

No. _____ - _____

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

_____ Term of _____

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SUPREME COURT, U.S.**

HARRY LONZO-BOLTON ERVIN,

Petitioner,

vs.

PEOPLE OF THE STATE OF MICHIGAN,

Respondent.

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

HARRY LONZO-BOLTON ERVIN, the Petitioner in the above-entitled cause, proceeding *in pro se*, hereby moves this Honorable Court for leave to proceed, *in forma pauperis*, pursuant to 28 USC § 1915 and Sup. Ct. R. 39, for reason being that Petitioner is of indigent circumstances without the necessary funds to pay the required filing fees. Waiver of fees and costs was sought and granted at the State appellate level. An AFFIDAVIT OF INDIGENCY in support of this motion is attached.

Respectfully submitted,

SIGNED: _____


HARRY LONZO-BOLTON ERVIN (#482984)
Kinross Correctional Facility
4533 West Industrial Park Drive
Kincheloe, Michigan 49788

DATED: January 29th of 2018.

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

I, Harry Louzo-Bolton Ervin, 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	
	You	Spouse	You	Spouse
Employment	\$0.00	\$Not Applicable	\$0.00	\$NOT APPLICABLE
Self-employment	\$0.00	\$ NA	\$0.00	\$ NA
Income from real property (such as rental income)	\$0.00	\$ NA	\$0.00	\$ NA
Interest and dividends	\$0.00	\$ NA	\$0.00	\$ NA
Gifts	\$0.00	\$ NA	\$0.00	\$ NA
Alimony	\$0.00	\$ NA	\$0.00	\$ NA
Child Support	\$0.00	\$ NA	\$0.00	\$ NA
Retirement (such as social security, pensions, annuities, insurance)	\$0.00	\$ NA	\$0.00	\$ NA
Disability (such as social security, insurance payments)	\$0.00	\$ NA	\$0.00	\$0.00
Unemployment payments	\$0.00	\$ NA	\$0.00	\$ NA
Public-assistance (such as welfare)	\$0.00	\$ NA	\$0.00	\$ NA
Other (specify):	\$0.00	\$ NA	\$0.00	\$ NA
Total monthly income:	\$0.00	\$ NA	\$0.00	\$ NA

2. List your employment history for the past two years, most recent first. (Gross monthly pay is before taxes or other deductions.) Presently incarcerated (NOT APPLICABLE)

Employer	Address	Dates of Employment	Gross monthly pay
<u>NOT APPLICABLE</u>	<u>NA (Presently Incarcerated)</u>	<u>NA</u>	\$ <u>NA</u>
<u>NA</u>	<u>NA</u>	<u>NA</u>	\$ <u>NA</u>
<u>NA</u>	<u>NA</u>	<u>NA</u>	\$ <u>NA</u>

3. List your spouse's employment history for the past two years, most recent employer first. (Gross monthly pay is before taxes or other deductions.) NOT MARRIED (NA)

Employer	Address	Dates of Employment	Gross monthly pay
<u>NA</u>	<u>NA</u>	<u>NA</u>	\$ <u>NA</u>
			\$
			\$

4. How much cash do you and your spouse have? \$0.00
Below, state any money you or your spouse have in bank accounts or in any other financial institution.

Type of account (e.g., checking or savings)	Amount you have	Amount your spouse has
<u>NA</u>	\$ <u>NA</u>	\$ <u>NA</u>
	\$	\$
	\$	\$

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

☐ Home
Value NA (NONE)

☐ Other real estate
Value NONE

☐ Motor Vehicle #1
Year, make & model NONE
Value NA

☐ Motor Vehicle #2
Year, make & model NONE
Value NA

☐ Other assets
Description NA
Value NA

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

Person owing you or your spouse money	Amount owed to you	Amount owed to your spouse
<u>NONE</u>	<u>\$0.00</u>	<u>\$0.00</u>
<u> </u>	<u>\$ </u>	<u>\$ </u>
<u> </u>	<u>\$ </u>	<u>\$ </u>

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>NONE</u>	<u>NA</u>	<u>NA</u>
<u>"</u>	<u>"</u>	<u>"</u>
<u>"</u>	<u>"</u>	<u>"</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.

	You	Your spouse
Rent or home-mortgage payment (include lot rented for mobile home)	<u>\$ NONE</u>	<u>\$ NA</u>
Are real estate taxes included? <input type="checkbox"/> Yes <input type="checkbox"/> No		
Is property insurance included? <input type="checkbox"/> Yes <input type="checkbox"/> No		
Utilities (electricity, heating fuel, water, sewer, and telephone)	<u>\$0.00</u>	<u>\$ NA</u>
Home maintenance (repairs and upkeep)	<u>\$0.00</u>	<u>\$ NA</u>
Food	<u>\$0.00</u>	<u>\$ NA</u>
Clothing	<u>\$0.00</u>	<u>\$ NA</u>
Laundry and dry-cleaning	<u>\$0.00</u>	<u>\$ NA</u>
Medical and dental expenses	<u>\$0.00</u>	<u>\$ NA</u>

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ <u>0.00</u>	\$ <u>NA</u>
Recreation, entertainment, newspapers, magazines, etc.	\$ <u>0.00</u>	\$ <u>NA</u>
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ <u>NONE</u>	\$ <u>NA</u>
Life	\$ <u>NONE</u>	\$ <u>NA</u>
Health	\$ <u>NONE</u>	\$ <u>NA</u>
Motor Vehicle	\$ <u>NONE</u>	\$ <u>NA</u>
Other: _____	\$ <u>NONE</u>	\$ <u>NA</u>
Taxes (not deducted from wages or included in mortgage payments)		
(specify): <u>NONE</u>	\$ <u>NONE</u>	\$ <u>NA</u>
Installment payments		
Motor Vehicle	\$ <u>NONE</u>	\$ <u>NA</u>
Credit card(s)	\$ <u>NONE</u>	\$ <u>NA</u>
Department store(s)	\$ <u>NONE</u>	\$ <u>NA</u>
Other: _____	\$ <u>NONE</u>	\$ <u>NA</u>
Alimony, maintenance, and support paid to others	\$ <u>NONE</u>	\$ <u>NA</u>
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ <u>NONE</u>	\$ <u>NA</u>
Other (specify): _____	\$ <u>NONE</u>	\$ <u>NA</u>
Total monthly expenses:	\$ <u>0.00</u>	\$ <u>NA</u>

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

☐ Yes ☒ No If yes, describe on an attached sheet.

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? ☐ Yes ☒ No

If yes, how much? NA

If yes, state the attorney's name, address, and telephone number:

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?

☐ Yes ☒ No

If yes, how much? NA

If yes, state the person's name, address, and telephone number:

12. Provide any other information that will help explain why you cannot pay the costs of this case.
I am presently incarcerated without any reliable outside sources to assist me financially.

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

Executed on: August 14, _____, 2018


(Signature)