

No. _____

IN THE
SUPREME COURT OF THE UNITED STATES

Anthony Brian Bevan — PETITIONER
(Your Name)

VS.

State of Florida — RESPONDENT(S)

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*.

Please check the appropriate boxes:

Petitioner has previously been granted leave to proceed *in forma pauperis* in the following court(s): In the Circuit Court of the Twentieth Judicial Circuit in and for Lee County Florida Case No: 11-CF-1949

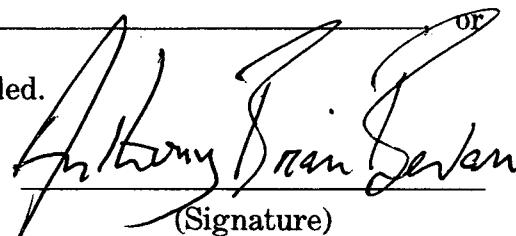
Petitioner has **not** previously been granted leave to proceed *in forma pauperis* in any other court.

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

Petitioner's affidavit or declaration is **not** attached because the court below appointed counsel in the current proceeding, and:

The appointment was made under the following provision of law: _____

a copy of the order of appointment is appended.


Anthony Brian Bevan
(Signature)

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

I, Anthony Brian Bevan, 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	\$ _____	\$ _____	\$ _____	\$ _____
Self-employment	\$ _____	\$ _____	\$ _____	\$ _____
Income from real property (such as rental income)	\$ _____	\$ _____	\$ _____	\$ _____
Interest and dividends	\$ _____	\$ _____	\$ _____	\$ _____
Gifts	\$ _____	\$ _____	\$ _____	\$ _____
Alimony	\$ _____	\$ _____	\$ _____	\$ _____
Child Support	\$ _____	\$ _____	\$ _____	\$ _____
Retirement (such as social security, pensions, annuities, insurance)	\$ 870.80	\$ 1,480.00	\$ _____	\$ _____
Disability (such as social security, insurance payments)	\$ _____	\$ _____	\$ _____	\$ _____
Unemployment payments	\$ _____	\$ _____	\$ _____	\$ _____
Public-assistance (such as welfare)	\$ _____	\$ _____	\$ _____	\$ _____
Other (specify): <u>Family Assist.</u>	<u>\$ 400.00</u>	<u>\$ 400.00</u>	<u>\$ _____</u>	<u>\$ _____</u>
Total monthly income:	\$ 1270.80	\$ 1,880.00	\$ _____	\$ _____

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
N/A	_____	_____	\$_____
	_____	_____	\$_____
	_____	_____	\$_____

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	_____	_____	\$_____
	_____	_____	\$_____
	_____	_____	\$_____

4. How much cash do you and your spouse have? \$ Under \$50.00 in cash
 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
Checking account for deposit of social security checks	\$ 50.00 Approx.	\$ 50.00 Approx.
	\$ _____	\$ _____
	\$ _____	\$ _____

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

Home
 Value _____

Other real estate
 Value _____

Motor Vehicle #1
 Year, make & model 2006 Chrysler
 Value 500.00 Approx

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

Other assets
 Description Paintings
 Value 3,500.00

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
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
N/A	_____	_____
_____	_____	_____
_____	_____	_____

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)	\$ 675.00	\$ 675.00
Are real estate taxes included? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		
Is property insurance included? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		
Utilities (electricity, heating fuel, water, sewer, and telephone)	\$ 250.00	\$ 250.00
Home maintenance (repairs and upkeep)	\$ 90.00	\$ 90.00
Food	\$ 200.00	\$ 200.00
Clothing	\$ N/A	\$ N/A
Laundry and dry-cleaning	\$ N/A	\$ N/A
Medical and dental expenses	\$ 200.00	\$ 50.00

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ 100.00	\$ 100.00
Recreation, entertainment, newspapers, magazines, etc.	\$ N/A	\$ N/A
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ N/A	\$ N/A
Life	\$ N/A	\$ N/A
Health	\$ 124.00	\$ 134.00
Motor Vehicle	\$ 95.00	\$ 95.00
Other: <u>Comcast internet & TV</u>	\$ 60.00	\$ 60.00
Taxes (not deducted from wages or included in mortgage payments)		
(specify): _____	\$ _____	\$ _____
Installment payments		
Motor Vehicle	\$ 127.00	\$ 127.00
Credit card(s)	\$ _____	\$ _____
Department store(s)	\$ _____	\$ _____
Other: <u>office supplies</u>	\$ 40.00	\$ 40.00
Alimony, maintenance, and support paid to others	\$ _____	\$ _____
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ _____	\$ _____
Other (specify): _____	\$ _____	\$ _____
Total monthly expenses:	\$ 1,837.00	\$ 1,847.00

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

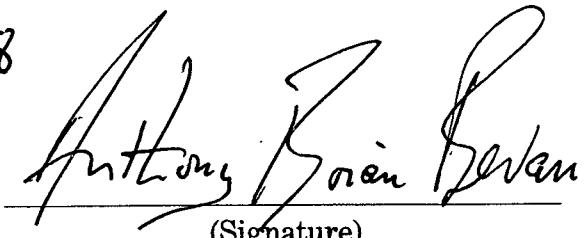
If yes, how much? _____

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

Executed on: November 9th, 2018


(Signature)

Before me, Stacy Anderson Notary
Public in and for Charlotte County,
State of Florida. Personally appeared
Anthony Brian Bevan and he/she being first duly
sworn by me upon this oath, states that the facts
alleged in the foregoing instrument are true.

(SEAL) Signed Stacy S. Anderson
Notary Public



STACY S ANDERSON
Commission # GG 228844
Expires August 11, 2022
Bonded Thru Budget Notary Services

* Presented Florida drivers license as identification.

IN THE CIRCUIT COURT OF THE TWENTIETH JUDICIAL CIRCUIT IN AND FOR
LEE COUNTY, FLORIDA
CRIMINAL ACTION

STATE OF FLORIDA,

Plaintiff,

vs.

Case No. 11-CF-19491

ANTHONY BRIAN BEVAN,

Defendant.

ORDER GRANTING DEFENDANT'S MOTION FOR APPOINTMENT OF COUNSEL

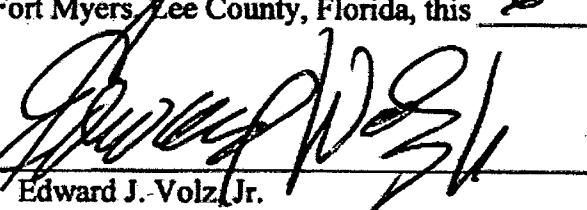
THIS CAUSE comes before the Court on Defendant's pro se "Motion For Appointment Of Counsel," filed August 4, 2014. Having reviewed the motion, the case file, and the applicable law, the Court finds as follows:

1. On October 14, 2013, Defendant expressed his wish to have his family hire a private attorney to represent him on appeal.
2. On April 11, 2014, that attorney filed a motion to withdraw, which was granted by the Second District Court of Appeal by order dated April 14, 2014.
3. Defendant filed an affidavit of indigency on June 23, 2014, and the Clerk found him indigent. Defendant did not indicate on the affidavit that he wished the Public Defender appointed.
4. In the motion, Defendant requests counsel be appointed to represent him on appeal.

Accordingly, it is

ORDERED AND ADJUDGED that the Court appoints the Office of the Public Defender to represent Defendant on appeal.

DONE AND ORDERED in Chambers at Fort Myers, Lee County, Florida, this 6
day of August, 2014.


Edward J. Volz, Jr.
Circuit Judge

1182/128/36

Certificate of Service

I HEREBY CERTIFY that a true and correct copy of the foregoing order has been furnished to: **Anthony Brian Bevan**, DC#Y51392, Martin Correctional Institution, 1150 S.W. Allapattah Rd., Indiantown, FL 34956; **Office of the State Attorney**, P.O. Box 399, Ft. Myers, FL 33902-0399; **Office of the Public Defender**, P.O. Box 1980, Ft. Myers, FL 33902-1980; **Office of the Public Defender**, Tenth Judicial Circuit, P.O. Box 9000, Drawer PD, Bartow, FL 33831; **Second District Court of Appeal**, Case 2D13-4892, P.O. Box 327, Lakeland, FL 33802; and **Court Administration (XIV)**, 1700 Monroe St., Ft. Myers, FL 33901 this 7 day of Aug., 2014.

LINDA DOGGETT
CLERK OF COURT

By: 

Deputy Clerk