

FILED
SUPREME COURT
STATE OF WASHINGTON
4/2/2025
BY SARAH R. PENDLETON
CLERK

Supreme Court No. _____

COA No. 857240-0-I
Case #: 1040270

IN THE SUPREME THE COURT OF THE STATE OF WASHINGTON

JOHN E. COLLINS, Jr.,
a/k/a JAKE E. COLLINS, Jr.,

Petitioner,

v.

VILLA MARINA ASSOCIATION OF APARTMENT OWNERS,

Respondent.

ON APPEAL FROM KING COUNTY SUPERIOR COURT

**MOTION FOR EXTENSION OF TIME TO FILE
PETITION FOR REVIEW**

John E. Collins, Jr.
5021 190th Place NE
Snohomish, Washington 98074
Telephone: (206) 229-5253
Email: jake@jbcollins.net

Petitioner Pro Se

I. IDENTITY OF MOVING PARTY

Petitioner John E, Collins, Jr. ("Petitioner"), appearing *pro se* herein seeks the relief requested below.

II. STATEMENT OF RELIEF REQUESTED

The Petitioner respectfully moves the Court, pursuant to RAP 18.8(a), for an Extension of Time to File a Petition for Review to the Supreme Court of Washington.

Petitioner respectfully requests that this Court extend the 30-day deadline for filing a Petition for Review set forth in RAP 13.4(a), and additional 30 days, up to and including May 3, 2025, in which to file the Petitioner's Petition for Review herein, which is otherwise due on April 3, 2025.

If the Court concludes it cannot grant a 30-day extension, the Petitioner respectfully requests a 15-day extension to April 18, 2025, as an alternative form of relief. Counsel for Respondent Villa Marina Association of Apartment Owners ("Respondent") has informed Petitioner that the Respondent does not consent to any extension of time, as requested by the Petitioner.

III. FACTS RELEVANT TO MOTION

Pursuant to RAP 13.4(a), a Petition for Review must be filed within 30 days after the decision is filed. Thus, April 3, 2025, is the due date.

IV. GROUNDS FOR RELIEF AND ARGUMENT

Rule of Appellate Procedure 18. 8(a) empowers this Court, "on its own initiative or on motion of a party," to "waive or alter the provisions of any of [the Rules of Appellate Procedure]" and to "enlarge or shorten the time within which an act must be done in a particular case in order

to serve the ends of justice." Similarly, RAP 1.2(a) provides that the Rules of Appellate Procedure "will be liberally interpreted to promote justice and facilitate the decision of cases on the merits ... "

Under RAP 18.8, the Court may extend a procedural deadline "in order to serve the ends of justice." RAP 18.8(a). Granting this motion will not prejudice the Respondent or the Court, and the extension of time is necessary because this case involves complicated research and exploration of the issues and current case law; and as a *pro se* litigant, it is absolutely vital that Petitioner correctly identify and set forth all arguments and legal analysis and citations in favor of review in his written petition, however Petitioner, as a *pro se* litigant, is hampered by the lack of a legal support staff, or office resources to assist him in the necessary research and preparation of his Petition.

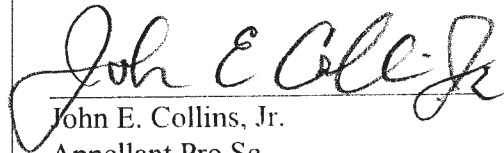
The Appellate Court has observed that the Rules of Appellate Procedure "were designed to allow some flexibility to avoid harsh results." RAP 18.8. Nevertheless, the lost opportunity to file a Petition for Review would constitute a gross miscarriage of justice, due in part to Petitioner's *pro se* status. Therefore, Petitioner respectfully requests this Court grant his requested extension of time to complete a clear and effective petition. Finally, no prejudice will be inflicted on the Respondent from Petitioner's brief 30-day request.

To avoid a gross miscarriage of justice, this Court should grant Petitioner's Motion for Extension of Time to File a Petition for Review, in order to correct the Court of Appeal's earlier error's resulting from the Court's misinterpretation, and in order to clarify Washington law. RAP 13.4(b)(2),(3). Petitioner apologizes to this Court for the delay and inconvenience, but again, the request is made in good faith, with a view to providing a competent Petition for Review.

V. CONCLUSION

For the reasons stated above, Petitioner respectfully requests that the Court grant this motion and extend by 30 days the due date for the filing of the Petitioner's Petition for Review herein, to May 3, 2025. If the Court concludes it cannot grant a 30-day extension, the Petitioner respectfully requests a 15-day extension to April 18, 2025, as an alternative form of relief.

Respectfully submitted, this April 1, 2025.

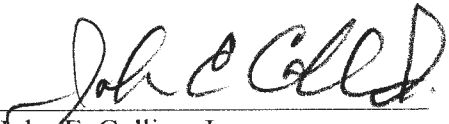


John E. Collins, Jr.
Appellant Pro Se
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VI. CERTIFICATE OF COMPLIANCE

The undersigned certifies that this document, exclusive of words contained in the appendices, the title sheet, the table of contents, the table of authorities, the certificate of compliance, the certificate of service, signature blocks, and pictorial images, if any, contains 599 words, in compliance with RAP 18.17.

Respectfully submitted, this April 1, 2025.

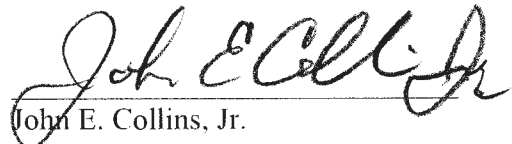

John E. Collins, Jr.

CERTIFICATE OF SERVICE

I, John E. Collins, Jr., certify under penalty of perjury under the laws of the State of Washington that on this day I caused a copy of the foregoing to be served filed and served via the court's e-portal upon the following counsel of record:

Holly A. Surface, WSBA No. 59445
Attorney for Respondent
612 S. 227th Street,
Des Moines, Washington 98198
Telephone: (206) 212-0220
Email: holly.surface@rm-law.com

Dated at Snohomish, Washington, this 1st day of April, 2025.

A handwritten signature in black ink, reading "John E. Collins, Jr.", written over a horizontal line.

John E. Collins, Jr.
Appellant Pro Se
5021 190th Place NE
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