18-6780

No. 18 - ________

MAGA!

Supreme Court, U.S.
FILED
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IN THE
SUPREME COURT OF THE UNITED STATES

JOAN E. FARR, f/k/a JOAN HEFFINGTON,

Petitioner,

v.

DARYL DAVIS, DENNIS MOON, DEANN COOTE,
JOHN PATRICK HALL, HUCKLEBERRY
HOMEOWNERS ASSOCIATION,

Respondents.

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

The petitioner asks leave to file the attached petition for a writ of certiorari without prepayment of costs and to proceed *in forma pauperis.* Petitioner has previously been granted leave to proceed *in forma pauperis* in the Tenth Circuit Court of Appeals on October 1, 2018 in related Case No. 18-9002.

Respectfully submitted,

Joan E. Farr

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

I, Joan E. Farr, 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	$ Ø	$ N/A	$ Ø	$ N/A
Self-employment	$ 1,416	$	$ 1,416	$
Income from real property (such as rental income)	$ Ø	$	$ Ø	$
Interest and dividends	$ Ø	$	$ Ø	$
Gifts	$ Ø	$	$ Ø	$
Alimony	$ Ø	$	$ Ø	$
Child Support	$ Ø	$	$ Ø	$
Retirement (such as social security, pensions, annuities, insurance)	$ 2,433	$	$ 2433	$
Disability (such as social security, insurance payments)	$ Ø	$	$ Ø	$
Unemployment payments	$ Ø	$	$ Ø	$
Public-assistance (such as welfare)	$ Ø	$	$ Ø	$
Other (specify): ____________	$ Ø	$	$ Ø	$
Total monthly income:	$ 3,849	$ Ø	$ 3,849	$ Ø

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
Improv Business Consulting (self-employed	7145 Blueberry Derby, KS 67037	Aug. 2011 - present	$ 369
			$
			$

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? $ .75
Below, state any money you or your spouse have in bank accounts or in any other financial institution.

Type of account (e.g., checking or savings)	Amount you have	Amount your spouse has
Verus Bank, Derby, KS checking	$ 535	$ N/A
	$	$
	$	$

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

☒ Home *
Value $ 297,600 * have not been able to sell for 8 yrs

☒ Other real estate *
Value $ 1,800 * have not been able to sell for 8 yrs valued at $18K in 2017?

☒ Motor Vehicle #1
Year, make & model 2016 Nissan Altima
Value $ 10,000

☒ Motor Vehicle #2
Year, make & model 2001 Ford Explorer Sport Trac (inoperable)
Value $ 1,100

☒ Other assets
Description None
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
Garrison Moore (son)	$ 2,000	$ N/A
Grant Heffington (son)	$ 4,000	$ N/A
	$	$

7. State the persons who rely on you or your spouse for support. For minor children, list initials instead of names (e.g. "J.S." instead of "John Smith").

Name	Relationship	Age
Garrison Moore	son	30
Guy Heffington	son	25

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) Are real estate taxes included? ☒ Yes ☐ No Is property insurance included? ☒ Yes ☐ No	$ 416	$ N/A
Utilities (electricity, heating fuel, water, sewer, and telephone) (includes trash) (650 but -200 my son helps with)	$ 450	$
Home maintenance (repairs and upkeep)	$ 200	$
Food	$ 250	$
Clothing	$ 30	$
Laundry and dry-cleaning	$ 15	$
Medical and dental expenses (includes older son)	$ 60	$

	You	Your spouse
Transportation (not including motor vehicle payments)	$ 200	$ N/A
Recreation, entertainment, newspapers, magazines, etc.	$ 80	$
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	$ 85	$
Life	$ 84	$
Health (includes older son)	$ 40	$
Motor Vehicle	$ 80	$
Other: 4 ins. policies on sons	$ 90	$
Taxes (not deducted from wages or included in mortgage payments)		
(specify): property tax + misc.	$ 400	$
Installment payments		
Motor Vehicle	$ Ø	$
Credit card(s) (owe $2500 currently)	$ 200	$
Department store(s)	$ 27	$
Other: medical bills (not including * $15,000 still owed for colon surgery in Jan. 2017)	$ 75*	$
Alimony, maintenance, and support paid to others	$ Ø	$
Regular expenses for operation of business, profession, or farm (attach detailed statement)	$ 1204	$
Other (specify): church tithe/donations	$ 260	$
Total monthly expenses:	$ 4,246	$ N/A

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: N/A

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

The state says I owe $120,400
The IRS says I owe $88,800
The hospital says I owe $15,000
I have not been able to sell my house or land for 8 yrs
I continue helping to support two grown sons.

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

Executed on: October 17, , 2018

Joan E. Farr
(Signature)