

THE SUPREME COURT OF THE UNITED STATES

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No. \_\_\_\_\_

FARESHA SIMS, APPLICANT

v.

ITY OF MARYLAND MEDICAL SYSTEM CORPORATION;  
UNIVERSITY OF MARYLAND MEDICAL CENTER, LLC;  
LISA ROWEN; LINDA GOETZ.

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APPLICATION 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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**APPLICATION FOR AN EXTENSION OF TIME**

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

Applicant Faresha Sims respectfully requests a 60-day extension of time from July 29, 2024, up to and including, September 26, 2024, to file a petition for a writ of certiorari to review the judgment of the United States Court of Appeals for the Fourth Circuit in this case. The current deadline is July 29 since the 28th is on a Sunday. For that reason, if this application is granted as requested, Applicant Sims will file a petition for a writ of certiorari by 5:00 p.m. on September 26, 2024, despite requesting

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a 60-day extension of time to ensure no technicality from calculating a 60-day extension of time from the original 90 days— July 28<sup>th</sup> (Sunday) or 29<sup>th</sup> (Monday).

The court of appeals issued its opinion (Exhibit A) and order (Exhibit B) on December 15, 2023, and denied rehearing (Exhibit C) on April 29, 2024.

### **JURISDICTION**

The Fourth Circuit issued its judgment on December 15, 2023, and denied rehearing on April 29, 2024. The jurisdiction of this Court is invoked under 28 U.S.C. § 1254(1). Under Rules 13.1, 13.3, and 30.2 of this Court, Applicant Faresha Sims must file her petition for certiorari on or before July 29, 2024, unless she files this application, as required by Rule 13.5, at least 10 days prior to July 29, and an extension of time is granted by this Court.

### **JUDGMENT SOUGHT TO BE REVIEWED**

Sims seeks review for the judgment of the Fourth Circuit in *Sims v. University of Maryland Medical System et al*, No. 22-1884 (4<sup>th</sup> Cir. December 15, 2023).

### **REASONS JUSTIFYING AN EXTENSION OF TIME**

Sims has good cause and an extraordinary circumstance warranting a 60-day extension of time to file a petition for a writ of certiorari.

Sims continues being required to give an excessive amount of time fending off serious safety threats against her. She had to abruptly relocate from her home of more than 10 years empty-handed for safety reasons in November 2023. Sims did everything possible to establish a new and safe home as soon as possible in anticipation of refocusing on this case. Unfortunately, within a few days in her new

home, Sims became aware that she could not escape these serious safety threats despite spending an extraordinary amount of time, money, and effort to stop the safety threats.

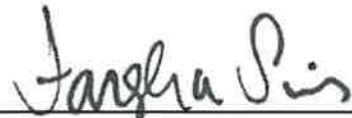
Sims has been dealing with serious and horrifying safety threats to her life nonstop this entire year thus far including during her 90-day filing period. On May 31, 2024, Sims was given a real notice of imminent danger that threw her into abrupt terror and horror. She spent an extensive amount of time thwarting off serious bodily harm against her and reached out to the police department for assistance. Sims hopes for criminal prosecution against those involved and needs to limit details here.

The safety threats certainly have no connection or relevance to this case yet interfering tremendously with Sims's ability to timely file a petition for a writ of certiorari to this highly esteemed Court. Sims reviewed all the Rules of this Court and knows a request for an extension of time to file a petition for a writ of certiorari is disfavored, so she genuinely tried to avoid staining her case with a request for an extension of time especially before this highest Court but is now accepting she must for reasons beyond her control.

### **CONCLUSION**

Applicant Sims respectfully requests a 60-day extension, up to and including, September 26, 2024, to timely file a petition for a writ of certiorari.

Respectfully submitted,



Faresha Sims, *Pro Se*  
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*Pro Se Applicant*

June 19, 2024

# **EXHIBIT**

# **A**

**APPLICANT  
FARESHA SIMS**

**UNPUBLISHED**UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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**No. 22-1884**

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FARESHA SIMS,

Plaintiff - Appellant,

v.

UNIVERSITY OF MARYLAND MEDICAL SYSTEM CORPORATION; LISA  
ROWEN; LINDA GOETZ; UNIVERSITY OF MARYLAND MEDICAL  
CENTER, LLC,

Defendants - Appellees.

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Appeal from the United States District Court for the District of Maryland, at Baltimore.  
Catherine C. Blake, Senior District Judge. (1:19-cv-00295-CCB)

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Submitted: November 13, 2023

Decided: December 15, 2023

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Before KING and QUATTLEBAUM, Circuit Judges, and MOTZ, Senior Circuit Judge.

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Affirmed by unpublished per curiam opinion.

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Faresha Sims, Appellant Pro Se. Jocelyn Renee Cuttino, Grace Ellen Speights, MORGAN  
LEWIS & BOCKIUS, LLP, Washington, D.C.; Vishal Hemchandra Shah, SHAH  
LITIGATION, PLLC, Boston, Massachusetts, for Appellees.

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Unpublished opinions are not binding precedent in this circuit.

**PER CURIAM:**

Faresha Sims appeals the district court's orders granting Defendants summary judgment and denying Sims' Fed. R. Civ. P. 59(e) motion for reconsideration.\* We have reviewed the record and find no reversible error. Accordingly, we grant Sims' motions to amend her informal brief and exceed the length limitations and affirm. *Sims v. Univ. of Md. Med. Sys. Corp.*, No. 1:19-cv-00295-CCB (D. Md. June 23, 2022). We dispense with oral argument because the facts and legal contentions are adequately presented in the materials before this court and argument would not aid the decisional process.

*AFFIRMED*

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\* To the extent Sims seeks to challenge the postjudgment orders denying her recusal motion, she did not note an appeal of those orders, nor did she file an informal brief within the applicable appeal period that we can construe as a notice of appeal. Accordingly, those orders are not before us.

# **EXHIBIT**

# **B**

**APPLICANT  
FARESHA SIMS**



FILED: December 15, 2023

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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No. 22-1884  
(1:19-cv-00295-CCB)

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FARESHA SIMS

Plaintiff - Appellant

v.

UNIVERSITY OF MARYLAND MEDICAL SYSTEM CORPORATION; LISA  
ROWEN; LINDA GOETZ; UNIVERSITY OF MARYLAND MEDICAL  
CENTER, LLC

Defendants - Appellees

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J U D G M E N T

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In accordance with the decision of this court, the judgment of the district court is affirmed.

This judgment shall take effect upon issuance of this court's mandate in accordance with Fed. R. App. P. 41.

/s/ NWAMAKA ANOWI, CLERK

FILED: December 15, 2023

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

No. 22-1884,

Faresha Sims v. University of Maryland Medical System  
Corporation

1:19-cv-00295-CCB

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NOTICE OF JUDGMENT

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Judgment was entered on this date in accordance with Fed. R. App. P. 36. Please be advised of the following time periods:

**PETITION FOR WRIT OF CERTIORARI:** The time to file a petition for writ of certiorari runs from the date of entry of the judgment sought to be reviewed, and not from the date of issuance of the mandate. If a petition for rehearing is timely filed in the court of appeals, the time to file the petition for writ of certiorari for all parties runs from the date of the denial of the petition for rehearing or, if the petition for rehearing is granted, the subsequent entry of judgment. See Rule 13 of the Rules of the Supreme Court of the United States; [www.supremecourt.gov](http://www.supremecourt.gov).

**VOUCHERS FOR PAYMENT OF APPOINTED OR ASSIGNED COUNSEL:** Vouchers must be submitted within 60 days of entry of judgment or denial of rehearing, whichever is later. If counsel files a petition for certiorari, the 60-day period runs from filing the certiorari petition. (Loc. R. 46(d)). If payment is being made from CJA funds, counsel should submit the CJA 20 or CJA 30 Voucher through the CJA eVoucher system. In cases not covered by the Criminal Justice Act, counsel should submit the Assigned Counsel Voucher to the clerk's office for payment from the Attorney Admission Fund. An Assigned Counsel Voucher will be sent to counsel shortly after entry of judgment. Forms and instructions are also available on the court's web site, [www.ca4.uscourts.gov](http://www.ca4.uscourts.gov), or from the clerk's office.

**BILL OF COSTS:** A party to whom costs are allowable, who desires taxation of costs, shall file a Bill of Costs within 14 calendar days of entry of judgment. (FRAP 39, Loc. R. 39(b)).

**PETITION FOR REHEARING AND PETITION FOR REHEARING EN**

**BANC:** A petition for rehearing must be filed within 14 calendar days after entry of judgment, except that in civil cases in which the United States or its officer or agency is a party, the petition must be filed within 45 days after entry of judgment. A petition for rehearing en banc must be filed within the same time limits and in the same document as the petition for rehearing and must be clearly identified in the title. The only grounds for an extension of time to file a petition for rehearing are the death or serious illness of counsel or a family member (or of a party or family member in pro se cases) or an extraordinary circumstance wholly beyond the control of counsel or a party proceeding without counsel.

Each case number to which the petition applies must be listed on the petition and included in the docket entry to identify the cases to which the petition applies. A timely filed petition for rehearing or petition for rehearing en banc stays the mandate and tolls the running of time for filing a petition for writ of certiorari. In consolidated criminal appeals, the filing of a petition for rehearing does not stay the mandate as to co-defendants not joining in the petition for rehearing. In consolidated civil appeals arising from the same civil action, the court's mandate will issue at the same time in all appeals.

A petition for rehearing must contain an introduction stating that, in counsel's judgment, one or more of the following situations exist: (1) a material factual or legal matter was overlooked; (2) a change in the law occurred after submission of the case and was overlooked; (3) the opinion conflicts with a decision of the U.S. Supreme Court, this court, or another court of appeals, and the conflict was not addressed; or (4) the case involves one or more questions of exceptional importance. A petition for rehearing, with or without a petition for rehearing en banc, may not exceed 3900 words if prepared by computer and may not exceed 15 pages if handwritten or prepared on a typewriter. Copies are not required unless requested by the court. (FRAP 35 & 40, Loc. R. 40(c)).

**MANDATE:** In original proceedings before this court, there is no mandate. Unless the court shortens or extends the time, in all other cases, the mandate issues 7 days after the expiration of the time for filing a petition for rehearing. A timely petition for rehearing, petition for rehearing en banc, or motion to stay the mandate will stay issuance of the mandate. If the petition or motion is denied, the mandate will issue 7 days later. A motion to stay the mandate will ordinarily be denied, unless the motion presents a substantial question or otherwise sets forth good or probable cause for a stay. (FRAP 41, Loc. R. 41).

**U.S. COURT OF APPEAL FOR THE FOURTH CIRCUIT BILL OF COSTS FORM**  
(Civil Cases)

**Directions:** Under FRAP 39(a), the costs of appeal in a civil action are generally taxed against appellant if a judgment is affirmed or the appeal is dismissed. Costs are generally taxed against appellee if a judgment is reversed. If a judgment is affirmed in part, reversed in part, modified, or vacated, costs are taxed as the court orders. A party who wants costs taxed must, within 14 days after entry of judgment, file an itemized and verified bill of costs, as follows:

- Itemize any fee paid for docketing the appeal. The fee for docketing a case in the court of appeals is \$600 (effective 12/1/2023). The \$5 fee for filing a notice of appeal is recoverable as a cost in the district court.
- Itemize the costs (not to exceed \$.15 per page) for copying the necessary number of formal briefs and appendices. (Effective 10/1/2015, the court requires 1 copy when filed; 3 more copies when tentatively calendared; 0 copies for service unless brief/appendix is sealed.). The court bases the cost award on the page count of the electronic brief/appendix. Costs for briefs filed under an informal briefing order are not recoverable.
- Cite the statutory authority for an award of costs if costs are sought for or against the United States. See 28 U.S.C. § 2412 (limiting costs to civil actions); 28 U.S.C. § 1915(f)(1) (prohibiting award of costs against the United States in cases proceeding without prepayment of fees).

Any objections to the bill of costs must be filed within 14 days of service of the bill of costs. Costs are paid directly to the prevailing party or counsel, not to the clerk's office.

Case Number & Caption: \_\_\_\_\_

Prevailing Party Requesting Taxation of Costs: \_\_\_\_\_

| <b>Appellate Docketing Fee (prevailing appellants):</b> |              |                          | <b>Amount Requested:</b> _____ |                          |                    | <b>Amount Allowed:</b> _____ |                          |
|---|--------------|--------------------------|--------------------------------|--------------------------|--------------------|------------------------------|--------------------------|
| Document  | No. of Pages |                          | No. of Copies                  |                          | Page Cost (≤\$.15) | Total Cost                   |                          |
|   | Requested    | Allowed (court use only) | Requested                      | Allowed (court use only) |                    | Requested                    | Allowed (court use only) |
|   |              |                          |                                |                          |                    |                              |                          |
|   |              |                          |                                |                          |                    |                              |                          |
|   |              |                          |                                |                          |                    |                              |                          |
| <b>TOTAL BILL OF COSTS:</b>                             |              |                          |                                |                          |                    | \$0.00                       | \$0.00                   |

1. If copying was done commercially, I have attached itemized bills. If copying was done in-house, I certify that my standard billing amount is not less than \$.15 per copy or, if less, I have reduced the amount charged to the lesser rate.
2. If costs are sought for or against the United States, I further certify that 28 U.S.C. § 2412 permits an award of costs.
3. I declare under penalty of perjury that these costs are true and correct and were necessarily incurred in this action.

**Signature:** \_\_\_\_\_ **Date:** \_\_\_\_\_

**Certificate of Service**

I certify that on this date I served this document as follows:

**Signature:** \_\_\_\_\_ **Date:** \_\_\_\_\_

# **EXHIBIT**

# **C**

**APPLICANT  
FARESHA SIMS**

FILED: April 29, 2024

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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No. 22-1884  
(1:19-cv-00295-CCB)

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FARESHA SIMS

Plaintiff - Appellant

v.

UNIVERSITY OF MARYLAND MEDICAL SYSTEM CORPORATION; LISA  
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Defendants - Appellees

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O R D E R

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The amended petition for rehearing en banc was circulated to the full court. No judge requested a poll under Fed. R. App. P. 35. The court denies the petition for rehearing en banc.

For the Court

/s/ Nwamaka Anowi, Clerk