

18-8008

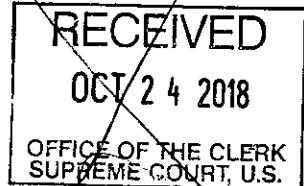
No. \_\_\_\_\_

FILED

OCT 16 2018

OFFICE OF THE CLERK  
SUPREME COURT, U.S.

IN THE  
SUPREME COURT OF THE UNITED STATES



Cedrick Euron Draper

(Your Name)

— PETITIONER

VS.

Muy Pizza Southeast LLC

d/b/a Pizza Hut #311191

— 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):

Virginia State Courts: Lynchburg, Campbell County, Martinsville, Henry County,

Federal Courts: Western District Court ( Lynchburg, Roanoke) Eastern District (Norfolk, Richmond)

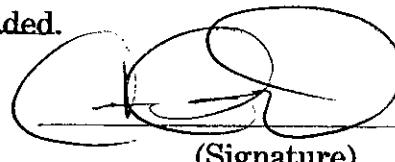
Petitioner has **not** previously been granted leave to proceed *in forma pauperis* in any other court.

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.

  
(Signature)

18-8008

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

I, Cedrick Euron Draper, 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		FILED OCT 12 2008 OFFICE OF THE CLERK OF THE COURT
	You	Spouse	You	Spouse	
Employment	\$ _____	\$ _____	\$ _____	\$ _____	
Self-employment	\$ _____	\$ _____	\$ _____	\$ _____	
Income from real property (such as rental income)	\$ _____	\$ _____	\$ _____	\$ _____	
Interest and dividends <i>Bethune investment</i>	\$ 13.00 est	\$ _____	\$ _____	\$ _____	
Gifts	\$ _____	\$ _____	\$ _____	\$ _____	
Alimony	\$ _____	\$ _____	\$ _____	\$ _____	
Child Support	\$ _____	\$ _____	\$ _____	\$ _____	
Retirement (such as social security, pensions, annuities, insurance)	\$ _____	\$ _____	\$ _____	\$ _____	
Disability (such as social security, insurance payments)	\$ _____	\$ _____	\$ _____	\$ _____	
Unemployment payments	\$ _____	\$ _____	\$ _____	\$ _____	
Public-assistance (such as welfare)	\$ _____	\$ _____	\$ _____	\$ _____	
Other (specify): _____	\$ _____	\$ _____	\$ _____	\$ _____	
<b>Total monthly income:</b>	\$ 13.00 est	\$ n/a	\$ n/a	\$ n/a	

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
USPS	1155 Seminole Tel Charlottesville VA 22906	08/17 to present	\$17.78 an hour last pay rate
Dominos Pizza	340 Valley Gateway Blvd Ste A5	04/17 to 06/17	\$7.25 an hour last pay rate
VA Mirror Company	300 Moss Street Martinsville VA 24114	09/16 to 05/17	\$11.00 an hour last pay rate

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

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
Checking	\$ 20.00 est 10/18	\$ N/A
Saving	\$ -133.00 est 10/18	\$ N/A
Betterment Investment	\$ 21.28 est 10/18	\$ 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 2003  
Year, make & model Mercury Mountaineer  
Value worth unknown (CD)  
\$2132.00 Fair Condition

Motor Vehicle #2 2003  
Year, make & model Ford Taurus  
Value worth unknown (CD)  
\$1392.00 Fair Condition

Other assets  
Description \_\_\_\_\_  
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
Skaff, Victor <small>WA multistate LP case breach settlement agreement</small>	\$ 1530.00 est to repair statement	\$ N/A
Spencer Schutz <small>unilateral</small>	\$ 800.00 settlement pending payment	\$ N/A
USPS <small>settlement for back pay from Complaint Dispute</small>	\$ pay rate and time period of separation from 1/10/18	\$ 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)	\$ 0	\$ N/A
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) <small>Behind balance: 250<sup>00</sup> or higher est. 40.00 est monthly</small>	\$ 40.00 est	\$ N/A
Home maintenance (repairs and upkeep)	\$ 0	\$ N/A
Food	\$ 250 <sup>00</sup> to 350 <sup>00</sup>	\$ N/A
Clothing	\$ 100 <sup>00</sup> to 300 <sup>00</sup>	\$ N/A
Laundry and dry-cleaning	\$ 40 <sup>00</sup> to 75 <sup>00</sup>	\$ N/A
Medical and dental expenses	\$ 30 <sup>00</sup> to 85 <sup>00</sup>	\$ N/A

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ 100 <sup>00</sup> to 250 <sup>00</sup>	\$ N/A
Recreation, entertainment, newspapers, magazines, etc.	\$ 0	\$ N/A
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ 0	\$ N/A
Life	\$ 0	\$ N/A
Health	\$ 0	\$ N/A
Motor Vehicle past due balance: \$ 1000 <sup>00</sup> est or higher	\$ 0	\$ N/A
Other: _____	\$ 0	\$ N/A
Taxes (not deducted from wages or included in mortgage payments)		
(specify): _____	\$ 0	\$ N/A
Installment payments		
Motor Vehicle 420 monthly behind <sup>2</sup> installment notes \$ 30,000 est	(one agreement consist illegal repossession) \$ 420	\$ N/A
Credit card(s)	\$ 25	\$ N/A
Department store(s)	\$ 0	\$ N/A
Other: _____	\$ 0	\$ N/A
Alimony, maintenance, and support paid to others	\$ 198 <sup>00</sup>	\$ N/A
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ 15 <sup>00</sup> to 50 <sup>00</sup>	\$ N/A
Other (specify): <u>Supplies, prints, po box charges,</u> <u>residential and charges</u> <u>and, etc, gas, vehicle repairs</u>	\$ 150 <sup>00</sup> to \$ 275 <sup>00</sup> \$ 2150.00	\$ N/A
<b>Total monthly expenses:</b>	<b>\$ 4518<sup>00</sup> est</b>	<b>\$ N/A</b>

Liability offsets net worth  
Department of Education loan: 80720.84

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.

Child support increase due to no income

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? \_\_\_\_\_

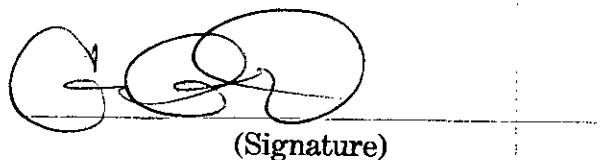
If yes, state the person's name, address, and telephone number:

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

no income since 1/10/18  
unemployment benefits exhausted

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

Executed on: 10/12/2018 10/14/2018, 2018



(Signature)