

No. \_\_\_\_\_

\_\_\_\_\_  
IN THE  
SUPREME COURT OF THE UNITED STATES  
\_\_\_\_\_

**ROBERTO GIL — PETITIONER**

VS.

**STATE OF FLORIDA — RESPONDENT**

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

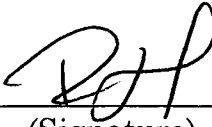
The petitioner asks leave to file the attached petition for a writ of certiorari without prepayment of costs and to proceed *in forma pauperis*.

[ ☒ ] Petitioner has been previously been granted leave to proceed *in forma pauperis* in the following court(s):

Miami-Dade County Courthouse, Eleventh Judicial Circuit, 1351 N.W. 12<sup>th</sup> St., Miami, FL 33125; District Court of Appeal, Third District, Florida, 2001 SW 117<sup>th</sup> Avenue, Miami, FL 33175

[ ☐ ] Petitioner has **not** previously been granted leave to proceed *in forma pauperis* in any other court.

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

  
\_\_\_\_\_  
(Signature)

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

I, Roberto Gil, 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 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 biweekly, quarterly, semiannually, or annually to show the monthly rate. Use gross amounts, that is, amounts before any deductions for taxes of otherwise.

| Income source<br>expected  | Average monthly amount during |          | Amount      |          |
|--|-------------------------------|----------|-------------|----------|
|  | The past 12 months            |          | next month  |          |
|  | You                           | Spouse   | You         | Spouse   |
| Employment   | \$ <u>0</u>                   | \$ _____ | \$ <u>0</u> | \$ _____ |
| Self-employment  | \$ <u>0</u>                   | \$ _____ | \$ <u>0</u> | \$ _____ |
| Income from real property<br>(Such as rental income)                       | \$ <u>0</u>                   | \$ _____ | \$ <u>0</u> | \$ _____ |
| Interest and dividends   | \$ <u>0</u>                   | \$ _____ | \$ <u>0</u> | \$ _____ |
| Gifts  | \$ <u>0</u>                   | \$ _____ | \$ <u>0</u> | \$ _____ |
| Alimony  | \$ <u>0</u>                   | \$ _____ | \$ <u>0</u> | \$ _____ |
| Child Support  | \$ <u>0</u>                   | \$ _____ | \$ <u>0</u> | \$ _____ |
| Retirement (such as social<br>Security, pensions,<br>Annuities, insurance) | \$ <u>0</u>                   | \$ _____ | \$ <u>0</u> | \$ _____ |
| Disability (such as social<br>Security, insurance payments)                | \$ <u>0</u>                   | \$ _____ | \$ <u>0</u> | \$ _____ |
| Unemployment payments  | \$ <u>0</u>                   | \$ _____ | \$ <u>0</u> | \$ _____ |
| Public-assistance<br>(such as welfare)                                     | \$ <u>0</u>                   | \$ _____ | \$ <u>0</u> | \$ _____ |
| Other (specify):   | \$ <u>0</u>                   | \$ _____ | \$ <u>0</u> | \$ _____ |
| <b>Total monthly income:</b>   | \$ <u>0</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<br>monthly pay | Address | Dates of<br>Employment | Gross |
|-------------------------|---------|------------------------|-------|
| None                    |         | None                   | \$ 0  |
|                         |         |                        | \$    |
|                         |         |                        | \$    |

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<br>monthly pay | Address      | Dates of<br>Employment | Gross |
|-------------------------|--------------|------------------------|-------|
| None                    | Incarcerated |                        | \$    |
|                         |              |                        | \$    |
|                         |              |                        | \$    |

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 |
|-----------------------|-----------------|-----------------|------------------------|
| None                  |                 | \$              | \$                     |
|                       |                 | \$              | \$                     |
|                       |                 | \$              | \$                     |

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 | <input type="checkbox"/> Other real estate |
| Value None                    | Value None                                 |

|   |   |
|---|---|
| <input type="checkbox"/> Motor Vehicle #1 | <input type="checkbox"/> Motor Vehicle #2 |
| Year, make & model None                   | Year, make & model                        |
| Value                                     | Value                                     |

☐ 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 spouse your money | Amount owed to you | Amount owed to your spouse |
|---------------------------------------|--------------------|----------------------------|
|---------------------------------------|--------------------|----------------------------|

|             |          |          |
|-------------|----------|----------|
| <u>None</u> | \$ _____ | \$ _____ |
| _____       | \$ _____ | \$ _____ |
| _____       | \$ _____ | \$ _____ |

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

| Name        | Relationship | Age   |
|-------------|--------------|-------|
| <u>None</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 of home-mortgage payment  | \$ <u>0</u> | \$ _____    |
| (Include lot rented for mobile home)   |             |             |
| 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>0</u> | \$ _____    |
| Home maintenance (repairs and upkeep)  | \$ <u>0</u> | \$ _____    |
| Food   | \$ <u>0</u> | \$ _____    |
| Clothing   | \$ <u>0</u> | \$ _____    |

Laundry and dry-cleaning \$ 0 \$ \_\_\_\_\_

Medical and dental expenses \$ 0 \$ \_\_\_\_\_

**You                      Your Spouse**

Transportation (not including motor vehicle payments) \$ 0 \$ \_\_\_\_\_

Recreation, entertainment, newspapers, magazines, etc. \$ 0 \$ \_\_\_\_\_

Insurance (not deducted from wages or included in mortgage payments)

Homeowner's or renter's \$ 0 \$ \_\_\_\_\_

Life \$ 0 \$ \_\_\_\_\_

Health \$ 0 \$ \_\_\_\_\_

Motor Vehicle \$ 0 \$ \_\_\_\_\_

Other: \_\_\_\_\_ \$ 0 \$ \_\_\_\_\_

Taxes (not deducted from wages or included in mortgage payments)  
(Specify): \_\_\_\_\_

Installment payments

Motor Vehicle \$ 0 \$ \_\_\_\_\_

Credit card(s) \$ 0 \$ \_\_\_\_\_

Department store(s) \$ 0 \$ \_\_\_\_\_

Other: \_\_\_\_\_ \$ 0 \$ \_\_\_\_\_

Alimony, maintenance, and support paid to others \$ 0 \$ \_\_\_\_\_

Regular expenses for operation of business, profession,  
or farm (attach detailed statement) \$ 0 \$ \_\_\_\_\_

Other (specify): \_\_\_\_\_ \$ 0 \$ \_\_\_\_\_

**Total monthly expenses:** \$ 0 \$ \_\_\_\_\_

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 compensation of this form?

☐ Yes ☒ No

If yes, how much? \_\_\_\_\_

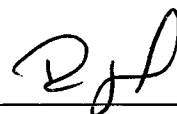
If yes, state the person's name, address, and telephone number:

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

I have been incarcerated since 2012.

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

Executed on: 10 DECEMBER, 2018



(Signature)