

18-8081

Supreme Court of the United States

FILED
OCT 16 2018

OFFICE OF THE CLERK
SUPREME COURT, U.S.

Jared King, Plaintiff

-against-

Karen Creed, Town of Bethlehem Clerk to the Justice,
(Official & Individual Capacity), et al.

) Case No.: _____
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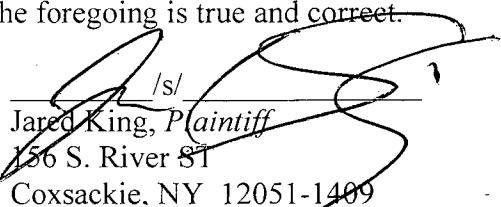
AFFIDAVIT

1. Attached is my motion to be allowed to appeal *in forma pauperis* to the U.S. Court of Appeals for the Second Circuit. I have neither changed nor added to my memorandum of law. I re-assert my affidavit and memorandum of law filed previously. *In forma pauperis regards denied at district and court of appeals levels.*
2. I want to emphasize two points that I made in my previous motions: First, *indigence* (difficulty in paying fee because of illiquidity, low net worth and income) is not *penury* (without assets). Second, this analysis is a moment in time. I may be starting a new position in several weeks and would gladly pay back any filing fees as funds become available. I am looking for a loan, not a free ride.
3. I ain't begging; I am just establishing credit.

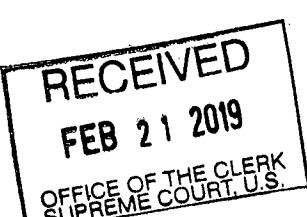
28 U.S.C. §1746 DECLARATION

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

Executed on: 2/11/19


/s/
Jared King, Plaintiff
156 S. River ST
Coxsackie, NY 12051-1409
(518) 439-6452
nwfg@excite.com

Note New Phone #:



United States Court of Appeals of the Second Circuit

Jared King, *Plaintiff*

) **Case No.: 18-90**

-against-

)

)

) **AFFIDAVIT RE:**

Karen Creed, Town of Bethlehem Clerk to the Justice, *et al.*
(*Official & Individual Capacity*) *et al.*

) **TION MOTION TO**

) **BE ALLOWED**

) **TO APPEAL IN**

) **FORMA PAUPERIS**

)

AFFIDAVIT

1. I make this affidavit in compliance with U.S. District Court Senior Judge Lawrence Kahn's text order, [124], denying my application to appeal in *forma pauperis* that I had completed in the manner as instructed by the resident chief clerk in Albany and filed with my notice of appeal on January 10, 2018. Judge Kahn allowed me leave to renew as a motion in compliance with the requirements of F.R.A.P. 24. F.R.A.P. 24 has three requirements that Judge Kahn set forth helpfully in his text order.

2. I assume familiarity with the case history and state only the relevant case history, that I had requested of Judge Kahn permission to file an interlocutory appeal to the U.S. Court of Appeals of the Second Circuit at a time when there was an outstanding motion of Crystal Peck's for summary judgment. Judge Kahn granted defendant's motion and granted final judgment on December 13, 2017, to which I appealed on January 10, 2018.

3. Attached as Appendix A will be either a copy of the form I completed and filed on January 10, 2018 (if it is Form 4 of the Appendix of Forms) or a financial affidavit completed on Form 4.

4. My claim for an entitlement to redress will be described in the memorandum of law associated with this motion.

5. I plan on addressing every error I have identified in my filings, in particular my motions for reconsideration and their replies, along with my objections and appeals to the district court from the erroneous decisions of the magistrate, but also my letters informing the court of recent or newly discovered U.S. Supreme Court or Court of Appeals of the Second Circuit case law. With respect to the district court's decision granting summary judgment, although I have not read the decision closely yet (just enough to see that the motion was granted and final judgment issued), I will appeal, at a minimum, the following errors: 1) the granting of a motion for summary judgment with existent disputed material facts; 2) the failure to complete discovery before the making and granting of a motion for summary judgment; 3) the fact the proffered hearsay town policies were not certified in accordance with New York State statute and could not therefore be proffered as complying with the "public records exception" to the hearsay rule; 4) whether the proffered hearsay town policies that do not meet the "public records" exception to the hearsay rule support Judge Kahn's finding of qualified immunity for Officer

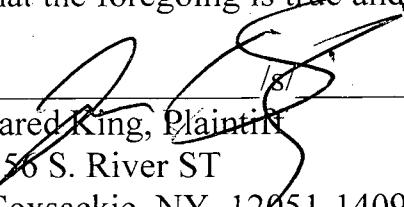
Sleurs or not, they ARE documents that do meet the “declaration against declarant’s interest” exception to the hearsay rule and establish direct municipal liability of the Town of Bethlehem pursuant to the arguably second-most-important civil rights case; *Monell v. Department of Social Services of the City of New York* (6-1 [concurrence]-2), 436 U.S. 658 (1978), and therefore, the district court should have reversed its decision regarding direct municipal liability associated with its decisions on the motions to dismiss or, at least, allowed me to amend my complaint regarding this claim in order to satisfy *Iqbal*, if the court finds this claim of my complaint does not meet the requirements of *Iqbal*; and Crystal Peck in arguing for summary judgment should be collaterally estopped (issue-precluded) from contradicting Nanette Kelleher’s position regarding municipal liability that Ms. Kelleher used to support dismissal of direct municipal liability.

6. I live alone and am a “Family Size of One.”
7. I am willing to appear and be deposed regarding my financial affidavit.

28 U.S.C. §1746 DECLARATION

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

Executed on: 2/20/18


Jared King, Plaintiff
156 S. River ST
Coxsackie, NY 12051-1409
(518) 731-7102
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United States Circuit Court of Appeals

Jared King, <i>Plaintiff</i>)	Case No.: 18-90
)	
-against-)	
)	MEMORANDUM OF
Karen Creed, Town of Bethlehem Clerk to the)	LAW RE: MOTION
Justice, (<i>Official & Individual Capacity</i>) <i>et al.</i>)	TO BE ALLOWED
)	TO APPEAL IN
)	FORMA PAUPERIS
)	

MEMORANDUM OF LAW

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<i>United States v. Kras</i> , 409 U.S. 434 (1973)	
<u>Project of the Criminal Justice Clinic</u> , Washington University School of Law (Nov. 2012), p. 75, https://www.americanbar.org/content/dam/aba/administrative/legal_aid_indigent_defendants/ls_sclaid_def_indigency_guidelines_wash_u_crim_just_clinic_project.authcheckdam.pdf .	
“Indigents in the Federal Courts: The <i>in Forma Pauperis</i> Statute – Equality and Frivolity,” <i>Fordham Law Review</i> , Vol. 54, Issue 3, (1985). http://ir.lawnet.fordham.edu/cgi/viewcontent.cgi?article=2684&context=flr	

I. Relevant Standards of Law

1. The Sixth Amendment to the U.S. Constitution provides protection to indigent criminal defendants regarding filing fees and other court costs that may interfere with their ability to confront adversarially the charges against them. Because the Sixth Amendment to the U.S. Constitution does not apply to civil cases, it is not relevant here. Rather, arguments regarding “indigence,” whether they be associated with the U.S. Constitution (or New York State Constitution, for that matter) are based on the Due Process of Law, guaranteed by the Fifth Amendment of the U.S. Constitution. It is this provision that would require a U.S. Court to enforce the guarantee of equal protection of the laws to New York State citizens provided by Article I, Section 11 of the New York State Constitution.
2. Since there is nothing procedurally improper for U.S. Courts to collect fees to which they are entitled either by statute or rule, any constitutional argument regarding entitlement to proceed in *forma pauperis* must be based on “substantial due process,” *i.e.* that the collection of such a cost, because of a party’s indigence, would be “substantially unfair,” (a substantial Due Process violation) or provide nonindigent appellants the opportunity to appeal while denying indigent appellants the same opportunity (Unequal Protection of the Laws).
3. The traditional, common-law view of “indigence,” (inability to pay) is that it is

not the equivalent of “penury,” (without funds); rather it involves an examination of a party’s assets, liabilities, including liquidity (*e.g.* are assets fixed while liabilities current) and a party’s income and expenses and obligations. An individual with greater assets than another could be deemed “indigent” while someone with lesser income “non-indigent,” depending on the size of the first individual’s liabilities and, particularly, whether the assets are fixed while the liabilities current. For example, how much cash does a party have to cover immediate expenses. Also, it is possible that an individual with higher income but also with higher expenses could be deemed “indigent” whereas another with less income but with lower expenses “non-indigent,” particularly if one looks at the character of the expenses, *e.g.* are they obligations, such as alimony or child support. Our society traditionally has viewed certain obligations to be more sacrosanct than governmental charges to offset the costs of providing governmental services, as important as they may be, particularly when those services are viewed as being public goods, with access guaranteed to all, such as our U.S. Courts. A party who wishes to appeal should not have to choose between necessities (food, clothing, shelter, medicine or certain obligations) and filing an appeal. Moreover, unless there is a “substantial countervailing state interest” in favor of silence, our U.S. Courts favor to hear appellants forced to make claims meaningfully rather than keep them silent and their causes unheard. This interest

has its original instance in the creation of law itself 3,800 years ago, the Hammurabi Code and the court system he created to enforce it. Hammurabi's lower courts were used to address the multitude of disputes, with continuing disputes to go to the ruler of Babylon himself for final resolution. This policy was followed by monarchs throughout history before they became constitutional eunuchs and is embodied in what many scholars consider to be the most fundamental right of the U.S. Constitution: the right to petition one's government for grievances.

4. Federal litigation regarding the charging of court costs to indigent parties is fairly scarce. I have found two U.S. Supreme Court cases that may help establish a standard of law for the court: *Boddie et al. v. Connecticut et al.*, 401 U.S. 371 (1971) (6-1 (concur)-1 (concur)-1 (dissent)) and *United States v. Kras*, 409 U.S. 434 (1973) (5-4).

5. *Boddie* makes the argument for waiver of fees and costs for indigent civil claimants in state courts, not necessarily U.S. Courts, although I think applying the argument to U.S. Courts is appropriate. Importantly, the majority used as a consideration that the only way for an indigent party to obtain a divorce in Connecticut was through the state courts; similarly, the only way *by right* to enforce a U.S. citizen's U.S. Constitutional rights against interference by state and local governmental actors in *U.S. Courts* is through an action filed in U.S. District

Court.

6. The bare majority in *United States v. Kras, supra*, found that indigents could be held to pay the filing fee before allowing a discharge in bankruptcy because declaring bankruptcy was not a fundamental constitutional right and that filing bankruptcy is voluntary, since state action had not compelled the party to make his bankruptcy claim. Bad governmental malefactors and their abuses of constitutional procedure made my claim obligatory for me to have any opportunity to receive justice in state courts. Thurgood Marshall viewed his dissent in *Kras* as one of his most important opinions of which he was most proud, something to keep in mind as we reflect that Thurgood Marshall represented the Second Circuit on the U.S Supreme Court and appellate court deliberations on this matter will occur in the Thurgood Marshall Courthouse.

7. In the absence of federal standards, the U.S. Supreme Court (Forgive the lack of citation; I have a deadline to meet.) directs federal courts to apply the standard in which the U.S. District Court is located. Regarding determining indigence with respect to *criminal* (my emphasis) matters in New York State, indigence is based wholly on the Federal Poverty Income standards (ignoring assets and liabilities). Here is the standard set forth in the ABA publication cited in the Table of Authorities (Take note of the date of publication). The actual standard may be slightly different for a “Family of One” five years later: “New

York. Eligibility is based on the Federal Income Poverty Guidelines. Please consider the following when determining if you are financially eligible: Week: \$268.52, Month: \$1,163.58, Year: \$13,963. If you are unemployed but live with someone who brings in a form of income, that person's income must be included in your application. If you are employed and living with another individual who is also bringing in an income, both incomes must be included in your application."

II. Discussion

8. I have included in the Table of Authorities the Fordham Law Review article, "Indigents in the Federal Courts: The in Forma Pauperis Statute – Equality and Frivolity," which the court may find a helpful discussion in arriving at its decision.
9. I see my situation as similar to one where a Chapter 13 bankruptcy would be appropriate. There is no reason why I cannot pay the filing fees as I make fixed assets liquid. At the moment, however, cash is tight.

III. Discussion of Judge Kahn's Decision

It may very well be that I am ignorant of a Court of Appeals' standard of law regarding indigence that Judge Kahn has applied. I do have four observations about his decision that I think are relevant to this court's *de novo* decision (Jurisdiction of this case transferred to this court upon my filing of a notice of appeal; Judge Kahn should be applying this court's standard of law, not his own.). First, Judge Kahn cites, mystifyingly, to district court cases that are not *stare*

decisis and have no precedential value to this court or, also, his own district court, instead of citing to U.S. Supreme Court and *en banc* Second Circuit Court of Appeals decisions. Second, the definition of “indigence” is not the same as “penury,” *i.e.* without funds. Judge Kahn focused on my \$15,000 in stock and option assets as liquid assets that can be liquidated to pay the filing fee immediately without taking into account that it is from this small asset base that I generate my below-poverty-level income. His erroneous focus was unfortunate. Third, what standard of law does appear to exist requires an analysis of the nature of the civil case, *i.e.* is the civil case necessary or voluntary. My case involves a 42 U.S.C. Section 1983 case being used to compel certain governmental actors to comply with their New York State statutory and constitutional responsibilities (Their failure to comply with these obligations violates my U.S. Constitutional rights.) in a criminal case. Judge Kahn appears to ignore the nature of my civil case in his analysis because, to be charitable, such analysis might be “inconvenient” to the decision he wished to make. Fourth, his district court citation to a case in which the court concluded that because the claimant was a prisoner, he was entitled to be deemed indigent, is logically inconsistent with the inverse, his conclusion that because I am not a prisoner, I am not entitled to be deemed indigent. If “Man is a prisoner, then he is entitled to be treated as indigent,” is true *i.e.* if $P \rightarrow I$, does not mean that “Man is not a prisoner, then he is

not entitled to be treated as indigent." ~P → ~I. An example will help you visualize my point: "If a judge sits on the Second Court of Appeals, he sits in New York City." If that statement is true does not mean that this statement is true: "If a judge does not sit on the Second Court of Appeals, he does not sit in New York City." Of course, there are many judges who sit on city courts or state supreme courts who also sit in New York City.

Dated: 2/20/18

Jared King, Plaintiff
~~156 S. River ST~~
Coxsackie, NY 12051-1409
(518) 731-7102
nwfg@excite.com

CERTIFICATION

I certify that I uploaded the affidavit and updated memorandum of this motion and completed Form D-P, Notice of Appearance and Docket and Pro Se Scheduling Form to the CM/ECF system on 2/20/18.

Dated: 2/20/18

Jared King, Plaintiff
~~156 S. River ST~~
Coxsackie, NY 12051
(518) 731-7102
nwfg@excite.com

CERTIFICATION

I certify that I re-sent a new package of petitions for writ of *certiorari* to the Supreme Court of the United States, 1 First ST, NE, Washington, DC 20543, on February 13/14 (12 or 13), 2019 to replace those petitions lost or missing. Attached to those petitions is this *Motion for Permission for Writ of Certiorari in Forma Pauperis*. Since Attorneys Crystal Peck and Jonathan Hitsous received the identical petitions in October but not the motion, which I forgot draft and attach in my rush to meet the writ of *certiorari* deadline, I mailed a copy of the motion on February 13/14 (12 or 13), 2019 to Crystal Peck, Attorney at Law, Bailey, Johnson & Peck, P.C., 5 Pine West PLZ STE 507, Washington AVE Ext, Albany, NY 12205-3107 and Jonathan Hitsous, Assistant Attorney General, State of New York, Office of the Attorney General, State Capitol, Albany, NY 12224-0341.

Dated: 2/14/19

Note New Phone #:


/s/
Jared King, Plaintiff
156 S. River ST
Coxsackie, NY 12051
(518) 439-6452
nwfg@excite.com

UNITED STATES DISTRICT COURT
for the
Northern DISTRICT OF New York

Jared King,)
Plaintiff /Appellant)
v.)
Karen Cade, et al.,) Case No. 13:14-cv-165 LEK (tw)
Defendants/Appellees) CA #: 18-90

AFFIDAVIT ACCOMPANYING MOTION
FOR PERMISSION TO APPEAL IN FORMA PAUPERIS

Affidavit in Support of Motion	Instructions
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 on this form are true and correct. (28 U.S.C. § 1746; 18 U.S.C. § 1621.)	Complete all questions in this application and then sign it. Do not leave any blanks: if the answer to a question is "0," "none," or "not applicable (N/A)," write that response. If you need more space to answer a question or to explain your answer, attach a separate sheet of paper identified with your name, your case's docket number, and the question number.
Signed: <u>Jared King</u>	Date: <u>1/24/18</u>

My issues on appeal are: Wrongful dismissal of all claims but one, (see my motions for reconsideration and sept 1), wrongful disallowance of my attempt to move my complaint, wrongful prohibition on serving new portions of my complaint, and premature mailing and routing of motion for summary judgment.

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.

In short, all but Judge Kahn's correct decision on my request for an injunction.

Income source	Average monthly amount during the past 12 months		Amount expected next month	
	You	Spouse	You	Spouse
Employment	\$ Amx. 0	\$ 0	\$ Amx. 0	\$ 0
Self-employment	\$ Amx. 0	\$ 0	\$ Amx. 30	\$ 0
Income from real property (such as rental income)	\$ 0	\$ 0	\$ 0	\$ 0
Interest and dividends	\$ Amx. 0	\$ 0	\$ 0	\$ 0
Gifts	\$ 0	\$ 0	\$ 0	\$ 0
Alimony	\$ 0	\$ 0	\$ 0	\$ 0
Child support	\$ 0	\$ 0	\$ 0	\$ 0
Retirement (such as social security, pensions, annuities, insurance)	\$ 0	\$ 0	\$ 0	\$ 0
Disability (such as social security, insurance payments)	\$ 0	\$ 0	\$ 0	\$ 0
Unemployment payments	\$ 0	\$ 0	\$ 0	\$ 0
Public-assistance (such as welfare)	\$ 242	\$ 0	\$ 192	\$ 0
Other (specify):	\$ 0	\$ 0	\$ 0	\$ 0
Total monthly income:	\$ 226	\$ 0	\$ 222	\$ 0

2. List your 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			\$
			\$
			\$

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
<u>No Spouse</u>			\$
			\$
			\$

4. How much cash do you and your spouse have? \$ 162⁰⁰

Below, state any money you or your spouse have in bank accounts or in any other financial institution.

Financial Institution	Type of Account	Amount you have	Amount your spouse has
SEFCU	Checking	\$ 838 ⁴²	\$ 0
E*Trade	Checking	\$ 925 ²³	\$ 0
Interactive Brokers	Brokerage	\$ 15,236	\$ 0

If you are a prisoner seeking to appeal a judgment in a civil action or proceeding, you must attach a statement certified by the appropriate institutional officer showing all receipts, expenditures, and balances during the last six months in your institutional accounts. If you have multiple accounts, perhaps because you have been in multiple institutions, attach one certified statement of each account.

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

Home	Other real estate	Motor vehicle #1
(Value) \$	(Value) \$ <u>2/40,000</u>	(Value) \$ <u>~2,000⁰⁰</u>
	Beneficial interest in real estate, NOT convertible into cash	Make and year: <u>2001 Silver</u> Model: <u>Legacy Wagon</u> Registration #: <u>4S3B1645717311380</u>

Motor vehicle #2	Other assets	Other assets
(Value) \$	(Value) \$	(Value) \$
Make and year:	<i>N/A</i>	
Model:		
Registration #:		

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
<i>Americas</i>	\$ <i>32.00</i>	\$ <i>0</i>
<i>J</i>	\$	\$
	\$	\$
	\$	\$

7. State the persons who rely on you or your spouse for support.

Name [or, if under 18, initials only]	Relationship	Age
<i>None</i>		

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, semiannually, or annually to show the monthly rate.

	You	Your Spouse
Rent or home-mortgage payment (including lot rented for mobile home)	\$ <u> </u>	\$ <u> </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	<u>250</u>	<u>0</u>
Utilities (electricity, heating fuel, water, sewer, and telephone)	\$ <u>130</u>	\$ <u>0</u>
Home maintenance (repairs and upkeep)	\$ <u>26</u>	\$ <u>0</u>
Food	\$ <u>150</u>	\$ <u>0</u>
Clothing	\$ <u>6</u>	\$ <u>0</u>
Laundry and dry-cleaning	\$ <u>8</u>	\$ <u>0</u>
Medical and dental expenses	\$ <u>10</u>	\$ <u>0</u>
Transportation (not including motor vehicle payments)	\$ <u>65</u>	\$ <u>0</u>
Recreation, entertainment, newspapers, magazines, etc.	\$ <u>0</u>	\$ <u>0</u>
Insurance (not deducted from wages or included in mortgage payments)	<u> </u>	
Homeowner's or renter's:	\$ <u>0</u>	\$ <u>0</u>
Life:	\$ <u>0</u>	\$ <u>0</u>
Health:	\$ <u>0</u>	\$ <u>0</u>
Motor vehicle:	\$ <u>37</u>	\$ <u>0</u>
Other:	\$ <u>0</u>	\$ <u>0</u>
Taxes (not deducted from wages or included in mortgage payments) (specify):	\$ <u>0</u>	\$ <u>0</u>
Installment payments		
Motor Vehicle:	\$ <u>0</u>	\$ <u>0</u>
Credit card (name): <u>Barby's, SEFCU</u>	\$ <u>115</u>	\$ <u>0</u>
Department store (name):	\$ <u>0</u>	\$ <u>6</u>
Other:	\$ <u>0</u>	\$ <u>0</u>

Alimony, maintenance, and support paid to others	\$ <u>0</u>	\$ <u>0</u>
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ <u>0</u>	\$ <u>0</u>
Other (specify):	\$ <u>0</u>	\$ <u>0</u>
Total monthly expenses:	\$ <u>227</u>	\$ <u>0</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.

I don't expect, but I will be trying. I am actively marketing my business, and may pursue related job leads.

10. Have you spent - or will you be spending - any money for expenses or attorney fees in connection with this lawsuit? Yes No

If yes, how much? \$ ~~Don't know~~ will be legal fees, which could take time. I would prefer a lawyer to represent me on appeal than to do it myself.

11. Provide any other information that will help explain why you cannot pay the docket fees for your appeal.

I just had to repair the furnace - \$788 one-time expense. Assets exist but "indigence" is not "poverty". Cash is tight, and there is no reason why filing fees cannot be paid later when cash is available. No one is looking for

12. State the city and state of your legal residence
 Your daytime phone number:
 (518) 731-7102

Your age: 50 Your years of schooling: 16

Last four digits of your social-security number: 7218

* I reported earlier for "income", approximately \$30/mo. If "income" actually means "expenses" of the business, then \$417/mo in revenue, and \$387/mo in expenses.

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

I, Jack King, 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>0</u>	\$ <u>NA</u>	\$ <u></u>	\$ <u>174</u>
Self-employment	\$ <u>500-600</u>	\$ <u></u>	\$ <u>300</u>	\$ <u></u>
Income from real property (such as rental income)	\$ <u>0</u>	\$ <u></u>	\$ <u></u>	\$ <u></u>
Interest and dividends	\$ <u>2</u>	\$ <u></u>	\$ <u>0</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>0</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>99</u>	\$ <u></u>	\$ <u>0</u>	\$ <u></u>
Other (specify): _____	\$ <u></u>	\$ <u></u>	\$ <u></u>	\$ <u></u>
Total monthly income:	\$ <u>10649</u>	\$ <u></u>	\$ <u>300</u>	\$ <u></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
<i>None</i>			\$ _____
			\$ _____
			\$ _____

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
<i>N/A</i>			\$ _____
			\$ _____
			\$ _____

4. How much cash do you and your spouse have? \$ *~~84~~ 84*
 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>Checking</i>	\$ <i>593.76</i>	\$ <i>114</i>
<i>Savings</i>	\$ <i>386.76</i>	\$ <i>114</i>
	\$ _____	\$ _____

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 *2001 Saturn Legacy* Motor Vehicle #2 Year, make & model _____
 Value *1,598* Value _____

Other assets Description *Beneficial ownership of Estate - illiquid* Value *78,000*

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>NA</u>	\$ _____	\$ _____
<u>J</u>	\$ _____	\$ _____
<u>J</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>NA</u>	_____	_____
<u>J</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>250⁰⁰</u>	\$ <u>NA</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>210⁰⁰</u>	\$ _____
Home maintenance (repairs and upkeep)	\$ <u>30⁰⁰</u>	\$ _____
Food	\$ <u>260</u>	\$ _____
Clothing	\$ <u>15⁰⁰</u>	\$ _____
Laundry and dry-cleaning	\$ <u>8</u>	\$ _____
Medical and dental expenses	\$ <u>10</u>	\$ <u>✓</u>

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ 5	\$ <u>NA</u>
Recreation, entertainment, newspapers, magazines, etc.	\$ 0	\$ _____
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ _____	\$ _____
Life	\$ _____	\$ _____
Health	\$ _____	\$ _____
Motor Vehicle	\$ <u>17 91</u>	\$ _____
Other: _____	\$ _____	\$ _____
Taxes (not deducted from wages or included in mortgage payments)		
(specify): <u>Property + school</u>	\$ <u>330</u>	\$ _____
Installment payments		
Motor Vehicle	\$ _____	\$ _____
Credit card(s)	\$ <u>255</u>	\$ _____
Department store(s)	\$ _____	\$ _____
Other: <u>100</u>	\$ _____	\$ _____
Alimony, maintenance, and support paid to others	\$ _____	\$ _____
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ _____	\$ _____
Other (specify): <u>Office, postage</u>	\$ <u>5</u>	\$ _____
Total monthly expenses:	<u>\$ 1,375 91</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:

Only the court appoints, in which case, possibly.

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

Perhaps, but ~~nothing~~ nothing is planned.

If yes, how much? _____

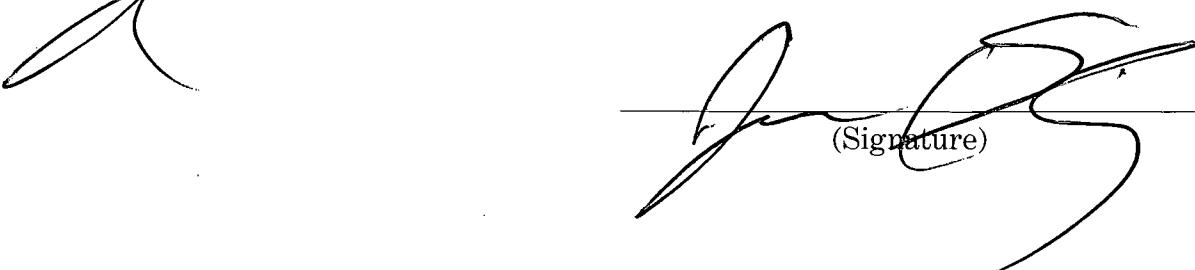
If yes, state the person's name, address, and telephone number:

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

My assets are illiquid. This is the same problem as before. I do not see fuel of cash for emergencies - health, auto, home.

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

Executed on: 10/16, 2018


(Signature)