

United States Court of Appeals
FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 22-1082**September Term, 2021****TSA-03/11/2022 Order****Filed On: August 19, 2022**

Nicholas Fuentes,

Petitioner

v.

Transportation Security Administration, et al.,

Respondents

BEFORE: Henderson, Pillard, and Katsas, Circuit Judges**ORDER**

Upon consideration of the motion to dismiss, the opposition thereto, and the reply; and the motion to extend time to file the petition for review and the opposition thereto, it is

ORDERED that the motion to extend time be denied and that the motion to dismiss be granted. Under 49 U.S.C. § 46110(a), a petition for review “must be filed not later than 60 days after the order is issued,” and a “court may allow the petition to be filed after the 60th day only if there are reasonable grounds for not filing by the 60th day.” The challenged order was issued on March 11, 2022, meaning that the petition for review was due by May 10, 2022. However, the petition was not filed until May 13, 2022, 63 days after the order was issued, and petitioner has not shown reasonable grounds for filing it after the 60th day. See generally Citizens Association of Georgetown v. FAA, 896 F.3d 425, 435 (D.C. Cir. 2018) (stating that the “court ‘rarely [finds] “reasonable grounds” under section 46110(a)’”) (quoting EPIC v. FAA, 821 F.3d 39, 43 (D.C. Cir. 2016)); Matar v. TSA, 910 F.3d 538, 542 (D.C. Cir. 2018) (explaining that the court has “consistently construed the reasonable grounds exception narrowly”).

Pursuant to D.C. Circuit Rule 36, this disposition will not be published. The Clerk is directed to withhold issuance of the mandate herein until seven days after resolution of any timely petition for rehearing or petition for rehearing en banc. See Fed. R. App. P. 41(b); D.C. Cir. Rule 41.

Per Curiam