

18-8930

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

Supreme Court, U.S.  
FILED

APR 18 2019

OFFICE OF THE CLERK

IN THE  
SUPREME COURT OF THE UNITED STATES

Amy R. Hurvey — PETITIONER  
(Your Name) *Pro Se*

VS.  
Cowan Liebowitz & Jettman PC, et al — 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):  
\_\_\_\_\_  
\_\_\_\_\_

☒ 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]*  
(Signature)

ORIGINAL

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#### IV. Affidavit or Declaration in Support of Motion for Leave to Proceed

*In Forma Pauperis* \_\_\_\_\_

Complete the following form, which must either be notarized or be in the form of a declaration. If the answer to a question is "0," "none," or "not applicable (N/A)," enter that response.

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

I, Amy R. Gurney, 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<br>the past 12 months |                 | Amount expected<br>next month |                 |
|----------------------------------------------------------------------------|-----------------------------------------------------|-----------------|-------------------------------|-----------------|
|                                                                            | You                                                 | Spouse          | You                           | Spouse          |
| Employment                                                                 | \$ _____                                            | \$ _____        | \$ _____                      | \$ _____        |
| Self-employment                                                            | \$ _____                                            | \$ _____        | \$ _____                      | \$ _____        |
| Income from real property<br>(such as rental income)                       | \$ _____                                            | \$ _____        | \$ _____                      | \$ _____        |
| Interest and dividends                                                     | \$ _____                                            | \$ _____        | \$ _____                      | \$ _____        |
| Gifts                                                                      | \$ _____                                            | \$ _____        | \$ _____                      | \$ _____        |
| Alimony                                                                    | \$ _____                                            | \$ _____        | \$ _____                      | \$ _____        |
| Child Support                                                              | \$ _____                                            | \$ _____        | \$ _____                      | \$ _____        |
| Retirement (such as social<br>security, pensions,<br>annuities, insurance) | \$ _____                                            | \$ <u>2,200</u> | \$ _____                      | \$ <u>2,200</u> |
| Disability (such as social<br>security, insurance payments)                | <u>SSD</u><br>\$ <u>1,850</u>                       | \$ _____        | <u>SSD</u><br>\$ <u>1,850</u> | \$ _____        |
| Unemployment payments                                                      | \$ _____                                            | \$ _____        | \$ _____                      | \$ _____        |
| Public-assistance<br>(such as welfare)                                     | \$ _____                                            | \$ _____        | \$ _____                      | \$ _____        |
| Other (specify): _____                                                     | \$ _____                                            | \$ _____        | \$ _____                      | \$ _____        |
| <b>Total monthly income:</b>                                               | \$ <u>1,850</u>                                     | \$ <u>2,200</u> | \$ <u>1,850</u>               | \$ <u>2,200</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 |
|----------|---------|---------------------|-------------------|
| N/A      |         |                     | \$                |
|          |         |                     | \$                |
|          |         |                     | \$                |

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      |         |                     | \$                |
|          |         |                     | \$                |
|          |         |                     | \$                |

4. How much cash do you and your spouse have? \$ 85,000 *Grievance Award - World Trade Center Victim Compensation Fund*  
Below, state any money you or your spouse have in bank accounts or in any other financial institution.

*WTC VCF*

| Financial institution | Type of account | Amount you have | Amount your spouse has |
|-----------------------|-----------------|-----------------|------------------------|
| Bank of America       | Savings         | \$              | \$                     |
|                       |                 | \$              | \$                     |
|                       |                 | \$              | \$                     |

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

☒ Home  
Value \$600,000

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

☒ Motor Vehicle #1  
Year, make & model 2012 Toyota Matrix  
Value \$5,000

☐ 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.

| Person owing you or your spouse money | Amount owed to you | Amount owed to your spouse |
|---------------------------------------|--------------------|----------------------------|
| N/A                                   | \$                 | \$                         |
|                                       | \$                 | \$                         |
|                                       | \$                 | \$                         |

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

| 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.

★ Our home was contaminated with friable asbestos for 3 yrs by the insurance carrier attempting to You Your spouse  
 contain a leak. The insurance carrier did not pay Remediation  
 Rent or home-mortgage payment except to clear asbestos continues while home being sold  
 (include lot rented for mobile home) \$5400  
 Are real estate taxes included? ☒ Yes ☐ No  
 Is property insurance included? ☒ Yes ☐ No  
 Combined \$5400

Utilities (electricity, heating fuel, water, sewer, and telephone) \$17.00

★ Home maintenance (repairs and upkeep) \$500

Food \$1,000

Clothing \$100

Laundry and dry-cleaning \$100

Medical and dental expenses \$1,000

I am permanently disabled as defined under ADA and was granted Medicare in 1995 for an autoimmune disorder of the immune system  
 IgG C1 (3) C4 (4) IgA (IgM) hypogammaglobulinemia

|                                                                                             | You             | Your spouse                  |
|---------------------------------------------------------------------------------------------|-----------------|------------------------------|
| Transportation (not including motor vehicle payments)                                       | \$ <u>500</u>   | \$ <u>500</u>                |
| Recreation, entertainment, newspapers, magazines, etc.                                      | \$ <u>150</u>   | \$ _____                     |
| Insurance (not deducted from wages or included in mortgage payments)                        |                 |                              |
| Homeowner's or renter's                                                                     | \$ _____        | \$ <u>200</u>                |
| Life                                                                                        | \$ _____        | \$ <u>500</u>                |
| Health                                                                                      | \$ <u>200</u>   | \$ <u>500</u>                |
| Motor Vehicle                                                                               | \$ <u>200</u>   | \$ _____                     |
| Other: _____                                                                                | \$ _____        | \$ _____                     |
| Taxes (not deducted from wages or included in mortgage payments)                            |                 |                              |
| (specify): _____                                                                            | \$ _____        | \$ _____                     |
| Installment payments                                                                        |                 |                              |
| Motor Vehicle                                                                               | \$ _____        | \$ _____                     |
| Credit card(s)                                                                              | \$ _____        | \$ <u>2200</u>               |
| Department store(s)                                                                         | \$ _____        | <i>debt to repair</i>        |
| Other: _____                                                                                | \$ _____        | <i>contaminated home</i>     |
|                                                                                             |                 | <i>for reconstruction</i>    |
|                                                                                             |                 | <i>water damage</i>          |
|                                                                                             |                 | <i>past pending collapse</i> |
|                                                                                             |                 | <i>and 3 yrs relocation</i>  |
| Alimony, maintenance, and support paid to others                                            | \$ _____        | \$ _____                     |
| Regular expenses for operation of business, profession, or farm (attach detailed statement) | \$ _____        | \$ _____                     |
| Other (specify): <u>legal fees</u>                                                          | \$ <u>300</u>   | \$ _____                     |
| <b>Total monthly expenses:</b>                                                              | \$ <u>1,150</u> | \$ <u>2,900</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? \_\_\_\_\_

*formal*  
*brief preparation if required*  
*\$1,500*

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.

*Our home was contaminated with friable asbestos & quarantined by State of New Jersey for 3 yrs. Insurance company & contractor collapsed plaster ceilings contaminating home. HVAC systems & all contents*

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

Executed on: *April 18*, 20*19*

(Signature)

*JC Croix*

JEROME J. CROIX  
NOTARY PUBLIC OF NEW JERSEY  
My Commission Expires 6/2/2020

*Ceiling & home reconstruction ongoing while home is attempting to be sold. Relocation required and significant outlay monthly for reconstruction.*