

IN THE
UNITED STATES SUPREME COURT

OMAR ODALE BROCKMAN #401131

Petitioner

Original Case No. 4:16-cv-13441

Sixth Cir. COA No. 17-2268

v

U.S. Sup. Ct. No. _____

SHERRY L. BURT

(MICHIGAN DEPT. CORR. WARDEN)

Respondent

/

PETITIONER'S 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. And in support of this request petitioner provides the following:

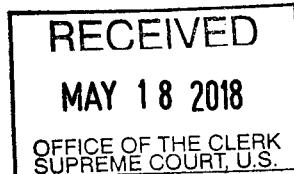
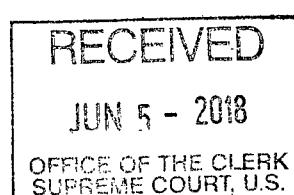
1. Petitioner was granted leave to proceed in forma pauperis in the Eastern district court of Michigan and in the sixth circuit court of appeals.
2. Petitioner's affidavit or declaration in support of this motion is attached hereto.

Respectfully Submitted,

Omar Brockman

Petitioner in Pro se
Omar O. Brockman #401131
Muskegon Correctional Facility
2400 S. Sheridan Dr.
Muskegon, Michigan 49442

May 10th, 2018



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

I, Omar Brockman, 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	\$ <u>N/A</u>	\$ <u></u>	\$ <u></u>	\$ <u></u>
Income from real property (such as rental income)	\$ <u>N/A</u>	\$ <u></u>	\$ <u></u>	\$ <u></u>
Interest and dividends	\$ <u>N/A</u>	\$ <u></u>	\$ <u></u>	\$ <u></u>
Gifts	\$ <u>N/A</u>	\$ <u></u>	\$ <u></u>	\$ <u></u>
Alimony	\$ <u>N/A</u>	\$ <u></u>	\$ <u></u>	\$ <u></u>
Child Support	\$ <u>N/A</u>	\$ <u></u>	\$ <u></u>	\$ <u></u>
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>N/A</u>	\$ <u></u>	\$ <u></u>	\$ <u></u>
Disability (such as social security, insurance payments)	\$ <u>N/A</u>	\$ <u></u>	\$ <u></u>	\$ <u></u>
Unemployment payments	\$ <u>N/A</u>	\$ <u></u>	\$ <u></u>	\$ <u></u>
Public-assistance (such as welfare)	\$ <u>N/A</u>	\$ <u></u>	\$ <u></u>	\$ <u></u>
Other (specify): <u>Prison Detai</u>	\$ <u>23-32</u>	\$ <u></u>	\$ <u></u>	\$ <u></u>
Total monthly income:	\$ <u>25-50</u>	\$ <u></u>	\$ <u>25-50</u>	\$ <u></u>

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? \$ See Prison Account History Form - (Attached)
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	Prison Account	\$ \$ \$ 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.

<input type="checkbox"/> Home Value <u>N/A</u>	<input type="checkbox"/> Other real estate Value <u>N/A</u>
<input type="checkbox"/> Motor Vehicle #1 Year, make & model <u>N/A</u> Value <u>N/A</u>	<input type="checkbox"/> Motor Vehicle #2 Year, make & model <u>N/A</u> Value <u>N/A</u>
<input type="checkbox"/> Other assets Description <u>Serving Prison Term, has no assets</u> 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
<u>N/A</u>	\$ _____	\$ _____
	\$ <u>N/A</u>	\$ <u>N/A</u>
	\$ _____	\$ _____

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

Name	Relationship	Age
<u>Bernadette Little</u>	<u>Mother</u>	<u>61</u>
<u>Sarena Brown</u>	<u>Children's Mother</u>	<u>34</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>N/A</u>	\$ <u>N/A</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>N/A</u>	\$ <u>N/A</u>
Home maintenance (repairs and upkeep)	\$ <u>N/A</u>	\$ _____
Food	\$ <u>N/A</u>	\$ _____
Clothing	\$ <u>N/A</u>	\$ _____
Laundry and dry-cleaning	\$ <u>N/A</u>	\$ _____
Medical and dental expenses	\$ <u>N/A</u>	\$ _____

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ <u>N/A</u>	\$ <u>N/A</u>
Recreation, entertainment, newspapers, magazines, etc.	\$ <u>N/A</u>	\$ <u></u>
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ <u>N/A</u>	\$ <u>N/A</u>
Life	\$ <u></u>	\$ <u></u>
Health	\$ <u></u>	\$ <u></u>
Motor Vehicle	\$ <u></u>	\$ <u></u>
Other: _____	\$ <u></u>	\$ <u></u>
Taxes (not deducted from wages or included in mortgage payments)		
(specify): _____	\$ <u>N/A</u>	\$ <u>N/A</u>
Installment payments		
Motor Vehicle	\$ <u></u>	\$ <u></u>
Credit card(s)	\$ <u></u>	\$ <u></u>
Department store(s)	\$ <u></u>	\$ <u></u>
Other: _____	\$ <u></u>	\$ <u></u>
Alimony, maintenance, and support paid to others	\$ <u></u>	\$ <u></u>
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ <u></u>	\$ <u></u>
Other (specify): _____	\$ <u></u>	\$ <u></u>
Total monthly expenses:	\$ <u>50</u>	\$ <u></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? _____

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.

Petitioner is a state prisoner, under state Court obligations (three obligations) to be specific. Is only allowed \$40 a month, which mostly goes toward supplying myself with necessities such as "Soap, Deodorant, toothpaste etc." Petition only make between \$23-\$32 on his prison work assignment each month.

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

Executed on: May 29, 2018, 2018


BRYAN WEST
Notary Public Muskegon County, Michigan
My Commission Expires: 09/12/2019
Acting in the County of Muskegon

Omar Brockman
(Signature)