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March 14, 2025

Re: Under The Supreme Court of the United States Rule `13 (5): Petition for an extension of Time to file a writ of certiorari on Judgment of case number 24-1290 of The United States Court of Appeals for the First Circle of January 15,2025.

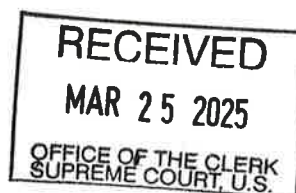
To The Clerk of the Supreme Court

I Ivan Vechioli Cruz and Helen I. Feliciano Borrero, petitioners in the above mentioned matter, respectfully submit this Motion for an extension of time to file a Writ of Certiorari pursuant to Rule 13 (5), of The Supreme Court of the United States

The deadline for filing the Writ of Certiorari in this case that occupied us is currently set for around April 14, 2025, (90 days from January 15, 2025). Due to the rules that must be applied on the forms to submit this Writ of Certiorari and the legal technical information, I Ivan Vechioli Cruz seeks an extension of time to submit the Writ of Certiorari. Being that we cut not find a lawyer to represent us we need to present this writ of certiorari by ourselves to seek for justice in our case because we did present to these previous courts abundant facts backed by enough jurisprudence that they have not consider and because of that we need to present our case to this Supreme Court.

As per in the case that occupied us applies the SUPREME COURT RULE 12 (a) a United States court of appeals has entered a decision in conflict with the decision of another United States court of appeals on the same important matter; has decided an important federal question in a way that conflicts with a decision by a state court of last resort; or has so far departed from the accepted and usual course of judicial proceedings, or sanctioned such a departure by a lower court, as to call for an exercise of this Court's supervisory power; (b) a state court of last resort has decided an important federal question in a way that conflicts with the decision of another state court of last resort or of a United States court of appeals; (c) a state court or a United States court of appeals has decided an important question of federal law

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PROOF OF SERVICES

I, Ivan Vechioli Cruz, do swear or declare that on this date, March 14, 2025, as required by Supreme Court Rule 29 I have served the enclosed Petition for an Extension of Time to Submit a Writ of Certiorari on each party to the above proceeding, or that party's counsel and to the Clerk of the United States Court of Appeals for the First Circle, by depositing an envelope containing the above documents in the United States mail properly addressed to each of them and with first-class postage prepaid.

The names and addresses of those served are as follows:

Modesto Bigas Mendez Law Office in:
Urb. Santa Maria, #515, Ferrocarril Street,
Ponce, P.R. 00717

United States Court of Appeals for the First Circle
John Joseph Moakley U.S. Courthouse
Anastasia Dubrovsky, Clerk of the Court
1 Courthouse Way, Suite 2500
Boston, MA 02210

I declare under penalty of perjury that the foregoing is true and correct.

Executed on March 14, 2025



Ivan Vechioli Cruz

United States Court of Appeals For the First Circuit

No. 24-1290

IN RE: IVÁN VECHIOLI CRUZ; HELEN IVIS FELICIANO BORRERO,

Debtors,

IVÁN VECHIOLI CRUZ; HELEN IVIS FELICIANO BORRERO,

Appellants,

v.

KIYOMI M. SANTOS ONODA,

Appellee.

Before

Gelpí, Montecalvo and Rikelman,
Circuit Judges.

JUDGMENT

Entered: January 15, 2025

Debtors-appellants Iván Vechioli Cruz and Helen Ivis Feliciano Borrero ("debtors") seek review of two orders of the bankruptcy court: 1) an order granting summary judgment in favor of creditors-appellees Kiyomi M. Santos Onoda and CESKI, Inc., and 2) an order denying debtors' motion for reconsideration. A first-tier appeal to the district court ended in affirmance. We assume, without deciding, that both of the challenged rulings properly are before the court in this second-tier appeal.

This court reviews the bankruptcy court's decision directly, without affording special deference to the district court's intermediate decision. See In re Francis, 996 F.3d 10, 16 (1st Cir. 2021); see also In re Reyes-Colon, 922 F.3d 13, 17 (1st Cir. 2019) ("[O]nce a notice of appeal to this court has been filed, the operative ruling under review is the bankruptcy court ruling, with the

[] district court ruling serving more or less like an amicus brief (albeit one that can be extremely helpful)."). In undertaking this review of the bankruptcy court's reasoning, the court reviews factual findings for clear error, legal conclusions de novo, and any judgment calls for abuse of discretion. See In re Francis, 996 F.3d at 16. This court reviews a bankruptcy court's denial of reconsideration for "'manifest abuse of discretion' due to the significant discretion granted to trial courts when deciding reconsideration motions." In re Buscone, 61 F.4th 10, 35 (1st Cir. 2023) (quoting ACA Fin. Guar. Corp. v. Advest, Inc., 512 F.3d 46, 55 (1st Cir. 2008)).

Having carefully considered each of the arguments set out in their brief, we conclude that debtors have failed to demonstrate any legal error or abuse of discretion in either of the challenged rulings. See Mullane v. U.S. Dep't of Justice, 113 F.4th 123, 130 (1st Cir. 2024) (summary judgment standard of review); Manganella v. Evanston Ins. Co., 700 F.3d 585, 590 (1st Cir. 2012) (standard of review applicable to preclusion determination); see also Deaton v. Town of Barrington, 100 F.4th 348, 361 (1st Cir. 2024) (standard of review applicable to motion for reconsideration); Alston v. Town of Brookline, 997 F.3d at 23, 41 (1st Cir. 2021) (holding that litigants must "spell out" their arguments "squarely and distinctly" or risk waiver).

Accordingly, we affirm. See 1st Cir. R. 27.0(c).

By the Court:

Anastasia Dubrovsky, Clerk

cc:

Iván Vechioli Cruz
Helen Ivis Feliciano Borrero
Modesto Bigas Méndez
Monsita Lecaroz-Arribas

United States Court of Appeals For the First Circuit

No. 24-1290

IN RE: IVÁN VECHIOLI CRUZ; HELEN IVIS FELICIANO BORRERO,

Debtors,

IVÁN VECHIOLI CRUZ; HELEN IVIS FELICIANO BORRERO,

Appellants,

v.

KIYOMI M. SANTOS ONODA,

Appellee.

Before

Gelpí, Montecalvo and Rikelman,
Circuit Judges.

ORDER OF COURT

Entered: January 31, 2025

Appellants' "Motion for Reconsideration . . ." is construed as a petition for panel rehearing, and that petition is denied.

By the Court:

Anastasia Dubrovsky, Clerk

cc:

Iván Vechioli Cruz

Helen Ivis Feliciano Borrero

Modesto Bigas Méndez

Monsita Lecaroz-Arribas