

23-7799

No. _____

FILED

MAY 21 2024

OFFICE OF THE CLERK
SUPREME COURT, U.S.

IN THE

SUPREME COURT OF THE UNITED STATES

ORIGINAL

Jesus M. Romero Sr., individually
and on behalf of J.R.a — PETITIONER
minor (Your Name)

vs.

Bellevue Hospital, et al. — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

U.S appellate Court 2nd Circuit of NY
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

Jesus M. Romero Sr.

(Your Name)

10 Richman Plaza Apt. 37c
(Address)

Bronx, NY 10453
(City, State, Zip Code)

(646) 571-7216
(Phone Number)

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QUESTION(S) PRESENTED

- ① Has the lower federal trial court known as, US District Court Southern District of NY, & the US Federal Appellate 2nd Circuit Court in New York failed to recognize that all Covid-19 products, such as, masks, or face coverings, PCR tests, & covid-19 shots, are all under EVA statute / PREP Act & therefore, cannot be mandated, coerced, or forced on anyone, according to Title 21 USC subsection 360bbb-3?
- ② Does this honorable US Supreme Court fully acknowledge that the CDC is an unelected, non-government, unlawful agency, that voted to add these EVA Covid-19 products, attempting to fraudulently extort parents/children that if our injunction is not granted, me & my minor son, of age 13, will be denied services, or hospital visits, by Bellevue Hospital in New York City?
- ③ What promulgated evidence, or authority, does Bellevue Hospital has to coerce individuals to put on a mask that we have a right to refuse according to 19 CFR 210.29?

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:

- ① Bernadette Smalls, 462 1st Ave, New York, NY 10016
- ② Sarah Beth Hardie, 462 1st Ave, New York, NY 10016
- ③ Margaret McHugh, 462 1st Ave, New York, NY 10016
- ④ Dr. Catapano, 462 1st Ave 3rd Fl., New York, NY 10016

RELATED CASES

"A mask requirement is repugnant to the Constitution. Therefore it is void. The Constitution supersedes all other laws & the individual's rights shall be liberally enforced in favor of my minor son & myself the clearly intended & expressly designated beneficiary. " —

Marbury v. Madison, 5 U. S. 137 (1803)

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APPENDIX A Decision from US District Court Southern District of NY
for 8/28/2023

APPENDIX B Decision from US Court of Appeals for 2nd Circuit
for 01/25/2024

APPENDIX C Decision from US Court of Appeals for 2nd Circuit
for 03/06/2024

APPENDIX D FOIA Request for 3/21/2024

APPENDIX E

APPENDIX F

TABLE OF AUTHORITIES CITED

CASES

Although mask requirements violates the FVA Statute, or PREP Act, & Title 21 section 360bbb-3, the US Court of Appeals For the 2nd Circuit claimed that my appeal was denied, because it "lacks an arguable basis either in law or in fact." See Appendix B

PAGE NUMBER

1

STATUTES AND RULES

FVA Statute, PREP Act, & Title 21 section 360bbb-3.

2

See Appendix A paragraph 5
2nd sentence, which I have circled
for your review.

OTHER

See Appendix D on parts
I have circled for your review

4, 5, 6

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 B to the petition and is

reported at 01/25/2024; 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 A to the petition and is

reported at 8/28/2023; 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.

JURISDICTION

For cases from **federal courts**:

The date on which the United States Court of Appeals decided my case was 03/06/2024.

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_____.
S

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 _____.
A copy of that decision appears at Appendix _____.

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_____.
S

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

CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED

- ① US Constitution, Bill of Rights, Article I (1st amendment)
"Congress shall make no law respecting an establishment of religion, or prohibiting the free exercise thereof; or abridging the freedom of speech, or of the press; or the right of the people peaceably to assemble and to petition the Government for a redress of grievances."
- ② New York State Constitution Article I section II - "No person shall be denied the equal protection of the laws of this state or any subdivision thereof. No person shall, because of race, color, creed or religion, be subjected to any discrimination in his or her civil rights by any other person or by any firm, corporation, or institution, or by the state or any agency or subdivision of the state."
- ③ 18 U.S. Code subsection 241 conspiracy against rights: Restrict the people's unalienable rights
- ④ 18 U.S. Code subsection 242 - Conspiracy against rights - Deprivation of rights under color of law: Restrict the people's unalienable rights
- ⑤ Title 21 U.S. Code subsection 360bbb-3 — Cosmetic Act, EVA/EVI statute, or PREP Act
- ⑥ See Appendix A pg. 2 paragraph 5 2nd sentence

REASONS FOR GRANTING THE PETITION

① As we are a Republic, rule of law, our U.S. Constitution is Supreme rule of law in America, and this honorable Supreme Court is the only Constitutional Article III Court, all other Federal courts are Article I, legislative courts.

② This natural born living man, American invokes this only Article III Constitutional court, to properly adjudicate Constitutional rule of law only.

③ ~~This living man petitioner, as well as, his minor son, request for permanent injunctions be granted and ordered. How our Constitutional rights have been violated by Respondent Bellevue Hospital in New York City, by color of law, and not substantiated by factual medical science, color of law, should constitutionally, not one instant further, "mandate masks" which hurts and harms, myself, my minor son, and other humans to ever exist again. As well as, no more allowing an EVA (Emergency Use Authorization) product which alters Human DNA to be used to extort under threat, duress + coercion, violating our Constitutional rights to livelihood, or right to travel. This living man Petitioner & millions of living Americans have been damaged, harmed by these blatant Constitutional violations. In the debt of unconstitutional rights violations, Article I Federal judges, plaintiff + defendant in under major + pre-indice political parties loyalties + bias; no adjudication of true Constitutional rule of law. Injunctions only affect mandates under color of law.~~

Disregard → J.R.

④ The US Supreme Court noted: "even in a pandemic, the Constitution cannot be put away & forgotten." See Roman Catholic Diocese of Brooklyn v. Cuomo, — 141 S. Ct. 63 208 L. Ed. 2d 206 (2020).

⑤ This living man Petitioner, prays this honorable U. S. Supreme Court Justices, ignore political party affiliations, and only properly, adjudicate Constitutional rule of law, in your hearts & souls.

CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,


Date: 5/13/2024