

USDC SDNY DOCUMENT ELECTRONICALLY FILED DOC #: DATE FILED: <u>4/15/2022</u>
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UNITED STATES DISTRICT CO  
SOUTHERN DISTRICT OF NEW Y

Robert Derek Lurch Sr.

(List the full name(s) of the plaintiff(s)/petitioner(s).)

16 CV 2517 ( ) ( )

-against-

**MOTION FOR EXTENSION  
OF TIME TO FILE NOTICE  
OF APPEAL**

Lurch v. Chaput, et al.

(List the full name(s) of the defendant(s)/respondent(s).)

I move under Rule 4(a)(5) of the Federal Rules of Appellate Procedure for an extension of time to file a notice of appeal in this action. I would like to appeal the judgment entered in this action on 3/25/2022 but did not file a notice of appeal within the required time period because:

Even though the deadline to file an appeal has not yet passed, I am requesting a 60 day extension once this time has expired in order to provide my former counsel that represented me on discovery<sup>time</sup> to provide me with the discovery file so I can substantiate my appeal with expert testimony and medical evidence.

(Explain here the excusable neglect or good cause that led to your failure to file a timely notice of appeal.)

4/1/2022  
Dated:

[Signature]  
Signature

Lurch, Robert, D  
Name (Last, First, MI)

5060 Atlantic Avenue      Mays Landing      NJ      08330  
Address                                      City                                      State                                      Zip Code

Telephone Number                                      E-mail Address (if available)

As Plaintiff has already filed his notice of appeal, and the certified record has been transmitted to the Second Circuit Court of Appeals, *see* Dkt. Entry 4/14/2022, this motion is DENIED as moot.

Rev. 3/27/15

SO ORDERED.

Dated: April 15, 2022  
New York, New York

[Signature]  
ANALISA TORRES  
United States District Judge