

18-6675  
No. 18-

IN THE  
SUPREME COURT OF THE UNITED STATES

ORIGINAL

Supreme Court, U.S.  
FILED

OCT 30 2018

OFFICE OF THE CLERK

IN RE:  
RYAN LEE ZATER,  
Petitioner.

MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

The petitioner asks leave to file the attached petition for a writ of habeas corpus without prepayment of costs and to proceed in forma pauperis.

The petitioner has previously been granted leave to proceed in forma pauperis in the following courts:

- (1) U.S. District Court, District of South Carolina, Columbia Division
- (2) The Fourth Circuit Court of Appeals,
- (3) U.S. District Court, Southern District of Florida, Miami Division, and
- (4) The Eleventh Circuit Court of Appeals.

Attached hereto are both (a) petitioner's affidavit in support of motion for leave to proceed in forma pauperis, and (b) a six-month print-out of petitioner's prison financial account.

Respectfully submitted,

  
\_\_\_\_\_  
Ryan Lee Zater #96908-071  
F.C.I. Miami Low-Security  
Post Office Box 779800  
Miami, Florida 33177

30<sup>th</sup> day of October, 2018

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OFFICE OF THE CLERK  
SUPREME COURT, U.S.

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

I, Ryan Lee Zater, 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>00</u>	\$ <u>n/a</u>	\$ <u>00</u>	\$ <u>n/a</u>
Self-employment	\$ <u>00</u>	\$ <u>n/a</u>	\$ <u>00</u>	\$ <u>n/a</u>
Income from real property (such as rental income)	\$ <u>00</u>	\$ <u>n/a</u>	\$ <u>00</u>	\$ <u>n/a</u>
Interest and dividends	\$ <u>00</u>	\$ <u>n/a</u>	\$ <u>00</u>	\$ <u>n/a</u>
Gifts	\$ <u>00</u>	\$ <u>n/a</u>	\$ <u>00</u>	\$ <u>n/a</u>
Alimony	\$ <u>00</u>	\$ <u>n/a</u>	\$ <u>00</u>	\$ <u>n/a</u>
Child Support	\$ <u>00</u>	\$ <u>n/a</u>	\$ <u>00</u>	\$ <u>n/a</u>
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>00</u>	\$ <u>n/a</u>	\$ <u>00</u>	\$ <u>n/a</u>
Disability (such as social security, insurance payments)	\$ <u>00</u>	\$ <u>n/a</u>	\$ <u>00</u>	\$ <u>n/a</u>
Unemployment payments	\$ <u>00</u>	\$ <u>n/a</u>	\$ <u>00</u>	\$ <u>n/a</u>
Public-assistance (such as welfare)	\$ <u>00</u>	\$ <u>n/a</u>	\$ <u>00</u>	\$ <u>n/a</u>
Other (specify): _____	\$ <u>00</u>	\$ <u>n/a</u>	\$ <u>00</u>	\$ <u>n/a</u>
Total monthly income:	\$ <u>00</u>	\$ <u>n/a</u>	\$ <u>00</u>	\$ <u>n/a</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	\$ 00
			\$
			\$

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? \$ 00  
 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	\$ 00	\$ 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	n/a	<input type="checkbox"/> Other real estate	n/a
Value		Value	
<input type="checkbox"/> Motor Vehicle #1		<input type="checkbox"/> Motor Vehicle #2	
Year, make & model	n/a	Year, make & model	n/a
Value		Value	
<input type="checkbox"/> 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
<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>n/a</u>	<u>n/a</u>	<u>n/a</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>00</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>00</u>	\$ <u>n/a</u>
Home maintenance (repairs and upkeep)	\$ <u>00</u>	\$ <u>n/a</u>
Food	\$ <u>00</u>	\$ <u>n/a</u>
Clothing	\$ <u>00</u>	\$ <u>n/a</u>
Laundry and dry-cleaning	\$ <u>00</u>	\$ <u>n/a</u>
Medical and dental expenses	\$ <u>00</u>	\$ <u>n/a</u>

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ 00	\$ n/a
Recreation, entertainment, newspapers, magazines, etc.	\$ 00	\$ n/a
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ 00	\$ n/a
Life	\$ 00	\$ n/a
Health	\$ 00	\$ n/a
Motor Vehicle	\$ 00	\$ n/a
Other: _____	\$ 00	\$ n/a
Taxes (not deducted from wages or included in mortgage payments)		
(specify): _____	\$ 00	\$ n/a
Installment payments		
Motor Vehicle	\$ 00	\$ n/a
Credit card(s)	\$ 00	\$ n/a
Department store(s)	\$ 00	\$ n/a
Other: _____	\$ 00	\$ n/a
Alimony, maintenance, and support paid to others	\$ 00	\$ n/a
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ 00	\$ n/a
Other (specify): _____	\$ 00	\$ n/a
<b>Total monthly expenses:</b>	<b>\$ 00</b>	<b>\$ n/a</b>

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

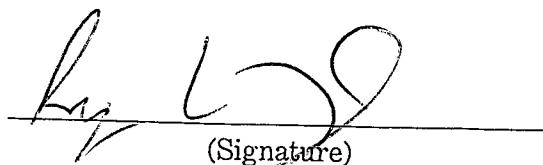
If yes, how much? \_\_\_\_\_

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 have been incarcerated for over 18 years. I have no money, assets, or family left. Since I am indigent, the prison pays me approx \$50 a month for tutoring GED classes, but all of that money is spent on legal fees (copies, typewriter ribbons, etc) or hygiene items.

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

Executed on: October 30, 2018



(Signature)

Ryan Lee Zater #96908-071  
F.C.I. Miami Low-Security  
Post Office Box 779800  
Miami, Florida 33177

Date: 10/26/2018  
Time: 10:10:26 AM

Federal Bureau of Prisons  
TRUFACS  
**Inmate Statement**  
Sensitive But Unclassified

Facility: MIA

*[Signature]*  
**Start Date:** 01/26/2018  
**End Date:** 10/26/2018  
**Inmate Reg#:** 96908071  
**Account Status:** All  
**Institution:** All

#### General Information

Inmate Reg#: 96908071  
Inmate Name: ZATER, RYAN LEE  
Current Site Name: Miami FCI  
Housing Unit: MIA-G-A  
Living Quarter: G04-925U  
Arrived From: OKL  
Transferred To:  
Account Creation Date: 2/11/2002

#### Transaction Details

Alpha Code	Date Time	Reference#	Payment#	Receipt#	Transaction Type	Transaction Amount	Encumbrance Amount	Ending Balance
MIA	02/05/2018 05:17:15 AM	70151703			Lockbox - CD	\$100.00		\$102.39
MIA	02/06/2018 06:36:22 AM	8			Sales	(\$90.85)		\$11.54
MIA	02/06/2018 12:32:43 PM	TL0206			TRUL Withdrawal	(\$5.00)		\$6.54
MIA	02/09/2018 12:54:50 PM	TIPP0118			Payroll - IPP	\$56.00		\$62.54
MIA	02/09/2018 02:30:04 PM	TIPP0118			Payroll - IPP	\$58.80		\$121.34
MIA	02/14/2018 06:50:06 AM	8			Sales	(\$42.55)		\$78.79
MIA	02/15/2018 11:25:06 AM	50			Sales	(\$6.50)		\$72.29
MIA	02/22/2018 06:45:27 AM	13			Sales	(\$50.25)		\$22.04
MIA	02/22/2018 09:57:46 AM	TL0222			TRUL Withdrawal	(\$5.00)		\$17.04
MIA	03/01/2018 12:07:42 PM	TL0301			TRUL Withdrawal	(\$5.00)		\$12.04
MIA	03/08/2018 03:16:27 PM	TIPP0218			Payroll - IPP	\$53.20		\$65.24
MIA	03/08/2018 03:18:13 PM	TFRP0318			FRP Quarterly Pymt	(\$25.00)		\$40.24
MIA	03/19/2018 05:26:19 PM	TL0319			TRUL Withdrawal	(\$5.00)		\$35.24
MIA	04/02/2018 06:21:29 AM	TL0402			TRUL Withdrawal	(\$5.00)		\$30.24
MIA	04/05/2018 07:22:17 AM	24			Sales	(\$27.40)		\$2.84
MIA	04/09/2018 02:28:19 PM	TIPP0318			Payroll - IPP	\$61.60		\$64.44
MIA	04/11/2018 12:11:15 AM		1263		Legal Fees	(\$10.00)		\$54.44
MIA	04/12/2018 06:50:28 AM	13			Sales	(\$42.05)		\$12.39
MIA	04/15/2018 06:54:01 AM	TL0415			TRUL Withdrawal	(\$5.00)		\$7.39

Date: 10/26/2018  
Time: 10:10:26 AM



Federal Bureau of Prisons  
TRUFACS  
**Inmate Statement**  
Sensitive But Unclassified

Facility: MIA

**General Information**

Inmate Reg#:	96908071	Living Quarter:	G04-925U
Inmate Name:	ZATER, RYAN LEE	Arrived From:	OKL
Current Site Name:	Miami FCI	Transferred To:	
Housing Unit:	MIA-G-A	Account Creation Date:	2/11/2002

**Transaction Details**

<b>Alpha Code</b>	<b>Date Time</b>	<b>Reference#</b>	<b>Payment#</b>	<b>Receipt#</b>	<b>Transaction Type</b>	<b>Transaction Amount</b>	<b>Encumbrance Amount</b>	<b>Ending Balance</b>
MIA	04/17/2018 11:36:54 AM	TFN0417			Phone Withdrawal	(\$2.00)		\$5.39
MIA	04/18/2018 10:24:06 AM	TL0418			TRUL Withdrawal	(\$5.00)		\$0.39
MIA	05/09/2018 01:13:27 PM	TIPP0418			Payroll - IPP	\$58.80		\$59.19
MIA	05/09/2018 02:02:25 PM	TL0509			TRUL Withdrawal	(\$5.00)		\$54.19
MIA	05/14/2018 01:02:34 PM	TL0514			TRUL Withdrawal	(\$2.00)		\$52.19
MIA	05/15/2018 05:15:10 AM	70158701			Lockbox - CD	\$100.00		\$152.19
MIA	05/15/2018 06:02:41 AM	TL0515			TRUL Withdrawal	(\$5.00)		\$147.19
MIA	05/17/2018 06:39:05 AM	3			Sales	(\$57.20)		\$89.99
MIA	05/17/2018 06:52:33 AM	12			Sales	(\$20.00)		\$69.99
MIA	05/18/2018 02:58:56 PM	TL0518			TRUL Withdrawal	\$0.10		\$70.09
MIA	05/22/2018 07:34:55 AM	39			Sales	(\$6.50)		\$63.59
MIA	05/24/2018 07:24:13 PM	TL0524			TRUL Withdrawal	(\$5.00)		\$58.59
MIA	05/31/2018 07:20:43 AM	26			Sales	(\$45.90)		\$12.69
MIA	05/31/2018 01:33:47 PM	TL0531			TRUL Withdrawal	(\$5.00)		\$7.69
MIA	06/04/2018 12:01:05 PM	TL0604			TRUL Withdrawal	(\$5.00)		\$2.69
MIA	06/08/2018 03:40:43 PM	TIPP0518			Payroll - IPP	\$61.60		\$64.29
MIA	06/08/2018 03:42:13 PM	TFRP0618			FRP Quarterly Pymt	(\$25.00)		\$39.29
MIA	06/12/2018 09:51:40 AM	TL0612			TRUL Withdrawal	(\$5.00)		\$34.29
MIA	06/27/2018 09:19:28 AM	TL0627			TRUL Withdrawal	(\$5.00)		\$29.29
MIA	07/09/2018 03:39:53 PM	TIPP0618			Payroll - IPP	\$58.80		\$88.09
MIA	07/10/2018 06:01:04 AM	TL0710			TRUL Withdrawal	(\$5.00)		\$83.09
MIA	07/13/2018 07:31:18 AM	16			Sales	(\$40.45)		\$42.64
MIA	07/19/2018 10:04:14 PM	33318200			Western Union	\$100.00		\$142.64
MIA	07/20/2018 11:39:14 AM	110			Sales	(\$111.85)		\$30.79
MIA	07/20/2018 11:41:55 AM	112			Sales	\$10.00		\$40.79

Date: 10/26/2018  
Time: 10:10:26 AM



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Facility: MIA

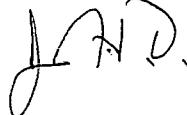
**General Information**

Inmate Reg#:	96908071	Living Quarter:	G04-925U
Inmate Name:	ZATER, RYAN LEE	Arrived From:	OKL
Current Site Name:	Miami FCI	Transferred To:	
Housing Unit:	MIA-G-A	Account Creation Date:	2/11/2002

**Transaction Details**

Alpha Code	Date Time	Reference#	Payment#	Receipt#	Transaction Type	Transaction Amount	Encumbrance Amount	Ending Balance
MIA	07/30/2018 06:05:41 AM	TL0730			TRUL Withdrawal	(\$5.00)		\$35.79
MIA	08/08/2018 11:11:54 AM	TFN0808			Phone Withdrawal	(\$3.00)		\$32.79
MIA	08/08/2018 01:02:22 PM	TL0808			TRUL Withdrawal	(\$5.00)		\$27.79
MIA	08/08/2018 02:05:55 PM	TIPP0718			Payroll - IPP	\$58.80		\$86.59
MIA	08/17/2018 09:13:51 AM	TL0817			TRUL Withdrawal	(\$5.00)		\$81.59
MIA	08/24/2018 07:05:55 AM	21			Sales	(\$55.95)		\$25.64
MIA	08/24/2018 07:07:01 AM	22			Sales	(\$5.00)		\$20.64
MIA	08/27/2018 05:18:01 AM	70165903			Lockbox - CD	\$50.00		\$70.64
MIA	08/27/2018 01:46:05 PM	TL0827			TRUL Withdrawal	(\$5.00)		\$65.64
MIA	09/07/2018 12:16:56 PM	81			Sales	(\$43.00)		\$22.64
MIA	09/07/2018 12:20:27 PM	84			Sales	(\$1.90)		\$20.74
MIA	09/07/2018 04:07:54 PM	TIPP0818			Payroll - IPP	\$64.40		\$85.14
MIA	09/07/2018 04:09:26 PM	TFRP0918			FRP Quarterly Pymt	(\$25.00)		\$60.14
MIA	09/17/2018 01:42:18 PM	TL0917			TRUL Withdrawal	(\$5.00)		\$55.14
MIA	09/18/2018 09:04:09 AM	33318261			Western Union	\$150.00		\$205.14
MIA	09/20/2018 07:58:19 AM	54			Sales	(\$62.60)		\$142.54
MIA	10/02/2018 07:23:47 AM	29			Sales	(\$96.05)		\$46.49
MIA	10/03/2018 05:15:25 AM	70168501			Lockbox - CD	\$20.00		\$66.49
MIA	10/03/2018 11:10:21 AM	42			Sales	(\$5.85)		\$60.64
MIA	10/03/2018 04:46:05 PM	TL1003			TRUL Withdrawal	(\$5.00)		\$55.64
MIA	10/09/2018 03:39:55 PM	UIPP0918			Payroll - IPP	\$53.20		\$108.84
MIA	10/10/2018 07:40:55 AM	TL1010			TRUL Withdrawal	(\$5.00)		\$103.84
MIA	10/15/2018 07:17:32 AM	36			Sales	(\$74.85)		\$28.99
MIA	10/22/2018 06:05:51 AM	TL1022			TRUL Withdrawal	(\$5.00)		\$23.99
<b>Total Transactions:</b>				<b>68</b>		<b>Totals:</b>	<b>\$21.60</b>	<b>\$0.00</b>

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**General Information**

Inmate Reg#:	96908071	Living Quarter:	G04-925U
Inmate Name:	ZATER, RYAN LEE	Arrived From:	OKL
Current Site Name:	Miami FCI	Transferred To:	
Housing Unit:	MIA-G-A	Account Creation Date:	2/11/2002

**Current Balances**

Alpha Code	Available Balance	Pre-Release Balance	Debt Encumbrance	SPO Encumbrance	Other Encumbrance	Outstanding Instruments	Administrative Holds	Account Balance
MIA	\$23.99	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$23.99
<b>Totals:</b>	<b>\$23.99</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$23.99</b>

**Other Balances**

National 6 Months Deposits	National 6 Months Withdrawals	National 6 Months Avg Daily Balance	Local Max. Balance -Prev. 30 Days	Average Balance- Prev. 30 Days	Commissary Restriction Start Date	Commissary Restriction End Date
\$775.60	\$752.00	\$56.06	\$142.54	\$69.65	N/A	N/A