

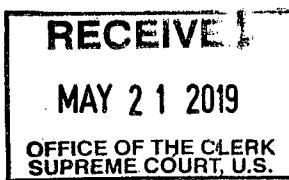
SUPREME COURT OF THE UNITED STATES

In re:

MERIA JAMES BRADLEY
Petitioner-Appellant-Pro Se,

Civil Action No. 18-7867

Petition For Rehearing On The Merits



IN THE
SUPREME COURT OF THE UNITED STATES

Meria James Bradley — PETITIONER
(Your Name)

VS.

Warden Lorrie Davis — RESPONDENT(S)

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

The petitioner asks leave to file the attached petition for Rehearing 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):

The Supreme Court of the United States
United States District Court Southern District of Texas

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.

Meria James Bradley
(Signature)

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

I Meria James Bradley, 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>None</u> | \$ <u>None</u> | \$ <u>None</u> | \$ <u>None</u> |
| Self-employment | \$ <u>None</u> | \$ <u>None</u> | \$ <u>None</u> | \$ <u>None</u> |
| Income from real property (such as rental income) | \$ <u>None</u> | \$ <u>None</u> | \$ <u>None</u> | \$ <u>None</u> |
| Interest and dividends | \$ <u>None</u> | \$ <u>None</u> | \$ <u>None</u> | \$ <u>None</u> |
| Gifts | \$ <u>None</u> | \$ <u>None</u> | \$ <u>None</u> | \$ <u>None</u> |
| Alimony | \$ <u>None</u> | \$ <u>None</u> | \$ <u>None</u> | \$ <u>None</u> |
| Child Support | \$ <u>None</u> | \$ <u>None</u> | \$ <u>None</u> | \$ <u>None</u> |
| Retirement (such as social security, pensions, annuities, insurance) | \$ <u>None</u> | \$ <u>None</u> | \$ <u>None</u> | \$ <u>None</u> |
| Disability (such as social security, insurance payments) | \$ <u>None</u> | \$ <u>None</u> | \$ <u>None</u> | \$ <u>None</u> |
| Unemployment payments | \$ <u>None</u> | \$ <u>None</u> | \$ <u>None</u> | \$ <u>None</u> |
| Public-assistance (such as welfare) | \$ <u>None</u> | \$ <u>None</u> | \$ <u>None</u> | \$ <u>None</u> |
| Other (specify): _____ | \$ <u>None</u> | \$ <u>None</u> | \$ <u>None</u> | \$ <u>None</u> |
| Total monthly income: | \$ <u>None</u> | \$ <u>None</u> | \$ <u>None</u> | \$ <u>None</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 |
|----------|---------|---------------------|-------------------|
| T.D.C.J. | | 2011 | \$ <u>0</u> |
| | | | \$ <u>0</u> |
| | | | \$ <u>0</u> |

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 |
|----------|---------|---------------------|-------------------|
| none | none | none | \$ <u>none</u> |
| | | | \$ <u>0</u> |
| | | | \$ <u>0</u> |

4. How much cash do you and your spouse have? \$ none
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 |
|---|-----------------|------------------------|
| none | \$ <u>none</u> | \$ <u>none</u> |
| none | \$ <u>none</u> | \$ <u>none</u> |
| none | \$ <u>none</u> | \$ <u>none</u> |

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 _____

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>none</u> | \$ <u>none</u> | \$ <u>none</u> |
| _____ | \$ _____ | \$ _____ |
| _____ | \$ _____ | \$ _____ |

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 |
|-------------|---------------------|-------------|
| <u>none</u> | <u>none</u> | <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 or home-mortgage payment (include lot rented for mobile home) | \$ <u>none</u> | \$ <u>none</u> |
| Are real estate taxes included? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | | |
| Is property insurance included? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | | |
| Utilities (electricity, heating fuel, water, sewer, and telephone) | \$ <u>none</u> | \$ <u>none</u> |
| Home maintenance (repairs and upkeep) | \$ <u>none</u> | \$ <u>none</u> |
| Food | \$ <u>none</u> | \$ <u>none</u> |
| Clothing | \$ <u>none</u> | \$ <u>none</u> |
| Laundry and dry-cleaning | \$ <u>none</u> | \$ <u>none</u> |
| Medical and dental expenses | \$ <u>none</u> | \$ <u>none</u> |

| | You | Your spouse |
|---|----------------|----------------|
| Transportation (not including motor vehicle payments) | \$ <u>None</u> | \$ <u>None</u> |
| Recreation, entertainment, newspapers, magazines, etc. | \$ <u>None</u> | \$ <u>None</u> |
| Insurance (not deducted from wages or included in mortgage payments) | | |
| Homeowner's or renter's | \$ <u>None</u> | \$ <u>None</u> |
| Life | \$ <u>None</u> | \$ <u>None</u> |
| Health | \$ <u>None</u> | \$ <u>None</u> |
| Motor Vehicle | \$ <u>None</u> | \$ <u>None</u> |
| Other: <u>None</u> | \$ <u>None</u> | \$ <u>None</u> |
| Taxes (not deducted from wages or included in mortgage payments) | | |
| (specify): <u>None</u> | \$ <u>None</u> | \$ <u>None</u> |
| Installment payments | | |
| Motor Vehicle | \$ <u>None</u> | \$ <u>None</u> |
| Credit card(s) | \$ <u>None</u> | \$ <u>None</u> |
| Department store(s) | \$ <u>None</u> | \$ <u>None</u> |
| Other: <u>None</u> | \$ <u>None</u> | \$ <u>None</u> |
| Alimony, maintenance, and support paid to others | \$ <u>None</u> | \$ <u>None</u> |
| Regular expenses for operation of business, profession, or farm (attach detailed statement) | \$ <u>None</u> | \$ <u>None</u> |
| Other (specify): <u>None</u> | \$ <u>None</u> | \$ <u>None</u> |
| Total monthly expenses: | \$ <u>None</u> | \$ <u>None</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? _____

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.

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

Executed on: May 10, 2019

Conoria James Bradley
(Signature)

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Table of Previous Court Rulings

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1. Case No. 18-7867 Denied.
2. In The United States District for the Southern District of Texas, Houston Division Civil Action No. H-16-1425 Denied.
3. In The Court of Appeals For The First District of Texas No. 01-13-00-133-CR Affirmed.
4. Texas Criminal Court of Appeals Cause No. 1328927-C, Denied Without Written Order.
5. The State 183rd Writ Division Cause No. 1328927-C, There Was No Factual Finding and Conclusion of Law and Order By This Court.
6. The State 183rd District Court of Harris County, Texas, Cause No. 1328927. The Jury Found Petitioner Guilty of the Lesser Offense of Simple Possession.

Table of Authorities

Cases

1. *Ex Parte Adams*, 768 S.W. 2d. 287, 288 (Tex. Criminal Appeals(1989));
2. *Ex Parte Banks*, 769 S.W. 2d. 539 (Tex. Criminal Appeals (1989));
3. *Ex Parte Kerring*, 64 S.W. 3d. 414 (Tex. Criminal Appeals 2002);
4. *Ex Parte Sholes*, 643 S.W. 2d. 761;
5. *Ex Parte Torres*, 943 S.W. 2d. 469 (Tex. Criminal Appeals 1997);
6. *Ex Parte Trouneg*, 770 S.W. 2d. 810 (Tex. Criminal Appeals 1989);
7. *Bosaloua V. State*, 553 S.W. 2d. 228 (Tex. Criminal Appeals 1997);
8. *Franks V. Delaware*, 98 S.Ct. 2674; 430 U.S. 154 (1998);
9. *Harrington V. Richter*, 562 U.S. 86, 103 (2011);
10. *Louan V. Zimmerman Brush Co.*, 102 S.Ct. 1148-1154 (1982);
11. *Marau V. Carrier*, 477 U.S. 496; 106 S.Ct. 2239; 91 L.Ed 2d 397 (1986);
12. *Martinez V. Ryan*, 132 S.Ct. 1309;
13. *Matamoros V. Stephens*, 783 F.3d. 212-215 (5TH Cir. 2015);
14. *Memp V. Rhay*, 389 U.S. 123; 88 S.Ct. 254; 19 L.Ed 2d. 336 (1967);
15. *Michael-William V. Taylor*, 529 U.S. 420; 720 S.Ct. 1459, 1464; L.Ed. 2d. 435 (2000);
16. *Owens V. U.S.* ,387 F.3d 607 (7TH Cir. 2004);
17. *Proy V. U.S.* 194 F.3d 838 (7TH Cir. 2001);
18. *Rachin V. California*, 342 U.S. 162; 72 U.S. 165; 72 S.Ct. 205;
19. *Schlup V. Delo*, 513 U.S. 298; 115 S.Ct. 851; 130 L.Ed. 2d 808;
20. *Trevino V. Rick Thaler*, 133 S.Ct. 1911;
21. *Wainwright V. Sukes*, 433 U.S. 72; 97 S.Ct. 2239 (1986);
22. *Wood V. Donald*, 135 S.Ct. 1372, 1376 (2015).

Table of Statues

And Others

Statues:

28 U.S.C. § 2253 (c)(2);

28 U.S.C. § 2254 (d);

Texas Code of Criminal Procedures Article 11.07, Section 5;

Texas Code of Criminal Procedures Article 11.15;

Texas Code of Criminal Procedures Article 42.2.

Other:

Texas Rules of Appellate Procedure Rule 33.1;

Texas Rules of Appellate Procedure Rule 47.1;

Federal Rules of Evidence Rule 403; and

Texas Rules of Evidence Rule 403.