

FILED
SUPREME COURT
STATE OF WASHINGTON
1 6/13/2022 10:40 AM
BY ERIN L. LENNON
2 CLERK

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7 **The Court of Appeal of the State of Washington: Division I and Its Supreme Court**

8 In re marriage of:

101000-1

9 Respondent:

No. 82722-7

10 CLAIRE REILLY-SHAPIRO

Motion to Extend the Filing deadline of
Petition for Review by Supreme Court by 2
Business Days due to Family COVID last
two weeks

11
12 And Appellant:

13 ANTHONY LOMBARDO
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15 COMES NOW the Appellant Anthony Lombardo, respectfully submits this extension
16 request to the Friday June 3rd deadline for filing a Discretionary Review by the Supreme Court of
17 the Court of Appeals, by two business days due both children in this family law case as well as the
18 mother were infected with COVID from May 26th until the due day to the Petition Review
19 deadline, last Friday June 3rd, and continual care was required by the Appellate of the children
20 during that time. **(See Exhibit 1)**. The Appellate Court has ruled the case was to be dismissed
21 due to not receiving a transcript in a timely manner, from a court recommended transcriptionist,
22 paid up front, who swore to the Appellate Court via affidavit on five different occasions she
23 would deliver the transcript of certain dates and did not file, and since 2022, has made in writing 6
24 other deadlines to file and has not file transcript in on any of those dates either. **(See Appendix to**
25
26 **Petition)**
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1 In summary, I was supposed to have time Thursday May 26, Friday May 27th, Tuesday
2 May 31st, Thursday June 2nd and Friday June 3rd, without the children, to finish my petition.
3 Instead I cared for two toddlers with COVID, during the Respondents time with the children,
4 because she knows my care is best. Both children have been sick repeatedly through April and
5 May, and my care has been required throughout this time frame on the mother's time, as has been
6 the case for 4.5 years now. Caring for the children with COVID was a priority of mine, and as a
7 result, 90% of the time I could work on the petition has been eliminated, especially in the last two
8 weeks before the filing deadline, so I am asking for a modest two business day extension to file a
9 petition before the dismissal is made final. Caring for two children by yourself with COVID,
10 especially if you do not have it, is not easy, but the boys are all better after days and days of rest,
11 fluids and isolation. I ask the Court to Grant my two busies day extension for filing the Petition
12 below as a result, as this is the first day I have had a chance to breath since the family contracted
13 the illness. Opposition will argue I could have had the petion done well before COVID, and I
14 counter that the boys have been ill for most of the last month or two, and my care has gone from
15 20% to 50% of the time roughly.

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20 I certify that this extension request contains 422 words, in compliance with the Local Civil Rules
21 and is two pages long.

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24 Respectfully submitted this 7th day of June 2022.

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27 _____
28 Anthony Lombardo, Respondent

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All 3 of us tested positive for covid. FYI. Can touch base tomorrow to make a plan for the rest of the weekend.

Friday May 27th, 2022 Text Message from Claire Shapiro

Exhibit 1 for Two Day Extension Request

ANTHONY LOMBARDO

June 13, 2022 - 10:40 AM

Transmittal Information

Filed with Court: Supreme Court
Appellate Court Case Number: 101,000-1
Appellate Court Case Title: In the Matter of the Marriage of Claire Reilly-Shapiro and Anthony Lombardo

The following documents have been uploaded:

- 1010001_Motion_20220613103745SC498686_6180.pdf
This File Contains:
Motion 1 - Extend Time to File
The Original File Name was Exention Request for Deadline Discretionary Review Petition Lombardo.pdf

A copy of the uploaded files will be sent to:

- andrienne@washingtonappeals.com
- cate@washingtonappeals.com
- lucia@duboislaw.net
- valerie@washingtonappeals.com

Comments:

I was asked by the Court on Friday 6/10, to refile this motion which was filed on 6/7, along with Petition. This motion contains a final page which my original 3PM motion filing included, but was cut off in 4PM filing on 6/7. This motion is to go along with Petition. Thank you so much

Sender Name: Anthony Lombardo - Email: alombardo4640@gmail.com
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Note: The Filing Id is 20220613103745SC498686