

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: 1/8/21

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

MIRKO DJURDJEVIC

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

17 cv 261 (A)(JN)

-against-

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

FLAT RATE MOVERS LTD

(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 DEC 30 but did not file a notice of appeal within the required time period because:

FILED FOR EXTENSION OFF APPEAL
DUE TO CHANGE OFF COUNSEL - ATTORNEY

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

DEC 30 2020
Dated:

Mirko Djurdjevic
Signature

DJURDJEVIC MIRKO D
Name (Last, First, MI)

2027 EAST 23RD ST BROOKLYN NY 11229
Address City State Zip Code

347 738 1140
Telephone Number

Mirko Djurdjevic 13q@max.com
E-mail Address (if available)

Rev. 12/23/13 1/8/21

Alison J. Nathan

ALISON J. NATHAN
United States District Judge

IT IS ORDERED that Plaintiff's Notice of Appeal, Dkt. No. 116, is deemed timely filed. The Clerk of Court is respectfully directed to terminate Dkt. No. 119.
SO ORDERED.

17 CV 281 AJN

Mirko Djurdjevic
2027 East 23rd Street
Brooklyn, NY 11229
(347) 738-1140
MirkoDjurdjevic13@gmail.com

December 28, 2020

Re : Appeal Extension Request to US District Court Southern District of New York
Case 1:17-cv-00261-AJN-BCM Document 114 Filed 11/30/20

To Whom It May Concern :

I would like to begin the process of appealing the decision. My former attorney, Mr. Matthew Heerde, is out of the country. I have another attorney interested in the case, however, he is busy working on another case at the moment. Therefore, I respectfully request an extension on this matter.

Thank you very much for your time and consideration in this matter.

Sincerely,

Mirko Djurdjevic

MY FIRST CONSOL PUT THAT
BACONIC & BOUT WORKED 2013, 14, 15/16
17 BUT NOT ME ADDED / SHOW IN FEDERAL
COURT 2019 THAT TAXT IN FRONT OF
JUDGE AND DEFENDANTS AND THEIR
MANAGER KUIJOVIC NOT TONY PABON
GAVE ME PACKING MATERIAL PLUS
2019 JUDGE SENT LETTER TO ME (MIRKO)
CONSOL ATTORNEY THAT I WAS MISS
CLASSIFIED THAT I AM A WORKER

17 CV 261 AJN

NOT SUBCONTRACTOR WE RECEIVED
IN OCT 2019 AFTER WE WERE IN
FEDERAL COURT 2019

FOR 10 YEARS I COULD GET A
DECENT JOB I OPERATED BRIGHT EYE
NO VISION AND WHEN YOU FILE LAST
EMPLOYER EVERYBODY CALLS FOR RATE
NO FEDEX, NO FRESH DIRECT NO
S KORO GABAGE I MADE DRIVER LICENSE
BUT NOW I AM RETIRED MY PENSION
IS \$32 + 100 SS = \$132
SO I CAN AFFORD TO PAY DOC FEE
NOW BUT IF I GET FROM GOVERNMENT
\$600 I WILL BE ABLE TO PAY
MY SECOND ATTORNEY TOLD ME TO
FILE EXTENSION FOR APPEAL AND
IN JANUARY WILL TAKE CASE OVER
THANK YOU VERY MUCH

DEC 29 2020

Andrew Mueke

DEC 30 2020

Andrew Mueke

17 CV 261 AJN



GERALDINE A. REILLY
CHAIRMAN
MICHAEL T. GREASON
RANDALL T. DOUGLAS
JUNE F. O'NEILL
MARILYN P. O'MARA
MEMBERS

STATE OF NEW YORK
UNEMPLOYMENT INSURANCE APPEAL BOARD
PO Box 15126
Albany NY 12212-5126
(518) 402-0205
FAX: (518) 402-6208

SUSAN BORENSTEIN
EXECUTIVE DIRECTOR
JAYSON S. MYERS
CHIEF ADMINISTRATIVE LAW JUDGE
TERESA A. DEMEO
CHRISTOPHER M. TATE
MATTHEW J. TIERNEY
PRINCIPAL ADMINISTRATIVE LAW JUDGE

**DECISION OF THE BOARD
DECISIÓN DE LA JUNTA**

Mailed and Filed: March 25, 2019

Appeal Board No. 589946

IN THE MATTER OF:

MIRKO D DJURDJEVIC
2027 EAST 23RD ST #2
BROOKLYN NY 11229-3643

CINDY KATZ
QUEENS LEGAL SERVICES
89-00 SUTPHIN BLVD 5TH FLOOR
JAMAICA NY 11435

FLAT RATE MOVERS LTD
ATTN: SHEILA RIVERA, HR
27 BRUCKNER BLVD FL 2
BRONX NY 10454-4413

TAPAS MISTRI - UI AUDITOR
NYS DOL - UI EMPLOYER SERVICES
138-60 BARCLAY AVE FL 2
FLUSHING NY 11355

A.S.O. - Appeals Section
Department of Labor Office: 831

A.L.J. Case No. 015-11860

PLEASE TAKE NOTICE that the commissioner, or any other party affected by this decision who appeared before the Appeal Board, may appeal questions of law involved in such decision to the Appellate Division of the Supreme Court, Third Department, by written notice mailed to the Unemployment Insurance Appeal Board, PO Box 15126, Albany, New York 12212-5126 within **THIRTY DAYS** from the date this decision was mailed.

POR FAVOR TOME NOTA que el comisionado o cualquier otra parte afectada por esta decision que haya comparecido ante la Junta de Apelaciones puede apelar aspectos legales de dicha decision a Appellate Division of the Supreme Court, Third Department, enviando un aviso escrito a Unemployment Insurance Appeal Board, PO Box 15126, Albany, New York 12212-5126 dentro de los **TREINTA DIAS** a partir de la fecha en que esta decision fue enviada por correo.

**DOCUMENTO IMPORTANTE. PUEDE OBTENER UNA TRADUCCIÓN DEL MISMO LLAMANDO
AL 1-888-209-8124 (FUERA DEL ESTADO DE NUEVA YORK 1-877-358-5306)**

COMBINED CASE CONSISTING OF APPEAL BOARD NOS. 589946, 590002, 590003 and 590004

PRESENT: MICHAEL T. GREASON, MEMBER

The Department of Labor issued the determination assessing BIG M DELIVERY CORP \$10,299.08 in additional contributions due for the period July 1, 2010 through December 31, 2011, based on remuneration paid to the claimant and to the other individuals included in the audit as employees. The employer objected and requested a hearing, contending that Flat Rate Movers, Ltd. was the true employer individuals included in the audit.

The Department of Labor issued the determination holding that FLAT RATE MOVERS LTD is not the true employer of the claimant or his helpers. The claimant requested a hearing.