No 26A-

IN THE
SUPREME COURT OF HE UNITED STATES

ROBERT L NORVELL
Applicant

v.

U.S. Bank Trust Company
Respondent

ON PETITION FOR A WRIT OF CERTIORARI TO THE
UNITED STATES COURT OF APPELS FOR THE ELEVENTH CIRCUIT

APPLICATION FOR EXTENSION OF TIME TO FILE A PETITION FOR A WRIT OF CERTIORARI

Robert L Norvell, Pro Se
November 9, 2026

Robert L Norvell, Pro Se
jetwerkes@yahoo.com
3702 W Spruce St
Ste 1029
Tampa, FL 33607
Telephone: 786 877 1954

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SUPREME COURT, U.S.

APPLICATION FOR A 60-DAY EXTENSION OF THE TIME IN WHICH TO FILE A PETITION FOR A WRIT OF CERTIORARI

TO: The Honorable Clarence Thomas, Associate Justice of the Supreme Court of the United States and Circuit Justice for the United States Court of Appeals for the Eleventh Circuit.

Pursuant to 28 USC 2101(c) and Supreme Court rules 13.5 and 22 and 30.3, Applicant Robert Norvell respectfully requests a sixty 60-day extension of time within which to file a Petition for a writ of Certiorari in the matter, up to and including, **February 5, 2027.**

In support of this application, Applicant sets forth as follows:

JUDGEMENT BELOW

The United States Court of Appeals for the Eleventh Circuit entered its final order in this matter on July 7, 2026. A true and correct copy of the Opinion and its accompanying Order is attached hereto as Exhibit 1.

Applicant then timely filed a Petition for Rehearing and Rehearing en banc, which the Eleventh Circuit denied on **September 08, 2026.** In accordance with Rule 13.1, a true and correct copy of the Order denying the Petition for Rehearing and Petition for Rehearing en banc is attached hereto as Exhibit 2

Therefore, in accordance with Rules 13.1 and 13.3, the time for filing a Petition for a Writ of Certiorari would otherwise expire on **December 7, 2026.**

Therefore, this application is timely filed more than ten (10) days before that date in compliance with Rule 13.5.

JURISDICTION

This court possesses jurisdiction over this matter pursuant to 28 USC 1254(1), which permits a review of judgments of the federal courts of appeals by writ of certiorari.

SUMMARY OF ISSUES TO BE PRESENTED

This case presents a number of recurring and fundamental questions of federal bankruptcy and constitutional law concerning the scope of the Judge-made doctrine of equitable mootness. And moreover, the constitutional DUTY of Article III appellate courts to review the correct issue on appeal as well as the reviewing the relevant record on appeal.

- First, whether a bankruptcy court and reviewing Article III Courts may invoke the doctrine of equitable mootness framed as constitutional mootness to dismiss as moot a debtor's appeal of a Bankruptcy Court order disposing of a Motion for Relief from the Automatic Stay under 11USC362, thereby insulating itself from appellate review of unlawful stay actions despite available effective relief. This issue is one in which the federal Courts of Appeal are deeply divided following Courts decisions in *MOAC Mall Holding LLC vs Transform Holdco LLC, 598 US 288 (2023), and Chafin Vs Chafin, 568 US 165 (2013*). Other case law includes this Courts unanimous precedent in re *Ritzen Group, Inc v Jackson Masonry LLC (2020)*

- Second, whether the fifth amendment's due process clause and Article III's appellate review mandate are violated when both a federal district court and federal Court of Appeal AFFIRM a finding of mootness while refusing to carefully examine the underlying Motion, Status report with "ghostwritten" proposed Order, hearing transcripts, and an Order signed verbatim in a properly designated record on appeal.

REASONS JUSTIFYING AN EXTENSION OF TIME

Good cause exists to grant the requested 60-day extension of time for the following specific reasons:

- Currently, the Applicant is proceeding Pro Se only while actively seeking Public Interest Appellate Representation before this Court. As Counsel is brought into the case, they will need sufficient time to delve into the complex issues surrounding the both doctrines of "equitable" and "Constitutional" mootness and their cunning application to this particular case.
- In order to properly frame the Questions presented and Statement of the Case, sufficient time will be needed to synthesize a COMPLEX multi-tiered procedural record spanning the Bankruptcy Court, the District Court, and the Eleventh Circuit Court, including specific citations to the underlying Motion for Relief from the Automatic Stay, status report, proposed Order, and hearing transcripts that the Article III Appellate Courts have so far refused to review.

- The need to frame the deepening Circuit Conflict will require additional time to thoroughly research and present the Post-MOAC Mall Holdings SPLIT among the Circuits. Presently, all are deeply divided as to whether equitable mootness can be applied to bypass statutory and constitutional review of automatic stay disputes under 11USC362
- The Questions presented need the benefit of Amicus Briefs from concerned Legal Scholars and pursuing these professionals for their expertise will require more time.
- The current December 7, 2026 deadline falls immediately after the Thanksgiving holiday period, which compresses commercial printing turnaround times and limits access to public legal research facilities.
- No party will be prejudiced by the granting of this sixty (60) day extension.

CONCLUSION

Wherefore, the applicant Robert Norvell respectfully requests this court enter an order extending the time within which to file a Petition for a Writ of Certiorari by sixty (60) days , up to and including Friday, February 5, 2027.

Respectfully Submitted this 9th day of November, 2026.



Robert L Norvell, Pro Se
3702 W Spruce St
Ste 1029
Tampa, FL 33607
jetwerkes@yahoo.com
786 877 1954

EXHIBIT 1

NOT FOR PUBLICATION

In the United States Court of Appeals For the Eleventh Circuit

No. 25-14226
Non-Argument Calendar

In re: ROBERT L. NORVELL,

Debtor.

ROBERT L. NORVELL,

Plaintiff-Appellant,

versus

U.S. BANK TRUST COMPANY, N.A.,

Defendant-Appellee.

Appeal from the United States District Court
for the Middle District of Florida
D.C. Docket No. 3:24-cv-01265-BJD,
Bkcy No. 3:14-bk-5180-JAF

Before NEWSOM, BRASHER, and ANDERSON, Circuit Judges.

PER CURIAM:

Robert Norvell, proceeding pro se, appeals the bankruptcy court's order finding that the automatic stay provided for in 11 U.S.C. § 362(a) no longer applied to the property at issue because the property had revested in Norvell under the terms of the confirmed reorganization plan, which removed the property from the bankruptcy estate. Norvell argues that the district court erred by lifting the automatic stay because he did not default on his payments under the applicable reorganization plan, U.S. Bank Trust Company's ("U.S. Bank") motion to remove the stay was procedurally deficient, and removing the stay violated his due process rights. Norvell also argues that the bankruptcy court should have held a hearing to determine whether he defaulted. Finally, Norvell contends that the bankruptcy court erred by finding that U.S. Bank's motion for relief from the automatic stay was moot.[1]

Parties may appeal from a bankruptcy court's order within 14 days of the entry of the order. Fed. R. Bankr. P. 8002(a)(1). District courts can hear initial appeals from bankruptcy courts. 28 U.S.C. § 158(a). After a district court makes its determination, parties may appeal to this Court, which will sit as a second court of review. *In re Daughtery*, 896 F.3d 1255, 1273 (11th Cir. 2018). We

[1] Norvell has also filed a motion to reassign this case to an impartial bankruptcy judge in the Southern District of Florida on remand. Because we affirm, his motion is DENIED as moot.

review the district court's and the bankruptcy court's legal conclusions de novo, and review the bankruptcy court's factual conclusions for clear error. *Id.*

When a debtor files for bankruptcy, his filing "creates an estate" that includes all of his assets, including of his "legal or equitable interests…in property as of the commencement of the case." 11 U.S.C. § 541(a) (mandating that a bankruptcy filing creates an estate and listing the items in the estate); *In re Patel*, 142 F.4th 1313, 1320 (11th Cir. 2025) (noting that a bankruptcy estate contains all of the debtor's property). Filing for bankruptcy also simultaneously triggers a rule in 11 U.S.C. § 362(a) called the "automatic stay." *In re Patel*, 142 F.4th at 1320. The automatic stay halts all collection and foreclosure actions against the debtor. *Id.* On request of a party in interest and after notice, a bankruptcy court may grant relief from the automatic stay, such as by terminating, annulling, modifying, or conditioning the stay, including "for cause," such as "lack of adequate protection of an interest in property." 11 U.S.C. § 362(d)(1).

Under Chapter 11, after a debtor files for bankruptcy, he and his creditors may create a reorganization plan that will govern how his assets will be distributed. *Harrington v. Purdue Pharma L.P.*, 603 U.S. 204, 214 (2024). The plan must, as relevant here, specify how any impaired claims will be "treat[ed]" under the plan. 11 U.S.C. § 1123(a)(3). The plan also must "provide adequate means for" its implementation, which may include explaining what property the debtor will retain and how any lien will be satisfied or modified. *Id.*

§ 1123(a)(5). If the bankruptcy court issues an order confirming that plan, the plan will bind the debtor and his creditors. *Harrington*, 603 U.S. at 214 (citing 11 U.S.C. § 1141(a)). Unless the confirmed plan or the bankruptcy court's order entering the plan provides otherwise, all the property in the bankruptcy estate "vests" in the debtor when the bankruptcy court enters its confirmation order. 11 U.S.C. § 1141(b); *see In re SeaEscape Cruises, Ltd.*, 201 B.R. 321, 323 (Bankr. S.D. Fla. 1996) (noting that upon a plan's confirmation, or pursuant to the plan's terms, the bankruptcy estate's assets revest in the debtor and are no longer part of the bankruptcy estate). When property ceases to be part of the bankruptcy estate, the stay imposed by 11 U.S.C. § 362(a) immediately terminates with respect to that property. *Id.* § 362(c)(1).

Title 11 authorizes courts to enter a modification that the proponent of the original plan or the reorganized debtor proposes "any time after confirmation of [the] plan and before substantial consummation" of the plan. 11 U.S.C. 1127(b). However, a court can only modify a plan if it can grant effective relief to the movant. *In re Lett*, 632 F.3d 1216, 1225 (11th Cir. 2011).

Federal courts will not consider moot issues because federal courts lack authority to adjudicate them. *Christian Coal. Fla. Inc. v. U.S.*, 662 F.3d 1182, 1189 (11th Cir. 2011). An issue is moot when it no longer represents a live controversy with respect to which a court can grant meaningful relief. *Zinni v. ER Sol.*, 692 F.3d 1162, 1166 (11th Cir. 2012). We will also not consider an issue that a party concedes by abandonment. *Sapuppo v. Allstate Floridian Ins.*

Co., 739 F.3d 678, 680-81 (11th Cir. 2014). A party abandons an issue when it fails to develop an argument in support of its position on the issue. *Id.* at 681.

Here, by failing in his brief on appeal to make any argument with respect thereto, Norvell has abandoned any challenge to the bankruptcy court's finding that the property at issue was not part of the bankruptcy estate once it revested in him in 2017, such that the automatic stay was no longer applicable. In any event, pursuant to the terms of the confirmed plan, the property revested in Norvell and the automatic stay ended as of the plan's effective date, which was in 2017.

AFFIRMED.

UNITED STATES COURT OF APPEALS
FOR THE ELEVENTH CIRCUIT

ELBERT PARR TUTTLE COURT OF APPEALS BUILDING
56 Forsyth Street, N.W.
Atlanta, Georgia 30303

David J. Smith
Clerk of Court

For rules and forms visit
www.ca11.uscourts.gov

July 07, 2026

MEMORANDUM TO COUNSEL OR PARTIES

Appeal Number: 25-14226-HH
Case Style: Robert Norvell v. U.S. Bank Trust Company
District Court Docket No: 3:24-cv-01265-BJD
Secondary Case Number: 3:14-bk-5180-JAF

Opinion Issued
Enclosed is a copy of the Court's decision issued today in this case. Judgment has been entered today pursuant to FRAP 36. The Court's mandate will issue at a later date pursuant to FRAP 41(b).

Petitions for Rehearing
The time for filing a petition for panel rehearing or rehearing en banc is governed by 11th Cir. R. 40-2. Please see FRAP 40 and the accompanying circuit rules for information concerning petitions for rehearing.

Costs
Costs are taxed against Appellant(s) / Petitioner(s).

Bill of Costs
If costs are taxed, please use the most recent version of the Bill of Costs form available on the Court's website at www.ca11.uscourts.gov. For more information regarding costs, see FRAP 39 and 11th Cir. R. 39-1.

Attorney's Fees
The time to file and required documentation for an application for attorney's fees and any objection to the application are governed by 11th Cir. R. 39-2 and 39-3.

Appointed Counsel
Counsel appointed under the Criminal Justice Act (CJA) must submit a voucher claiming compensation via the eVoucher system no later than 45 days after issuance of the mandate or the filing of a petition for writ of certiorari. Please contact the CJA Team at (404) 335-6167 or cja_evoucher@ca11.uscourts.gov for questions regarding CJA vouchers or the eVoucher system.

Clerk's Office Phone Numbers

General Information:	404-335-6100	Attorney Admissions:	404-335-6122
Case Administration:	404-335-6135	Capital Cases:	404-335-6200
CM/ECF Help Desk:	404-335-6125	Cases Set for Oral Argument:	404-335-6141

OPIN-1 Ntc of Issuance of Opinion

In the
United States Court of Appeals
For the Eleventh Circuit

No. 25-14226

In re: ROBERT L. NORVELL,

Debtor.

ROBERT L. NORVELL,

Plaintiff-Appellant,

versus

U.S. BANK TRUST COMPANY, N.A.,

Defendant-Appellee.

Appeal from the United States District Court
for the Middle District of Florida
D.C. Docket No. 3:24-cv-01265-BJD,
Bkcy No. 3:14-bk-5180-JAF

JUDGMENT

It is hereby ordered, adjudged, and decreed that the opinion issued on this date in this appeal is entered as the judgment of this Court.

Entered: July 7, 2026

For the Court: DAVID J. SMITH, Clerk of Court

EXHIBIT 2

UNITED STATES COURT OF APPEALS
FOR THE ELEVENTH CIRCUIT

ELBERT PARR TUTTLE COURT OF APPEALS BUILDING
56 Forsyth Street, N.W.
Atlanta, Georgia 30303

David J. Smith
Clerk of Court

For rules and forms visit
www.ca11.uscourts.gov

September 08, 2026

MEMORANDUM TO COUNSEL OR PARTIES

Appeal Number: 25-14226-HH
Case Style: Robert Norvell v. U.S. Bank Trust Company
District Court Docket No: 3:24-cv-01265-BJD
Secondary Case Number: 3:14-bk-5180-JAF

The enclosed order has been entered on petition(s) for rehearing.

See Rule 41, Federal Rules of Appellate Procedure, and Eleventh Circuit Rule 41-1 for information regarding issuance and stay of mandate.

Clerk's Office Phone Numbers

General Information:	404-335-6100	Attorney Admissions:	404-335-6122
Case Administration:	404-335-6135	Capital Cases:	404-335-6200
CM/ECF Help Desk:	404-335-6125	Cases Set for Oral Argument:	404-335-6141

REHG-1 Ltr Order Petition Rehearing

In the United States Court of Appeals For the Eleventh Circuit

No. 25-14226

In re: ROBERT L. NORVELL,

Debtor.

ROBERT L. NORVELL,

Plaintiff-Appellant,

versus

U.S. BANK TRUST COMPANY, N.A.,

Defendant-Appellee.

Appeal from the United States District Court
for the Middle District of Florida
D.C. Docket No. 3:24-cv-01265-BJD

ON PETITION FOR REHEARING AND PETITION FOR REHEARING EN BANC

Before NEWSOM, BRASHER, and ANDERSON, Circuit Judges.

PER CURIAM:

The Petition for Rehearing En Banc is DENIED, no judge in regular active service on the Court having requested that the Court be polled on rehearing en banc. FRAP 40. The Petition for Panel Rehearing also is DENIED. FRAP 40.

Appellant's motion for leave to file a supplemental memorandum in support of rehearing and rehearing en banc is DENIED AS MOOT.

No 26A-

IN THE
SUPREME COURT OF HE UNITED STATES

ROBERT L NORVELL
Applicant

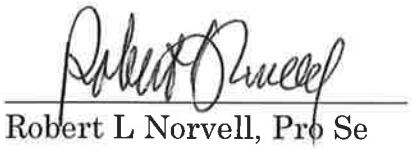
v.

U.S. Bank Trust Company
Respondent

CERTIFICATE OF SERVICE

I, Robert L Norvell, do hereby certify that on this 9th Day of November, 2026 in accordance with Supreme Court Rule 29, I served a true and correct copy of the foregoing Application for Extension of time to file a Petition for a Writ of Certiorari, together with all attached EXHIBITS upon all parties required to be served in accordance with the following SERVICE LIST displayed below by third party commercial carrier Federal Express 2nd Day Air.

Respectfully Submitted,



Robert L Norvell, Pro Se
November 9, 2026

SERVICE LIST:
Ms Beth Ann Norrow, ESQ
Greenberg Traurig, P.A.
450 So Orange Ave Ste 650
Orlando, FL 32801
248 670 0353
561 650 7926
Email: Beth.Norrow@gtlaw.com

Ms. Beth Ann Norrow, ESQ
Greenberg Traurig, P.A.
777 So Flagler Drive
Suite 300 East
West Palm Beach, FL 33401
248 670 0353
Email: Beth.Norrow@gtlaw.com

Mr. Ari Newman, Esq
Greenberg Traurig, PA
333 S.E. 2nd Street
Suite 4400
Miami, FL 33131
305 579 0500
Email: newmanar@gtlaw.com

Mr. Scott Bomkamp, ESQ
CO Office of the US Trustee
400 West Washington Street Suite 1100
Orlando, FL 32801