

UNITED STATES COURT OF APPEALS FOR THE SECOND CIRCUIT

Thurgood Marshall U.S. Courthouse at Foley Square 40 Centre Street, New York, NY 10007 Telephone: 212-857-8500

MOTION INFORMATION STATEMENT

Caption [use short title]

Docket Number(s): 08-4873-cv

Bernstein v. Appellate Division
First Department Disc

Motion for: Extension of Time to File an Appeal

Set forth below precise, complete statement of relief sought:

See attached statement

MOVING PARTY: Eliot I. Bernstein
Plaintiff Defendant
Appellant/Petitioner Appellee/Respondent

OPPOSING PARTY:

MOVING ATTORNEY: Eliot Bernstein Pro Se
[name of attorney, with firm, address, phone number and e-mail]
Eliot Bernstein, Pro Se
2753 NW 34th Street
Boca Raton FL 33434
561-245-8588 ~ iviewit@iviewit.tv

OPPOSING ATTORNEY [Name]:
[name of attorney, with firm, address, phone number and e-mail]

Shira A. Scheindlin, United States District Court

Court-Judge/Agency appealed from: ~ Southern District of New York - Case #07Civ11196(SAS)

Please check appropriate boxes:

Has consent of opposing counsel:
A. been sought? Yes No
B. been obtained? Yes No

Is oral argument requested? Yes No
(requests for oral argument will not necessarily be granted)

Has argument date of appeal been set? Yes No
If yes, enter date

FOR EMERGENCY MOTIONS, MOTIONS FOR STAYS AND INJUNCTIONS PENDING APPEAL:

Has request for relief been made below? Yes No

Has this relief been previously sought in this Court? Yes No

Requested return date and explanation of emergency:

Signature of Moving Attorney:

Date:

Has service been effected? Yes No
[Attach proof of service]

ORDER

IT IS HEREBY ORDERED THAT the motion is GRANTED DENIED.

FOR THE COURT:

CATHERINE O'HAGAN WOLFE, Clerk of Court

Date:

By:

UNITED STATES COURT OF APPEALS
FOR THE SECOND CIRCUIT

U.S.C.A. Docket No.

08-4873-cv

CERTIFICATE
OF SERVICE

Bernstein

V. (Case Caption)

Appellate Division First
Department Disc

I, Eliot I. Bernstein hereby certify under the penalty of perjury

that on the _____ day of January, 2009
DAY MONTH YEAR

served by United States Mail or hand delivery the Motion for Extension of Time
to File an Appeal

(Name of DOCUMENT: Motion, Brief, Letter, etc.)

on the following:

Name

See attached

Address

Name

Address

X _____ - Eliot Bernstein
SIGNATURE