

IN THE SUPREME COURT OF THE UNITED STATES

DAMON L. CALDWELL

Petitioner,

STANLEY PAYNE

Superintendent, Eastern Reception,

Diagnostic, and

Correctional Center

Respondent.

Case No.

ATTACHED AFFIDAVIT IN SUPPORT OF MOTION
TO PROCEED IN FORMA PAUPERIS

KENT E. GIPSON

Law Office of Kent Gipson, LLC

121 East Gregory Boulevard

Kansas City, Missouri 64114

816-363-4400 • Fax 816-363-4300

kent.gipson@kentgipsonlaw.com

COUNSEL FOR PETITIONER

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

I, Damon Caldwell, 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	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Self-employment	\$ _____	\$ _____	\$ _____	\$ _____
Income from real property (such as rental income)	\$ _____	\$ _____	\$ _____	\$ _____
Interest and dividends	\$ _____	\$ _____	\$ _____	\$ _____
Gifts	\$ _____	\$ _____	\$ _____	\$ _____
Alimony	\$ _____	\$ _____	\$ _____	\$ _____
Child Support	\$ _____	\$ _____	\$ _____	\$ _____
Retirement (such as social security, pensions, annuities, insurance)	\$ _____	\$ _____	\$ _____	\$ _____
Disability (such as social security, insurance payments)	\$ _____	\$ _____	\$ _____	\$ _____
Unemployment payments	\$ _____	\$ _____	\$ _____	\$ _____
Public-assistance (such as welfare)	\$ _____	\$ _____	\$ _____	\$ _____
Other (specify): _____	\$ _____	\$ _____	\$ _____	\$ _____
Total monthly income:	\$ _____	\$ _____	\$ _____	\$ _____

2. List your employment history for the past two years, most recent first. (Gross monthly pay is before taxes or other deductions.)

Employer	Address	Dates of Employment	Gross monthly pay
N/A	N/A	N/A	\$ N/A
			\$
			\$

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.)

Employer	Address	Dates of Employment	Gross monthly pay
N/A	N/A	N/A	\$ N/A
			\$
			\$

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

Financial institution	Type of account	Amount you have	Amount your spouse has
N/A	N/A	\$ N/A	\$ N/A
		\$	\$
		\$	\$

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

☐ Home
Value N/A

☐ Other real estate
Value N/A

☐ Motor Vehicle #1
Year, make & model N/A
Value

☐ Motor Vehicle #2
Year, make & model N/A
Value

☐ Other assets
Description N/A
Value

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

N/A

\$ _____
\$ N/A
\$ _____

\$ _____
\$ N/A
\$ _____

7. State the persons who rely on you or your spouse for support.

Name

Relationship

Age

N/A

N/A

N/A

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)

\$ N/A

\$ N/A

Are real estate taxes included? ☐ Yes ☐ No

Is property insurance included? ☐ Yes ☐ No

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

\$

\$

Home maintenance (repairs and upkeep)

\$

\$

Food

\$

\$

Clothing

\$

\$

Laundry and dry-cleaning

\$

\$

Medical and dental expenses

\$

\$

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? _____

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? _____

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'm INCARCERATED & HAVE BEEN FOR 23 1/2 YEARS

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

Executed on: July 30, 2018

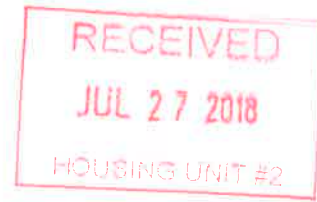
Ramon Caldwell
(Signature)

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ <u>N/A</u>	\$ <u>N/A</u>
Recreation, entertainment, newspapers, magazines, etc.	\$ _____	\$ _____
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ _____	\$ _____
Life	\$ _____	\$ _____
Health	\$ _____	\$ _____
Motor Vehicle	\$ _____	\$ _____
Other: _____	\$ _____	\$ _____
Taxes (not deducted from wages or included in mortgage payments)		
(specify): _____	\$ _____	\$ _____
Installment payments		
Motor Vehicle	\$ _____	\$ _____
Credit card(s)	\$ _____	\$ _____
Department store(s)	\$ _____	\$ _____
Other: _____	\$ _____	\$ _____
Alimony, maintenance, and support paid to others	\$ _____	\$ _____
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ _____	\$ _____
Other (specify): _____	\$ _____	\$ _____
Total monthly expenses:	\$ _____ ↓	\$ _____ ↓



Missouri Department of Corrections
Offender Financial Services
Account Statement

2A114



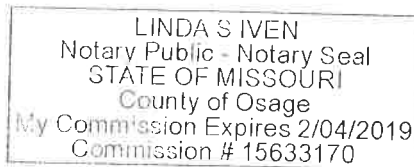
I do hereby verify that attached hereto is an original computer printout of transactions in the offender account with the Missouri Department of Corrections, Jefferson City, Missouri for Offender **CALDWELL, DAMON**, No. **521167** at **ERDCC** for the period of **01/01/2018** through **07/22/2018** indicating the correct opening balance, subsequent transactions, and closing balance for said account in my office.

BOCK, LYNN M

ASSISTANT OFFENDER FINANCIAL OFFICER

Subscribed and sworn before me, the undersigned Notary Public, this

23rd day of July, 2018.

Notary Public



Missouri Department of Corrections
Offender Financial Services
Account Statement

Statement Range: 01/01/2018 - 07/22/2018

Balance Summary: Personal	419.76
Work Release Savings	0.00
Mandatory Savings	0.00
Savings Bonds	0.00
Escrow Account	0.00
Total:	419.76

Account No: 521167

Account Name: CALDWELL, DAMON
ERDCC

Financial Cycle: 19960516-

Fund: Personal	Total Deposits this Period:	903.96	Start Balance:	1,080.48
	Total Withdrawals this Period:	1,564.68-	End Balance:	419.76

Date/Time	Transaction Type	Description	Amount	Balance
07/19/2018 12:35	Canteen Purchase	Canteen Purchase	19.34-	419.76
07/10/2018 20:06	Payroll Tip	Location: ERDCC; Payroll Cycle: 06/01/2018 : 06/30/2018; Job Category: Food Handler; Job Detail: Food Handler Level 2;	0.30	439.10
07/10/2018 20:06	Payroll Tip	Location: ERDCC; Payroll Cycle: 06/01/2018 : 06/30/2018; Job Category: Food Handler; Job Detail: Food Handler Level 1;	8.20	438.80
07/07/2018 18:28	JPay Deposit	Sender Name(Last/First): BRENDA/CALDWELL; Transaction ID: 87815194;	60.00	430.60
06/28/2018 12:09	Canteen Purchase	Canteen Purchase - Order No: 6714669	26.26-	370.60
06/25/2018 18:17	Money Order Deposit	Batch Number: 2018062529; Sender Name(Last/First): WIII/CALDWELL;	40.00	396.86
06/23/2018 15:41	Kiosk Purchase	Kiosk Purchase	10.00-	356.86
06/21/2018 08:11	Canteen Purchase	Canteen Purchase - Order No: 6691024	59.81-	366.86
06/16/2018 18:19	JPay Deposit	Sender Name(Last/First): DWAYNE/CALDWELL; Transaction ID: 87012186;	100.00	426.67
06/16/2018 15:34	Kiosk Purchase	Kiosk Purchase	10.00-	326.67
06/14/2018 09:01	Canteen Purchase	Canteen Purchase - Order No: 6671741	67.51-	336.67
06/11/2018 10:02	Kiosk Purchase	Kiosk Purchase	5.00-	404.18
06/10/2018 20:06	Payroll Tip	Location: ERDCC; Payroll Cycle: 05/01/2018 : 05/31/2018; Job Category: Food Handler; Job Detail: Food Handler Level 2;	9.00	409.18
06/07/2018 08:31	Canteen Purchase	Canteen Purchase - Order No: 6646197	53.54-	400.18

*Confidentiality Notice: Any information contained in this document is the property of the Missouri Department of Corrections and is to be used for department purposes only. Misuse of data is strictly prohibited.



Missouri Department of Corrections Offender Financial Services

Account Statement

Date/Time	Transaction Type	Description	Amount	Balance
05/30/2018 21:10	Kiosk Purchase	Kiosk Purchase	10.00-	453.72
05/29/2018 12:31	Canteen Purchase	Canteen Purchase - Order No: 6631133	1.23-	463.72
05/24/2018 08:46	Canteen Purchase	Canteen Purchase - Order No: 6615497	95.03-	464.95
05/21/2018 14:03	Kiosk Purchase	Kiosk Purchase	10.00-	559.98
05/10/2018 19:56	Payroll Tip	Location: ERDCC; Payroll Cycle: 04/01/2018 : 04/30/2018; Auto Pay	8.50	569.98
05/10/2018 08:41	Canteen Purchase	Canteen Purchase - Order No: 6567246	77.27-	561.48
05/08/2018 08:23	Kiosk Purchase	Kiosk Purchase	15.00-	638.75
04/27/2018 18:16	Money Order Deposit	Batch Number: 2018042744; Sender Name(Last/First): REFUND/WALKENHORSTS;	12.30	653.75
04/26/2018 13:11	Kiosk Purchase	Kiosk Purchase	15.00-	641.45
04/26/2018 08:05	Canteen Purchase	Canteen Purchase - Order No: 6540878	52.68-	656.45
04/24/2018 18:15	Money Order Deposit	Batch Number: 2018042497; Sender Name(Last/First): WILL/CALDWELL;	60.00	709.13
04/23/2018 18:18	JPay Deposit	Sender Name(Last/First): BRENDA/CALDWELL; Transaction ID: 84892032;	45.00	649.13
04/20/2018 09:03	Kiosk Purchase	Kiosk Purchase	10.00-	604.13
04/13/2018 10:11	Withdrawal Request	Check Due Date: 04/13/2018; Check Request Name: Music By Mail;	57.78-	614.13
04/12/2018 08:56	Canteen Purchase	Canteen Purchase - Order No: 6494846	47.14-	671.91
04/12/2018 08:48	Kiosk Purchase	Kiosk Purchase	10.00-	719.05
04/10/2018 19:56	Payroll Tip	Location: ERDCC; Payroll Cycle: 03/01/2018 : 03/31/2018; Auto Pay	8.50	729.05
04/09/2018 18:16	Money Order Deposit	Batch Number: 2018040940; Sender Name(Last/First): REFUND/WALKENHORSTS;	35.69	720.55
04/05/2018 09:00	Canteen Purchase	Canteen Purchase - Order No: 6475231	65.35-	684.86
04/01/2018 18:18	JPay Deposit	Sender Name(Last/First): BRENDA/CALDWELL; Transaction ID: 84018107;	60.00	750.21
03/31/2018 18:17	JPay Deposit	Sender Name(Last/First): PATRICIA/MONTGOMERY; Transaction ID: 83965379;	25.00	690.21
03/30/2018 18:21	JPay Deposit	Sender Name(Last/First): JOSEPH/NEAL; Transaction ID: 83943487;	40.00	665.21
03/30/2018 13:44	Kiosk Purchase	Kiosk Purchase	5.00-	625.21
03/30/2018 09:55	Kiosk Purchase	Kiosk Purchase	5.00-	630.21
03/29/2018 07:32	Canteen Purchase	Canteen Purchase - Order No: 6464739	35.13-	635.21
03/28/2018 18:16	Money Order Deposit	Batch Number: 2018032829; Sender Name(Last/First): NINA'S/DISCOUNT OLDIES;	5.97	670.34
03/22/2018 08:51	Canteen Purchase	Canteen Purchase - Order No: 6442338	53.71-	664.37

*Confidentiality Notice: Any information contained in this document is the property of the Missouri Department of Corrections and is to be used for department purposes only. Misuse of data is strictly prohibited.



Missouri Department of Corrections Offender Financial Services

Account Statement

Date/Time	Transaction Type	Description	Amount	Balance
03/21/2018 18:16	Money Order Deposit	Batch Number: 2018032126; Sender Name(Last/First): WILL/CALDWELL;	60.00	718.08
03/16/2018 15:36	Kiosk Purchase	Kiosk Purchase	15.00-	658.08
03/15/2018 18:17	JPay Deposit	Sender Name(Last/First): SIMOUNE/BOWEN; Transaction ID: 83327977;	40.00	673.08
03/14/2018 10:57	Withdrawal Request	Check Due Date: 03/14/2018; Check Request Name: SHINEKA JONES;	260.00-	633.08
03/11/2018 09:15	Kiosk Purchase	Kiosk Purchase	8.50-	893.08
03/10/2018 19:56	Payroll Tip	Location: ERDCC; Payroll Cycle: 02/01/2018 : 02/28/2018; Auto Pay	8.50	901.58
03/08/2018 08:36	Canteen Purchase	Canteen Purchase - Order No: 6398112	27.60-	893.08
03/07/2018 18:16	JPay Deposit	Sender Name(Last/First): MINEKA/BIAS; Transaction ID: 83010511;	60.00	920.68
03/02/2018 13:53	Kiosk Purchase	Kiosk Purchase	10.00-	860.68
03/01/2018 09:45	Canteen Purchase	Canteen Purchase - Order No: 6377480	73.15-	870.68
02/26/2018 12:57	Withdrawal Request	Check Due Date: 02/26/2018; Check Request Name: Walkenhorst's;	67.78-	943.83
02/24/2018 18:20	JPay Deposit	Sender Name(Last/First): BRENDA/CALDWELL; Transaction ID: 82494832;	40.00	1,011.61
02/22/2018 08:12	Canteen Purchase	Canteen Purchase - Order No: 6358643	48.11-	971.61
02/20/2018 15:30	Kiosk Purchase	Kiosk Purchase	10.00-	1,019.72
02/13/2018 13:17	Canteen Purchase	Canteen Purchase - Order No: 6327322	151.41-	1,029.72
02/12/2018 18:17	JPay Deposit	Sender Name(Last/First): BRENDA/CALDWELL; Transaction ID: 81998918;	100.00	1,181.13
02/10/2018 19:55	Payroll Tip	Location: ERDCC; Payroll Cycle: 01/01/2018 : 01/31/2018; Auto Pay	8.50	1,081.13
02/05/2018 12:21	Withdrawal Request	Check Due Date: 02/05/2018; Check Request Name: SHINEKA JONES;	60.00-	1,072.63
01/23/2018 09:50	Canteen Purchase	Canteen Purchase	15.85-	1,132.63
01/16/2018 10:06	General Revenue - State Debt	Debt Case: ER005638;	0.50-	1,148.48
01/10/2018 19:58	Payroll Tip	Location: ERDCC; Payroll Cycle: 12/01/2017 : 12/31/2017; Auto Pay	8.50	1,148.98
01/03/2018 18:16	Money Order Deposit	Batch Number: 2018010319; Sender Name(Last/First): WILL/CALDWELL;	60.00	1,140.48

Fund: Work Release Savings	Total Deposits this Period:	0.00	Start Balance:	0.00
	Total Withdrawals this Period:	0.00	End Balance:	0.00

No Data Found



Missouri Department of Corrections Offender Financial Services

Account Statement

Fund: Mandatory Savings	Total Deposits this Period:	0.00	Start Balance:	0.00
	Total Withdrawals this Period:	0.00	End Balance:	0.00

No Data Found

Fund: Savings Bonds	Total Deposits this Period:	0.00	Start Balance:	0.00
	Total Withdrawals this Period:	0.00	End Balance:	0.00

No Data Found

Fund: Escrow Account	Total Deposits this Period:	0.00	Start Balance:	0.00
	Total Withdrawals this Period:	0.00	End Balance:	0.00

No Data Found