
No. _____

**IN THE
SUPREME COURT OF THE UNITED STATES**

ARNETIA JOYCE ROBINSON,
Applicant,

v.

FEDERAL HOUSING FINANCE AGENCY; MELVIN L. WATT, in his
official capacity as Director of the Federal Housing Finance Agency; THE
DEPARTMENT OF THE TREASURY,
Respondents.

**APPLICATION TO THE HON. ELENA KAGAN
FOR AN EXTENSION OF TIME WITHIN WHICH TO FILE
A PETITION FOR A WRIT OF CERTIORARI TO THE
UNITED STATES COURT OF APPEALS FOR THE SIXTH CIRCUIT**

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February 5, 2018

Pursuant to Supreme Court Rule 13.5, Applicant Arnetia Joyce Robinson respectfully moves for an extension of time granting an additional 30 days within which to file a petition for a writ of certiorari to the United States Court of Appeals for the Sixth Circuit in *Robinson v. Federal Housing Finance Agency*, No. 16-6680 (6th Cir.). The jurisdiction of this Court is based on 28 U.S.C. § 1254(1). The opinion for which Applicant intends to seek the writ, a copy of which is included with this Application as Exhibit A, was filed on November 22, 2017, so under the ordinary timing requirements in Rule 13.1, Applicant's petition is due on February 20, 2018. With the additional 30 days Applicant is requesting, the petition would be due on March 22, 2018. In support of her request, Applicant states as follows:

1. The Sixth Circuit's decision presents a substantial issue of law: whether 12 U.S.C. § 4617(f) forecloses judicial review of an agreement between the Federal Housing Finance Agency and the Department of the Treasury to transfer the net worth and all future profits of Fannie Mae and Freddie Mac to the federal government and require both Companies to operate with virtually no capital. This issue divided a panel of the D.C. Circuit in *Perry Capital LLC v. Mnuchin*, 864 F.3d 591 (D.C. Cir. 2017), a case that is the subject of pending petitions that are scheduled for consideration at this Court's February 16, 2018 conference. See *Fairholme Funds, Inc. v. Federal Housing Finance Agency*, No. 17-591 (U.S.); *Perry Capital LLC v. Mnuchin*, No. 17-580 (U.S.); *Cacciapalle v. Federal Housing Finance Agency*, No. 17-578 (U.S.). Whether Applicant will file a petition asking this Court to review the Sixth Circuit's decision and whether any petition Applicant files will merely request that the Court hold this case pending review of the D.C. Circuit's decision will be affected by the Court's disposition of the petitions in *Perry Capital*.

2. In addition, Petitioner's Counsel of Record both in the Sixth Circuit and in this Court, Charles J. Cooper, is currently preparing for oral argument on February 7, 2018 in *St. Bernard Parish Government v. United States*, No. 16-2301, which is currently pending in the Federal Circuit. Following that argument, Mr. Cooper will go on a long-scheduled vacation.

3. Applicant requests an additional 30 days to better enable counsel to prepare an appropriate petition to this Court for consideration.

4. Because this case comes to this Court on the Sixth Circuit's affirmance of the District Court's grant of motions to dismiss in favor of the Respondents and the government policy Applicant challenges remains in place, Respondents will suffer no prejudice from the 30-day extension Applicant is requesting.

For the foregoing reasons, Applicant hereby respectfully requests that Your Honor grant an extension of time up to and including March 22, 2018, for the filing of a petition for writ of certiorari in this case.

Dated: February 5, 2018

Respectfully submitted,



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