

25-5622

No. _____

ORIGINAL

IN THE

SUPREME COURT OF THE UNITED STATES

FILED

AUG 21 2025

OFFICE OF THE CLERK
SUPREME COURT, U.S.

Tara Jean McManus — PETITIONER
(Your Name)

vs.

Frank Bisignano
Commissioner of Social Security — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

United States Court of Appeals for the Ninth Circuit.
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

Tara Jean McManus
(Your Name)

17728 153RD AVE SE
(Address)

Renton, WA 98058.
(City, State, Zip Code)

(360) 900-4686
(Phone Number)

OPTION 2: (425) 652 6202
STERN

QUESTIONS PRESENTED:

At just 3 years old my life was irrevocably altered. What followed has been a 24 year Pursuit for Justice-through investigation, litigation, and relentless advocacy.

Today, I bring this Court a critical question:

Did the Ninth Circuit error in dismissing case: 25-409 (Appendix: A-1) that carries not only personal consequence, but broader implications for procedural fairness and access to justice?

Defendant put in a motion that Plaintiff was late in submitting the case to the Ninth Circuit. The Plaintiff had been accepted into the Ninth Circuit (Appendix: A-3) Court and the explanation accepted (Appendix: D-2). In 2021 the Ninth Circuit found allowing late documents in disability cases (Smith v. Kijkazi no.20-35487) and 2023 Higgins v. Kijkazi.

The Plaintiff brought forth a "document change" in Western Washington District Court (Appendix C-1 and C-2), The Defendant was ordered to withdraw the motion (Appendix: C-3). The Plaintiff argues this act to gain advantage of a case in the matter is against 18 U.S.C. 1001. The Plaintiff respectfully contends that the Defendant should be stopped from asserting any argument based on an asserted date, given the prior misconduct in another court. I Respectfully request the court to grant the Writ of Certiorari. The case involves Constitutional violations and has procedural Injustices.

LIST OF PARTIES

[] All parties appear in the caption of the case on the cover page.

☒ All parties **do not** appear in the caption of the case on the cover page. A list of all parties to the proceeding in the court whose judgment is the subject of this petition is as follows:

RELATED CASES

1. Western Washington District Court.
Doc. 2:23-cv-01248-RSM (2023).
2. Superior Court of Washington; Juvenile
No. 17-7-005124 SEA (2018).
3. The Court of Appeals STATE of Washington.
(2023).

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	A2. Denial 25-409; 3/3/25 Dkt 9.1 Pg 1 of 1.
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	Judgment civil case C 23-1248 RSM Dkt 42 9/5/24 1 of 1.
APPENDIX C	1. Social Security Document w/ DATE importance.
	C2. Social Security Document w/ DATE Change.
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APPENDIX D	A Court of Appeals notice to wrong court 12/20/24.
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Appendix	71. Superior court of Washington Guardianship 1.
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	17-7-00512-4 SEA
Appendix G:	Environmental Impact Statement 1991 Scene of Accident causing Disability
Appendix H:	Picture of the Accident Vehicle and position of Plaintiff.
Appendix I:	Letter from son - Impact Statement.
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TABLE OF AUTHORITIES CITED

CASES

PAGE NUMBER

Smith v. Kif Kazi 2021 (NO-20-35-497) — Questions
Higgins v. Kif Kazi 2023 — PAGE
Keffeler v. STATE of Washington DSHS (2004) — pg 5.
Sullivan v. Zebraf (1990) SSI Regulations — pg 5.
Spencer v. KRAUSE NO. 14-35689 (2017) — pg 5.
9th Circuit LATE Documents.
United STATES v. Aguillar 1995
Knowingling Allowed obstruction

STATUTES AND RULES

— STATEMENT

RCWA 13.34 The right to establish home and pft.
raise children is the most basic of civil rights.

18 USC 1001 It is illegal to falsify materials, — pg 3.

Statute 42 USC 12102 Mitigating measures not allowed

ADA Act of 2008 without mitigating measures. — pg 7.

ADA Act of 1990 121.31

— STATEMENT
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4

OTHER

May 2011 WA Supreme Court strikes DSHS Rules —
of Discrimination on Children w/ Disabilities.

Goldberg v. Kelly, 397 U.S. 254 (1970) — pg 6.

(Pom 3 RS 00203.015) Public Law 104-193

Rocking the Cradle Report, 2012-2008. — pg 7.

IN THE
SUPREME COURT OF THE UNITED STATES

PETITION FOR WRIT OF CERTIORARI

Petitioner respectfully prays that a writ of certiorari issue to review the judgment below.

OPINIONS BELOW

☐ For cases from **federal courts**:

The opinion of the United States court of appeals appears at Appendix A to the petition and is

☒ reported at Ninth Circuit Court; or,
☐ has been designated for publication but is not yet reported; or,
☐ is unpublished.

The opinion of the United States district court appears at Appendix _____ to the petition and is

☐ reported at _____; or,
☐ has been designated for publication but is not yet reported; or,
☐ is unpublished.

☐ For cases from **state courts**:

The opinion of the highest state court to review the merits appears at Appendix _____ to the petition and is

☐ reported at _____; or,
☐ has been designated for publication but is not yet reported; or,
☐ is unpublished.

The opinion of the _____ court appears at Appendix _____ to the petition and is

☐ reported at _____; or,
☐ has been designated for publication but is not yet reported; or,
☐ is unpublished.

1.

Writ of Certiorari: *req.*

1.

JURISDICTION

☐ For cases from **federal courts**:

The date on which the United States Court of Appeals decided my case was 5-29-25.

☐ No petition for rehearing was timely filed in my case.

☐ A timely petition for rehearing was denied by the United States Court of Appeals on the following date: _____, and a copy of the order denying rehearing appears at Appendix _____.

☐ An extension of time to file the petition for a writ of certiorari was granted to and including _____ (date) on _____ (date) in Application No. A.

The jurisdiction of this Court is invoked under 28 U. S. C. § 1254(1).

☐ For cases from **state courts**:

The date on which the highest state court decided my case was 9-25-24.
A copy of that decision appears at Appendix B.

☐ A timely petition for rehearing was thereafter denied on the following date: _____, and a copy of the order denying rehearing appears at Appendix _____.

☐ An extension of time to file the petition for a writ of certiorari was granted to and including _____ (date) on _____ (date) in Application No. A.

The jurisdiction of this Court is invoked under 28 U. S. C. § 1257(a).

Writ of Certiorari pg.

2.

CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED

Constitutional: 14th Amendment (Due Process and Equal Protection).

Statutory: Americans with Disabilities Act (42 U.S.C. §12132), Rehabilitation Act (29 U.S.C. §794), Civil Rights Act (42 U.S.C. §1983)

The petitioner has been denied meaningful access to judicial remedies. There are statutory protections which prohibit discrimination by public entities and federally funded programs. Relief is sought pursuant to 42 U.S.C. §1983).

The petitioner respectfully requests the Court to determine the petitioner's Disability status be retroactive to 2001, the original onset supported by medical records. Should it be to 2018 the date of Application and recognition of the disability?

Currently Active is a case in Oregon 2017, parents with law firm. (case study by Goltz + Gordon; Parental Rights Foundation.org). One child has been returned the other still in progress. When I find cases like this, I can't help but wonder - where did justice go wrong here.

1
2 STATEMENT OF THE CASE
3

4 I'm praying the Court hears my case on the Specific Issue, should case 25-409 been
5 dismissed on date issue. If accepted, the Plaintiff hopes the Court will discover the stake
6 of the outcome reaches beyond the single question of the Ninth Circuits decision. This
7 case exposes deeper systemic failures, overlooked rights, and urgent truths that
8 demand attention.
9

10 A young mother, was separated from her children, due to a Disability found to be of
11 Immaturity (8-14-year-old), Cognitive Issues (Migraines-Sleep Problems), Behavior
12 Disorders (anxiety, phobia and PTSD). **The Dichotomy is at age 12, the Plaintiff was**
13 **found to not need SSI benefits any longer.** Due to improved behaviors in middle school.
14 Plaintiff remained on IEP/504 status through the incompleteness of High School due to
15 issues with reading, writing, and math comprehension.
16

17 Was it wrong to take the Plaintiff off SSI while under medication when no improvement in
18 Cognitive Issues and Academics? Plaintiff finds this a Violation of the ADA 1990 121.31.
19 Were the Plaintiffs Title 13 rights violated by not providing adaptations to aid
20 Unification with son (Appendix E-1 and E-2)? The Plaintiff wasn't allowed the right to
21 establish home and raise children. This is the most basic of civil rights
22 (RCWA13.3418). Was Child Protective Services wrong in the assessment used by DR
23 Milner to remove custody of the plaintiff's child?
24
25

26 In research to discover many questions like, how is it possible to be taken off
27 Disability, found again to have the Disability, but not be eligible for Social Security
28 Benefits again?

1
2 The Plaintiff found DSHS faced many Challenges with handling of Social
3 Security Benefits for mothers also receiving Public Assistance at the time (Keffeler v. State
4 of Washinton DSHS 2004 and Sullivan v. Zebley in 1990). Could my case been effected by
5 the findings of this error. Former Superior Court Judge Dubuque of Washington, had a
6 family member this happend to at same time frame.
7

8 Other challenges faced, were the Neüro Psych report form Dr. Milner not allowed 5
9 days late into ALJ hearing with Social Security in 2019-2021 Disability claim. This is
10 against the adaptions of the ADA of 1992 sec 504. Special care and concern is given to
11 parents who've received 504 Benefits. Plaintiff was also told enough Dr. Visits in 2019
12 -2020. This was during covid, one FLAT OUT Wasn't ALLOWED at this time of Pandemic.
13

14 In 2017-2019 Disability claim, the ALJ (Kennedy) listed the following erroneous reasons
15 and declaratory judgement:
16

17 Plaintiff parent didn't show up at the SSI hearing in 2001, The Plaintiff drives a car (with out
18 license), the claim should have been filed as an adult not adult child.

19 The Plaintiff is malingering. Really, after losing custody of your child? Is this Tolling?
20

21 Today, is not just about resolution, but accountability and Justice. How is it that an 8-14
22 year old should be able to obtain Substantial Gainful Employment, with cognitive and
23 behavioral issues that affect the basic human right of raising children.

24 reports such as Rocking the Cradle 2008 and 2012 addressed to the President are given
25 more substance. This Plaintiffs case story is a classic example of what happens when
26 there is a disconnect between state and federal Governed programs.
27
28

Writ of Certiorari Pgr.

Reasons to Grant Petition

The Supreme Courts Guidance is needed to settle the matter definitively.

Has there been an error in Due Process. When did the error occur and what should be the equitable outcome or restore procedural fairness between Child Protective Services and Social Security.

Has there been Constitutional Violations:

In Substantive Due Process: Evaluating a child's disability while medicated, constitutes A capricious decision. *Goldberg v. Kelly*, 397 U.S. 254 (1970).

Has there been an error in Due Process:

At the age of 12 the Plaintiff lacked legal capacity and didn't have adequate Representation parentally or professionally. Minors under 18 are presumed to not have the capacity to represent themselves (*Parham v. J.R.*; 442 U.S. 587 (1979)).

In 2018 was Child Protective Services wrong in using Dr. Milner's Neuro Psych Report finding the Plaintiff Disabled. When Social Security has found erroneous reasons to not Allow this report as current medical data.

In 2019 was it wrong of Kennedy to find 3 erroneous reasons to deny Plaintiff Benefits that Have created issues in other courts.

In 2021 was it wrong for the ALJ to determine Dr. Milner's report is 5 days late and can't be used to determine current eligibility. The Plaintiff has a history of 504 adaptations and Wasn't granted, a potential violation of ADA of 2008.

Writ of certiorari pg.

6.

1
2 In 2023 was it wrong for the Court Clerks in Western Washington District Court to uphold
3 Ultimately the Plaintiff should have presented at 12 years old to defend themselves.

4 Recently, the Ninth Circuit accepted case 25-409 for review. Then dismissed in favor of the
5 Defendant violating 18 U.S.C. 1001.
6

7 Given the impact this case reveals about systemic social disparities, it is imperative inter-
8 agency communication protocols be reformed. Fragmented systems perpetuate injustice,
9 Coordinated actions is a good step forward.
10

11
12 This is of Social importance; In 2008 and 2012 Rocking the Cradle;
13 reports to the Presidents petitioning the discrepancy between agencies and people with
14 Disabilities.
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Writ of certiorari p.p.

7.

CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

Tara Mc Manus

Date: AUGUST 18, 2025

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8.