

No.

IN THE SUPREME COURT OF THE UNITED STATES

Stacy Makhnevich , PETITIONER

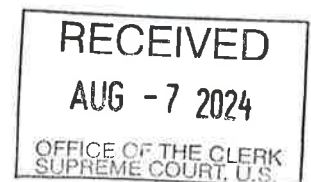
v.

Novick Edelstein Pomerantz P.C. et al

**APPLICATION FOR AN EXTENSION OF TIME TO FILE A PETITION FOR
A WRIT OF CERTIORARI**

To the Honorable John G. Roberts, Jr., Chief Justice of the United States:

1. Pursuant to Supreme Court Rule 13.5, Applicant Stacy Makhnevich respectfully requests a 60-day extension of time, to October 13th, 2024, within which to file a petition for a writ of certiorari. The United States Court of Appeals for the Second Circuit issued an opinion on May 16, 2024, docket 23-202. This Court's jurisdiction would be invoked under 28 U.S.C. § 1254(1).
2. Absent an extension, a petition for a writ of certiorari would be due on August 14th, 2024. This application is being filed more than 10 days in advance of that date, and no prior application has been made in this case.



3. This case is of great importance to hundreds of thousands of American consumers who are subject to unfair debt collections practices in debt collection actions.

Plaintiff describes Defendants' scheme to file documents containing false or deceptive information in debt collection and state proceedings, send false and misleading documents to consumers (such as Plaintiff), Defendants' use a variety of illegal tricks to deceive consumers and their widespread practice of submitting false or deceptive affidavits/affirmations to block consumers from challenging debts allegedly owed. Plaintiff-Petitioner was a subject of Defendants' unlawful practices. Petitioner's FDCPA claim relates to a false and deceptive affirmation dated August 11th, 2020 that Defendants had filed in state court on August 17th, 2020.

Defendants, however, claimed that Plaintiff's claim was untimely because they supposedly emailed Plaintiff their affirmation on August 13th, 2020. As per Defendants, one-year statutes of limitations expired because Plaintiff's complaint was filed on August 17, 2021 making Plaintiff's FDCPA claim untimely. The district court agreed denying Plaintiff's request for discovery and circuit court affirmed.

4. The time to file applicant's petition for a writ of certiorari should be extended because of the complexity of the case which involves statutes of limitations and materiality of false representations and because of time needed for petitioner to finalize and file her petition as she had experienced significant changes in her work hours and her responsibilities, which necessitates the requested extension of time to file her petition for a writ certiorari. Petitioner

has personally dedicated a substantial time to care for a family member whom she is responsible to make all the arrangements for supportive care. Petitioner is obligated to travel back and forth from New York to Pennsylvania and devote significant hours speaking to doctors and staff. Lastly, Ms. Makhnevich became a victim of grand larceny on 07/22/2024 necessitating significant time out of her schedule and full cooperation with the police during their investigation which lead to an arrest of the suspect. All of which took time and resources that petitioner needed for her petition as she respectfully seeks permission to obtain time which is absolutely necessary to have her petition filed.

Wherefore, Applicant respectfully requests that an order be entered extending the time to file a petition for a writ of certiorari to October 13th, 2024.

Respectfully submitted,

Date: August 2nd, 2024



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