

No. SC 18-46

IN THE
SUPREME COURT OF THE UNITED STATES

ANGEL BARREIRO — PETITIONER
(Your Name)

VS.

Julie Jones, et al. — RESPONDENT(S)

RECEIVED

MAY 25 2018

OFFICE OF THE CLERK
SUPREME COURT, U.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*.

Please check the appropriate boxes:

Petitioner has previously been granted leave to proceed *in forma pauperis* in the following court(s):

11TH JUDICIAL CIRCUIT, MIAMI-DADE COUNTY, FLORIDA; THIRD DISTRICT COURT OF APPEAL;
FLORIDA SUPREME COURT; U.S.D.C., SOUTHERN DISTRICT OF FLORIDA; U.S.S.C.,
CIRCUIT COURT OF APPEALS, 11TH CIRCUIT.

Petitioner has **not** previously been granted leave to proceed *in forma pauperis* in any other court.

Petitioner's affidavit or declaration in support of this motion is attached hereto.

Petitioner's affidavit or declaration is **not** attached because the court below appointed counsel in the current proceeding, and:

The appointment was made under the following provision of law: _____
_____, or

a copy of the order of appointment is appended.



Barreiro Angel
(Signature)

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

I, ANGEL BARREIRO, 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>— 0 —</u>	\$ <u>— 0 —</u>	\$ <u>— 0 —</u>	\$ <u>— 0 —</u>
Self-employment	\$ <u>— 0 —</u>	\$ <u>— 0 —</u>	\$ <u>— 0 —</u>	\$ <u>— 0 —</u>
Income from real property (such as rental income)	\$ <u>— 0 —</u>	\$ <u>— 0 —</u>	\$ <u>— 0 —</u>	\$ <u>— 0 —</u>
Interest and dividends	\$ <u>— 0 —</u>	\$ <u>— 0 —</u>	\$ <u>— 0 —</u>	\$ <u>— 0 —</u>
Gifts	\$ <u>— 0 —</u>	\$ <u>— 0 —</u>	\$ <u>— 0 —</u>	\$ <u>— 0 —</u>
Alimony	\$ <u>— 0 —</u>	\$ <u>— 0 —</u>	\$ <u>— 0 —</u>	\$ <u>— 0 —</u>
Child Support	\$ <u>— 0 —</u>	\$ <u>— 0 —</u>	\$ <u>— 0 —</u>	\$ <u>— 0 —</u>
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>— 0 —</u>	\$ <u>— 0 —</u>	\$ <u>— 0 —</u>	\$ <u>— 0 —</u>
Disability (such as social security, insurance payments)	\$ <u>— 0 —</u>	\$ <u> </u>	\$ <u> </u>	\$ <u> </u>
Unemployment payments	\$ <u>— 0 —</u>	\$ <u>— 0 —</u>	\$ <u>— 0 —</u>	\$ <u>— 0 —</u>
Public-assistance (such as welfare)	\$ <u>— 0 —</u>	\$ <u>— 0 —</u>	\$ <u>— 0 —</u>	\$ <u>— 0 —</u>
Other (specify): _____	\$ <u>— 0 —</u>	\$ <u>— 0 —</u>	\$ <u>— 0 —</u>	\$ <u>— 0 —</u>
Total monthly income:	\$ <u>— 0 —</u>	\$ <u>— 0 —</u>	\$ <u>— 0 —</u>	\$ <u>— 0 —</u>

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

Employer n/a	Address n/a	Dates of Employment n/a	Gross monthly pay \$ — 0 —

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 <u>n/a</u>	Address <u>n/a</u>	Dates of Employment <u>n/a</u>	Gross monthly pay <u>\$ — 0 —</u> <u>\$ _____</u> <u>\$ _____</u>
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4. How much cash do you and your spouse have? \$ — 0 —
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
<u>n/a</u>	<u>n/a</u>	\$ <u>— 0 —</u>	\$ <u>— 0 —</u>
		\$ <u> </u>	\$ <u> </u>
		\$ <u> </u>	\$ <u> </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 — 0 —

Other real estate
Value - 0 -

Motor Vehicle #1
Year, make & model _____
Value — — —

Motor Vehicle #2
Year, make & model _____
Value _____

Other assets
Description NONE
Value — 0 —

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 —</u>	\$ <u>— 0 —</u>
	\$ <u> </u>	\$ <u> </u>
	\$ <u> </u>	\$ <u> </u>

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

Name	Relationship	Age
<u>NONE</u>	<u>NONE</u>	<u>— 0 —</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>— 0 —</u>	\$ <u>— 0 —</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 —</u>	\$ <u>— 0 —</u>
Home maintenance (repairs and upkeep)	\$ <u>— 0 —</u>	\$ <u>— 0 —</u>
Food	\$ <u>— 0 —</u>	\$ <u>— 0 —</u>
Clothing	\$ <u>— 0 —</u>	\$ <u>— 0 —</u>
Laundry and dry-cleaning	\$ <u>— 0 —</u>	\$ <u>— 0 —</u>
Medical and dental expenses	\$ <u>— 0 —</u>	\$ <u>— 0 —</u>

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ <u>— 0 —</u>	\$ <u>— 0 —</u>
Recreation, entertainment, newspapers, magazines, etc.	\$ <u>— 0 —</u>	\$ <u>— 0 —</u>
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ <u>— 0 —</u>	\$ <u>— 0 —</u>
Life	\$ <u>— 0 —</u>	\$ <u>— 0 —</u>
Health	\$ <u>— 0 —</u>	\$ <u>— 0 —</u>
Motor Vehicle	\$ <u>— 0 —</u>	\$ <u>— 0 —</u>
Other: _____	\$ <u>— 0 —</u>	\$ <u>— 0 —</u>
Taxes (not deducted from wages or included in mortgage payments)		
(specify): _____	\$ <u>— 0 —</u>	\$ <u>— 0 —</u>
Installment payments		
Motor Vehicle	\$ <u>— 0 —</u>	\$ <u>— 0 —</u>
Credit card(s)	\$ <u>— 0 —</u>	\$ <u>— 0 —</u>
Department store(s)	\$ <u>— 0 —</u>	\$ <u>— 0 —</u>
Other: _____	\$ <u>— 0 —</u>	\$ <u>— 0 —</u>
Alimony, maintenance, and support paid to others	\$ <u>— 0 —</u>	\$ <u>— 0 —</u>
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ <u>— 0 —</u>	\$ <u>— 0 —</u>
Other (specify): _____	\$ <u>— 0 —</u>	\$ <u>— 0 —</u>
Total monthly expenses:	\$ <u>— 0 —</u>	\$ <u>— 0 —</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.

I AM INCARCERATED FROM DECEMBER 1984

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

Executed on: MAY / 16, 2018

Bancino Angel
(Signature)

FLORIDA DEPARTMENT OF CORRECTIONS
 TRUST FUND ACCOUNT STATEMENT
 FACILITY: 401 - EVERGLADES C.I.
 FOR: 11/11/2017 - 05/11/2018

05/11/18
 15:20:51
 PAGE 1

ACCT NAME: BARREIRO, ANGEL
 BED: D4108L
 PO BOX:

ACCT#: 102507
 TYPE: INMATE TRUST

							BEGINNING BALANCE 11/11/17	\$36.94
POSTED DATE	NBR	TYPE	REFERENCE NUMBER	FAC	REMITTER/PAYEE	+/-	AMOUNT	BALANCE
11/15/17	091	CANTEEN SALES	51020171114	000		-	\$12.81	\$24.13
11/17/17	203	JPAY DEPOSIT	78718647	000	SILVA, ZAYDA	+	\$50.00	\$74.13
11/17/17	204	LIEN PAYMENT	111717203455	000		-	\$10.00	\$64.13
		FED PRISON LITI	- 07/15/2016	16CIV22404				
11/20/17	155	PROCESSING FEE	WEEKLY DRAW	000		-	\$0.13	\$64.00
11/26/17	091	CANTEEN SALES	51020171125	000		-	\$3.29	\$60.71
11/27/17	158	PROCESSING FEE	WEEKLY DRAW	000		-	\$0.03	\$60.68
12/01/17	219	JPAY DEPOSIT	79217865	000	BARREIRO, LAZARO	+	\$50.00	\$110.68
12/01/17	220	LIEN PAYMENT	120117219294	000		-	\$10.00	\$100.68
		FED PRISON LITI	- 07/15/2016	16CIV22404				
12/05/17	091	CANTEEN SALES	51020171204	000		-	\$4.24	\$96.44
12/06/17	091	CANTEEN SALES	51020171205	000		-	\$2.12	\$94.32
12/09/17	210	JPAY DEPOSIT	79556372	000	JUARBE, MILDRED	+	\$110.00	\$204.32
12/09/17	211	LIEN PAYMENT	120917210724	000		-	\$22.00	\$182.32
		FED PRISON LITI	- 07/15/2016	16CIV22404				
12/11/17	155	PROCESSING FEE	WEEKLY DRAW	000		-	\$0.06	\$182.26
12/19/17	091	CANTEEN SALES	51020171218	000		-	\$53.06	\$129.20
12/21/17	091	CANTEEN SALES	51020171220	000		-	\$41.36	\$87.84
12/22/17	091	CANTEEN SALES	51020171221	000		-	\$5.25	\$82.59
12/25/17	159	PROCESSING FEE	WEEKLY DRAW	000		-	\$1.00	\$81.59
12/27/17	091	CANTEEN SALES	51020171226	000		-	\$33.81	\$47.78
12/30/17	091	CANTEEN SALES	51020171229	000		-	\$47.15	\$0.63
01/01/18	161	LIEN PAYMENT	WEEKLY DRAW	000		-	\$0.63	\$0.00
		PROCESSING FEE	- 01/01/2018	20180101				
01/02/18	162	JPAY DEPOSIT	80462530	000	BARREIRO, LAZARO	+	\$70.00	\$70.00
01/02/18	163	LIEN PAYMENT	010218162603	000		-	\$0.18	\$69.82
		PROCESSING FEE	- 01/01/2018	20180101				
01/02/18	163	LIEN PAYMENT	010218162603	000		-	\$14.00	\$55.82
		FED PRISON LITI	- 07/15/2016	16CIV22404				
01/03/18	127	LEGAL POSTAGE W	2018010201	000		-	\$2.87	\$52.95
01/03/18	127	LEGAL POSTAGE W	2018010202	000		-	\$2.87	\$50.08
01/05/18	091	CANTEEN SALES	51020180104	000		-	\$24.10	\$25.98
01/06/18	091	CANTEEN SALES	51020180105	000		-	\$25.76	\$0.22
01/08/18	159	LIEN PAYMENT	WEEKLY DRAW	000		-	\$0.22	\$0.00
		PROCESSING FEE	- 01/08/2018	20180108				
02/03/18	183	JPAY DEPOSIT	81673552	000	BARREIRO, LAZARO	+	\$50.00	\$50.00
02/03/18	184	LIEN PAYMENT	020318183874	000		-	\$0.28	\$49.72
		PROCESSING FEE	- 01/08/2018	20180108				
02/03/18	184	LIEN PAYMENT	020318183874	000		-	\$10.00	\$39.72
		FED PRISON LITI	- 07/15/2016	16CIV22404				
02/05/18	091	CANTEEN SALES	51020180204	000		-	\$9.12	\$30.60
02/05/18	159	PROCESSING FEE	WEEKLY DRAW	000		-	\$0.09	\$30.51

IBSR140 (74)

FLORIDA DEPARTMENT OF CORRECTIONS
 TRUST FUND ACCOUNT STATEMENT
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 FOR: 11/11/2017 - 05/11/2018

05/11/18
 15:20:51
 PAGE 3

ACCT NAME: BARREIRO, ANGEL
 BED: D4108L
 PO BOX:

ACCT#: 102507
 TYPE: INMATE TRUST

POSTED DATE	NBR TYPE	REFERENCE NUMBER	FAC	REMITTER/PAYEE	+/-	AMOUNT	BALANCE
05/03/18	317 LIEN PAYMENT FED PRISON LITI	050318316181 - 07/15/2016	000	16CIV22404	-	\$10.00	\$40.01
05/06/18	071 CANTEEN SALES	40120180505	000		-	\$33.55	\$6.46
05/07/18	157 PROCESSING FEE	WEEKLY DRAW	000		-	\$0.34	\$6.12
ENDING BALANCE 05/11/18							\$6.12

LIEN DATE	TYPE OF LIEN	LIEN FACL	AMOUNT OF LIEN	AMOUNT STILL OWED
SUMMARY	FEDERAL PRISON LITIGATION		\$350.00	\$124.00