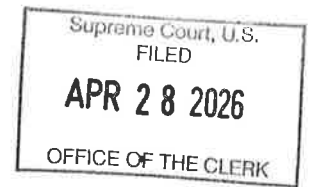


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25A1236

IN THE

SUPREME COURT OF THE UNITED STATES

CHRISTOPHER ENDRES and JULLIENNA HENGAMEH ENDRES,
Petitioners,

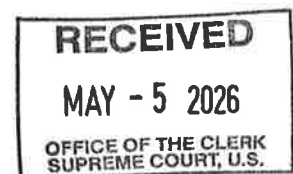
v.

SAN DIEGO HOUSING COMMISSION, et al.,
Respondents.

On Petition for a Writ of Certiorari to the
United States Court of Appeals for the Ninth Circuit
(Ninth Circuit Case No. 26-969)
(Originating from S.D. Cal. Case No.: 25-cv-1575-BJC-SBC)

APPLICATION FOR STAY PENDING DISPOSITION

OF THE PETITION FOR WRIT OF CERTIORARI



To the Honorable Justice of the Supreme Court of the United States
assigned to the Ninth Circuit:

Applicants respectfully request a stay pending disposition of their
petition for a writ of certiorari.

I. INTRODUCTION

This application arises from a case in which the courts below dismissed Applicants' appeal as frivolous under 28 U.S.C. § 1915 after stating that they had considered the response to the order to show cause and the opening brief, yet issuing a summary dismissal without addressing the arguments, evidentiary record, or the identified deficiencies in the record.

Applicants are a disabled family whose primary vehicle and only means of shelter is a recreational vehicle (RV) that is currently immobile due to mechanical failure. Absent a stay, Applicants face ongoing and escalating enforcement actions, including continued issuance of citations, accrual of penalties and fees, and the imminent risk of towing and impoundment. Towing would result in the immediate loss of their

only shelter and the loss of all personal property, legal documents, and disability-related equipment. Such harm is irreparable.

Applicants also faced barriers to meaningful access to the courts, including inability to access the docket without fees and lack of available counsel, further underscoring the absence of meaningful review below.

Applicants did not seek a stay from the United States Court of Appeals for the Ninth Circuit because the case has been closed, further filings are not being accepted, and the enforcement actions at issue are ongoing and require immediate relief.

The enforcement actions described herein are ongoing and imminent.

II. JURISDICTION

This Court has jurisdiction under 28 U.S.C. § 1254(1). The judgment of the court of appeals was entered on April 24, 2026.

III. RELIEF REQUESTED

Applicants seek a stay of all enforcement actions directed at their vehicles and property including towing, impoundment, issuance of additional citations, accrual of penalties and fees, and any further escalation of enforcement affecting Applicants' primary vehicle used for shelter and disability-related needs, as well as their loaner vehicle used for transportation pending disposition of the petition for a writ of certiorari.

IV. REASONS FOR GRANTING A STAY

A. Reasonable Probability That Certiorari Will Be Granted

The petition presents a substantial question regarding whether a court of appeals may dismiss an appeal as frivolous under 28 U.S.C. § 1915 after allowing briefing and submission, yet issuing a summary dismissal without addressing the arguments, evidentiary record, or identified defects in the record. This question implicates the requirements of meaningful appellate review and the proper application of § 1915.

B. Fair Prospect of Success on the Merits

Applicants presented claims supported by pleadings, evidentiary materials, and specific identification of omissions, misclassification of filings, and deficiencies in the record. Despite stating that it considered the submissions, the court of appeals dismissed the appeal without addressing those issues or the merits.

Applicants also faced barriers to meaningful access to the courts, further supporting their likelihood of success on the merits.

C. Irreparable Harm

Applicants face ongoing and escalating enforcement actions, including continued citations, financial penalties, and the imminent risk of towing or impoundment of their RV. The RV is immobile due to mechanical failure and serves as Applicants' only shelter. Although Applicants have temporary access to a loaner vehicle for limited transportation, that vehicle does not provide housing or replace the function of the RV.

The RV displays a valid disabled person placard and is used in connection with disability-related needs. Towing or impoundment would

result in the immediate loss of shelter, disability accommodations, and essential personal property. Such harm cannot be remedied after the fact.

The RV is parked in a location that does not obstruct traffic, interfere with roadways, or create any safety hazard. It has remained in the same location for approximately five months without incident, including during nearby public events, demonstrating the absence of any immediate enforcement necessity.

Once the vehicle is towed or impounded, the resulting loss of shelter cannot be undone through later judicial relief.

The harm is immediate and irreparable.

D. Balance of Equities

A stay would preserve the status quo while this Court considers the petition. The harm to Applicants is substantial and immediate, whereas a temporary stay would impose minimal burden on Respondents, particularly where no safety or obstruction concerns are present.

V. CONCLUSION


Applicants respectfully request that this Court grant a stay pending disposition of the petition for a writ of certiorari, including a stay of all enforcement actions directed at Applicants’ recreational vehicle—specifically towing, impoundment, issuance of citations, and enforcement of penalties and fees.

Applicants have filed, or are contemporaneously filing, a petition for a writ of certiorari presenting these issues for review by this Court.

The enforcement actions described herein are ongoing and imminent.

Respectfully submitted,

Christopher S. Endres  _____

Jullienna H. Endres  _____

Pro Se Applicants

Dated: April 28, 2026

EXHIBITS

Exhibit A – Ninth Circuit Order of Dismissal (Apr. 24, 2026)

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

FILED

APR 24 2026

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

CHRISTOPHER ENDRES and
JULLIENNA HENGAMEH ENDRES,

Plaintiffs - Appellants,

v.

SAN DIEGO HOUSING COMMISSION;
et al.,

Defendants - Appellees.

No. 26-969

D.C. No.

3:25-cv-01575-BJC-SBC

Southern District of California,
San Diego

ORDER

Before: SILVERMAN, BENNETT, and SANCHEZ, Circuit Judges.

After considering the response to the court's February 19, 2026 order and the opening brief, we deny the motion to proceed in forma pauperis (contained in Docket Entry No. 7) and dismiss this appeal as frivolous. *See* 28 U.S.C. § 1915(a), (e)(2).

All other pending motions are denied as moot.

No further filings will be entertained in this closed case.

DISMISSED.

CERTIFICATE OF SERVICE

I certify that on April ^{28th}, 2026, I served one copy of the foregoing

**APPLICATION FOR STAY PENDING DISPOSITION OF THE
PETITION FOR WRIT OF CERTIORARI** by depositing it in the United States Mail, first-class postage prepaid, addressed to the following:

Counsel for Respondent City of San Diego:

Office of the City Attorney

1200 Third Avenue, Suite 1620, San Diego, CA 92101

Respondent San Diego Housing Commission:

General Counsel

San Diego Housing Commission

1122 Broadway, Suite 300, San Diego, CA 92101

Respondent Hyder Property Management Professionals:

Hyder Property Management Professionals

3434 4th Avenue, San Diego, CA 92103

Respondent Legal Aid Society of San Diego:

Legal Aid Society of San Diego

110 South Euclid Avenue, San Diego, CA 92114

No counsel of record has appeared for any additional respondents.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on April 28th, 2026.

Christopher S. Endres

Christopher S. Endres

Pro Se Applicant

Jullienna H. Endres

Jullienna H. Endres

Pro Se Applicant