

**IN THE COMMONWEALTH COURT OF
PENNSYLVANIA No. 190 CD 2023**

COMMONWEALTH OF PENNSYLVANIA,
PENNSYLVANIA HISTORICAL AND MUSEUM COMMISSION and
ANCESTRY.COM OPERATIONS INC.,
Petitioners

v.

ALEC FERRETTI,
Respondent.

ORDER

AND NOW this _____ day of _____, 2023, upon
consideration of the foregoing Application of ALEC FERRETTI for an
extension of time within which to file its Brief, said Application is GRANTED
and ALEC FERRETTI shall file his Brief on or before September 21, 2023.

IN THE COMMONWEALTH COURT OF PENNSYLVANIA
No. 190 CD 2023

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PENNSYLVANIA HISTORICAL AND MUSEUM COMMISSION and
ANCESTRY.com OPERATIONS INC.,
Petitioners

v.

ALEC FERRETTI,
Respondent.

APPLICATION OF RESPONDENT ALEC FERRETTI,
FOR AN EXTENSION OF TIME TO FILE A BRIEF

Alec Ferretti (“Mr. Ferretti”) , Respondent, files this Application pursuant to Pa. R.A.P. 123 requesting a twenty-day extension of time until September 21, 2023, to file its Brief in the above-captioned matter, representing in support thereof the following:

1. Pennsylvania Historical and Museum Commission (“PHMC”) filed its brief on August 2, 2023.
2. Thus, the due date for Mr. Ferretti to file his brief in response to PHMC’s brief is September 1, 2023.
3. Mr. Ferretti’s, counsel had unforeseeable personal matters that make completing a brief that addresses complex legal issues an undue hardship.

4. Mr. Ferretti's Counsel has conferred with counsel for the Pennsylvania Historical and Museum Commission and Ancestry. Counsel for the Pennsylvania Historical and Museum Commission concurs with Mr. Ferretti's request. Counsel for Ancestry concurs with Mr. Ferretti's request.
5. Both Pennsylvania Historical and Museum Commission and Ancestry's counsel did not object to Mr. Ferretti's counsel's well justified personal reasons for seeking the instant twenty-day extension.

WHEREFORE, Alec Ferretti, respectfully requests this Court to enter an Order granting it an extension of time which to file its Brief until September 21, 2023.

Obermayer Rebmann Maxwell and Hippel LLP

By: /s/Terry L. Mutchler
Terry L. Mutchler, Esquire
Bar ID No. 308052
Evan P. Kramer, Esquire
Bar ID No. 329795

Date: 8/28/2023

CERTIFICATE OF COMPLIANCE

I certify that this filing complies with the provisions of the *Public Access Policy of the Unified Judicial System of Pennsylvania: Case Records of the Appellate and Trial Courts* that require filing confidential information and documents differently than non-confidential information and documents.

Submitted by: Terry L. Mutchler, Esquire

Signature: /s/ Terry L. Mutchler

Terry L. Mutchler Esquire

Bar ID No. 308052

Obermayer Rebmann Maxwell &
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Dated: 8/28/2023

CERTIFICATE OF SERVICE

AND NOW, on the date stated below, I, Terry L. Mutchler, hereby certify that I this day in conformance with Pa.R.A.P. 121, served the foregoing *“Application for an Extension of Time to File a Brief”* as indicated below addressed to the following:

Via First Class U.S. Mail & Electronic Mail:

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Date: August 28, 2023

/s/Terry L. Mutchler

Terry L. Mutchler, Esq.