

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

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

PATRICK K. GIBSON — PETITIONER  
(Your Name)

VS.

RONALD HAYNES — 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):

Washington State Court of Appeals, Div. Three, Spokane, WA

Washington State Supreme Court, Olympia, WA

☐ 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: \_\_\_\_\_  
\_\_\_\_\_, or

☐ a copy of the order of appointment is appended.

Patrick K. Gibson

(Signature)

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

I, Patrick K. Gibson, 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	\$ 170.00	\$ n/a	\$ .00	\$ n/a
Self-employment	\$ .00	\$ n/a	\$ .00	\$ n/a
Income from real property (such as rental income)	\$ .00	\$ n/a	\$ .00	\$ n/a
Interest and dividends	\$ .00	\$ n/a	\$ .00	\$ n/a
Gifts	\$ .00	\$ n/a	\$ .00	\$ n/a
Alimony	\$ .00	\$ n/a	\$ .00	\$ n/a
Child Support	\$ .00	\$ n/a	\$ .00	\$ n/a
Retirement (such as social security, pensions, annuities, insurance)	\$ .00	\$ n/a	\$ .00	\$ n/a
Disability (such as social security, insurance payments)	\$ .00	\$ n/a	\$ .00	\$ n/a
Unemployment payments	\$ .00	\$ n/a	\$ .00	\$ n/a
Public-assistance (such as welfare)	\$ .00	\$ n/a	\$ .00	\$ n/a
Other (specify): _____	\$ .00	\$ n/a	\$ .00	\$ n/a
<b>Total monthly income:</b>	<b>\$ 170.00</b>	<b>\$ n/a</b>	<b>\$ .00</b>	<b>\$ n/a</b>

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
Correctional Industries (A prison job)	1830 Eagle Crest Way, Clallam Bay WA, 98326	2014 to 2018	\$ 170.00
			\$
			\$

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
n/a	n/a	n/a	\$ n/a
			\$
			\$

4. How much cash do you and your spouse have? \$ 514.00  
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
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 none

☐ Other real estate  
Value none

☐ Motor Vehicle #1  
Year, make & model none  
Value none

☐ Motor Vehicle #2  
Year, make & model none  
Value none

☐ Other assets  
Description none  
Value none

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	\$ n/a	\$ 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	n/a	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)	\$ n/a	\$ n/a
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)	\$ n/a	\$ n/a
Home maintenance (repairs and upkeep)	\$ n/a	\$ n/a
Food	\$ 40.00	\$ n/a
Clothing	\$ n/a	\$ n/a
Laundry and dry-cleaning	\$ n/a	\$ n/a
Medical and dental expenses	\$ 10.00	\$ n/a

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ n/a	\$ n/a
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	\$ n/a	\$ n/a
Motor Vehicle	\$ n/a	\$ n/a
Other: none	\$ n/a	\$ n/a
Taxes (not deducted from wages or included in mortgage payments)		
(specify): none	\$ n/a	\$ n/a
Installment payments		
Motor Vehicle	\$ n/a	\$ n/a
Credit card(s)	\$ n/a	\$ n/a
Department store(s)	\$ n/a	\$ n/a
Other: none	\$ n/a	\$ n/a
Alimony, maintenance, and support paid to others	\$ n/a	\$ n/a
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ n/a	\$ n/a
Other (specify): none	\$ n/a	\$ n/a
<b>Total monthly expenses:</b>	\$ 50.00	\$ 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.

I have just been transferred to a different prison, I no longer have a prison job, but hope to get one in the next 6 months or less, however, I will have to start at bottom of pay scale, about 12.00 to 50.00 a month.

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?    510.00

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

Michael Gibson, (brother), 13808 30th Ave. N.W., Marysville, WA 98271.  
(Michael paid my court filing fee for Habeas Corpus and Court of Appeals),  
I have to pay him back the court filing fees when I get a new job.  
360-652-2320

12. Provide any other information that will help explain why you cannot pay the costs of this case. I currently owe over \$9,000.00 in Legal Financial Obligations to the State of Washington for my appeals in this case, and that does not include the federal expensed incurred to date. I am a prisoner, and the prison system taxes my prison wages and any monies I receive at 45% for LFO's and cost of incarceration with a 12% interest rate. I will never be able to pay off the debt. See attached LFO Statement.

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

Executed on: August 15, 2018

Patrick K. Gibson

(Signature)

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\_\_\_\_\_  
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PATRICK K. GIBSON — PETITIONER  
(Your Name)

VS.

RONALD HAYNES — RESPONDENT(S)

**PROOF OF SERVICE**

I, Patrick K. Gibson, Pro se, do swear or declare that on this date, \_\_\_\_\_, 20\_\_\_\_, as required by Supreme Court Rule 29 I have served the enclosed MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS* and PETITION FOR A WRIT OF CERTIORARI on each party to the above proceeding or that party's counsel, and on every other person required to be served, by depositing an envelope containing the above documents in the United States mail properly addressed to each of them and with first-class postage prepaid, or by delivery to a third-party commercial carrier for delivery within 3 calendar days.

The names and addresses of those served are as follows:

John Joseph Samson, Assistant Attorney General, Washington State  
Corrections Division

P.O. Box 40116, Olympia, WA 98504-0116

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

Executed on October 10, 2018

Patrick Gibson  
(Signature)

08/08/2018

Department of Corrections

PAGE: 01 OF 01

DJMAUPIN

WASHINGTON STATE REFORMATORY

OIRPLRAR

10.2.1.18

**PLRA IN FORMA PAUPERIS STATUS REPORT  
FOR DEFINED PERIOD 01/31/2018 TO 07/31/2018**

DOC#: 0000992321

NAME: GIBSON PATRICK

ADMIT DATE: 09/20/2012

DOB: 05/18/1952

ADMIT TIME: 13:21

AVERAGE MONTHLY RECEIPTS	20% OF RECEIPTS	AVERAGE SPENDABLE BALANCE	20% OF SPENDABLE
173.98	34.80	514.63	102.93

**CERTIFIED**

X Donna J. Mani  
8/8/18



G01L

**Department of Corrections**

**Legal Financial Obligations Withdrawal Acknowledgement**

*For the period 3/1/2018 through 6/30/2018, Payment Dates: 4/23/2018 and 7/11/2018*

Ack#: 4513205 - 1

Facility: AB1

Location: B01AG01L

DOC#: 992321, Gibson, Patrick K

<u>County Paid</u>	<u>Cause#</u>	<u>LFO Balance</u>	<u>Withdrawals</u>	<u>Payments</u>	<u>Refunds</u>
Spokane County Clerk	111013414	\$9,015.20		\$103.26	
<b>Withdrawal Acknowledgement Summary</b>			<u>\$103.26</u>	<u>\$103.26</u>	<u>\$0.00</u>

The County Clerk maintains the official LFO payment record. For proof of receipt of money by the county, send a self addressed stamped envelope to the County Clerk.  
Some counties may charge copy fees for a payment history.

