

No. _____

**In the Supreme Court of the United
States**

MAHFOOZ AHMAD.

Petitioner,

v.

COLIN DAY, et al.,

Respondents.

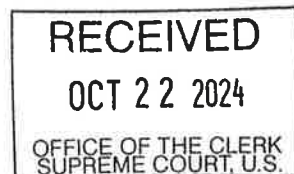
On Petition for Writ of Certiorari to the United States
Court of Appeals for the Second Circuit

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

Address:

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Pro Se Petitioner

October 10, 2024



OCT 22 2024
OFFICE OF THE CLERK
SUPREME COURT, U.S.

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

To: United States Supreme Court Associate Justice
Sonia Sotomayor, Circuit Justice for the United States
Court of Appeals for the Second Circuit:

Under the U.S. Supreme Court's Rules 13.5 and 22,
Applicant Mr. Mahfooz Ahmad ("Applicant")
respectfully requests an extension of sixty (60) days to
file a petition for a writ of certiorari.

The forthcoming petition will seek review of the
decision of the Second Circuit Court of Appeals in
Ahmad V. Day et al., No. 24-856, a copy of which is
attached to this application along with the denial of
the motion for a writ of habeas corpus for a non-
incarcerated individual in the same matter. The
appeal in the second circuit case No 24-856, is not filed
IFP, hence its denial under IFP is unwarranted.

1. The Second Circuit issued its opinion on August 05,
2024. Without an extension, pursuant to Rule 13.3, the
petition for a writ of certiorari will be due on
November 4, 2024. With the requested extension of
sixty (60) days, the petition would be due on **January
03, 2025**. Consistent with Rule 13.5, the instant
application is filed more than ten (10) days before the
petition for certiorari is currently due. This Court's
jurisdiction will be based on 28 U.S.C. § 1254(1).

2. There is good cause for this extension request. The undersigned litigant has spent more than half a decade seeking justice in this matter. The undersigned Computer Engineer is currently managing his family's Sip & Scoop Ice Cream business as the ice cream shop manager.
3. The legal proceedings of Ahmad v. Day et al., contains records of unlawful termination of the plaintiff's employment and theft of plaintiff's novel software intellectual property. The journey from a Software Implementation Manager to a Sip & Scoop Ice Cream Shop Manager contains a lot of trials and turbulences caused by the defendants in this matter. The defendants collectively owe the plaintiff enumerated and unenumerated damages.
4. The undersigned applicant, have multiple conflicting professional and personal engagements between now and November 4, 2024, a 60-day extension is sought.
5. It is humbly requested that this application should be granted, and the due date for applicant to file the petition for a writ of certiorari should be extended to January 3, 2025.

Dated: October 10, 2024

Respectfully submitted,

/s/ Mahfooz Ahmad

MAHFOOZ AHMAD

**Second Circuit Court of Appeals the
United States**

Case No. 24-856

MAHFOOZ AHMAD,

Petitioner,

v.

COLIN DAY, et al.,

Respondents.

Appeal from the United States District Court of the
Southern District Court of New York.
Case No. 1:20-cv-04507 – Jesse M, Furman Judge

Applicant Brief Submitted: May 27, 2024,
Defendants Brief Due: August 27, 2024

Appeal Dismissed
without argument: August 05, 2024.

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Pro Se Petitioner

Present:

Eunice C. Lee, Beth Robinson, Maria Araújo Kahn,
Circuit Judges.

Mahfooz Ahmad,
Plaintiff-Appellant,

v.

Colin Day, et al.,
Defendants-Appellees.

No. 24-856

Appellant, proceeding pro se, moves for a writ of habeas corpus, to hold the appeal in abeyance, for an injunction, for summary judgment, and to withdraw the habeas, abeyance, and summary judgment motions. Appellees, through counsel, move for imposition of a leave-to-file sanction against Appellant. Upon due consideration, it is hereby ORDERED that Appellant's motions are DENIED and the appeal is DISMISSED because it "lacks an arguable basis either in law or in fact." *Neitzke v. Williams*, 490 U.S. 319, 325 (1989); see *Pillay v. INS*, 45 F.3d 14, 17 (2d Cir. 1995) (per curiam) (holding that this Court has "inherent authority" to dismiss a frivolous appeal). It is further ORDERED that Appellees' motion is DENIED.

FOR THE COURT:

Catherine O'Hagan Wolfe, Clerk of Court

CERTIFICATE OF SERVICE

I Mahfooz Ahmad appellant declare under penalty of perjury that the foregoing is true and correct. Names of the parties served via mail and email are as below:

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This service was effected by depositing copies of APPLICATION FOR EXTENSION OF TIME TO FILE A PETITION FOR A WRIT OF CERTIORARI, in a "first class mail" of United Parcel Service (UPS) as well as by transmitting digital copies via electronic mail. Respectfully Submitted,

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October 10, 2024

/s/Mahfooz Ahmad