

Supreme Court, U.S.  
FILED  
**MAR - 4 2025**  
OFFICE OF THE CLERK

Docket No. 24A909

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**IN THE SUPREME COURT OF THE UNITED STATES**

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*Derrick L. Johnson – Petitioner*

vs.

*Chief Justice Patricia Guerrero, “et. al.” - Respondents.*

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On Application to the Superior Court of the State  
of California for the County of Los Angeles

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application to stay the enforcement of a judgment sought to be reviewed

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Derrick L. Johnson  
Petitioner *Pro Se*  
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SUPREME COURT, U.S.

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

Petitioner respectfully moves for a Justice to, at chambers, grant an order staying the enforcement of the judgment (sought to be reviewed by the Supreme Court on writ of certiorari) in case number BY943662 to enable Petitioner (the party aggrieved) to obtain a writ of certiorari from the Supreme Court. The petition raises the question of whether the judgment denies Petitioner a right under the Constitution of the United States. The relief sought is not available from Respondent Supreme Court of California because the relief sought was denied on February 11, 2025 (Appendix B).

Petitioner (as applicant in this document) has satisfied the requirements of Supreme Court Rule 23 and of this Court (in *Hollingsworth vs. Perry*, 130 S. Ct. 705, 709 (2010)) for seeking a stay and for seeking the relief requested from a Circuit Justice, in that these are the most extraordinary circumstances because Respondent Superior Court of the State of California for the County of Los Angeles does not have personal jurisdiction over Petitioner and; therefore, does not have the power to proceed; also, petitioner has sought the relief requested above and that request has been denied (as shown in Appendix B).

### **ARGUMENT (THE REASONS WHY A STAY IS JUSTIFIED)**

**A. The Requirements for a Stay of Proceedings pending Certiorari are satisfied in this Case** This Court has held "...To obtain a stay pending the filing and disposition of a petition for a

writ of certiorari, an applicant must show (1) a reasonable probability that four Justices will consider the issue sufficiently meritorious to grant certiorari; (2) a fair prospect that a majority of the Court will vote to reverse the judgment below; and (3) a likelihood that irreparable harm will result from the denial of a stay..." *Hollingsworth vs. Perry*, 130 S. Ct. 705, 709 (2010); petitioner has made such showing here of the likelihood of irreparable harm (petitioner is being continuously deprived of property without due process of law, in violation of the 5<sup>th</sup> Amendment to the Constitution of the United States) will result from the denial of a stay. In light of this Court stating "...the district court was without personal jurisdiction over the defendant, and that in the absence of such jurisdiction the court was without power to proceed to an adjudication..." *Employers Reinsurance Corp. vs. Bryant*, 299 U.S. 374, 381 (1937), there is a reasonable probability that this Court will grant certiorari and a fair prospect this Court would reverse the judgment below.

**B. 28 U.S.C. §2101(f) provides for a stay**

**C. Code of Civil Procedure §165 provides for a Justice of the Supreme Court to grant all orders**

**D. The judgment is void under state law and Petitioner is the defendant in such judgment** See *People vs. Greene* (1887) 74 Cal. 400, 406 and Supreme Court Rule 23.2.

### **THE RELIEF SOUGHT**

In conclusion, for the foregoing reasons, Petitioner respectfully requests a Justice to, at chambers (on the day this application is delivered to a Justice) grant an order staying the enfor-

cement of the judgment in case number BY943662 to enable Petitioner to obtain a writ of certiorari from the Supreme Court.

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INDEX TO APPENDICES

APPENDIX A - copy of the judgment sought to be reviewed

APPENDIX B – copy of the order of Respondent Supreme Court of California denying Petitioner's stay request

FL-630

GOVERNMENTAL AGENCY (Under Family Code, §§ 17400,17406): FESIA DAVENPORT, CHIEF ATTORNEY LOS ANGELES COUNTY CSSD - SOUTH LOS ANGELES 6300 S VERMONT AVE FL 2 LOS ANGELES CA 90044-3422 200000000514047 TELEPHONE NO.: (866) 901-3212 FAX NO. (Optional): (323) 789-8668 E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): Under Family Code §§ 17400 & 17406	FOR COURT USE ONLY  <b>FILED</b> LOS ANGELES SUPERIOR COURT  JAN 11 2012  JOHN A. CLARK, CLERK <i>John A. Clark</i> BY BINH NGUYEN, DEPUTY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES STREET ADDRESS: 600 S COMMONWEALTH AVE MAILING ADDRESS: 600 S COMMONWEALTH AVE CITY AND ZIP CODE: LOS ANGELES 90005-4001 BRANCH NAME: CENTRAL CIVIL WEST	
PETITIONER/PLAINTIFF: COUNTY OF LOS ANGELES RESPONDENT/DEFENDANT: DERRICK LYNN JOHNSON OTHER PARENT: JANN KAYE WHETSTONE	
JUDGMENT REGARDING PARENTAL OBLIGATIONS <input type="checkbox"/> AMENDED <input type="checkbox"/> SUPPLEMENTAL	CASE NUMBER: BY943662

1. a.  NOTICE: THIS IS A PROPOSED JUDGMENT. This *Judgment Regarding Parental Obligations* will be entered by the court and will become legally binding unless you fill out and file the *Answer to Complaint or Supplemental Complaint Regarding Parental Obligations (Governmental)* (form FL-610) with the court clerk within 30 days of the date you were served with the *Summons and Complaint or Supplemental Complaint Regarding Parental Obligations (Governmental)* (form FL-600). If you need form FL-610, you may get one from the local child support agency's office, the court clerk, or the family law facilitator. The family law facilitator will help you fill out the forms. To file the answer, follow the procedures listed in the attached instructions.
- b.  NOTICE: THIS IS A JUDGMENT. It is now legally binding.
2. This matter proceeded as follows:
- a.  Judgment entered under Family Code section 17430.
- b.  By court hearing, appearances as follows:
- (1) Date: \_\_\_\_\_ Dept.: 2G Judicial Officer: *Anthony Drewry*
- (2)  Petitioner/plaintiff present     Attorney present (name): \_\_\_\_\_
- (3)  Respondent/defendant present     Attorney present (name): \_\_\_\_\_
- (4)  Other parent present     Attorney present (name): \_\_\_\_\_
- (5) Local child support agency attorney (Family Code, §§ 17400,17406) (name): \_\_\_\_\_
- (6)  Other: (specify): \_\_\_\_\_
- c. The obligor (the parent ordered to pay support) is the  petitioner/plaintiff  respondent/defendant  other parent.
3.  This order is based on presumed income for the obligor under Family Code section 17400.
4.  Attached is a computer printout showing the parents' incomes and percentage of time each parent spends with the children. The printout, which shows the calculation of child support payable, will become the court's findings.
5.  This order is based on the attached documents (specify): \_\_\_\_\_

**THE COURT ORDERS**

6. a. The mother and father listed in the complaint are the parents of the children named in item 6b.
- b. Obligor must pay current child support as follows:

Name	Date of birth	Monthly support amount
Cf	10/01/2008	\$331.00
Cf J. W.	10/01/2008	\$331.00

- (1)  Other (specify): Child support obligations are pursuant to the attached guideline calculation computer printout.
- (2)  For a total of: \$662.00 payable on the: first day of each month beginning (date): 06/01/2010

**NOTICE: Any party required to pay child support must pay interest on overdue amounts at the legal rate, which is currently 10 percent per year.**

Page 1 of 2

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PETITIONER/PLAINTIFF: COUNTY OF LOS ANGELES RESPONDENT/DEFENDANT: DERRICK LYNN JOHNSON OTHER PARENT: JANN KAYE WHETSTONE	CASE NUMBER: BY943662
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6. b. (3)  The low-income adjustment applies.  
 The low-income adjustment does not apply because (specify reasons):

(4) Any support ordered will continue until further order of court, unless terminated by operation of law.

- c.  Obligor must pay child support for the past periods and in the amounts set forth below:

Name	Date of birth	Period of support	Amount
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(1)  Other (specify):

(2)  For a total of: \$ \_\_\_\_\_ payable: \$ \_\_\_\_\_ on the: \_\_\_\_\_ day of each month beginning (date): \_\_\_\_\_

(3)  Interest accrues on the entire principal balance owing and not on each installment as it becomes due.

- d. If this is a judgment on a *Supplemental Complaint*, it does not modify or supersede any prior judgment or order for support or arrearage, unless specifically provided.
- e. No provision of this judgment can operate to limit any right to collect the principal (total amount of unpaid support) or to charge and collect interest and penalties as allowed by law. All payments ordered are subject to modification.
- f. All payments must be made to (name and address of agency): CALIFORNIA STATE DISBURSEMENT UNIT  
 PO BOX 989067  
 WEST SACRAMENTO CA 95798-9067

g. An *Income Withholding for Support* (form FL-195) will issue.

- h.  Obligor  Obligee must: (1) provide and maintain health insurance coverage for the children if it is available through employment or a group plan, or otherwise available at no or reasonable cost, and must keep the local child support agency informed of the availability of the coverage; (2) if health insurance is not available, provide coverage when it becomes available; (3) within 20 days of the local child support agency's request, complete and return a health insurance form; (4) provide to the local child support agency all information and forms necessary to obtain health-care services for the children; (5) present any claim to secure payment or reimbursement to the other parent or caretaker who incurs costs for health-care services for the children; and (6) assign any rights to reimbursement to the other parent or caretaker who incurs costs for health-care services for the children. If the "Obligor" box is checked, a health insurance coverage assignment will issue.

- i. The parents must notify the local child support agency in writing within 10 days of any change in residence or employment.
- j. The form *Notice of Rights and Responsibilities—Health-Care Costs and Reimbursement Procedures and Information Sheet on Changing a Child Support Order* (form FL-192) is attached.


- k.  The following person (the "other parent") is added as a party to this action under Family Code section 17404 (name):  
 JANN KAYE WHETSTONE

l.  Obligor must pay costs of: \$ \_\_\_\_\_

- m.  The court further orders (specify): Obligor must pay fifty percent (50%) of the reasonable uninsured health care costs for the children as provided by Family Code section 4062.

Date:

7. Number of pages attached: 2

Approved as conforming to court order. Date:    (SIGNATURE OF ATTORNEY FOR OBLIGOR)
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JUDICIAL OFFICER:  
 SIGNATURE FOLLOWS LAST ATTACHMENT

SUPREME COURT  
FILED

FEB 11 2025

Jorge Navarrete Clerk

S289036

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Deputy

**IN THE SUPREME COURT OF CALIFORNIA**

**En Banc**

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In re DERRICK LYNN JOHNSON on Habeas Corpus.

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The petition for writ of habeas corpus and application for stay are denied.

GUERRERO

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*Chief Justice*



No. \_\_\_\_\_

IN THE  
SUPREME COURT OF THE UNITED STATES

Derrick L. Johnson \_\_\_\_\_ — PETITIONER  
(Your Name)

VS.

Chief Justice Patricia Guerrero; Supreme Court of California; Presiding Judge Sergio C. Tapia II; Superior Court of the State of California for the County of Los Angeles; and; United States \_\_\_\_\_ — RESPONDENT(S)

**PROOF OF SERVICE**

I, \_\_\_\_\_, do swear or declare that on this date, \_\_\_\_\_, 20\_\_\_\_, as required by Supreme Court Rule 29 I have served the enclosed ~~APPLICATION TO STAY THE ENFORCEMENT OF A JUDGMENT SOUGHT TO BE REVIEWED~~ and ~~MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS~~ 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 documents in the United States mail properly addressed to each of them and with first-class postage prepaid, or by delivery to a third-party commercial carrier for delivery within 3 calendar days. All parties required to be served have been served.

The names and addresses of those served are as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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

Executed on MARCH 4, 2025

  
\_\_\_\_\_  
(Signature)