

25A 1238



Supreme Court, U.S.
FILED
MAR 30 2026
OFFICE OF THE CLERK

IN THE SUPREME COURT OF THE UNITED STATES

EMERY SOOS, Applicant,

v.

SANTA FE CONVALESCENT HOSPITAL, INC., Respondent.

Hon. Elena Kagan
Supreme Court of the United States
1 First Street, NE
Washington, DC 20543

Re: EMERGENCY APPLICATION TO THE HONORABLE ELENA KAGAN, AS CIRCUIT JUSTICE FOR THE NINTH CIRCUIT, FOR STAY OF PROCEEDINGS/JUDGMENT PENDING THE FILING AND DISPOSITION OF A PETITION FOR WRIT OF CERTIORARI

To the Honorable Elena Kagan, Associate Justice of the Supreme Court of the United States and Circuit Justice for the Ninth Circuit:

I. JURISDICTION

Applicant respectfully invokes the jurisdiction of this Court under Title 28 U.S.C. Section 1257(a), which authorizes the Supreme Court to review final judgments or decrees rendered by the highest court of a State when a fundamental right or immunity is claimed under the Constitution of the United States.

Furthermore, Applicant requests a stay of the state court judgment under Title 28 U.S.C. Section 2101(f) and Supreme Court Rule 23, which allows a stay of execution and enforcement of a final judgment or decree of any court subject to review by the Supreme Court on a writ of certiorari, to enable the aggrieved party to obtain a writ of certiorari.

II. PRELIMINARY STATEMENT

Applicant submits this application to emphasize that the state judiciary has

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reached a final impasse. The Supreme Court of California has been presented with, and has refused to act upon, the question of whether the End of Life Option Act (EOLOA) unconstitutionally discriminates against the chronically ill.

III. EXHAUSTION OF STATE REMEDIES

Applicant sought extraordinary relief in the **Supreme Court of California**, specifically requesting the court interpret or expand the EOLOA to include chronically ill individuals. Applicant argued that the arbitrary distinction between “terminal” (6-month prognosis) and “chronic” (indefinite suffering) violates the Equal Protection and Due Process Clauses of the Fourteenth Amendment.

The Supreme Court of California refused to grant this relief. Consequently, Applicant is now trapped in a legal paradox:

1. The State compels the Applicant to remain alive against their stated will because they do not meet the “terminal” definition; and
2. The State has sanctioned a \$35,045.01 judgment against Applicant for the costs of that very compulsion.

IV. CONSTITUTIONAL NECESSITY OF A STAY & UNAVAILABILITY OF STATE RELIEF

A state court stay is practically unavailable to Applicant because the judgment is already subject to active enforcement, and pursuing state-level remedies would fail to halt the liquidation of Applicant’s assets. Under California civil procedure, seeking appellate review does not automatically pause the enforcement of a money judgment. To secure an automatic stay, Applicant would be required to post an undertaking or appeal bond of 150% of the judgment amount—an insurmountable financial hurdle exceeding \$52,500. While Applicant could theoretically petition the state court for a discretionary stay without a bond, such motion practice requires weeks to be heard. Because Respondent has recently filed an abstract of judgment—which explicitly confirms that no stay of enforcement has been ordered by the state court—aggressive collection mechanisms are imminent and can be executed in a matter of days. Consequently, the rapid speed of collection outpaces the state court’s administrative ability to intervene. Permitting these collection efforts to continue unabated during the pendency of the Petition for Writ of Certiorari will entirely exhaust Applicant’s finite financial means.

There is a “pressing constitutional urgency” when a citizen is being forced to live in a state of suffering and is simultaneously being financially liquidated to pay for that forced existence. The refusal of the Supreme Court of California to address this “Right to Die” disparity creates a split in how fundamental liberty

interests are applied to different classes of suffering patients. Without a stay, the Respondent hospital will move to collect a judgment that is the direct fruit of a constitutional violation-the denial of bodily autonomy.

V. CONCLUSION

The state has closed its doors. Only this Court can maintain the status quo and prevent the irreparable harm of financial ruin and forced medical endurance while the underlying constitutional questions are briefed. While the judgment is for money, its enforcement during pendency of this appeal would deprive Applicant of the very funds needed to maintain basic care while litigating their right to a dignified end. A temporary stay causes no harm to a large hospital entity. There is a reasonable probability that four Justices will grant certiorari to resolve whether state-imposed “terminality” requirements unconstitutionally infringe upon an individual’s right to control the timing and manner of death. Applicant contends that the distinction between “chronic” and “terminal” illness in the context of end-of-life care creates an arbitrary barrier to the exercise of fundamental liberty interests. For the foregoing reasons, Applicant respectfully requests that this Court stay the proceedings/judgment on Case No. 24STLC06281 in the Los Angeles Superior Court pending the filing and final disposition of his Petition for Writ of Certiorari.

Respectfully submitted,
Mr. Emery Soos
Email: citizenwosoos@gmail.com



Supreme Court of California

JORGE E. NAVARRETE
CLERK AND EXECUTIVE OFFICER
OF THE SUPREME COURT

EARL WARREN BUILDING
350 McALLISTER STREET
SAN FRANCISCO, CA 94102
(415) 865-7000

February 4, 2026

SENT VIA EMAIL

Emery Soos
citizentwosoos@gmail.com

Re: *SOOS v. S.C (SANTA FE CONVALESCENT HOSPITAL) – S294848*

Dear Mr. Soos:

Your email to Jorge Navarrete, Clerk Executive Officer, and Justices of the Supreme Court dated February 3, 2026, has been referred to this office for a reply. The court does not state the reason for the denial of petitions brought before it. Please rest assured, however, that the entire court considered the petition, and the contentions made therein, and the denial expresses the court's decision in this matter.

Sincerely,

JORGE E. NAVARRETE
Clerk and
Executive Officer of the Supreme Court

A handwritten signature in black ink that reads "Simone Voltz".

By: Simone Voltz, Supervising Deputy Clerk

Enclosure

cc: Rec.

S294848

IN THE SUPREME COURT OF CALIFORNIA

SUPREME COURT
FILED

EMERY SOOS, Petitioner,

JAN 23 2026

Jorge Navarrete Clerk

v.

SUPERIOR COURT OF LOS ANGELES COUNTY, Respondent;

Deputy

SANTA FE CONVALESCENT HOSPITAL, INC., Real Party in Interest.

The application of petitioner for leave to file a petition for writ of mandate is hereby denied.

GUERRERO

Chief Justice

ATTORNEY OR PARTY WITHOUT ATTORNEY: NAME: Adam L. Salamoff FIRM NAME: WILSON SALAMOFF, LLP STREET ADDRESS: 1 Polaris Way, Suite 110 CITY: Aliso Viejo TELEPHONE NO.: (714) 289-7070 EMAIL ADDRESS: adam@wilsonsalamoff.com ATTORNEY FOR (name): SANTA FE CONVALESCENT HOSPITAL, INC., etc.	STATE BAR NO.: 193686 STATE: CA ZIP CODE: 92656 FAX NO.: (714) 289-7071
FOR COURT USE ONLY FILED Superior Court of California County of Los Angeles 04/13/2026 <i>David W. Staylor, Executive Officer / Clerk of Court</i> By: <u> M. Gonzalez </u> Deputy	
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES STREET ADDRESS: 312 North Spring Street MAILING ADDRESS: 312 North Spring Street CITY AND ZIP CODE: Los Angeles, 90012 BRANCH NAME: Spring Street Courthouse	
PLAINTIFF: SANTA FE CONVALESCENT HOSPITAL, INC., etc. DEFENDANT: EMERY SOOS, etc., et. al.	
JUDGMENT <input type="checkbox"/> By Clerk <input type="checkbox"/> By Default <input checked="" type="checkbox"/> After Court Trial <input checked="" type="checkbox"/> By Court <input type="checkbox"/> On Stipulation <input checked="" type="checkbox"/> Defendant Did Not Appear at Trial	
CASE NUMBER: 24STLC06281	

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JUDGMENT

1. **BY DEFAULT**
 - a. Defendant was properly served with a copy of the summons and complaint.
 - b. Defendant failed to answer the complaint or appear and defend the action within the time allowed by law.
 - c. Defendant's default was entered by the clerk upon plaintiff's application.
 - d. **Clerk's Judgment** (Code Civ. Proc., § 585(a)). Defendant was sued only on a contract or judgment of a court of this state for the recovery of money.
 - e. **Court Judgment** (Code Civ. Proc., § 585(b)). The court considered
 - (1) plaintiff's testimony and other evidence.
 - (2) plaintiff's written declaration (Code Civ. Proc., § 585(d)).
2. **ON STIPULATION**
 - a. Plaintiff and defendant agreed (stipulated) that a judgment be entered in this case. The court approved the stipulated judgment and
 - b. the signed written stipulation was filed in the case.
 - c. the stipulation was stated in open court the stipulation was stated on the record.
3. **AFTER COURT TRIAL**. The jury was waived. The court considered the evidence.
 - a. The case was tried on (*date and time*): **March 24, 2026 at 1:30pm**
 before (*name of judicial officer*): **Judge Maria Jhai**
 - b. Appearances by

<input checked="" type="checkbox"/> plaintiff (<i>name each</i>): (1) Paula Panganiban on behalf of Plaintiff (2) Clarissa Brink on behalf of Plaintiff <input type="checkbox"/> Continued on Attachment 3b.	<input checked="" type="checkbox"/> plaintiff's attorney (<i>name each</i>): (1) Adam L. Salamoff, Esq. (2)
<input type="checkbox"/> defendant (<i>name each</i>): (1) (2)	<input type="checkbox"/> defendant's attorney (<i>name each</i>): (1) (2)

 Continued on Attachment 3b.
 - c. Defendant did not appear at trial. Defendant was properly served with notice of trial.
 - d. A statement of decision (Code Civ. Proc., § 632) was not was requested.

PLAINTIFF: SANTA FE CONVALESCENT HOSPITAL, INC., etc. DEFENDANT: EMERY SOOS, etc., et. al.	CASE NUMBER: 24STLC06281
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JUDGMENT IS ENTERED BY THE COURT THE CLERK AS FOLLOWS:

4. **Stipulated Judgment.** Judgment is entered according to the stipulation of the parties.

5. **Parties.** Judgment is

- a. for plaintiff (*name each*): SANTA FE CONVALESCENT HOSPITAL, INC., a California corporation, doing business as BEACHSIDE POST ACUTE and against defendant (*names*): EMERY SOOS aka EMERY SOOS, SR. aka EMERY B. SOOS, an individual
 Continued on Attachment 5a.
- b. for defendant (*name each*):
- c. for cross-complainant (*name each*):
and against cross-defendant (*name each*):
 Continued on Attachment 5c.
- d. for cross-defendant (*name each*):

6. **Amount.**

- a. Defendant named in item 5a above must pay plaintiff on the complaint
- c. Cross-defendant named in item 5c above must pay cross-complainant on the cross-complaint

(1) <input checked="" type="checkbox"/> Damages	\$	28,811.00
(2) <input checked="" type="checkbox"/> Prejudgment interest at the annual rate of 10 %	\$	5,864.81
(3) <input type="checkbox"/> Attorney fees	\$	
(4) <input checked="" type="checkbox"/> Costs	\$	370.00
(5) <input type="checkbox"/> Other (<i>specify</i>):	\$	
(6) TOTAL	\$	35,045.81

(1) <input type="checkbox"/> Damages	\$	
(2) <input type="checkbox"/> Prejudgment interest at the annual rate of %	\$	
(3) <input type="checkbox"/> Attorney fees	\$	
(4) <input type="checkbox"/> Costs	\$	
(5) <input type="checkbox"/> Other (<i>specify</i>):	\$	
(6) TOTAL	\$	

- b. Plaintiff to receive nothing from defendant named in item 5b.
 Defendant named in item 5b to recover costs: \$
 and attorney fees: \$
- d. Cross-complainant to receive nothing from cross-defendant named in item 5d.
 Cross-defendant named in item 5d to recover costs: \$
 and attorney fees: \$

7. Judgment debtor is a natural person, and as provided in the relevant statute, \$28,811.00 of this judgment is on a claim related to medical expenses (Code Civ. Proc., §§ 683.110, 685.010) \$ of this judgment is on a claim related to personal debt (Code Civ. Proc., §§ 683.110, 685.010), which includes: \$ concerning consumer debt (Code Civ. Proc., § 708.111).

8. Other (*specify*):



Maria Ijai
 Maria Ijai / Judge
 JUDICIAL OFFICER

Date: 4/13/26

Date:

Clerk, by _____, Deputy

(SEAL)

CLERK'S CERTIFICATE (optional)
 I certify that this is a true copy of the original judgment on file in the court.

Date: _____
 Clerk, by _____, Deputy

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, address, and State Bar number):
 After recording, return to:
Adam L. Salamoff SBN: 193686
WILSON SALAMOFF, LLP
 1 Polaris Way, Suite 110,
 Aliso Viejo, CA 92656
 TEL NO: (714) 289-7070 FAX NO (optional): (714) 289-7071
 E-MAIL ADDRESS (Optional): adam@wilsonsalamoff.com
 ATTORNEY FOR JUDGMENT CREDITOR ASSIGNEE OF RECORD

SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES
 STREET ADDRESS 312 North Spring Street
 MAILING ADDRESS: 312 North Spring Street
 CITY AND ZIP CODE: Los Angeles, 90012
 BRANCH NAME Spring Street Courthouse

FOR RECORDER'S USE ONLY

PLAINTIFF: SANTA FE CONVALESCENT HOSPITAL, INC., etc.
 DEFENDANT: EMERY SOOS, etc., et. al.

CASE NUMBER
 24STLC06281

ABSTRACT OF JUDGMENT—CIVIL AND SMALL CLAIMS Amended

FOR COURT USE ONLY

1. The judgment creditor assignee of record applies for an abstract of judgment and represents the following:
 a. Judgment debtor's

Name and last known address

EMERY SOOS aka EMERY SOOS, SR. aka EMERY B. SOOS, an individual
 2221 Amelia Ave.
 San Pedro, CA 90731

b. Driver's license no. [last 4 digits] and state: Unknown
 c. Social security no. [last 4 digits]: Unknown

d. Summons or notice of entry of sister-state judgment was personally served or mailed to (name and address):
 EMERY SOOS aka EMERY SOOS, SR. aka EMERY B. SOOS, an individual
 2221 Amelia Ave., San Pedro, CA 90731

2. Information on additional judgment debtors is shown on page 2.

4. Information on additional judgment creditors is shown on page 2.

3. Judgment creditor (name and address): SANTA FE CONVALESCENT HOSPITAL, INC., a California corporation, doing business as BEACHSIDE POST ACUTE, c/o Wilson Salamoff, LLP, 1 Polaris Way, Suite 110, Aliso Viejo, CA 92656

5. Original abstract recorded in this county:

Date: April 27, 2026

a. Date:

b. Instrument No.:



(SIGNATURE OF APPLICANT OR ATTORNEY)

Adam L. Salamoff
 (TYPE OR PRINT NAME)

6. Total amount of judgment as entered or last renewed:
 \$ 35,045.81

10. An execution lien attachment lien is endorsed on the judgment as follows:

7. All judgment creditors and debtors are listed on this abstract.

a. Amount: \$

8. a. Judgment entered on (date): April 13, 2026

b. In favor of (name and address):

b. Renewal entered on (date):

9. This judgment is an installment judgment.

11. A stay of enforcement has

a. not been ordered by the court.

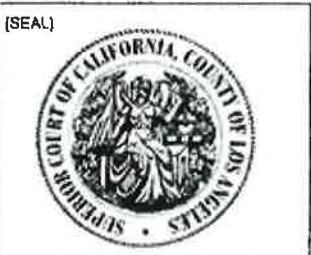
b. been ordered by the court effective until (date):

12. a. I certify that this is a true and correct abstract of the judgment entered in this action.

b. A certified copy of the judgment is attached.

David W. Slayton, Executive Officer/Clerk of Court

Clerk, by K. Encinas, Deputy



This abstract issued on (date):
 04/28/2026

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Mr. Emery Soos
1235 Pennsylvania Ave., SE
Washington, DC 20003
Email: citizentwoosos@gmail.com

May 4, 2026

Office of the Clerk
Supreme Court of the United States
1 First St., NE
Washington, DC 20543

Re: PROOF OF SERVICE FOR EMERGENCY APPLICATION

To the Honorable Clerk of the Court:

I, Emery Soos, do swear or declare that on this date, May 4, 2026, as required by Supreme Court Rule 29, I have served the accompanying **Emergency Application for Stay of Proceedings/Judgment** on each party to the above proceeding or that party's counsel, and on every other person required to be served, by depositing an envelope containing the above document in the United States mail properly addressed to each of them and with first-class postage prepaid:

- Hon. Rob Bonta, Attorney General
State of California
Office of the Attorney General
1300 I St.
Sacramento, CA 95814-2919
- Mr. Adam S. Salamoff, Attorney for Respondent
William Salamoff, LLP
1 Polaris Way, Ste. 110
Aliso Viego, CA 92656-5358
Respondent: Santa Fe Convalescent Hospital, Inc.

Respectfully Submitted,
Mr. Emery Soos, Applicant