

No. _____

IN THE
SUPREME COURT OF THE UNITED STATES

Thomas "Tommy" EARL Boone — PETITIONER
(Your Name)

VS.

The State of Tx. [Director] TDCJ-ID — 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):

None

☒ 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.

Tommy Earl Boone Pro Se
(Signature)

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

I, Tommy Boone, 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	NOT MARRIED Spouse	You	Spouse
Employment <u>(unemployed)</u>	\$ <u>X</u>	\$ <u>X</u>	\$ <u>X</u>	\$ <u>X</u>
Self-employment <u>(NO)</u>	\$ <u>X</u>	\$ <u>X</u>	\$ <u>X</u>	\$ <u>X</u>
Income from real property (such as rental income) <u>(NONE)</u>	\$ <u>X</u>	\$ <u>X</u>	\$ <u>X</u>	\$ <u>X</u>
Interest and dividends <u>(None)</u>	\$ <u>X</u>	\$ <u>X</u>	\$ <u>X</u>	\$ <u>X</u>
 Gifts 	\$ <u>\$50.00</u>	\$ <u>None</u>	\$ <u>50.00</u>	\$ <u>None</u>
Alimony <u>(NO)</u>	\$ <u>X</u>	\$ <u>X</u>	\$ <u>X</u>	\$ <u>X</u>
Child Support <u>(NO)</u>	\$ <u>X</u>	\$ <u>X</u>	\$ <u>X</u>	\$ <u>X</u>
Retirement (such as social security, pensions, annuities, insurance) <u>(None)</u>	\$ <u>X</u>	\$ <u>X</u>	\$ <u>X</u>	\$ <u>X</u>
Disability (such as social security, insurance payments) <u>(NO)</u>	\$ <u>X</u>	\$ <u>X</u>	\$ <u>X</u>	\$ <u>X</u>
Unemployment payments <u>(None)</u>	\$ <u>X</u>	\$ <u>X</u>	\$ <u>X</u>	\$ <u>X</u>
Public-assistance (such as welfare) <u>(None)</u>	\$ <u>X</u>	\$ <u>X</u>	\$ <u>X</u>	\$ <u>X</u>
Other (specify): <u>(None)</u>	\$ <u>X</u>	\$ <u>X</u>	\$ <u>X</u>	\$ <u>X</u>
 Total monthly income: 	\$ <u>50.00</u>	\$ <u>None</u>	\$ <u>50.00</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
I'm "Unemployed", Been in Prison (40) YEARS		1979-2018	

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			

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

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

<input checked="" type="checkbox"/> Home <u>None</u> Value _____	<input checked="" type="checkbox"/> Other real estate <u>None</u> Value _____
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<input checked="" type="checkbox"/> Motor Vehicle #1 <u>None</u> Year, make & model _____ Value _____	<input checked="" type="checkbox"/> Motor Vehicle #2 <u>None</u> Year, make & model _____ Value _____
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<input checked="" type="checkbox"/> Other assets <u>None</u> Description _____ Value _____
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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

NONE

\$ NONE

\$ NONE

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

NONE

NONE

NONE

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.

NONE

You

Your spouse

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

\$ ~~X~~

\$ ~~X~~

~~Are real estate taxes included?~~ ☐ Yes ☐ No

~~Is property insurance included?~~ ☐ Yes ☐ No

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

\$ ~~X~~

\$ ~~X~~

~~Home maintenance (repairs and upkeep)~~

\$ ~~X~~

\$ ~~X~~

~~Food~~

\$ ~~X~~

\$ ~~X~~

~~Clothing~~

\$ ~~X~~

\$ ~~X~~

~~Laundry and dry-cleaning~~

\$ ~~X~~

\$ ~~X~~

~~Medical and dental expenses~~

\$ ~~X~~

\$ ~~X~~

	You	Your spouse
<div style="text-align: center; border: 1px solid black; border-radius: 50%; width: 150px; height: 50px; margin: 0 auto; line-height: 50px;">None</div> 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: <u>None</u>	\$ _____	\$ _____
Taxes (not deducted from wages or included in mortgage payments)		
(specify): _____ <u>None</u>	\$ _____	\$ _____
Installment payments		
Motor Vehicle	\$ _____	\$ _____
Credit card(s) <u>None</u>	\$ _____	\$ _____
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): <u>None</u>	\$ _____	\$ _____
Total monthly expenses:	\$ _____	\$ _____

9. Do you expect any major changes to your monthly income or expenses or in your assets or liabilities during the next 12 months? Nothing "FREE" IN TEXAS TEXAS DO NOT LIKE PRO SE Prison Litigants

☐ Yes ☐ No

If yes, describe on an attached sheet.

I just hope I get my \$50.00, sometimes my Family CANNOT ALWAYS send it monthly.

I HAVE TO PAY (NONE THE LESS) FOR my WRITING materials and Postage IN TEXAS.

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? I don't have Counsel

I wish I had an Attorney
I AM A PRO SE Litigant

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

I do not have Counsel, I have written attorneys but they all need \$ and if I had it I would pay but I don't have it.

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

I wish I could AFFORD such services But, NO!

☐ Yes ☐ No

I have NO ATTORNEYS, PARALEGALS, Typist

If yes, how much?

Nothing of the sort.

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

NO of \$60.00 my Family sent last month, I had 46.00 left once I paid for indigent postage... I spent ANOTHER \$15.00 on additional writing materials and postage AT the Commissary.

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

Because I Been in Prison (40) YRS and All my Family (But my Mom And A Brother) ARE NOT even out there anymore, they all PASSED AWAY!
Yet I stay involved in legal work AND 1/3 of what I get is used on postage and writing materials
I declare under penalty of perjury that the foregoing is true and correct.

Executed on: November 1, 2018

Sammy Earl Beardsley
(Signature)