

No. _____

IN THE SUPREME COURT OF THE UNITED STATE

October Term 2025

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In re: DEON D. COLVIN, Petitioner

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**APPLICATION & MOTION FOR EXTENSION OF TIME
PETITION FOR WRIT OF CERTIORARI PURSU.
RULE 13(5)**

To the Honorable John Roberts, Chief Justice of the United States Supreme Court and
Circuit Justice to the District of Columbia Circuit:

1. I, Petitioner, Deon D. Colvin, *pro se*, pursuant to Rule 13(5) of Rules of the Supreme Court, respectfully seek a sixty (60) day extension of time within which to file my petition for writ of *certiorari* in this Court for the judgment of *In Re: Deon D. Colvin*, District of Columbia Court of Appeals Case Number 24-OA-0016. The jurisdiction of this Court is invoked under 28 U.S.C. § 1257. This application is submitted more than ten (10) days prior to the scheduled filing date for the Petition. The pertinent dates are:

a. **October 24, 2024:** Order denying Petitioner’s petitions for rehearing and en banc rehearing filed. A copy of this opinion is attached hereto as Exhibit A.

b. **October 15, 2024:** Petitioner filed a petition for rehearing and rehearing *en banc* pursuant to Rules 27 and 35 of the Rules of the District of Columbia Court of Appeals.

c. **September 17, 2024:** Issuance of a written order denying Petitioner’s Petition for Writ of Mandamus filed. A copy of the order is attached hereto as Exhibit B.

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d. January 12, 2025: Deadline for seeking extension of time within which to file a petition for writ of *certiorari* in the United States Supreme Court.

e. January 22, 2025: Expiration of time for filing a petition for writ of *certiorari* in the United States Supreme Court, unless extended.

2. This is a judicial qualification case pursuant to 28 U.S.C. § 455(a), where a Petition for Writ of Mandamus was filed with the D. C. Court of Appeals for a writ disqualifying Respondent Judge (Donald W. Tunnage), after Respondent Judge DENIED three motions for disqualification filed by Petitioner, filed pursuant to the above statute. 743 Fairmont Street NW LLC is also a Respondent in the case. **I am pro se in the case and will be filing an application to proceed in forma pauperis.**

3. My petition for writ of mandamus comprises fourteen (14) complaints of the appearance of bias and includes 25 Appendices, totaling four hundred (400) pages. See Exhibit C at 2. I have no computer and I am limited to printing 20 pages per day from computers at the D.C. Public Library. The total number of pages I will need to print for the petition to this court will be: 10 copies for the Supreme Court, 2 copies for Respondents, and 1 copy for myself which is 13 copies x 400 pages = 5200 pages for my petition for writ of mandamus, plus the other required pages of the Petition For Writ of Certiorari. At a print limit of 20 pages per day for the 90 days allotted to file the Petition, I can only print 1800 pages. Thus, I need an extension of time to either (a) gather the resources to print the remaining pages or (b) find a way to present the contents of my Petition for Writ of Mandamus and arguments to the Court in the pages I can muster. This is a very important Petition that asks the Court to determine if the D.C. Court of Appeals has fair and acceptable standards for determining issuance of Writs for Mandamus Petitions, or if the standards are too inherently biased to be of utility. Thus, I respectfully request an extension of time of sixty (60) days to find a solution to the aforementioned problem and submit my petition.

4. For the foregoing reason, I pray that this Court grants an extension of sixty (60) days to and including **March 22, 2025**, within which to file my petition for writ of *certiorari*.
5. On January 3, 2025 Opposing Counsel, Respondent 743 Fairmont Street NW LLC, William P. Cannon III and Respondent Judge Tunnage, were contacted for their position on this application and motion at bcannon@offitkurman.com and JudgeTunnageChambers@dcsc.gov, respectively; no response was provided by either Party, thus Petitioner does not know if Opposing Counsel consents or objects to this application and motion.
6. This application and motion for extension of time is being made on the 10th day of January 2025.

Respectfully Submitted,

DEON D. COLVIN



Petitioner, Applicant (*Pro Se*)
743 Fairmont Street, N.W. #211
Washington, D.C. 20001
T: 216-396-8512
E-mail: DeonColvin@aol.com

CERTIFICATE OF SERVICE

I, Deon D. Colvin, certify that I have this day served the foregoing **Application & Motion for Extension of Time to file Petition for Writ of Certiorari** by United States Postal Service, First Class Mail addressed to Respondent's Counsel William P. Cannon III, 7501

Wisconsin Avenue, Suite 1000W, Bethesda MD 20814, and Respondent Hon. Donald W. Tunnage, Assoc. Judge, Superior Court of the District of Columbia, Moultrie Building, Suite #2420, 500 Indiana Avenue, NW Washington, D.C. 20001.

This the 10th day of January 2025.

A handwritten signature in cursive script that reads "Deon D. Colvin". The signature is written in black ink and is positioned above a horizontal line.

Deon D. Colvin
Petitioner, Applicant (*Pro Se*)

EXHIBIT A

**District of Columbia
Court of Appeals**



No. 24-OA-0016

In re DEON D. COLVIN

2019-CA-008113-B

BEFORE: Blackburne-Rigsby, Chief Judge, Beckwith, Easterly,* McLeese, Deahl, Howard, and Shanker,* Associate Judges, and Thompson,* Senior Judge.

ORDER

On consideration of petitioner's petition for rehearing or rehearing en banc, and petitioner's praecipe of correction for petition for rehearing, and it appearing that no judge of this court has called for a vote on the petition for rehearing en banc, it is

ORDERED by the merits division* that petitioner's petition for rehearing is denied. It is

FURTHER ORDERED that petitioner's petition for rehearing en banc is denied.

PER CURIAM

Copies e-served to:

Honorable Donald Tunnage

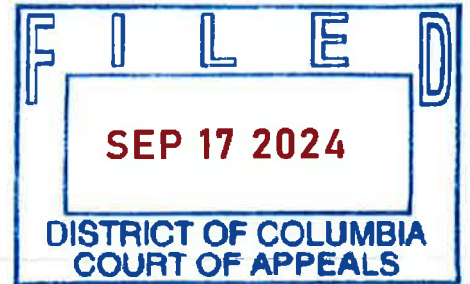
William P. Cannon, III, Esquire

Copy mailed to:

Deon D. Colvin
743 Fairmont Street, NW
Apartment 211
Washington, DC 20001

EXHIBIT B

**District of Columbia
Court of Appeals**



No. 24-OA-0016

IN RE DEON D. COLVIN

2019-CA-008113-B

BEFORE: Easterly and Shanker, Associate Judges, and Thompson, Senior Judge.

ORDER

On consideration of petitioner's application for waiver of fees and costs, and his lodged petition for a writ of mandamus wherein he requests that the court direct Judge Tunnage to recuse himself from case 2019-CA-008113-B, it is

ORDERED that petitioner's application for waiver of fees and costs is granted and the Clerk shall file the lodged petition for a writ of mandamus nunc pro tunc to September 9, 2024. It is

FURTHER ORDERED that the petition for a writ of mandamus is denied. *See In re M.O.R.*, 851 A.2d 503, 509 (D.C. 2004) (explaining that a writ of mandamus "should only be issued in exceptional circumstances" and that a petitioner must show a "clear and indisputable" right to the relief sought) (internal quotation marks omitted); *see also Plummer v. United States*, 870 A.2d 539, 547 (D.C. 2005) ("Generally. . . legal rulings against appellants, of course, do not constitute grounds for recusal, for any prejudice must stem from an extrajudicial source. . . . Although a showing that a judge's alleged prejudice comes from an extrajudicial source may not be required when the circumstances are so extreme that a judge's bias appears to have become overpowering, [appellant] has not satisfied this most exacting standard." (citation, alterations, and internal quotation marks omitted)).

PER CURIAM

Copies e-served to:

Honorable Donald Tunnage

William P. Cannon, III, Esq.

No. 24-OA-0016

Copy mailed to:

Deon D. Colvin
743 Fairmont Street, NW
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cml

**Additional material
from this filing is
available in the
Clerk's Office.**