

IN THE SUPREME COURT OF THE UNITED STATES

KENNETH G. MIDDLETON,)

)

Petitioner,)

v.)

Case No.

)

RONDA PASH,)

Superintendent,)

Crossroads Correctional Center,)

)

Respondent.)

ATTACHED AFFIDAVIT IN SUPPORT OF MOTION
TO PROCEED IN FORMA PAUPERIS

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COUNSEL FOR PETITIONER

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

I, Kenneth G. Middleton, 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>0</u>	\$ <u>0</u>	\$ <u>0</u>
Self-employment	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Income from real property (such as rental income)	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Interest and dividends	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Gifts	\$ <u>\$75</u>	\$ <u>0</u>	\$ <u>9</u>	\$ <u>0</u>
Alimony	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Child Support	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Disability (such as social security, insurance payments)	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Unemployment payments	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Public-assistance (such as welfare)	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Other (specify): _____	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Total monthly income:	\$ <u>8.50</u>	\$ <u>0</u>	\$ <u>8.50</u>	\$ <u>0</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
<u>NA</u>	<u>NA</u>	<u>NA</u>	\$ <u>NA</u>
<u> </u>	<u> </u>	<u> </u>	\$ <u> </u>
<u> </u>	<u> </u>	<u> </u>	\$ <u> </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
<u>NA</u>	<u>NA</u>	<u>NA</u>	\$ <u>NA</u>
<u> </u>	<u> </u>	<u> </u>	\$ <u> </u>
<u> </u>	<u> </u>	<u> </u>	\$ <u> </u>

4. How much cash do you and your spouse have? \$
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
<u>0</u>	<u>0</u>	\$ <u>0</u>	\$ <u>0</u>
<u> </u>	<u> </u>	\$ <u> </u>	\$ <u> </u>
<u> </u>	<u> </u>	\$ <u> </u>	\$ <u> </u>

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

☐ Home
Value 0

☐ Other real estate
Value 0

☐ Motor Vehicle #1
Year, make & model 0
Value

☐ Motor Vehicle #2
Year, make & model 0
Value

☐ Other assets
Description 0
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 or your spouse for support.

Name

Relationship

Age

NA

NA

NA

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)

\$ 0

\$ 0

Are real estate taxes included? ☐ Yes ☐ No

Is property insurance included? ☐ Yes ☐ No

Utilities (electricity, heating fuel,
water, sewer, and telephone)

\$ 0

\$ 0

Home maintenance (repairs and upkeep)

\$ 0

\$ 0

Food

\$ 0

\$ 0

Clothing

\$ 0

\$ 0

Laundry and dry-cleaning

\$ 0

\$ 0

Medical and dental expenses

\$ 0

\$ 0

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ <u>0</u>	\$ <u>0</u>
Recreation, entertainment, newspapers, magazines, etc.	\$ <u>0</u>	\$ <u>0</u>
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ <u>0</u>	\$ <u>0</u>
Life	\$ <u>0</u>	\$ <u>0</u>
Health	\$ <u>0</u>	\$ <u>0</u>
Motor Vehicle	\$ <u>0</u>	\$ <u>0</u>
Other: _____	\$ <u>0</u>	\$ <u>0</u>
Taxes (not deducted from wages or included in mortgage payments)		
(specify): _____	\$ <u>0</u>	\$ <u>0</u>
Installment payments		
Motor Vehicle	\$ <u>0</u>	\$ <u>0</u>
Credit card(s)	\$ <u>0</u>	\$ <u>0</u>
Department store(s)	\$ <u>0</u>	\$ <u>0</u>
Other: _____	\$ <u>0</u>	\$ <u>0</u>
Alimony, maintenance, and support paid to others	\$ <u>0</u>	\$ <u>0</u>
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ <u>NA</u>	\$ <u>NA</u>
Other (specify): _____	\$ <u>NA</u>	\$ <u>NA</u>
Total monthly expenses:	\$ <u>NA</u>	\$ <u>NA</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? _____

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 am in Prison, since February, 1991.

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

Executed on: 10/18, 2018

Kenneth B. Middleton
(Signature)

Missouri Department of Corrections

Date/Time	Transaction Type	Description	Amount	Balance
10/18/2018 08:39	General Revenue - State Debt	Debt Case: CR010572;	-0.20	202.48
10/11/2018 10:04	Canteen Purchase	Canteen Purchase - Order No: 7065813	-22.87	202.68
10/10/2018 19:53	Payroll Tip	Location: CRCC; Payroll Cycle: 09/01/2018 ; 09/30/2018; Auto Pay	8.50	225.55
10/09/2018 10:48	Kiosk Purchase	Kiosk Purchase	-25.00	217.05
10/08/2018 10:20	Media Purchase	Media Purchase	-25.00	242.05
10/07/2018 09:25	Kiosk Purchase	Kiosk Purchase	-50.00	267.05
10/03/2018 09:49	Canteen Purchase	Canteen Purchase - Order No: 7028586	-7.84	317.05
09/25/2018 14:09	Canteen Purchase	Canteen Purchase - Order No: 6987321	-22.84	324.89
09/14/2018 11:54	Canteen Purchase	Canteen Purchase - Order No: 6895278	-29.24	347.73
09/10/2018 21:38	Payroll Tip	Location: CRCC; Payroll Cycle: 08/01/2018 ; 08/31/2018; Auto Pay	8.50	376.97
08/23/2018 11:13	Canteen Purchase	Canteen Purchase	5.80	368.47
08/21/2018 10:04	Canteen Purchase	Canteen Purchase - Order No: 6858317	-9.90	362.67
08/10/2018 19:53	Payroll Tip	Location: CRCC; Payroll Cycle: 07/01/2018 ; 07/31/2018; Auto Pay	8.50	372.57
07/24/2018 12:32	Canteen Purchase	Canteen Purchase - Order No: 6785088	-39.42	364.07
07/19/2018 10:34	Canteen Purchase	Canteen Purchase	35.73	403.49
07/16/2018 10:20	Canteen Purchase	Canteen Purchase - Order No: 6741123	-35.73	367.76
07/10/2018 19:50	Payroll Tip	Location: CRCC; Payroll Cycle: 06/01/2018 ; 06/30/2018; Auto Pay	8.50	403.49
07/02/2018 18:45	JPAY Deposit	Sender Name(Last/First): CLIFF/MIDDLETON; Transaction ID: 87608528;	300.00	394.99
07/02/2018 10:50	Canteen Purchase	Canteen Purchase - Order No: 6715020	-5.97	94.99
06/10/2018 19:50	Payroll Tip	Location: CRCC; Payroll Cycle: 05/01/2018 ; 05/31/2018; Auto Pay	8.50	100.96
05/31/2018 08:56	Canteen Purchase	Canteen Purchase - Order No: 6636260	-11.09	92.46
05/11/2018 09:13	Canteen Purchase	Canteen Purchase - Order No: 6565047	-24.73	103.55
05/11/2018 06:30	Kiosk Purchase	Kiosk Purchase	-50.00	128.28
05/10/2018 19:50	Payroll Tip	Location: CRCC; Payroll Cycle: 04/01/2018 ; 04/30/2018; Auto Pay	8.50	178.28
05/03/2018 12:20	Canteen Purchase	Canteen Purchase - Order No: 6548393	-36.60	169.78
04/25/2018 12:29	Canteen Purchase	Canteen Purchase - Order No: 6531734	-20.39	206.38
04/25/2018 10:07	Kiosk Purchase	Kiosk Purchase	-50.00	226.77
04/17/2018 11:44	Canteen Purchase	Canteen Purchase - Order No: 6514612	-21.77	276.77
04/12/2018 09:19	Canteen Purchase	Canteen Purchase - Order No: 6484400	-31.33	298.54
04/10/2018 19:51	Payroll Tip	Location: CRCC; Payroll Cycle: 03/01/2018 ; 03/31/2018; Auto Pay	8.50	329.87

Account Number: 179112

Account Name: MIDDLETON, KENNETH G

Financial Cycle: 19910410-

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Missouri Department of Corrections

Date/Time	Transaction Type	Description	Amount	Balance
04/10/2018 15:47	Kiosk Purchase	Kiosk Purchase	-50.00	321.37
04/03/2018 08:14	Canteen Purchase	Canteen Purchase - Order No: 6480190	-12.08	371.37
04/02/2018 18:21	JPay Deposit	Sender Name(Last/First): CLIFF/MIDDLETON; Transaction ID: 84073539;	300.00	383.45
04/01/2018 13:19	Kiosk Purchase	Kiosk Purchase	-50.00	83.45
03/28/2018 09:38	Canteen Purchase	Canteen Purchase - Order No: 6457142	-42.53	133.45
03/22/2018 08:38	Canteen Purchase	Canteen Purchase - Order No: 6436998	-21.34	175.98
03/18/2018 08:41	Kiosk Purchase	Kiosk Purchase	-50.00	197.32
03/16/2018 08:22	Canteen Purchase	Canteen Purchase - Order No: 6410482	-29.59	247.32
03/10/2018 19:51	Payroll Tip	Location: CRCC; Payroll Cycle: 02/01/2018 ; 02/28/2018; Auto Pay	8.50	276.91
03/08/2018 13:27	Canteen Purchase	Canteen Purchase - Order No: 6380216	-40.19	268.41
02/26/2018 12:10	Canteen Purchase	Canteen Purchase - Order No: 6369062	-13.05	308.60
02/23/2018 14:38	Kiosk Purchase	Kiosk Purchase	-50.00	321.65
02/22/2018 09:44	Canteen Purchase	Canteen Purchase - Order No: 6348030	-34.86	371.65
02/19/2018 18:16	JPay Deposit	Sender Name(Last/First): CLIFF/MIDDLETON; Transaction ID: 82243901;	300.00	406.51
02/14/2018 14:44	Canteen Purchase	Canteen Purchase - Order No: 6323025	-44.86	106.51
02/13/2018 09:03	Kiosk Purchase	Kiosk Purchase	-50.00	151.37
02/10/2018 19:50	Payroll Tip	Location: CRCC; Payroll Cycle: 01/01/2018 ; 01/31/2018; Auto Pay	8.50	201.37
02/06/2018 08:20	Canteen Purchase	Canteen Purchase - Order No: 6298910	-19.24	192.87
01/29/2018 15:54	Kiosk Purchase	Kiosk Purchase	-50.00	212.11
01/29/2018 12:23	Canteen Purchase	Canteen Purchase - Order No: 6293137	-14.27	262.11
01/25/2018 08:23	Canteen Purchase	Canteen Purchase - Order No: 6272698	-37.68	276.38
01/19/2018 08:19	Canteen Purchase	Canteen Purchase - Order No: 6250502	-25.90	314.06
01/11/2018 12:26	Canteen Purchase	Canteen Purchase - Order No: 6222560	-44.46	339.96
01/10/2018 19:52	Payroll Tip	Location: CRCC; Payroll Cycle: 12/01/2017 ; 12/31/2017; Auto Pay	8.50	384.42
01/03/2018 12:06	Canteen Purchase	Canteen Purchase - Order No: 6202689	-35.84	375.92
01/02/2018 17:02	Kiosk Purchase	Kiosk Purchase	-50.00	411.76
12/26/2017 13:58	Canteen Purchase	Canteen Purchase - Order No: 6182443	-25.26	461.76
12/18/2017 12:02	Canteen Purchase	Canteen Purchase - Order No: 6169264	-25.10	487.02
12/17/2017 14:48	Kiosk Purchase	Kiosk Purchase	-50.00	512.12
12/12/2017 08:22	Canteen Purchase	Canteen Purchase - Order No: 6143368	-19.21	562.12
12/11/2017 15:25	Payroll Tip	Location: CRCC; Payroll Cycle: 11/01/2017 ; 11/30/2017; Auto Pay	8.50	581.33

Account Number: 179112

Account Name: MIDDLETON, KENNETH G

Financial Cycle: 19910410-

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