

No. _____

IN THE SUPREME COURT OF THE UNITED STATES

Lawrence Alfred Landrum,

Petitioner,

-v-

State of Ohio,

Respondent.

APPLICATION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

Petitioner Lawrence Landrum respectfully requests leave to file the attached petition for writ of certiorari without prepayment of costs and to proceed in *forma pauperis*.

Every court since Petitioner was sentenced to death in 1986 has permitted him to proceed *in forma pauperis*.

Both the Ross County Court of Appeals and the Supreme Court of Ohio, as to Landrum's motion for leave to file his motion to a new mitigation trial, the denial of which is the subject of the attached petition, found Landrum to be indigent. *State v. Landrum*, 4th Appellate Dist. No. 17CA3607 and *State v. Landrum*, Supreme Court of Ohio Case No. 2018-0679

Both the Ross County Court of Appeals, *State v. Landrum* Case No. 1330 and Supreme Court of Ohio, *State v. Landrum*, Case No. 89-454. found him indigent with respect to his direct appeals to those courts.

In the state post-conviction proceedings, both the court of appeals and the Supreme Court of Ohio (twice) found him indigent. Landrum was granted in forma pauperis by the federal courts thought his separate his initial habeas, Rule 60 and lethal injection proceedings.

Finally, this Court three times has permitted him to proceed In Forma Pauperis when seeking certiorari challenging his conviction for capital murder and death sentence. *Landrum v. Ohio*, Case No. 90-671, *Landrum v. Mitchell*, Case No. 10-9911, *Landrum v. Jenkins*, Case No. 16-5203; *Landrum v. Ohio*, Case No. 16-9596

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

Respectfully submitted,

/s/Randall L. Porter

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Counsel of Record

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

I, Lawrence Landrum, 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>N/A</u> | \$ <u>0</u> | \$ <u>Not Known</u> |
| Self-employment | \$ <u>0</u> | \$ <u>N/A</u> | \$ <u>0</u> | \$ <u>Not Known</u> |
| Income from real property (such as rental income) | \$ <u>17</u> | \$ <u>N/A</u> | \$ <u>0</u> | \$ <u>Not Known</u> |
| Interest and dividends | \$ <u>0</u> | \$ <u>N/A</u> | \$ <u>0</u> | \$ <u>Not Known</u> |
| Gifts | \$ <u>0</u> | \$ <u>N/A</u> | \$ <u>0</u> | \$ <u>Not Known</u> |
| Alimony | \$ <u>0</u> | \$ <u>N/A</u> | \$ <u>0</u> | \$ <u>Not Known</u> |
| Child Support | \$ <u>0</u> | \$ <u>N/A</u> | \$ <u>0</u> | \$ <u>Not Known</u> |
| Retirement (such as social security, pensions, annuities, insurance) | \$ <u>0</u> | \$ <u>N/A</u> | \$ <u>0</u> | \$ <u>Not Known</u> |
| Disability (such as social security, insurance payments) | \$ <u>0</u> | \$ <u>N/A</u> | \$ <u>0</u> | \$ <u>Not Known</u> |
| Unemployment payments | \$ <u>0</u> | \$ <u>N/A</u> | \$ <u>0</u> | \$ <u>Not Known</u> |
| Public-assistance (such as welfare) | \$ <u>0</u> | \$ <u>N/A</u> | \$ <u>0</u> | \$ <u>Not Known</u> |

| Income source | Average monthly amount during the past 12 months | | Amount expected next month | |
|------------------------------|--------------------------------------------------|---------------|----------------------------|---------------------|
| Other (specify): _____ | \$ <u>0</u> | \$ <u>N/A</u> | \$ <u>0</u> | \$ <u>Not Known</u> |
| Total monthly income: | \$ <u>17.00</u> | \$ <u>N/A</u> | \$ <u>0</u> | \$ <u>Not Known</u> |

Mr. Landrum does not know if he is still married. She lives in England.

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 |
|--------------------------------|------------------|---------------------|-------------------|
| United Electric & Construction | Londonderry | 1984 | \$ <u>800</u> |
| Burger King | Chillicothe | 1983 | \$ <u>200</u> |
| Michigan Parts & Services | Sault Ste. Marie | 1982 | \$ <u>200</u> |

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 |
|-----------|---------|---------------------|-------------------|
| Not Known | N/A | N/A | \$ <u>N/A</u> |
| N/A | N/A | N/A | \$ <u>N/A</u> |
| N/A | N/A | N/A | \$ <u>N/A</u> |

4. How much cash do you and your spouse have? \$ 17.00

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 |
|-----------------------|-----------------|-----------------|------------------------|
| None | None | \$ <u>N/A</u> | \$ <u>Not Known</u> |
| _____ | _____ | \$ _____ | \$ _____ |
| _____ | _____ | \$ _____ | \$ _____ |

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 Value <u>None</u> | <input type="checkbox"/> Other real estate Value <u>None</u> |
| <input type="checkbox"/> Motor Vehicle #1 Year, make & model <u>None</u> Value <u>N/A</u> | <input type="checkbox"/> Motor Vehicle #2 Year, make & model <u>None</u> Value <u>N/A</u> |
| <input type="checkbox"/> Other assets Description <u>None</u> Value <u>N/A</u> | |

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>N/A</u> | \$ <u>N/A</u> |
| <u>None</u> | \$ <u>N/A</u> | \$ <u>N/A</u> |
| <u>None</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>None</u> | <u>N/A</u> | \$ <u>N/A</u> |
| <u>None</u> | <u>N/A</u> | \$ <u>N/A</u> |
| <u>None</u> | <u>N/A</u> | \$ <u>N/A</u> |

8. Estimate the average monthly expenses of you and your family. Show separately the amount 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>Not Known</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>1.00</u> | \$ <u>Not Known</u> |
| Home maintenance (repairs and upkeep) | \$ <u>0</u> | \$ <u>Not Known</u> |
| Food | \$ <u>15.00</u> | \$ <u>Not Known</u> |
| Clothing | \$ <u>0</u> | \$ <u>Not Known</u> |
| Laundry and dry-cleaning | \$ <u>0</u> | \$ <u>Not Known</u> |
| Medical and dental expenses | \$ <u>0</u> | \$ <u>Not Known</u> |
| Transportation (not including motor vehicle payments) | \$ <u>0</u> | \$ <u>Not Known</u> |
| Recreation, entertainment, newspapers, magazines, etc. | \$ <u>0</u> | \$ <u>Not Known</u> |
| Insurance (not deducted from wages or included in mortgage payments) | | |
| Homeowner's or renter's | \$ <u>0</u> | \$ <u>Not Known</u> |
| Life | \$ <u>0</u> | \$ <u>Not Known</u> |
| Health | \$ <u>0</u> | \$ <u>Not Known</u> |
| Motor Vehicle | \$ <u>0</u> | \$ <u>Not Known</u> |
| Other: _____ | \$ <u>0</u> | \$ <u>Not Known</u> |
| Taxes (not deducted from wages or included in mortgage payments) | | |
| (specify): _____ | \$ <u>0</u> | \$ <u>Not Known</u> |
| Installment payments | | |
| Motor Vehicle | \$ <u>0</u> | \$ <u>Not Known</u> |

| | You | Your spouse |
|---------------------------------------------------------------------------------------------|---------------------|-------------------------|
| Credit card(s) | \$ <u>0</u> | \$ <u>Not Known</u> |
| Department store(s) | \$ <u>0</u> | \$ <u>Not Known</u> |
| Other: _____ | \$ <u>0</u> | \$ <u>Not Known</u> |
| Alimony, maintenance, and support paid to others | \$ <u>0</u> | \$ <u>Not Known</u> |
| Regular expenses for operation of business, profession, or farm (attach detailed statement) | \$ <u>0</u> | \$ <u>Not Known</u> |
| Other (specify): _____ | \$ <u>0</u> | \$ <u>Not Known</u> |
| Total monthly expenses: | \$ <u>16.00</u> | \$ <u>Not Known</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? N/A

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, how much? N/a

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

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

Executed on: APRIL 8TH, 2018

Laurence Sandrum
(Signature)