

No. 18-\_\_\_\_\_  
RELATED TO APPLICATION NO. 18A225 and 18A226

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

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**JOHN J. KORESKO, V,**  
*Petitioner,*

**v.**

**SECRETARY, UNITED STATES DEPARTMENT OF LABOR,**

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ON A PETITION FOR A WRIT OF CETIORARI TO THE  
UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT  
CASE NO. 16-3806, 17-1140, 15-2470

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**MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS**

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**MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS***


The petitioner asks leave to file his petition for a writ of certiorari, in each of the cases in the caption, without prepayment of costs and to proceed *in forma pauperis*. The petitions are due on or before November 9, 2018, and are being filed with this motion.

Please check the appropriate boxes:

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

Yes. In the U.S. Third Circuit Court of Appeals.

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

  
\_\_\_\_\_  
John J. Koresko, v  
October 15, 2018

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

JOHN J. KORESKO, V

I, \_\_\_\_\_, 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. **SEE ATTACHED. NO SPOUSE.**

Income source	Average monthly amount during the past 12 months		Amount expected next month	
	You	Spouse	You	Spouse
Employment	\$0	\$	\$0	\$
Self-employment	\$	\$	\$0	\$
Income from real property (such as rental income)	\$	\$	\$	\$
Interest and dividends	\$	\$	\$	\$
Gifts	\$200	\$	\$200	\$
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):	\$	\$	\$	\$
<b>Total monthly income:</b>	<b>\$200</b>	<b>\$</b>	<b>\$200</b>	<b>\$</b>

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

Employer	Address	Dates of Employment	Gross monthly pay
_____	_____	_____	\$ _____
_____	_____	_____	\$ _____
_____	_____	_____	\$ _____

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.) **N/A**

Employer	Address	Dates of Employment	Gross monthly pay
_____	_____	_____	\$ _____
_____	_____	_____	\$ _____
_____	_____	_____	\$ _____

4. How much cash do you and your spouse have? **\$ 200** \_\_\_\_\_  
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
CITIZENS BANK	CHECKING	\$200	\$ _____
_____	_____	\$ _____	\$ _____
_____	_____	\$ _____	\$ _____

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

X Home  
Value **NONE** \_\_\_\_\_

X Other real estate  
Value **NONE** \_\_\_\_\_

X Motor Vehicle #1 1972 **MERCEDES**  
Year, make & model **220D**  
Value **1000** \_\_\_\_\_

D Motor Vehicle #2  
Year, make & model \_\_\_\_\_  
Value \_\_\_\_\_

D Other assets

**WORTHLESS**  
Description **INTERESTS IN CLOSE CORP ORATIONS**  
Value \_\_\_\_\_

6. State every person, business, or organization owing you or your spouse money, and the amount owed.  
*NONE,*

Person owing you or your spouse money	Amount owed to you	Amount owed to your spouse
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____

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

Name	Relationship	Age
J. KORESKO	SON	26
Receiving SSDI	_____	_____
_____	_____	_____

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)	\$4,000	\$ _____
Are real estate taxes included?      D Yes    D No		
Is property insurance included?      D Yes    D No		
Utilities (electricity, heating fuel, water, sewer, and telephone)	\$200	\$ _____
Home maintenance (repairs and upkeep)	\$200	\$ _____
Food	\$200	\$ _____
Clothing	\$50	\$ _____
Laundry and dry-cleaning	\$ _____	\$ _____
Medical and dental expenses	\$100	\$ _____

	<b>You</b>	<b>Your spouse</b>
Transportation (not including motor vehicle payments)	\$ <u>200</u>	\$ _____
Recreation, entertainment, newspapers, magazines, etc.	\$ <u>50</u>	\$ _____
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ _____	\$ _____
Life	\$ _____	\$ _____
Health	\$ _____	\$ _____
Motor Vehicle	\$ <u>100</u>	\$ _____
Other: _____	\$ _____	\$ _____
Taxes (not deducted from wages or included in mortgage payments)		
(specify): _____	\$ <u>200</u>	\$ _____
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): _____	\$ _____	\$ _____
<b>Total monthly expenses:</b>	\$ <u>5,300</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?

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

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

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

**Petitioner was incarcerated for civil contempt for over two years, from May 6, 2016 until June 22, 2018. He lost all of his ability to earn a living. His professional licenses have either expired or were cancelled. Petitioner was seriously ill before the incarceration, and he was subjected to over 8 months of psychological trauma in solitary confinement. Before being jailed, he was insolvent as a result of a money judgment entered in case no. 09-cv-00988 EDPA, the matter presented here for review, which is presently assessed and unpaid in an amount greater than \$19,000,000. Petitioner is insolvent.**

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

Executed on: OCTOBER 16, 2018



**JOHN J. KORESKO, V  
PETITIONER**

