

18-6668

Case No.

IN THE

SUPREME COURT OF THE UNITED STATES

ORIGINAL

Michael E. Tory.- *PETITIONER*

vs.

Whited, (RNB), et al.,- *RESPONDENT*

Supreme Court, U.S.  
FILED

OCT 30 2018

OFFICE OF THE CLERK

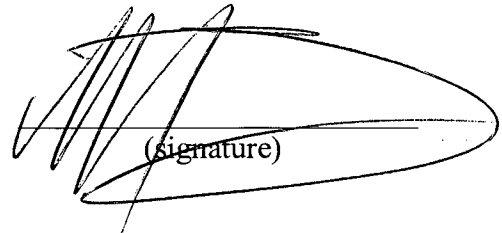
**MOTION FRO LEAVE TO PROCEED IN FORMA PAUPERS**

The petitioner asks leave to file the attached petition for writ of certiorari without prepayment of cost and proceed in forma pauperis.

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

Buchanan County Circuit Court  
The Supreme Court Of Virginia

☐ 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 matter is attached hereto.

  
(signature)

**RECEIVED**

**NOV - 6 2018**

OFFICE OF THE CLERK  
SUPREME COURT, U.S.

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

I, Michael E. Tory, Jr., am the petitioner in the above-entitled case. In support my motion to proceed in forma pauperis , I state that because of my poverty I am unable to pay the cost of the case or 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, bi-weekly, 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	\$0	\$0	\$0
Self-employment	\$0	\$0	\$0	\$0
Income from rental property (such as rental)	\$0	\$0	\$0	\$0
Interest and Dividends	\$0	\$0	\$0	\$0
Gifts	\$0	\$0	\$0	\$0
Alimony	\$0	\$0	\$0	\$0
Child Support	\$0	\$0	\$0	\$0
Retirement	\$0	\$0	\$0	\$0
Disability	\$0	\$0	\$0	\$0
Unemployment	\$0	\$0	\$0	\$0
Public Assistance	\$0	\$0	\$0	\$0
Other	\$0	\$0	\$0	\$0
<b>Total monthly income:</b>	<b>\$0</b>			

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

Employer	Address	Date of Employment	Gross monthly pay
\$0	N/A	N/A	\$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	Address	Date of Employment	Gross monthly pay
\$0	N/A	N/A	\$0

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

Financial Institution	Type of Account	Amount you have	Amount your spouse have
\$0	N/A	N/A	\$0

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

[ ] Home N/A  
Value

[ ] Other N/A  
Value

[ ] Motor Vehicle #1 N/A  
Year, make, and model  
Value

[ ] Motor Vehicle #2 N/A  
Year, make, and model  
Value

[ ] Other Assets N/A

Description \_\_\_\_\_  
 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
------------------------------------------	--------------------	----------------------------

\$0	\$0	\$0
-----	-----	-----

7. State the persons who rely on you and 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, bi weekly, quarterly, or annually to show the monthly rate.

	You	Your Spouse
Rent or home- mortgage payment (include lot rent for mobile home) Are real estate taxes included? [ ] Yes [ ] No	\$0	\$0
Utilities	\$0	\$0
Home Maintenance	\$0	\$0
Food	\$0	\$0
Clothing	\$0	\$0
Laundry and dry-cleaning	\$0	\$0
Medical and dental expenses	\$0	\$0

Transportation	You	Your Spouse
Recreation	\$0	\$0
Insurance	\$0	\$0
Homeowner's or Renter's	\$0	\$0
Life	\$0	\$0
Motor Other: _____	\$0	\$0

Taxes

(specific)

Installments payments

Motor Vehicle	\$0	\$0
Credit Card(s)	\$0	\$0
Department Store(s)	\$0	\$0
Other: _____	\$0	\$0

Alimony, maintenance, and support paid to others

Regular expenses fro operation of business, profession, or farm (attached detailed statement)

Other (specific): \_\_\_\_\_ \$ \_\_\_\_\_ \$ \_\_\_\_\_

\$ \_\_\_\_\_ \$ \_\_\_\_\_

**Total monthly expenses: \$0**

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

☐ yes ☒ no if, yes describe on a attached sheet

10. Have you paid or will be paying any attorney any money for services in the connection with this case, including the completion of this form? ☐ yes ☒ no

if so, how much? \_\_\_\_\_

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

11. Have you paid or will you be paying anyone than an attorney (such as paralegal or typist) any money fro services in connection with this case, including the completion of this form? ☐ yes ☒ no

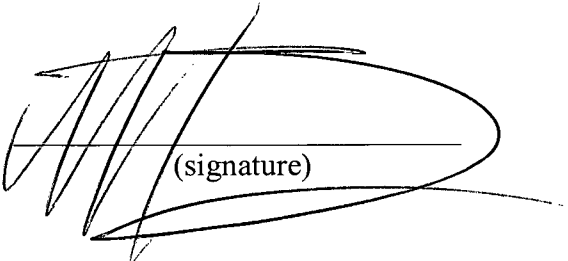
if, yes how much? \_\_\_\_\_

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

*The filing fees for this petition are extremely expensive and I have no income along with any assets to assist me in paying the court fees. I'm an inmate filing this petition pro se with no legal assistance I am also unable to pay for copies of this writ.*

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

Executed on: October 31, 2018

  
(signature)