

IN THE
SUPREME COURT OF THE UNITED STATES
TIA SKINNER

Petitioner,

V.

STATE OF MICHIGAN

Respondent.

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

Petitioner Tia Skinner respectfully ask this Honorable Court for leave to process *in forma pauperis* so that she may file the accompanying Petition for Writ of Certiorari with this Court.

As Petitioner's declaration pursuant to Supreme Court rule 39(1) and 28 U.S.C. § 1746 indicates, she is indigent and is currently incarcerated in a state prison, and she is not receiving any significant income. See Exhibit #1 AFFIDAVIT OR DECLARATION. Moreover, the Juvenile Justice Clinic and undersigned counsel was appointed to represent Tia Skinner in the appellate process by St. Clair County Circuit Court Judge Daniel J. Kelly on November 5, 2013. See Exhibit #2 STIPULATED ORDER FOR DISCHARGE OF ATTORNEY AND SUBSTITUTION

OF APPELLATE COUNSEL. Judge Kelly's Order of Appointment was filed with the Michigan Court of Appeals which acknowledged that "an order substitution you as appointed counsel for defendant-appellant." See Exhibit #3 ORDER OF APPOINTMENT.

Respectfully submitted,

Kimberly Thomas (P66643)
Counsel of Record
University of Michigan Law School
Juvenile Justice Clinic
701 S. State St.
Ann Arbor, MI 48109
734-763-1193
kithomas@umich.edu
jjc-admin@umich.edu

Exhibit #1
AFFIDAVIT OR DECLARATION

EXHIBIT 1

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

I, Tia Skinner, 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>32.00</u>	\$ <u>NA</u>	\$ <u>32.00</u>	\$ <u>NA</u>
Self-employment	\$ <u>NA</u>	\$ <u>NA</u>	\$ <u>NA</u>	\$ <u>NA</u>
Income from real property (such as rental income)	\$ <u>NA</u>	\$ <u>NA</u>	\$ <u>NA</u>	\$ <u>NA</u>
Interest and dividends	\$ <u>NA</u>	\$ <u>NA</u>	\$ <u>NA</u>	\$ <u>NA</u>
Gifts	\$ <u>NA</u>	\$ <u>NA</u>	\$ <u>NA</u>	\$ <u>NA</u>
Alimony	\$ <u>NA</u>	\$ <u>NA</u>	\$ <u>NA</u>	\$ <u>NA</u>
Child Support	\$ <u>NA</u>	\$ <u>NA</u>	\$ <u>NA</u>	\$ <u>NA</u>
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>NA</u>	\$ <u>NA</u>	\$ <u>NA</u>	\$ <u>NA</u>
Disability (such as social security, insurance payments)	\$ <u>NA</u>	\$ <u>NA</u>	\$ <u>NA</u>	\$ <u>NA</u>
Unemployment payments	\$ <u>NA</u>	\$ <u>NA</u>	\$ <u>NA</u>	\$ <u>NA</u>
Public-assistance (such as welfare)	\$ <u>NA</u>	\$ <u>NA</u>	\$ <u>NA</u>	\$ <u>NA</u>
Other (specify): _____	\$ <u>NA</u>	\$ <u>NA</u>	\$ <u>NA</u>	\$ <u>NA</u>
Total monthly income:	\$ <u>32.00</u>	\$ <u>NA</u>	\$ <u>32.00</u>	\$ <u>NA</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
Huron Valley Women's Prison	3201 Remis Rd Ypsilanti, MI 48197	2011-Present	\$ 32.00 \$ \$

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
NA	NA	NA	\$ \$ \$ NA

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
NA	NA	\$ \$ \$ NA	\$ \$ \$ NA

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

Home
Value NA

Other real estate
Value NA

Motor Vehicle #1
Year, make & model NA
Value _____

Motor Vehicle #2
Year, make & model NA
Value _____

Other assets
Description NA
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>NA</u>	\$ <u>NA</u>	\$ <u>NA</u>
\$ <u> </u>	\$ <u> </u>	\$ <u> </u>

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

Name	Relationship	Age
<u>NA</u>	<u>NA</u>	<u>NA</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>NA</u>	\$ <u>NA</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> </u>	\$ <u> </u>
Home maintenance (repairs and upkeep)	\$ <u> </u>	\$ <u> </u>
Food	\$ <u> </u>	\$ <u> </u>
Clothing	\$ <u> </u>	\$ <u> </u>
Laundry and dry-cleaning	\$ <u> </u>	\$ <u> </u>
Medical and dental expenses	\$ <u>10.00</u>	\$ <u> </u>

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ <u>NA</u>	\$ <u>NA</u>
Recreation, entertainment, newspapers, magazines, etc.	\$ <u> </u>	\$ <u> </u>
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ <u> </u>	\$ <u> </u>
Life	\$ <u> </u>	\$ <u> </u>
Health	\$ <u> </u>	\$ <u> </u>
Motor Vehicle	\$ <u> </u>	\$ <u> </u>
Other: _____	\$ <u> </u>	\$ <u> </u>
Taxes (not deducted from wages or included in mortgage payments)		
(specify): _____	\$ <u> </u>	\$ <u> </u>
Installment payments		
Motor Vehicle	\$ <u> </u>	\$ <u> </u>
Credit card(s)	\$ <u> </u>	\$ <u> </u>
Department store(s)	\$ <u> </u>	\$ <u> </u>
Other: _____	\$ <u> </u>	\$ <u> </u>
Alimony, maintenance, and support paid to others	\$ <u> </u>	\$ <u> </u>
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ <u> </u>	\$ <u> </u>
Other (specify): <u>Personal items</u> <u>deodorant, soap, Shampoo, etc</u>	\$ <u>25.00</u>	\$ <u> </u>
Total monthly expenses:	\$ <u>35.00</u>	\$ <u> </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? NA

If yes, state the attorney's name, address, and telephone number:

NA

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? NA

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

NA

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

I am serving 3 life sentences in the Michigan Corrections System. I don't even make enough money for the state to take to pay the fees.

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

Executed on: November 14, 2018

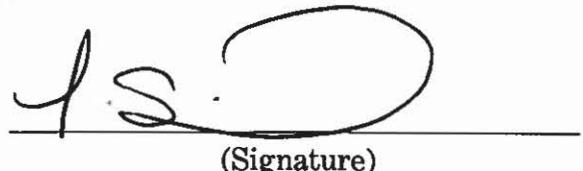

(Signature)

Exhibit #2

**STIPULATED ORDER FOR DISCHARGE OF
ATTORNEY AND SUBSTITUTION OF APPELLATE COUNSEL**

From: 734 647 4042

10/23/2013 11:45

#479 P.002/003

STATE OF MICHIGAN
IN THE CIRCUIT COURT FOR THE COUNTY OF ST. CLAIR

PEOPLE OF THE STATE OF MICHIGAN,

Court of Appeals case no. 317892
St. Clair County case no. 10-002936-FCv
TIA MARIE-MITCHELL SKINNER

STIPULATED ORDER FOR DISCHARGE OF ATTORNEY
AND SUBSTITUTION OF APPELLATE COUNSEL

At a session of Court held in the St. Clair
County Courthouse, 201 McMoran Blvd., Port
Huron, MI, on the 5th day of November 2013.
Honorable Daniel Kelly

NOW COME THE PARTIES and hereby agree that:

1. The University of Michigan Juvenile Justice Clinic (JJC) shall represent Tia Marie-Mitchell Skinner in the Michigan Court of Appeals case as her appellate attorneys in that the JJC has been retained as pro bono counsel to represent her as of October 19, 2013, in this matter.
2. Deborah Choly is hereby discharged as Ms. Skinner's appellate attorney, and the University of Michigan Juvenile Justice Clinic is hereby substituted as Ms. Skinner's attorney.

Deborah A. Choly date: 10/23/13 Frank Vandervort date: 10/22/13
Deborah Choly P34766 Frank Vandervort P42938
University of Michigan
Juvenile Justice Clinic

Kimberly Thomas date: 10/22/13
Kimberly Thomas P66643 by permission
University of Michigan
Juvenile Justice Clinic

Daniel J. Kelly date:
Daniel Kelly, Circuit Court Judge

IT IS SO ORDERED

11-5-13

A TRUE COPY
Jay M. DeBooyer
County Clerk

Exhibit #3
ORDER OF APPOINTMENT

EXHIBIT 3

WILLIAM B. MURPHY
CHIEF JUDGE
DAVID H. SAWYER
CHIEF JUDGE PRO TEM
MARK J. CAVANAGH
KATHLEEN JANSEN
E. THOMAS FITZGERALD
HENRY WILLIAM SAAD
JOEL P. HOEKSTRA
JANE E. MARKEY
PETER D. O'CONNELL
WILLIAM C. WHITBECK
MICHAEL J. TALBOT
KURTIS T. WILDER
PATRICK M. METER
DONALD S. OWENS



State of Michigan
Court of Appeals
Troy Office

KIRSTEN FRANK KELLY
CHRISTOPHER M. MURRAY
PAT M. DONOFRIO
KAREN FORT HOOD
STEPHEN L. BORRELLO
DEBORAH A. SERVITTO
JANE M. BECKERING
ELIZABETH L. GLEICHER
CYNTHIA DIANE STEPHENS
MICHAEL J. KELLY
DOUGLAS B. SHAPIRO
AMY RONAYNE KRAUSE
MARK T. BOONSTRA
MICHAEL J. RIORDAN
JUDGES
JEROME W. ZIMMER JR.
CHIEF CLERK

November 12, 2013

Frank E. Vandervort
701 S. State Street
Ann Arbor, MI 48109

Re: **People of MI v Tia Marie-Mitchell Skinner**
Court of Appeals No. **317892**
Lower Court No. **10-002936-FC**

Dear Mr. Vandervort:

This Court received an order substituting you as appointed counsel for defendant-appellant in the above case. A copy of the appellate docket entries are enclosed.

Our records reflect that the complete transcript has been filed with the trial court. The appellant's brief is due 56 days from the date of the order of appointment.

If you have any questions or concerns, please contact the Troy Clerk's Office.

Very truly yours,

Angela P. DiSessa
District Clerk

By: C. Matz
Caitlin Matz

APD/cm

Enclosure

cc: St. Clair County Prosecutor
Deborah Choly

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STATE OF MICHIGAN OFFICE BUILDING
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