

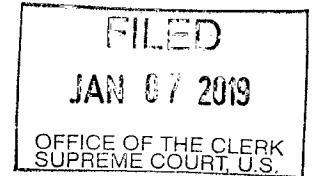
NO. 18-7582

IN THE  
SUPREME COURT OF THE UNITED STATES

**RALPH NICHOLAS CANETE**

VS.

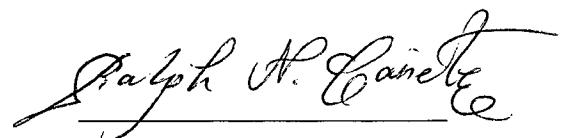
**W.L MONTGOMERY, ACTING WARDEN, RESPONDENT**



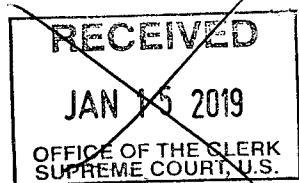
**MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIOUS**

The petitioner ask for permission for leave to file the attached Petition For Writ Of Certiorari without paymen of cost and to proceed in Forma Pauperious. Petitioner has previously been granted leave to proceed In Forma Pauperious in the following court(s); Central District Of California Case No. CV 15-0316 RGK (JCG), and the Ninth Circuit Court Of Appeals Case No. 18 – 55640. Petitioners affidavit or declaration in support of this motion is attached hereto.

Dated: January 7 2019



Ralph N. Canete



18-7582

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

I, RALPH NICHOLAS CANETE, 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.

<b>Income source</b>	<b>Average monthly amount during the past 12 months</b>		<b>Amount expected next month</b>	
	<b>You</b>	<b>Spouse</b>	<b>You</b>	<b>Spouse</b>
Employment	\$ 85.00	\$ _____	\$ <u>n/a</u>	\$ _____
Self-employment	\$ <u>n/a</u>	\$ _____	\$ _____	\$ _____
Income from real property (such as rental income)	\$ <u>n/a</u>	\$ _____	\$ _____	\$ _____
Interest and dividends	\$ <u>n/a</u>	\$ _____	\$ _____	\$ _____
Gifts	\$ <u>n/a</u>	\$ _____	\$ _____	\$ _____
Alimony	\$ <u>n/a</u>	\$ _____	\$ _____	\$ _____
Child Support	\$ <u>n/a</u>	\$ _____	\$ _____	\$ _____
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>n/a</u>	\$ _____	\$ _____	\$ _____
Disability (such as social security, insurance payments)	\$ <u>n/a</u>	\$ _____	\$ _____	\$ _____
Unemployment payments	\$ <u>n/a</u>	\$ _____	\$ _____	\$ _____
Public-assistance (such as welfare)	\$ <u>n/a</u>	\$ _____	\$ _____	\$ _____
Other (specify): _____	\$ <u>n/a</u>	\$ _____	\$ _____	\$ _____
<b>Total monthly income:</b>	\$ <u>19.44</u>	\$ _____	\$ _____	\$ _____

FILED

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SUPREME COURT, U.S.

2. List your employment history for the past two years, most recent first. (Gross monthly pay is before taxes or other deductions.)

<b>Employer</b>	<b>Address</b>	<b>Dates of Employment</b>	<b>Gross monthly pay</b>
LA PALMA CORPORATE CENTER	5501 N. LAPALMA ROAD ELMWOOD AZ 85131	JULY 2018 TO DATE	\$ 19.44 \$ \$

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.)

<b>Employer</b>	<b>Address</b>	<b>Dates of Employment</b>	<b>Gross monthly pay</b>
N/A	N/A	N/A	\$ N/A \$ \$

4. How much cash do you and your spouse have? \$ N/A

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

<b>Financial institution</b>	<b>Type of account</b>	<b>Amount you have</b>	<b>Amount your spouse has</b>
N/A	N/A	\$ N/A \$ \$	\$ 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 N/A

Other real estate  
Value N/A

Motor Vehicle #1  
Year, make & model N/A  
Value \_\_\_\_\_

Motor Vehicle #2  
Year, make & model N/A  
Value \_\_\_\_\_

Other assets  
Description N/A  
Value \_\_\_\_\_

6. State every person, business, or organization owing you or your spouse money, and the amount owed.

<b>Person owing you or your spouse money</b>	<b>Amount owed to you</b>	<b>Amount owed to your spouse</b>
<i>n/a</i>	\$ <i>n/a</i>	\$ <i>n/a</i>
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____

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

<b>Name</b>	<b>Relationship</b>	<b>Age</b>
<i>n/a</i>	<i>n/a</i>	<i>n/a</i>
_____	_____	_____
_____	_____	_____

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.

	<b>You</b>	<b>Your spouse</b>
Rent or home-mortgage payment (include lot rented for mobile home)	\$ <i>n/a</i>	\$ _____
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)	\$ <i>n/a</i>	\$ _____
Home maintenance (repairs and upkeep)	\$ <i>n/a</i>	\$ _____
Food	\$ _____	\$ _____
Clothing	\$ <i>n/a</i>	\$ _____
Laundry and dry-cleaning	\$ <i>n/a</i>	\$ _____
Medical and dental expenses	\$ <i>n/a</i>	\$ _____

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

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.

TRANSFER FROM LA PALMA CORRECTIONAL CENTER - ARIZONA  
BACK TO THE STATE OF CALIFORNIA

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? \_\_\_\_\_

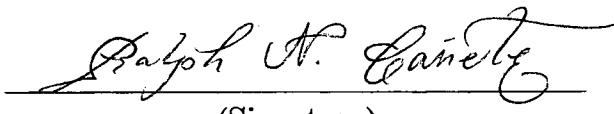
If yes, state the person's name, address, and telephone number:

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

I, RALPH NICHOLAS CANETE, AM A CALIFORNIA INMATE  
CURRENTLY HOUSED IN THE STATE OF ARIZONA AND DECLARE  
I AM INDIGENT AND CANNOT PAY THE COST OF THIS  
CASE BECAUSE I HAVE NO MONEY

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

Executed on: JANUARY 7TH , 2019

  
(Signature)