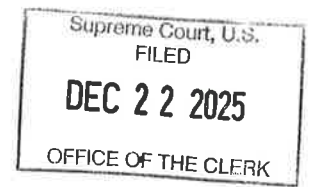


25A860



# SUPREME COURT OF THE UNITED STATES

No. \_\_\_\_ (25-6365)

**TIMOTHY ROBERT PROVO,**  
Petitioner,

v.

**Provo v. Tenny, et al,**  
Respondents.

## EMERGENCY APPLICATION FOR ADMINISTRATIVE STAY

AND FOR STAY PENDING DISPOSITION OF PETITION FOR WRIT OF  
CERTIORARI

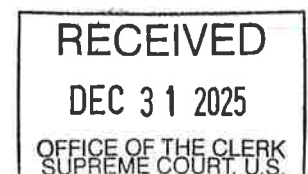
To the Honorable Amy Coney Barrett, Circuit Justice for the Eighth  
Circuit:

Petitioner respectfully applies for an **immediate administrative stay** and for a **stay pending disposition of his petition for writ of certiorari**, in order to prevent irreparable harm arising from ongoing Minnesota state-court enforcement actions in Case No. 86-FA-21-15 while federal questions remain unresolved.

## I. RELIEF REQUESTED

Petitioner seeks:

1. **An administrative stay**, to preserve the status quo while this Application is under review;
2. **A stay of all enforcement actions and proceedings** in Minnesota Case No. 86-FA-21-15 pending disposition of the petition for certiorari; and
3. Any additional relief necessary to protect the Court's jurisdiction.



No lower court has exercised jurisdiction to rule on Petitioner's stay or protective filings, leaving Petitioner exposed to ongoing and irreparable harm.

## II. JURISDICTION

This Application is submitted under:

- 28 U.S.C. § 2101(f) (stay pending certiorari),
- 28 U.S.C. § 1651(a) (All Writs Act),
- Supreme Court Rule 23, and
- The Court's inherent authority to preserve its jurisdiction.

## III. INTRODUCTION AND BASIS FOR EMERGENCY RELIEF

Petitioner faces immediate and ongoing harm because **no tribunal—state or federal—has ruled on any of his stay requests**, despite repeated filings supported by disability documentation and federal questions involving ADA access, unsigned appellate entries, and jurisdictional defects.

Courts have consistently responded:

“There is no stay in effect,”

even though the absence of a stay results from the **absence of any tribunal willing to adjudicate Petitioner's filings**, not from lack of filing.

Meanwhile:

- enforcement actions continue,
- hearings are scheduled,
- orders are entered, and
- Petitioner's parental rights and legal position deteriorate while federal issues remain pending.

Standard channels of relief are therefore unavailable, and **only this Court** can prevent further irreparable harm.

## **IV. STATEMENT OF THE CASE**

### **A. Unprocessed ADA Requests Across Multiple Tribunals**

Since 2025, Petitioner has repeatedly submitted ADA accommodation requests supported by medical documentation relating to a traumatic brain injury. No tribunal—state or federal—has:

- identified an ADA Coordinator (28 C.F.R. § 35.107),
- engaged in the interactive process (28 C.F.R. § 35.130(b)(7)), or
- provided written determinations (28 C.F.R. § 35.160).

These unresolved ADA barriers impair Petitioner's ability to participate in proceedings, meet deadlines, or obtain rulings on protective filings.

### **B. Federal Dismissal Based on Procedural Irregularities**

On December 4, 2025, the U.S. District Court for the District of Minnesota:

- declared ADA filings “moot” without processing them,
- bypassed magistrate screening,
- dismissed federal claims with prejudice while asserting lack of jurisdiction,
- relied on an unsigned Eighth Circuit docket notation that does not constitute a judgment, and
- failed to adjudicate multiple pending federal motions.

These issues are documented in Petitioner's Rule 15.8 filing to this Court.

### **C. Systemic Failure of All Tribunals to Rule on Stay or Protective Requests**

Petitioner filed stay or protective motions in:

- Minnesota district court,
- Minnesota Court of Appeals,

- Minnesota Supreme Court,
- U.S. District Court for the District of Minnesota,
- U.S. Court of Appeals for the Eighth Circuit.

In all instances, **no court ruled on the merits.**

#### **D. Ongoing Enforcement Despite Pending Federal Questions**

While the federal petition is pending, Minnesota continues to:

- schedule hearings,
- enter orders,
- enforce obligations,
- and take actions that risk irreversible harm to Petitioner's parental rights and legal position.

These actions will continue absent intervention.

### **V. REASONS FOR GRANTING A STAY**

#### **A. Petitioner Will Suffer Irreparable Harm Without Relief**

Irreparable injury is demonstrated by:

- ongoing enforcement orders,
- parental-rights impairment,
- denial of ADA access,
- inability to participate in proceedings,
- and the total absence of a tribunal willing to adjudicate stay requests.

#### **B. There Is a Reasonable Probability This Court Will Grant Certiorari**

The petition raises substantial questions involving:

- systemic non-processing of ADA requests,
- jurisdictional contradictions,
- unsigned appellate entries being treated as judicial judgments,

- access-to-court violations, and
- structural procedural breakdown across multiple tribunals.

These questions are nationally significant and recur across jurisdictions.

### **C. There Is a Fair Prospect the Court Will Reverse**

If certiorari is granted, the Court is likely to hold that:

- ADA regulations must be followed,
- courts cannot rely on unsigned appellate entries,
- dismissals with prejudice require jurisdiction,
- and stay requests must be adjudicated.

### **D. The Balance of Equities Favors a Stay**

Petitioner faces irreversible harm.

Respondents face **no prejudice** from temporary preservation of the status quo.

### **E. The Public Interest Strongly Supports Relief**

The public interest is served when:

- ADA procedures are honored,
- judicial orders originate from judges,
- appellate review is meaningful,
- and constitutional protections are enforced.

## **VI. CONCLUSION**

Petitioner respectfully requests that the Circuit Justice:

1. **issue an immediate administrative stay,**
2. **stay all enforcement actions and proceedings in Minnesota Case No. 86-FA-21-15, and**
3. **preserve the status quo pending disposition of the petition for writ of certiorari.**

Respectfully submitted,

**TIMOTHY ROBERT PROVO**

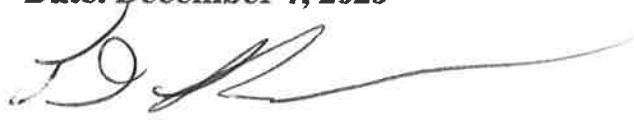
1567 Plum Creek Drive SE

Cambridge, MN 55008

Email: [t improvo81@gmail.com](mailto:t improvo81@gmail.com)

(320) 333-7478

**Date: December 7, 2025**

A handwritten signature in black ink, appearing to read 'T. Provo', with a long horizontal flourish extending to the right.