

No. 19-_____

**IN THE
SUPREME COURT OF THE UNITED STATES**

GREGORY HUNT,
Petitioner,

v.

STATE OF ALABAMA,
Respondent.

On Petition for a Writ of Certiorari
to the Alabama Supreme Court

MOTION TO PROCEED *IN FORMA PAUPERIS*

**CAPITAL CASE
NO EXECUTION DATE SET**

CHRISTINE A. FREEMAN, EXECUTIVE DIRECTOR
John Anthony Palombi
Counsel of Record
Keisha Stokes-Hough
Anne Borelli
Federal Defenders
Middle District of Alabama
817 S. Court Street
Montgomery, Alabama 36104
Telephone: (334) 834-2099
Facsimile: (334) 834-0353
Email: john_palombi@fd.org

March 14, 2019

Petitioner, Gregory Hunt, respectfully moves this Court, pursuant to Rule 39 of the Rules of the Supreme Court of the United States, for leave to proceed in this matter *in forma pauperis*, without prepayment of costs or fees. Mr. Hunt was declared indigent and proceeded *in forma pauperis* during post-conviction proceedings in Alabama state courts. Mr. Hunt's Affidavit Accompanying Motion to Proceed *in Forma Pauperis* is attached hereto and made a part hereof.

Respectfully submitted,

/s/John Anthony Palombi
Counsel of Record
Keisha Stokes-Hough
Anne Borelli
Federal Defenders
Middle District of Alabama
817 S. Court Street
Montgomery, Alabama 36104
Telephone: (334) 834-2099
Facsimile: (334) 834-0353
Email: john_palombi@fd.org

No. _____

IN THE
SUPREME COURT OF THE UNITED STATES

Gregory Hunt — PETITIONER
(Your Name)

VS.

State of Alabama — RESPONDENT(S)

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

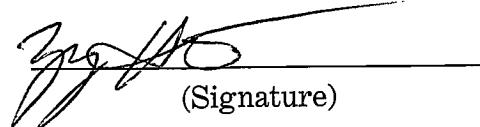
The petitioner asks leave to file the attached petition for a writ of certiorari without prepayment of costs and to proceed *in forma pauperis*.

Petitioner has previously been granted leave to proceed *in forma pauperis* in the following court(s):

All state courts Alabama, and Rule 60 Federal
Appeals N.D. Al, 11th Cir., U.S. Sup. Ct

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.


(Signature)

Dane R. Wilt 2/27/19

My Commission Expires

6/3/21

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

I, Greg J. Huns, 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>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Self-employment	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Income from real property (such as rental income)	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Interest and dividends	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Gifts	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Alimony	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Child Support	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Disability (such as social security, insurance payments)	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Unemployment payments	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Public-assistance (such as welfare)	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Other (specify): <u>Charity</u>	\$ <u>190.00</u>	\$ <u>N/A</u>	\$ <u>100.00</u>	\$ <u>N/A</u>
Total monthly income:	\$ <u>200.00</u>	\$ <u>N/A</u>	\$ <u>100.00</u>	\$ <u>N/A</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>N/A</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? \$ *N/A*
 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
<i>N/A</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 *N/A*

Other real estate

Value *N/A*

Motor Vehicle #1

Year, make & model *N/A*

Value _____

Motor Vehicle #2

Year, make & model *N/A*

Value _____

Other assets

Description *N/A*

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

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

Name	Relationship	Age
<u>N/A</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>N/A</u>	\$ <u>N/A</u>
Are real estate taxes included? <input type="checkbox"/> Yes <input type="checkbox"/> No		
Is property insurance included? <input type="checkbox"/> Yes <input type="checkbox"/> No		
Utilities (electricity, heating fuel, water, sewer, and telephone)	\$ <u>N/A</u>	\$ <u>N/A</u>
Home maintenance (repairs and upkeep)	\$ <u>N/A</u> <i>monthly</i> <u>180</u>	\$ <u>N/A</u>
Food /coffee/cigaretts		
Clothing	\$ _____	\$ <u>N/A</u>
Laundry and dry-cleaning	\$ _____	\$ <u>N/A</u>
Medical and dental expenses	\$ _____	\$ <u>N/A</u>

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

I have been incarcerated 30 years and am solely dependant upon generosity of others, and I do not know for how long they will continue to help

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

Executed on: 2/27, 2019

Dan R. Way 2/27/19
My Commission Expires 1/3/21

2/27/19

Greg Hunt
(Signature)

PRISON ACCOUNT CERTIFICATE

I hereby certify that Greg Hunt, AIS # 00Z521, has the sum of \$ 11.19 on account to his credit at Holman Correctional Facility in Atmore, Alabama, where he is confined. I further certify that the amount on account to his credit at Holman Correctional Facility for the previous twelve (12) months is as follows:

March 2018	\$ <u>57.69</u>
April 2018	\$ <u>25.88</u>
May 2018	\$ <u>51.33</u>
June 2018	\$ <u>45.77</u>
July 2018	\$ <u>63.69</u>
August 2018	\$ <u>55.88</u>
September 2018	\$ <u>92.31</u>
October 2018	\$ <u>58.52</u>
November 2018	\$ <u>46.79</u>
December 2018	\$ <u>23.75</u>
January 2019	\$ <u>34.00</u>
February 2019	\$ _____

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

Wiley Penn
AUTHORIZED OFFICER OF INSTITUTION

Executed on 02.26.19.

Alabama Department of Corrections
Average Inmate Deposit Balances for HUNT, GREGORY AIS# 0000Z521

	Average Balance	Gross Deposits
01/31/2019	\$34.06	\$100.00
12/31/2018	\$23.75	\$0.00
11/30/2018	\$46.79	\$300.00
10/31/2018	\$58.52	\$300.00
09/30/2018	\$92.31	\$300.00
08/31/2018	\$55.88	\$225.00
07/31/2018	\$63.69	\$260.00
06/30/2018	\$45.77	\$100.00
05/31/2018	\$51.33	\$200.00
04/30/2018	\$25.88	\$100.00
03/31/2018	\$57.69	\$100.00
02/28/2018	\$65.02	\$300.00
	\$51.72	\$2,285.00

I certify that this is a true and correct copy of inmate Greg Hunt average balances and gross deposits.

Ashley Penn

Ashley Penn