICER OF THE UNITED STATES,

Respondents.

*On Petition for Writ of Certiorari
to the United States Court of Appeals
for the Fifth Circuit*

**APPLICATION TO THE HONORABLE SAMUEL A. ALITO JR.
FOR AN 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**

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To the Honorable Samuel A. Alito, Jr., Justice of the Supreme Court of the United States, Circuit Justice for the Fifth Circuit.

Pursuant to Supreme Court Rule 13.5, Petitioner Jeffrey Moats respectfully requests a 21-day extension of time, to and including July 8, 2026, within which to file his Petition for Writ of Certiorari.

JUDGMENT FOR WHICH REVIEW IS SOUGHT

The judgment for which review is sought is *Moats v. National Credit Union Administration Board*, 153 F.4th 449 (5th Cir. 2025) (attached as Exhibit 1). The en banc court declined to rehear the case on March 19, 2026 (attached as Exhibit 2). This means a Petition is presently due on June 17, 2026. This application for an extension of time is filed more than ten days prior to that date.

JURISDICTION

This case arose under 28 U.S.C. § 1331. The court of appeals had jurisdiction under 28 U.S.C. § 1291. This Court's jurisdiction would be invoked under 28 U.S.C. § 1254(1).

REASONS FOR GRANTING EXTENSION OF TIME

Good cause exists for the requested extension.

This case presents an important constitutional question of first impression: whether Congress may strip federal district courts of jurisdiction over constitutional challenges to a federal agency's structure, procedures, and existence.

Adita Dynar is counsel of record for Petitioner in this matter. He, along with other attorneys, have significant commitments through June, including briefing in this Court, briefing in the Fourth, Fifth, and D.C. Circuits, and an oral argument in

the Supreme Court of Nevada. All of these commitments will limit counsel's availability to work on this matter between today and June 17, 2026.

No meaningful prejudice would arise from granting the extension.

CONCLUSION

For the foregoing reasons, Petitioner requests that the Court grant an extension of 21 days, up to and including July 8, 2026, within which to file a Petition for Writ of Certiorari.

DATED: June 4, 2026.

Respectfully submitted,



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