

18-7892

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

Supreme Court, U.S.  
FILED

AUG 29 2018

OFFICE OF THE CLERK

---

IN THE SUPREME COURT OF THE UNITED STATES

---

SHEILA HALOUSEK  
Petitioner

v.

PUBLIC EMPLOYEES RETIREMENT SYSTEM  
Respondents

---

PETITION FOR WRIT OF CERTIORARI TO  
THE CALIFORNIA COURT OF APPEAL,  
APPELLATE DEPARTMENT,  
SUPERIOR COURT OF CALIFORNIA, COUNTY OF SACRAMENTO,  
THIRD APPELLATE DISTRICT

---

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

The petitioner, Sheila Halousek asks leave to file the accompanying petition for writ of certiorari, without prepayment of costs, and to proceed in forma pauperis. Petitioner, acting in Pro Se, in the California Court of Appeal, was permitted to proceed in forma pauperis in that court. Petitioner's affidavit and application form in support of this motion is attached,

Dated: January 16, 2019

Respectfully submitted,



Sheila Halousek, in Pro Se  
PO Box 8025  
Marysville, CA 95901  
shalousek@sbcglobal.net  
916-764-1773

**ORIGINAL**

**AFFIDAVIT ACCOMPANYING MOTION  
FOR PERMISSION TO APPEAL IN FORMA PAUPERIS**

Affidavit in Support of Motion

I swear or affirm under penalty of perjury that, because of my poverty, I cannot prepay the docket fees of my appeal or post a bond for them. I believe I am entitled to redress. I swear or affirm under penalty of perjury under United States laws that my answers included here and attached are true and correct, to my best understanding. (28 U.S.C. § 1746; 18 U.S.C. § 1621.)

Dated: *January 16, 2019*

Signed,

*Sheila Halousek*

Sheila Halousek, in Pro Se

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

I, Sheila Halousek, 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	<del>Spouse</del>	You	<del>Spouse</del>
Employment	\$ <u>0</u>	\$ <u>          </u>	\$ <u>          </u>	\$ <u>          </u>
Self-employment	\$ <u>0</u>	\$ <u>          </u>	\$ <u>          </u>	\$ <u>          </u>
Income from real property (such as rental income)	\$ <u>0</u>	\$ <u>          </u>	\$ <u>          </u>	\$ <u>          </u>
Interest and dividends	\$ <u>0</u>	\$ <u>          </u>	\$ <u>          </u>	\$ <u>          </u>
Gifts	\$ <u>0</u>	\$ <u>          </u>	\$ <u>          </u>	\$ <u>          </u>
Alimony	\$ <u>0</u>	\$ <u>          </u>	\$ <u>          </u>	\$ <u>          </u>
Child Support	\$ <u>0</u>	\$ <u>          </u>	\$ <u>          </u>	\$ <u>          </u>
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>★</u>	\$ <u>          </u>	\$ <u>          </u>	\$ <u>          </u>
Disability (such as social security, insurance payments)	\$ <u>0</u>	\$ <u>          </u>	\$ <u>          </u>	\$ <u>          </u>
Unemployment payments	\$ <u>0</u>	\$ <u>          </u>	\$ <u>          </u>	\$ <u>          </u>
Public-assistance (such as welfare)	\$ <u>0</u>	\$ <u>          </u>	\$ <u>          </u>	\$ <u>          </u>
Other (specify): _____	\$ <u>0</u>	\$ <u>          </u>	\$ <u>          </u>	\$ <u>          </u>
<b>Total monthly income:</b>	\$ <u>0</u>	\$ <u>          </u>	\$ <u>          </u>	\$ <u>          </u>

★ I no longer receive my monthly stipend from CALPERS. My mail is being stolen. the USPS is investigating, case number: CA140467907. I live with family and they support me.

2. List your employment history for the past two years, most recent first. (Gross monthly pay is before taxes or other deductions.) *not applicable*

Employer	Address	Dates of Employment	Gross monthly pay
<del>_____</del>	<del>_____</del>	<del>_____</del>	<del>\$ _____</del>
<del>_____</del>	<del>_____</del>	<del>_____</del>	<del>\$ _____</del>
<del>_____</del>	<del>_____</del>	<del>_____</del>	<del>\$ _____</del>

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
<del>_____</del>	<del>_____</del>	<del>_____</del>	<del>\$ _____</del>
<del>_____</del>	<del>_____</del>	<del>_____</del>	<del>\$ _____</del>
<del>_____</del>	<del>_____</del>	<del>_____</del>	<del>\$ _____</del>

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.

Type of account (e.g., checking or savings)	Amount you have	Amount your spouse has
<i>none</i>	<del>\$ _____</del>	<del>\$ _____</del>
_____	<del>\$ _____</del>	<del>\$ _____</del>
_____	<del>\$ _____</del>	<del>\$ _____</del>

5. List the assets, and their values, which you own or your spouse owns. Do not list clothing and ordinary household furnishings. *none - not applicable*

☐ Home  
Value \_\_\_\_\_

☐ Other real estate  
Value \_\_\_\_\_

☐ Motor Vehicle #1  
Year, make & model \_\_\_\_\_  
Value \_\_\_\_\_

☐ Motor Vehicle #2  
Year, make & model \_\_\_\_\_  
Value \_\_\_\_\_

☐ Other assets  
Description \_\_\_\_\_  
Value \_\_\_\_\_

6. State every person, business, or organization owing you or your spouse money, and the amount owed. *none, not applicable*

Person owing you or your spouse money

Amount owed to you

Amount owed to your spouse

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\$ \_\_\_\_\_  
\$ \_\_\_\_\_  
\$ \_\_\_\_\_

\$ \_\_\_\_\_  
\$ \_\_\_\_\_  
\$ \_\_\_\_\_

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"). *none, not applicable*

Name

Relationship

Age

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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.

*my family supports me and pays my bills.*

You

Your spouse

Rent or home-mortgage payment  
(include lot rented for mobile home)

\$ \_\_\_\_\_

\$ \_\_\_\_\_

Are real estate taxes included? ☐ Yes ☐ No

Is property insurance included? ☐ Yes ☐ No

Utilities (electricity, heating fuel,  
water, sewer, and telephone)

\$ \_\_\_\_\_

\$ \_\_\_\_\_

Home maintenance (repairs and upkeep)

\$ \_\_\_\_\_

\$ \_\_\_\_\_

Food

\$ \_\_\_\_\_

\$ \_\_\_\_\_

Clothing

\$ \_\_\_\_\_

\$ \_\_\_\_\_

Laundry and dry-cleaning

\$ \_\_\_\_\_

\$ \_\_\_\_\_

Medical and dental expenses

\$ \_\_\_\_\_

\$ \_\_\_\_\_

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

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: *n/a*

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: January 16, 2019



(Signature)