

NO. 18-1398

IN THE SUPREME COURT OF THE UNITED STATES

DECEMBER 11, 2017

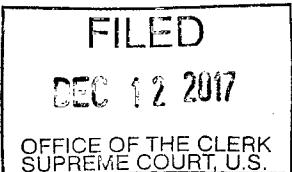
JAMES TYRELL DRANE,

Petitioner,

v.

THE STATE OF MICHIGAN,

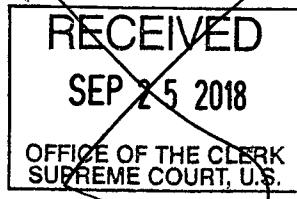
Respondent,



MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

Petitioner, JAMES TYRELL DRANE respectfully asks this Honorable Court, pursuant to Supreme Court Rule 39, for leave to proceed in forma pauperis so that he may file the accompanying Petition for Writ of Certiorari with this Court.

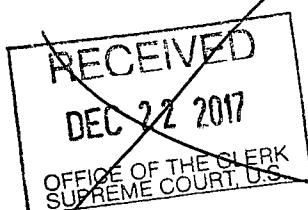
Petitioner has been found by the state trial court to be indigent for the purposes of the state appellate proceedings, was appointed counsel for that purpose, and is represented in this Court in Pro Per. As his affidavit indicates, petitioner is in a state prison and is not receiving any income.



Respectfully submitted,

By:

James T. Drane  
In ProPer  
Saint Louis Correctional Facility  
8585 North Croswell Road  
Saint Louis, MI 48880



Date: December 11, 2017

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

I, James Tyrell Drane, am the petitioner in the above-entitled case. In support of my motion to proceed in forma pauperis, I state 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 in 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, before any deductions for taxes or otherwise.

Income source	Average monthly amount during the past 12 months		Amount expected next month		FILED DEC 12 2017 OFFICE OF THE CLERK, SUPREME COURT, U.S.
	You	Spouse	You	Spouse	
Employment	\$ 25	\$	\$ 0	\$	
Self -employment	\$	\$	\$	\$	
Income from real property	\$	\$	\$	\$	
Interest and divid- ends	\$	\$	\$	\$	
Gifts	\$	\$	\$	\$	
Alimony	\$	\$	\$	\$	
Child Support	\$	\$	\$	\$	
Retirement	\$	\$	\$	\$	
Disability	\$	\$	\$	\$	
Unemployment	\$	\$	\$	\$	
Public-assistance	\$	\$	\$	\$	
Other: _____	\$	\$	\$	\$	
 <b>Total monthly income</b>	 <b>\$ 25</b>	 <b>\$</b>	 <b>\$ 0</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.)

Employer	Address	Dates of Employment	Gross monthly pay
Mich. Dept. Corr	8585 N.Croswell	Oct-Nov	\$25
_____	_____	_____	_____
_____	_____	_____	_____

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	Gross monthly pay
n/a	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

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.

<u>Financial institution</u>	<u>Type of account</u>	<u>Amount you have</u>	<u>Amount Spouse has</u>
\$0			

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

— Home Value	— Other real estate Value
— Motor Vehicle #1 Year, make, & model	— Motor Vehicle #2 Year, make, & model
— Other assets Description	
Value	

6. State every person, business, or organization owing you or your spouse money, and the amount owed.

<u>Person owing you or your spouse money</u>	<u>Amount owed to you</u>	<u>Amount owed to your spouse</u>
n/a	\$	\$
	\$	\$
	\$	\$

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

<u>Name</u>	<u>Relationship</u>	<u>Age</u>
JTD, Jr.	son	4

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.

<u>Rent or home mortgage payment (include lot rented for mobile home)</u>	<u>You</u>	<u>Your Spouse</u>
	\$ 0	\$

Are real estate taxes included?  Yes No

Is property insurance included?  Yes No

<u>Utilities (electricity, heating fuel, water, sewer, and telephone)</u>	<u>\$ 0</u>	<u>\$</u>
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<u>Home maintenance (repairs and upkeep)</u>	<u>\$ 0</u>	<u>\$</u>
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<u>Food</u>	<u>\$ 0</u>	<u>\$</u>
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Clothing

Clothing	\$	\$
<u>Laundry</u> and dry-cleaning	\$	\$
Medical and dental expenses	\$	\$
Transportation (not including motor vehicle payments)	\$	\$
Recreation, entertainment, news paper, magazine, etc.	\$	\$
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$	\$
Life	\$	\$
Health	\$	\$
Motor Vehicle	\$	\$
Other: _____	\$	\$
Taxes (not deducted from wages or included in mortgage payments)		
(specify): _____	\$	\$
Installment payments		
Motor Vehicle	\$	\$
<u>Credit</u> Card(s)	\$	\$
Department store(s)	\$	\$
Other: _____	\$	\$
Alimony, maintenance, and support paid to others	\$ 15	\$
Regular expenses for operation of businesses, profession, or farm (attach detailed statement)	\$	\$
Other (specify): _____	\$	\$
Total monthly expenses:	\$ 0 15	\$

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:

n/a

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, state the person's name, address, and telephone number:

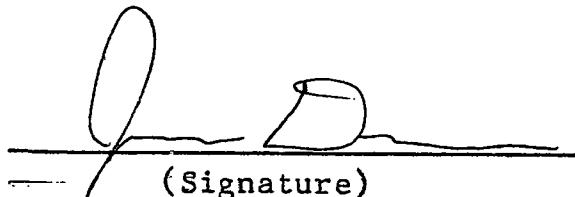
n/a

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

I am currently incarcerated in the Michigan Department of Corrections.

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

Executed on: December 11, 2017, 20 17



(Signature)