

SUPREME COURT OF THE UNITED STATES

MONTAZ KENNEDY

D.C. 2:23-cv-11949

Petitioner

C.O.A. 25-1406

V

S.C.

SAMUEL FIELDS et al

Respondent

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**PETITIONERS MOTION FOR AN ENLARGEMENT OF TIME TO FILE HIS  
PETITION FOR WRIT OF CRITERIA IN THIS COURT**

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NOW COMES Petitioner Montaz ("Kennedy") pursuant to Rules of the Supreme Court 30.2 and request this court grant Petitioner Kennedy an additional sixty (60) days to file his "Petition for writ of Criteria" in this court for the reasons set forth in this motion.

On August 1, 2025, the Sixth Circuit Court of Appeals ("C.O.A.") issued an ORDER denying Petitioners Response to the Courts ORDER to Show Cause as to why what the court considered to be a Notice of Appeal was untimely. Petitioner Kennedy filed a timely request for an Enlargement of Time to file a Petition for Rehearing in the C.O.A. The C.O.A. granted the extension on September 9, 2025, and Ordered Petitioner to file his Petition by



23, 2025. Petitioner Kennedy filed a timely rehearing request and the C.O.A. denied his rehearing request on October 10, 2025.

According to Petitioner Kennedy's math he had until January 8, 2026, to file his "Petition for Writ of Criteria" in this court. The Supreme Court Rule 30.2, requires that a Petitioner file their time enlargement request no less than ten (10) days before the deadline to file the Petition for Writ Criteria in this court expires. Petitioner Kennedy is confused as to whether this request for more time must be submitted to a Justice of the court or can it be submitted directly with the court clerk. So, Petitioner Kennedy has filed this request this early to ensure time for correction in submission, if need be, as well as that his circumstances, as evidenced with the attachment to this request proves, more than likely won't allow him to file this request correctly in a timely manner.

On December 5, 2025, around 2:40 p.m. Petitioner Kennedy was permanently exited from his residence, a homeless shelter [Please see attached as Exhibit A, a copy of the letter from the shelter Director instructing Petitioner Kennedy he will be required to leave December 5, 2025]. A couple of things that this court should be advised of concerning the entire circumstances Petitioner faces right now.

1. Petitioner is indigent and will be filing under that status.

2. Due to Petitioner's indigent status obtaining a place to live can take a lot longer than usual.
3. Due to Petitioner's indigent status coupled with having been exited from his residence (homeless shelter) getting to a Law Library will be extremely burdensome on Petitioner.
4. Petitioner is responsible for paying, at this time, out of his pocket for his mental health medications and along with that storage fees, as well as transportation fees that consume a great deal of the money Petitioner Kennedys receives each month (Social Security benefits).
5. Realistically Petitioner Kennedy can't give this court a concrete or round about time he will be able to overcome this current plight as stated in the above listed numerals.

WHEREFORE, Petitioner request that this court clerk, or Justice, grant an extension for sixty (60) days to allow Petitioner to file his Petition for Writ of Criteria in this court.

#### CERTIFICATE OF SERVICE

I, Montaz Kennedy, did file in this court a request for an Enlargement of Time to file his Petition for Writ of Criteria in this court on December 12, 2025, by placing said document in an envelope with the correct mailing addressed printed on the envelope and the correct metered U.S. Postage affixed and giving said envelope with its contents to the Post Office Clerk to be placed in

the mailing system. Petitioner served on all Defendants attorneys the same document via their respective emails on December 5, 2025.

Cc: Gregory Paddison, Def(s) Att.  
Kerry Morgan, Def(s) Att.

Respectfully Requested,

/s/Montaz Kennedy

Montaz Kennedy

Date: December 12, 2025

Pro Per

16745 Avon

Detroit, Mich. 48219

Email: thelostboy28@yahoo.com

EXHIBIT A



Dear Mr. Kennedy,

Firstly, thank you for allowing us to serve you during your stay at St. John. We hope to have in some way inspired, motivated, and/or assisted you during your residency. It is our priority to help you receive the assistance you need and obtain the housing we believe you deserve. We strive to make your life better and assist you in meeting your immediate housing goals and need. With that said, per our records, you have been in shelter for over one year and we are now unable to continue serving you further along. As of today, this letter serves notice that your stay at SJ has come to an end December 5, 2025. You will be exited from the system and kindly asked to leave shelter as your program stay has expired. We ask that you prepare for departure and if we can assist you along the way, we want to ensure the best possible outcome for you as you journey ahead. It has been a pleasure serving you and we wish you the absolute best in your life.

God Bless,

A handwritten signature in black ink, appearing to read "B. Johnson".

Brandon Johnson

Program Director

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