26-6005

No. _____

ORIGINAL

IN THE

SUPREME COURT OF THE UNITED STATES

FILED
OCT 23 2026
OFFICE OF THE CLERK
SUPREME COURT, U.S.

JOHN DOE, Petitioner,

v.

CALIFORNIA SOUTHERN UNIVERSITY, et al., Respondents.

MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

Petitioner John Doe respectfully moves under Supreme Court Rule 39 for leave to file the attached petition for a writ of certiorari without prepayment of fees or costs and to proceed in forma pauperis.

Petitioner was granted leave to proceed in forma pauperis in the United States District Court for the Central District of California in the underlying CalSouthern action and proceeded in the Ninth Circuit under Federal Rule of Appellate Procedure 24(a)(3), subject to further order. Petitioner submits the accompanying declaration in the form required by Supreme Court Rule 39.1 and Federal Rule of Appellate Procedure Form 4.

Respectfully submitted,

John Doe

JOHN DOE
Petitioner Pro Se
California Secretary of State Safe at Home Participant
P.O. Box 1679, Unit 4550
Sacramento, CA 95812
Telephone: (310) 598-8398
October 23, 2026

No. _____

IN THE

SUPREME COURT OF THE UNITED STATES

JOHN DOE, Petitioner

v.

CALIFORNIA SOUTHERN UNIVERSITY; AMERICAN INTERCONTINENTAL UNIVERSITY SYSTEM, INC., Respondents

DECLARATION IN SUPPORT OF MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

(Supreme Court Rule 39; Federal Rule of Appellate Procedure Form 4 format)

I swear or affirm under penalty of perjury that, because of my financial circumstances, I cannot prepay the docket fees or costs of this proceeding without sacrificing ordinary necessities. I believe I am entitled to redress. I swear or affirm under penalty of perjury under the laws of the United States that my answers on this declaration are true and correct. See 28 U.S.C. § 1746; 18 U.S.C. § 1621.

Signature: John Doe **Date:** 10/23/2026

JOHN DOE, Petitioner Pro Se

Question presented / issue for review:

Whether filing an amended complaint pursuant to leave granted in the same order denying preliminary injunctive relief automatically moots an appeal under 28 U.S.C. § 1292(a)(1) because the prior pleading is superseded, or whether Article III requires the court of appeals to determine whether the amendment materially changed the controversy and whether any effectual relief remains available.

Before signing: Form 4 requires every question to be answered. Entries marked **COMPLETE** are facts not established by the existing October 8, 2026 financial filing. Replace each one with an answer, 0, or N/A before signing.

1. Income received during the past 12 months and amount expected next month. Use gross amounts before deductions.

Income source	Past 12-mo avg. - You	Past 12-mo avg. - Spouse	Expected next month - You	Expected next month - Spouse
Employment	COMPLETE / $1,666.45	COMPLETE / N/A	$1,666.45	COMPLETE / N/A
Self-employment	0 / COMPLETE NA	COMPLETE / N/A	0 / COMPLETE NA	COMPLETE / N/A
Income from real property	0 / COMPLETE NA	COMPLETE / N/A	0 / COMPLETE NA	COMPLETE / N/A
Interest and dividends	0 / COMPLETE NA	COMPLETE / N/A	0 / COMPLETE NA	COMPLETE / N/A
Gifts	0 / COMPLETE NA	COMPLETE / N/A	0 / COMPLETE NA	COMPLETE / N/A
Alimony	0 / COMPLETE NA	COMPLETE / N/A	0 / COMPLETE NA	COMPLETE / N/A
Child support	0 / COMPLETE NA	COMPLETE / N/A	0 / COMPLETE NA	COMPLETE / N/A
Retirement	0 / COMPLETE NA	COMPLETE / N/A	0 / COMPLETE NA	COMPLETE / N/A
Disability (Social Security)	COMPLETE 12-month average $1,278.90	COMPLETE / N/A	$1,278.90 gross	COMPLETE / N/A
Unemployment payments	0 / COMPLETE NA	COMPLETE / N/A	0 / COMPLETE NA	COMPLETE / N/A
Public assistance (CalFresh/SNAP)	COMPLETE amount	COMPLETE / N/A	COMPLETE amount	COMPLETE / N/A
Other	0 / COMPLETE NA	COMPLETE / N/A	0 / COMPLETE NA	COMPLETE / N/A
TOTAL $1,666.45	COMPLETE	COMPLETE / N/A	COMPLETE $3,069.35	COMPLETE / N/A

2. Employment history for the past two years, most recent employer first.

Employer	Address	Dates of employment	Gross monthly pay
Los Angeles County In-Home Supportive Services (IHSS)	2707 S. Grand Ave., Los Angeles, CA 90007	COMPLETE dates 1/2022 – Present	$1,666.45 approx.
COMPLETE / N/A	COMPLETE / N/A	COMPLETE / N/A	COMPLETE / N/A
COMPLETE / N/A	COMPLETE / N/A	COMPLETE / N/A	COMPLETE / N/A

3. Spouse's employment history for the past two years.
Spouse status / employment: N/A (enter N/A if not applicable)

4. Cash and funds in financial institutions.
Cash on hand: $2,000.00

Financial institution	Type of account	Amount you have	Amount spouse has
Discover Bank	Checking	Approx. $700	COMPLETE / N/A
Discover Bank	Savings	Approx. $700	COMPLETE / N/A
Discover Bank	Second savings	Approx. $2,000	COMPLETE / N/A

5. Assets and values. Do not list clothing or ordinary household furnishings.

Asset	Description	Approximate value
Home	COMPLETE / N/A	COMPLETE / N/A
Other real estate	COMPLETE / N/A	COMPLETE / N/A
Motor vehicle #1	2024 BMW i4; financed; registration no.: COMPLETE NFCM	Approx. $60,000 gross value
Motor vehicle #2	COMPLETE / N/A	COMPLETE / N/A
Other assets	COMPLETE / N/A	COMPLETE / N/A

6. Money owed to you or your spouse.
Person/business/organization: N/A Amount owed to you: $0.00 Amount owed to spouse: $0.00
Additional entries: _____

7. Persons who rely on you or your spouse for support.

Name	Relationship	Age
Leola H. Fier	Aunt	86
COMPLETE / N/A		

8. Average monthly family expenses. Complete every line; enter 0 or N/A where appropriate.

Expense item	You	Spouse
Rent / housing	$1,997.50	COMPLETE / N/A
Real estate taxes included?	COMPLETE Yes / No / N/A	COMPLETE / N/A
Property insurance included?	COMPLETE Yes / No / N/A	COMPLETE / N/A
Utilities / communications	$221.06	COMPLETE / N/A
Home maintenance	COMPLETE / 0 NA	COMPLETE / N/A
Food	$150.00	COMPLETE / N/A
Clothing	COMPLETE / 0 NA	COMPLETE / N/A
Laundry / dry cleaning	COMPLETE / 0 NA	COMPLETE / N/A
Medical / dental	$74.11	COMPLETE / N/A
Transportation (excluding vehicle payments)	$350.00	COMPLETE / N/A
Recreation / entertainment	COMPLETE / 0 $50.00	COMPLETE / N/A
Insurance - homeowner/renter/life/health/motor/other	$120.00 documented; specify type Lemonade INS	COMPLETE / N/A
Taxes not deducted from wages	COMPLETE / 0	COMPLETE / N/A
Installment - motor vehicle Nordstrom Federal Credit Union	COMPLETE; vehicle loan is documented	COMPLETE / N/A
Credit card	$120.00	COMPLETE / N/A
Department store	COMPLETE / 0 NA	COMPLETE / N/A
Alimony / maintenance / support paid to others	COMPLETE / 0 NA	COMPLETE / N/A
Business / profession expenses	COMPLETE / 0 NA	COMPLETE / N/A
Other	COMPLETE / 0 NA	COMPLETE / N/A
Documented subtotal from 10/8/26 declaration	$3,032.67 / $3,08.67	COMPLETE / N/A

9. Do you expect any major changes to monthly income, expenses, assets, or liabilities during the next 12 months?
[X] Yes [ ] No. If yes, describe: Caregiver Responsibility Increases For aunt

10. Have you spent, or will you spend, money for attorney fees or expenses in connection with this case?
[ ] Yes [X] No. If yes, amount: $ 0.00 Explain: N/A

11. Have you paid, or will you pay, anyone other than an attorney (such as a paralegal or typist) for services in connection with this case?
[ ] Yes [X] No. If yes, amount: $ 0.00 Name/contact: N/A

12. Other information explaining inability to prepay the Supreme Court filing fee.

Petitioner previously received leave to proceed without prepayment of fees in the underlying federal action and proceeded in the Ninth Circuit under Federal Rule of Appellate Procedure 24(a)(3). The October 8, 2026 financial filing documents current gross IHSS wages of approximately $1,666.45 per month, a gross Social Security disability benefit of approximately $1,278.90 per month before an SSA recovery withholding, modest bank balances used for rent and necessities, and documented recurring monthly expenses totaling approximately $3,032.67 in the categories then reported. Petitioner also owns a financed 2024 BMW i4 that is necessary transportation and is subject to an outstanding loan. These circumstances materially limit the ability to prepay the filing fee while meeting ordinary necessities.

13. Legal residence and contact information.

City / State of legal residence	Los Angeles, California
Daytime telephone	(310) 598-8398
Age 11/09/1960	COMPLETE 65
Years of schooling	COMPLETE Doctoral Candidate, PsyD, 22 Years

FINAL COMPLETION CHECK BEFORE SIGNING: Replace every "COMPLETE" entry with an answer, 0, or N/A. Then sign and date the declaration. Do not add a Social Security number.

Signature: John Doe

JOHN DOE, Petitioner Pro Se

Date: 10/23/2026