

No. _____

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

In The Matter of Maurice Daniel

Petitioner -Petitioner,

-VS-

Brooklyn Law School

Respondent -Respondent.

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

The petitioner asks leave to file the attached petition for a writ of certiorari without prepayment of costs and to proceed *in forma pauperis*.

Please check the appropriate boxes:

- ✓ Petitioner has previously been granted leave to proceed *in forma pauperis* in the following court(s): I was granted leave to proceed in forma pauperis in the Kings County Supreme Court.
- ✓ Petitioner's affidavit or declaration in support of this motion is attached hereto.

Maurice Daniel

Maurice Daniel

**AFFIDAVIT OR DECLARATION IN SUPPORT OF MOTION FOR LEAVE TO
PROCEED IN FORMA PAUPERIS**

I, Maurice Daniel, am the petitioner in the above-entitled case. In support of my motion to proceed *in forma pauperis*, I state that because of my poverty I am unable to pay the costs of this case or to give security therefor; and I believe I am entitled to redress.

1. For both you and your spouse estimate the average amount of money received from each of the following sources during the past 12 months. Adjust any amount that was received weekly, biweekly, quarterly, semiannually, or annually to show the monthly rate. Use gross amounts, that is, amounts before any deductions for taxes or otherwise.

Income source	Average monthly amount during the past 12 months	Amount expected next month
Employment	\$ 2,700	\$ 2,700
Self-employment	\$ 0	\$ 0
Income from real property (such as rental income)	\$ 0	\$ 0
Interest and dividends	\$ 0	\$ 0
Gifts	\$ 0	\$ 0
Alimony	\$ 0	\$ 0
Child Support	\$ 0	\$ 0
Retirement (such as social security, pensions, annuities, insurance)	\$ 0	\$ 0
Disability (such as social security, insurance payments)	\$ 0	\$ 0
Unemployment payments	\$ 0	\$ 0
Public-assistance (such as welfare)	\$ 0	\$ 0
Other (specify):	\$ 0	\$ 0
Total monthly income:	\$2,700	\$ 0

2. List your employment history for the past two years, most recent first.

Employer	Address	Dates of Employment	Gross monthly pay
City of New York	<u>80 Centre St.,</u> <u>New York, NY 10013</u>	7/20/2015 through Present	I make \$46,303 per year, so gross Monthly income is approximately \$2,700

3. List your spouse's employment history for the past two years, most recent employer first.

N/A

4. How much cash do you spouse have? \$ Below, state any money you or your spouse have in bank accounts or in any other financial institution.

Type of account	Amount you have	Amount your spouse has
-----------------	-----------------	------------------------

Checking	\$400	N/A
----------	-------	-----

5. List the assets, and their values, which you own or your spouse owns. Do not list clothing and ordinary household furnishings.

N/A

6. State every person, business, or organization owing you or your spouse money, and the Person owing you or your spouse money, and the amount owed.

N/A

7. State the persons who rely on you or your spouse for support. For minor children, list initials instead of names (e.g. "J.S." instead of "John Smith").

Name	Relationship	Age
<u>Lucia Daniel</u>	<u>Mother</u>	<u>62</u>
<u>Dennis Daniel</u>	<u>Father</u>	<u>67</u>

8. Estimate the average monthly expenses of you and your family. Show separately the amounts paid by your spouse. Adjust any payments that are made weekly, biweekly, quarterly, or annually to show the monthly rate.

Rent or home-mortgage payment (include lot rented for mobile home) Are real estate taxes included?

I pay \$1,075 per month in rent, and \$100.00 per year in renter's insurance.

Utilities (electricity, heating fuel, water, sewer, and telephone)

I pay about \$360 a month when you add heat, electricity, water, and telephone.

Home maintenance (repairs and upkeep)

N/A

Food

When I add up the lunch that I purchase at work, and the groceries that I purchase at home, I spend about \$470 a month on food.

Clothing

I don't buy clothes that often, so I probably spend about \$50 a month on clothing.

Laundry and dry-cleaning

I spend about \$20 a month at the Laundromat.

Medical and dental expenses

N/A I have coverage

Transportation (not including motor vehicle payments)

I use both the NJ transit bus and the MTA to get to work, so I pay \$ 264.50 per month in bus passes.

Recreation, entertainment, newspapers, magazines, etc.

\$50

Insurance (not deducted from wages or included in mortgage payments)

N/A

Homeowner's or renter's

I Pay \$100 per year in renter's insurance.

My parents are not working right now, so I give them about \$300 to \$400 a month, and sometimes more, to help them make ends meet.

Taxes (not deducted from wages or included in mortgage payments)

N/A

Installment payments

N/A

Total monthly expenses: Approximately \$2,539.50

9. Do you expect any major changes to your monthly income or expenses or in your assets or liabilities during the next 12 months?

No.

10. Have you paid – or will you be paying – an attorney any money for services in connection with this case, including the completion of this form?

No, if I were able to afford one, I would pay one, but I cannot. That is the reason why I have been representing myself in court since 2014 in this matter.

11. Have you paid—or will you be paying—anyone other than an attorney (such as a paralegal or a typist) any money for services in connection with this case, including the completion of this form?

No, I cannot afford to hire anyone to help me. If I could afford to hire help, I would.

12. Provide any other information that will help explain why you cannot pay the costs of this case.

At the onset of this case, I was unemployed, and poor. Subsequently, the lower court allowed me to proceed in forma pauperis. Although I am no longer unemployed, my current circumstances still qualify me for poor person relief. This case is heading into the Supreme Court at a time when neither of my parents are working. Although I am fortunate enough to have a job at this time, I still need to set aside enough money to help my parents out until one of them is able to obtain a job. Every two weeks, I provide them with money. The amount varies depending on their needs. In addition to that, I have to cover my own living expenses. Lawyers charge upwards of \$300.00 just for consultations. If you ask them to reproduce documents, or draft anything, they can charge upwards of \$1,000. I do not have enough money to pay for that, and I do not have enough to pay the court costs and still cover my living expenses. If it is possible, I humbly request that the Supreme Court wave the court costs and allow me to proceed *in forma pauperis*. *In the event that the court does not grant my request, then I humbly request additional time to find a way to make 40 copies of everything and satisfy the other Supreme Court requirements.*

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

Executed on: June 13, 2018

Sworn to before me this ¹⁵~~13~~th

Day of June, 2018

Maurice Daniel

Signature

Josephine Bourne

Notary Public

JOSEPHINE BOURNE
Notary Public, State of New York
No. 04806325374
Qualified in Kings County
Commission Expires May 28, 2019