

IN THE
SUPREME COURT OF THE UNITED STATES

No. _____

KIMBERLY LAFAVE, GLENN M. TAUBMAN, AND ROBERT HOLZHAUER,

Applicants,

v.

THE COUNTY OF FAIRFAX, VIRGINIA, AND KEVIN DAVIS, IN HIS OFFICIAL CAPACITY AS
CHIEF OF POLICE

Respondents

**APPLICATION TO THE HON. JOHN G. ROBERTS, 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 FOURTH CIRCUIT**

Pursuant to Supreme Court Rule 13(5), Kimberly Lafave, Glenn M. Taubman, and Robert Holzhauser, hereby move for an extension of time of 30 days, to and including December 26, 2025, for the filing of a petition for a writ of certiorari. Unless an extension is granted, the deadline for filing the petition for certiorari will be November 25, 2025. (Thirty days from November 25 is December 25. By operation of Supreme Court Rule 30.1, the deadline would advance to December 26.)

In support of this request, Applicants state as follows:

1. The United States Court of Appeals for the Fourth Circuit rendered its decision on August 27, 2025. Exhibit 1. This Court has jurisdiction under 28 U.S.C. §1254(1).

2. Fairfax County, Virginia, prohibits possession of a firearm in its public parks, which consist of 23,632 acres of mostly wooded land. Plaintiffs, who have permits to carry handguns, are thereby prohibited from carrying firearms for self-defense. The Fourth Circuit rejected plaintiffs' Second Amendment challenge on the basis that four preschools exist on a tiny portion of the parklands.

3. In the court below, appellants were represented by Stephen P. Halbrook, Counsel of Record, and Earl N. Mayfield, III. Among other matters, Mr. Halbrook has a pre-existing briefing deadline in *Wolford v. Lopez*, No. 24-1046 (U.S.). Mr. Mayfield has a pre-existing commitment to file a complaint and preliminary injunction in the Southern District of Mississippi; a summary judgment reply in *Davis v. United States*, No. 1:24-cv-364 (Fed Cl.); a motion to dismiss in *SWARG Opportunity Zone, LLC v. American Hindu Coalition*, No. 125-cv-2812 (D.D.C.); and a motion to dismiss reply in *Debebe v. St. Michael Church*, No. 2025-CAB-5826 (D.C. Sup. Ct.).

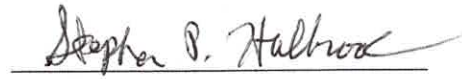
4. The firm Cooper & Kirk was retained on October 29, 2025, to assist in the preparation of this case. Counsel for Cooper & Kirk have several pre-existing obligations over the next month, including presenting argument in the Ninth Circuit on November 18, 2025, in *Sanchez v. Bonta*, No. 24-5566, and briefing deadlines in several cases, including in *Calce v. City of New York*, No. 25-861 (2d

Cir.), *Anderson v. Raoul*, No. 25-2642 (7th Cir.), and *Escher v. Noble*, No. 25-cv-10389 (D. Mass.).

5. Applicants thus request a modest extension for counsel to determine whether to file a petition for certiorari, and, if so, to prepare a petition that fully addresses the complex and far-reaching issues raised by the decision below and frames those issues in a manner that will be most helpful to this Court.

WHEREFORE, for the foregoing reasons, Applicants request that an extension of time to and including December 26, 2025, be granted within which Applicants may file a petition for a writ of certiorari.

Respectfully submitted,



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October 30, 2025