

No.

IN THE SUPREME COURT OF THE UNITED STATES

APPLICATIONS IN INTERNET TIME, LLC,

Applicant,

v.

SALESFORCE, INC.,

Respondent.

APPLICATION FOR AN EXTENSION OF TIME TO FILE A PETITION
FOR A WRIT OF CERTIORARI TO THE UNITED STATES COURT OF APPEALS
FOR THE FEDERAL CIRCUIT

To the Honorable John G. Roberts, Jr., Chief Justice of the Supreme Court of the United States and Circuit Justice for the United States Court of Appeals for the Federal Circuit:

Pursuant to Rule 13.5 of the Rules of this Court, Applicant Applications in Internet Time, LLC (“AIT”)¹ respectfully moves by undersigned counsel for a 60-day extension of time, to and including November 9, 2026, within which to file a petition for a writ of certiorari in this matter. This Court would have jurisdiction over the

¹ Pursuant to this Court’s Rule 29.6, AIT states that it has no parent corporation, and no publicly held company owns 10% or more of its interests.

judgment below, and over any petition for a writ of certiorari timely filed as to that judgment, under 28 U.S.C. § 1254(1).

Under Rule 13.3, because a petition for rehearing was timely filed in the court below, the time to file a petition for a writ of certiorari runs from the date of the denial of rehearing. Absent an extension, AIT's petition for a writ of certiorari would therefore be due on September 10, 2026, ninety days after the June 12, 2026 denial of rehearing. This application is being filed more than ten (10) days before the current due date.

1. The United States Court of Appeals for the Federal Circuit entered judgment in this case on March 16, 2026, in *Applications in Internet Time, LLC v. Salesforce, Inc.*, No. 2025-2026 (Fed. Cir.) (nonprecedential), affirming the judgment of the United States District Court for the District of Nevada dismissing AIT's action for lack of Article III standing and denying AIT's request for equitable relief. AIT timely filed a combined petition for panel rehearing and rehearing en banc on April 15, 2026. On June 12, 2026, the Federal Circuit denied AIT's combined petition for panel rehearing and rehearing en banc. A copy of the Federal Circuit's March 16, 2026 opinion is attached as Exhibit A. A copy of the Federal Circuit's June 12, 2026 denial of AIT's combined petition for panel rehearing and rehearing en banc is attached as Exhibit B.

2. Good cause exists for the requested extension. This case arises from patent-infringement litigation spanning more than a decade, encompassing four sets of

prior proceedings before the Federal Circuit² and a substantial record. The petition will present questions concerning the proper boundary between Article III standing and a plaintiff's statutory entitlement to sue, including whether the equitable doctrines of Rule 17(a)(3) ratification and contract reformation remain available to cure an ownership defect. As detailed in AIT's rehearing petition at the court of appeals, the district courts are openly divided on the latter question. The complexity of the record and of the questions presented warrant additional time for their careful presentation to this Court.

3. In addition, undersigned counsel and the other attorneys principally responsible for this matter, Michael DeVincenzo and Andrea Pacelli, are in the process of transferring this matter to a new firm. Specifically, counsel joined Hecht Partners LLP on August 10, 2026, having departed from prior counsel King & Wood Mallesons LLP. That transition, undertaken in the final weeks before the current filing deadline, has required time to complete conflicts-clearance and engagement procedures at the new firm, transfer the case file and record, and re-establish docketing and administrative support for this matter.

4. This is Applicant's first request for an extension of time to file a petition for a writ of certiorari in this matter. Applicant's counsel will use best efforts to file the petition for certiorari as soon as practicably possible, and in no event beyond the date of the requested extension.

² Nos. 17-1698, -1699, -1701 (appeal from Patent Trial and Appeal Board); No. 20-143 (petition for mandamus to U.S. Patent and Trademark Office); Nos. 24-1133, -1685 (appeal from summary judgment and award of fees); No. 25-2026 (appeal from dismissal).

5. Counsel for AIT contacted counsel for Salesforce on August 13, 2026 to inquire whether Salesforce opposes this application and has received no response as of the date of this filing.

For the foregoing reasons, Applicant respectfully requests that the time within which to file a petition for a writ of certiorari be extended to and including November 9, 2026.

Respectfully submitted,

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