

No. _____

IN THE SUPREME COURT OF THE UNITED STATES

DEON D. COLVIN, PETITIONER

V.

743 FAIRMONT STREET NW LLC, RESPONDENT



United States Supreme Court

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**APPLICATION & MOTION FOR EXTENSION OF TIME TO FILE
PETITION FOR WRIT OF CERTIORARI PURSUANT TO
RULE 13(5)**

To the Honorable John Roberts, Chief Justice of the United States Supreme Court and
Circuit Justice to the District of Columbia Circuit:

1. I, Applicant, Deon D. Colvin, *pro se*, pursuant to Rule 13(5) of Rules of the Supreme Court, respectfully seek a sixty (60) day extension of time within which to file my petition for writ of *certiorari* in this Court for the judgment of *In Re: Deon D. Colvin*, District of Columbia Court of Appeals Case Number 25-OA-0024. The jurisdiction of this Court is invoked under 28 U.S.C. § 1257 and Supreme Court Rule 10. This application is submitted more than ten (10) days prior to the scheduled filing date for the Petition. The pertinent dates are:

a. **November 19, 2025:** Order denying Applicant’s petitions for rehearing and en banc rehearing filed. A copy of this opinion is attached hereto as Appendix A.

b. **October 27, 2025:** Applicant filed a petition for rehearing and rehearing *en banc* pursuant to Rules 27 and 35 of the Rules of the District of Columbia Court of Appeals.

c. **September 25, 2025:** Issuance of a written order denying Applicant's Petition for Writ of Mandamus and motion to stay proceedings filed. A copy of the order is attached hereto as Appendix B.

d. **February 9, 2025:** Deadline for seeking extension of time within which to file a petition for writ of *certiorari* in the United States Supreme Court.

e. **February 19, 2026:** Expiration of time for filing a petition for writ of *certiorari* in the United States Supreme Court, unless extended.

2. The judgments sought to be reviewed are the D.C. Court of Appeals September 25, October 30, November 19, 2025 orders. *See* App. B, C, and A.

3. This is a judicial qualification case pursuant to Rule 2.11 (A) of the Code of Judicial Conduct, District of Columbia Courts (2018), where a motion to stay proceedings and a Petition for Writ of Mandamus was filed with the D. C. Court of Appeals, after D.C. Superior Court Judge Tunnage DENIED a motion for disqualification filed by Applicant, pursuant to the above Rule of D.C. Code of Judicial Conduct. Judge's Tunnage's refusal to disqualify violated Applicant's Fifth Amendment right to an impartial judge. 743 Fairmont Street NW LLC is the Respondent in the case. **Applicant is pro se in the case and will be filing an application to proceed in forma pauperis.**

4. Applicant requests an extension because of a lack of time to properly research the case. Applicant currently has nine (9) cases in the federal court system: eight (8) in the United States District Court for the District of Columbia (case nos. 1:25-cv-2366, 1:25-cv-2484, 1:25-cv-2554, 1:25-cv-3239, 1:25-cv-3893, 1:25-cv-2935, 1:25-cv-2937, 1:25-cv-3937, 1:25-cv-3418), and one case in the D.C. Circuit Court of Appeals, case no. 24-7016, and a petition for writ of mandamus in this Court, case no. 25-6639. Applicant also has four cases in the D.C. Court of Appeals, case nos. 25-CV-1089, 25-CV-1166, 25-CV-1169, and 25-CV-

1193 that he has been navigating their proper initial lodging from the D.C. Superior Court.

Applicant had to file Rule 59 (e) motions within 28 days of decisions on a number of his federal court cases in December 2025 and January 2026, as well as file a petition for writ of mandamus in this Court for his case with the D.C. Circuit Court of Appeals (case no. 25-6639). Thus, Applicant, who is *pro se* and not a lawyer has not had time to properly research for the petition for writ of certiorari in the instant matter.

This is a very important Petition that asks the Court to determine if the D.C. Court of Appeals violated my Fifth Amendment right to procedural due process by not making a timely ruling on my motion to stay proceedings pending filing and disposition of a petition for writ of mandamus and my petition for writ of mandamus, before the D.C. Superior Court Judge Tunnage held proceedings and dismissed my case. This petition will also ask the Court to determine if the judges of the Superior Court and D.C. Court of Appeals who presided over Applicant's cases violated his Fifth Amendment right to an impartial judge when they did not disqualify after Applicant filed motions to disqualify them pursuant to Rule 2.11 (A) of the Code of Judicial Conduct, District of Columbia Courts (2018). See Appendix D. Thus, Applicant respectfully requests an extension of time of sixty (60) days to file the petition.

5. For the foregoing reasons, Applicant prays that this Court grants an extension of sixty (60) days to and including **April 20, 2026**, within which to file the petition for writ of *certiorari*.

6. On February 2, 2026, Applicant contacted Opposing Counsel for Respondent 743 Fairmont Street NW LLC, William P. Cannon III, for Respondent's position on this application and motion via Counsel's email at bcannon@offitkurman.com; while Counsel replied by asking a question to Applicant regarding what was being appealed, and Applicant answered Counsel's question, Respondent's position was

not provided by its Counsel; thus, Applicant does not know if Respondent consents or objects to this application and motion.

7. This application and motion for extension of time is being made on the 3rd day of February 2026.

Respectfully Submitted,

DEON D. COLVIN

Deon D. Colvin

Petitioner, Applicant (*Pro Se*)
743 Fairmont Street, N.W. #211
Washington, D.C. 20001
T: 216-396-8512
E-mail: DeonColvin@aol.com

APPENDIX A

**District of Columbia
Court of Appeals**



No. 25-OA-0024

IN RE DEON D. COLVIN,

Petitioner.

2024-CAB-007438

BEFORE: Blackburne-Rigsby, Chief Judge, and Beckwith, Easterly,* McLeese, Deahl,* Howard, and Shanker, Associate Judges, and Ruiz,* Senior Judge.

ORDER

On consideration of petitioner's petition for rehearing, petitioner's petition for rehearing en banc, petitioner's motion to disqualify Judges Blackburne-Rigsby, Beckwith, McLeese, Howard and Shanker, petitioner's motion to disqualify Judge Ruiz, petitioner's motion to vacate the court's order of October 30, 2025, petitioner's amended motion to vacate the court's order of October 30, 2025, and it appearing that no judge of this court has called for a vote on the petition for rehearing en banc, it is

ORDERED by the merits division* that petitioner's petition for rehearing is denied. It is

FURTHER ORDERED that petitioner's petition for rehearing en banc is denied. It is

FURTHER ORDERED that petitioner's motion to disqualify Judges Blackburne-Rigsby, Beckwith, McLeese, Howard and Shanker is denied. It is

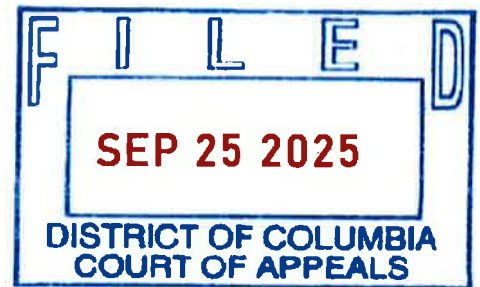
FURTHER ORDERED that petitioner's motion to disqualify Judge Ruiz is denied. It is

FURTHER ORDERED that petitioner's motion to vacate the court's order of October 30, 2025, and petitioner's amended motion to vacate the court's order of October 30, 2025, are denied.

PER CURIAM

APPENDIX B

**District of Columbia
Court of Appeals**



No. 25-OA-0024

IN RE DEON D. COLVIN

2024-CAB-007438

BEFORE: Easterly and Deahl, Associate Judges, and Ruiz, Senior Judge.

ORDER

On consideration of petitioner's application to waive fees and costs; his lodged petition for a writ of mandamus seeking to compel the trial court to rule on his July 21, 2025, motion to correct its June 20, 2025, order and his July 23, 2025, motion for a stay; and his motion filed in this court to stay the underlying proceedings pending resolution of this petition; and it appearing that the trial court ruled on his motions at a September 18, 2025, hearing, it is

ORDERED that the application to waive fees and costs is granted, and the lodged petition is filed. It is

FURTHER ORDERED that the petition for a writ of mandamus is denied as moot. It is

FURTHER ORDERED that the motion to stay the underlying proceedings is denied as moot.

PER CURIAM

Copies e-served to:

Honorable Donald Tunnage

QMU – Civil Division

William P. Cannon, III, Esquire

APPENDIX C

**District of Columbia
Court of Appeals**



No. 25-OA-0024

IN RE DEON D. COLVIN, Petitioner.

2024-DEL-000888

ORDER

On consideration of petitioner's motion to disqualify Judges Catherine F. Easterly & Joshua A. Deahl, it is

ORDERED on behalf of Judges Catherine F. Easterly & Joshua A. Deahl that petitioner's motion is denied.

FOR THE COURT:

A handwritten signature in blue ink that reads "Julio A. Castillo". The signature is written in a cursive style.

**JULIO A. CASTILLO
Clerk of the Court**

Copy mailed to:

Deon D. Colvin
743 Fairmont Street, NW
Apartment 211
Washington, DC 20001

Copy e-served to:

William P. Cannon, III, Esquire

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**Additional material
from this filing is
available in the
Clerk's Office.**

IN THE
SUPREME COURT OF THE UNITED STATES

DEON D. COLVIN —PETITIONER

V.

743 FAIRMONT STREET NW LLC—RESPONDENT

PROOF OF SERVICE

I, DEON D. COLVIN, do swear or declare that on this date, February 3rd, 2026, as required by Supreme Court Rule 29 I have served the enclosed **APPLICATION & MOTION FOR EXTENSION OF TIME TO FILE PETITION FOR WRIT OF CERTIORARI PURSUANT TO RULE 13 (5)** on each party to the above proceeding or that party's Counsel, and on every other person required to be served, by depositing an envelope containing the above documents in the United States mail properly addressed to each of them and with first-class postage prepaid, or by delivery to a third-party commercial carrier for delivery within 3 calendar days.

The names and addresses of those served are as follows:

WILLIAM P. CANNON III (COUNSEL FOR 743 FAIRMONT STREET NW LLC.)

7501 WISCONSIN AVENUE STE 1000W

BETHESDA, MD, 20814

(240) 507-1771 bcannon@offitkurman.com

I declare under penalty of perjury that the foregoing is true and correct.

Executed on February 3rd, 2026

Deon D. Colvin (Signature)

