

No.

In the
Supreme Court of the United States

ANNE CATHERINE RICHARD,

PETITIONER,

V.

ERIC JOHN HORACIUS,

RESPONDENT.

**On Petition for a Writ of Certiorari to the
Eleventh Circuit Court of Appeals**

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

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To The Honorable Justices of the Supreme Court of the United States

Pursuant to Rule 30.3 of this Court, Petitioner respectfully requests a 45-day extension of time, to and including February 19, 2025, within which to file a petition for writ of certiorari to review the judgment of the Eleventh Circuit Court of Appeals. Absent an extension, Petitioner’s petition would be due 90-days from the Final Judgment from the Eleventh Circuit Court of Appeals, which is January 5, 2025.

Basis for Jurisdiction in the Supreme Court

This Court has jurisdiction to grant an application for a writ of certiorari in this case pursuant to Art. III, Sec. 2, Clause 2, as Petitioner seeks review of a judgment of the United States Eleventh Circuit Court of Appeals.

Opinion and Order

On July 30, the Eleventh Circuit Court of Appeals entered an order denying Petitioner’s case. See *Eric Horacius v. Anne Richard*, Case No. 24-10801 (11th Cir. July 30, 2024) (rehearing denied Oct. 7, 2024).

Judgment Sought to be Reviewed

The Court’s review is warranted to resolve significant issues of law on which the decision below departs from this Court’s precedents and other circuit courts. The Eleventh Circuit denied relief on July 30, 2024.

The circuit court’s decision raises grave legal questions. First, the lower court misinterpreted the Hague Convention and its related authority when determining Petitioner’s habitual residence. Second, the issue of the finding that Petitioner violated Respondent’s rights of custody. Basic legal norms would say no. The lower

court further erred in its finding that A.H. was not well-settled in the United States. All issues above are ripe for this Court's adjudication.

Reasons for Extension of Time

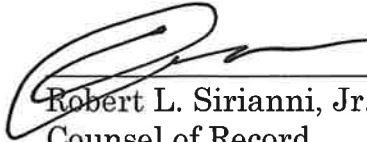
The additional time is warranted due to significant professional obligations in pending appellate matters and the need to consult and obtain documentary evidence. The legal issues in the case require coordination between counsel and Petitioner. Undersigned counsel was recently retained and requires additional time to prepare the pleading for this Honorable Court's review.

Petitioner believes an extension will result in no prejudice to Respondent.

CONCLUSION

Petitioner's request is intended to ensure that Petitioner and counsel have adequate opportunity to discuss the merits of their claim, retrieve and review all appellate documents, and provide complete and effective assistance of counsel.

Respectfully submitted,



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Dated: December 16, 2024.

CERTIFICATE OF SERVICE

I, Robert L. Sirianni, Jr., hereby certify that an original and 2 copies of the foregoing Application for Extension of Time for the matter of *Anne Catherine Richard v. Eric John Horacius*, were sent via Next Day Service to the U.S. Supreme Court, and 1 copy was sent Next Day Service and email to the following parties listed below, this 16th day December 2024.

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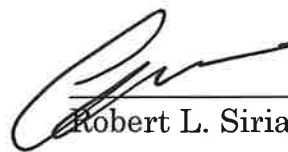
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In the
United States Court of Appeals
For the Eleventh Circuit

No. 24-10801

ERIC JOHN HORACIUS,

Plaintiff-Appellee,

versus

ANNE CATHERINE RICHARD,

Defendant-Appellant.

Appeal from the United States District Court
for the Southern District of Florida
D.C. Docket No. 0:23-cv-62149-KMM

JUDGMENT

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24-10801

It is hereby ordered, adjudged, and decreed that the opinion issued on this date in this appeal is entered as the judgment of this Court.

Entered: July 30, 2024

For the Court: DAVID J. SMITH, Clerk of Court