

In the Supreme Court of the United States

KIMBERLY ANN POLK,

Applicant,

v.

MONTGOMERY COUNTY BOARD OF EDUCATION; MONTGOMERY COUNTY PUBLIC SCHOOLS; AND RITA MONTOYA, GRACE RIVERA-OVEN, LAURA STEWART, KARLA SILVESTRE, BRENDA WOLFF, JULIE YANG, AND NATALIE ZIMMERMAN, IN THEIR INDIVIDUAL AND OFFICIAL CAPACITIES AS BOARD MEMBERS,

Respondents.

**APPLICATION TO THE HONORABLE JOHN G. ROBERTS, JR.
FOR AN EXTENSION OF TIME TO FILE A PETITION FOR A WRIT OF
CERTIORARI TO THE UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT**

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Pursuant to Supreme Court Rule 13(5), Applicant Kimberly Polk moves for a thirty-day extension of time, to and including May 28, 2026, for filing a petition for writ of certiorari. The current deadline for filing is April 28, 2026. In support of the request, Applicant states as follows:

1. This appeal involves a question of significant importance: the constitutionality of Respondents' policies forcing teachers to use students' preferred pronouns and lie to parents about the asserted gender identity of their children. These policies burden Applicant's free speech and free exercise rights.

2. Applicant's counsel requires additional time to prepare a petition that fully addresses the important and far-reaching issues raised by the Fourth Circuit's ruling in a manner that will be most helpful to the Court.

3. Applicant recently retained counsel, attorneys at the Becket Fund for Religious Liberty, who were not involved in the proceedings below and require additional time to review the relevant case materials and prepare a petition. Counsel also have substantial upcoming obligations in other matters, including a Fifth Circuit oral argument in *McCutchan v. Nicholson*, No. 25-10890 (5th Cir.); a Fourth Circuit oral argument in *General Assembly of Seventh-day Adventists v. Horton*, No. 25-1735 (4th Cir.); a Second Circuit oral argument in *Synod of Bishops of the Russian Orthodox Church Outside of Russia v. Belya*, No. 25-1085 (2nd Cir.); preliminary injunction briefing in *The National Ben Gamla Jewish Charter School Foundation v. Drummond* (W.D. Okla.) (complaint forthcoming); a cert-stage reply brief in *St. Mary Catholic*

Parish v. Roy, No. 25-581 (U.S.); and a cert-stage reply brief in *United States Conference of Catholic Bishops v. O'Connell*, No. 25-849 (U.S.).

4. This Court has jurisdiction under 28 U.S.C. § 1254(1).

5. For these reasons, Applicant respectfully requests a thirty-day extension of time to and including May 28, 2026, for filing her petition for writ of certiorari.

Respectfully submitted.

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FEBRUARY 2026