

No. 18-8943 ORIGINAL

IN THE
SUPREME COURT OF THE UNITED STATES

FILED
DEC 03 2018
OFFICE OF THE CLERK
SUPREME COURT, U.S.

DAVID RAPHAEL CONCEPCION — PETITIONER
(Your Name)

vs.

UNITED STATES OF AMERICA — 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 courts: _____

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)

18-8943

ORIGINAL

AFFIDAVIT OR DECLARATION

IN SUPPORT OF MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

I, David Raphael Concepcion, 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 cost of this case or to give security thereof; 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 during the past 12 months		Amount expected next month		FILED DEC 03 2018 OFFICE OF THE CLERK SUPREME COURT, U.S.
	You	Spouse	You	Spouse	
Employment	\$ 0.00	\$ N/A	\$ 0.00	\$ N/A	
Self-Employment	\$ 0.00	\$ N/A	\$ 0.00	\$ N/A	
Income from real property (such as rental income)	\$ 0.00	\$ N/A	\$ 0.00	\$ N/A	
Interest and dividends	\$ 0.00	\$ N/A	\$ 0.00	\$ N/A	
Gifts	\$ 0.00	\$ N/A	\$ 0.00	\$ N/A	
Alimony	\$ 0.00	\$ N/A	\$ 0.00	\$ N/A	
Child Support	\$ 0.00	\$ N/A	\$ 0.00	\$ N/A	
Retirement (such as social security, pensions, annuities, insurance)	\$ 0.00	\$ N/A	\$ 0.00	\$ N/A	
Disability (such as social security, insurance payments)	\$ 0.00	\$ N/A	\$ 0.00	\$ N/A	
Unemployment payments	\$ 0.00	\$ N/A	\$ 0.00	\$ N/A	
Public assistance (such as welfare)	\$ 0.00	\$ N/A	\$ 0.00	\$ N/A	
Other (specify): _____	\$ 0.00	\$ N/A	\$ 0.00	\$ N/A	
Total monthly income:	\$ 0.00	\$ N/A	\$ 0.00	\$ 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	Date 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

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	Date 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? \$ 0.00
Below, state any money you and your spouse have in bank accounts or any other financial institution.

Type of account (e.g., checking or savings)	Amount you have	Amount your spouse has
N/A	\$ 0.00	\$ N/A
N/A	\$ 0.00	\$ N/A
N/A	\$ 0.00	\$ N/A

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

<input type="checkbox"/> Home	<input type="checkbox"/> Other real estate
Value N/A	Value N/A
<input type="checkbox"/> Motor Vehicle # 1	<input type="checkbox"/> Motor Vehicle # 2
Value N/A	Value N/A
<input type="checkbox"/> Other assets	
Description:	
Value N/A	

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
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N/A	\$ 0.00	\$ N/A
N/A	\$ 0.00	\$ N/A
N/A	\$ 0.00	\$ 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
N/A	N/A	N/A
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)	\$ 0.00	\$ N/A
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)	\$ 0.00	\$ N/A
Home maintenance (repairs and upkeep)	\$ 0.00	\$ N/A
Food	\$ 0.00	\$ N/A
Clothing	\$ 0.00	\$ N/A
Laundry and dry cleaning	\$ 0.00	\$ N/A
Medical and dental expenses	\$ 0.00	\$ N/A
Transportation (not including motor vehicle payments)	\$ 0.00	\$ N/A

Recreation, entertainment, newspapers,
magazines, etc. \$ 0.00 \$ N/A

Insurance (not deducted from wages or included in mortgage payments)

Home owner's or renter's	\$ <u>0.00</u>	\$ <u>N/A</u>
Life	\$ <u>0.00</u>	\$ <u>N/A</u>
Health	\$ <u>0.00</u>	\$ <u>N/A</u>
Motor vehicle	\$ <u>0.00</u>	\$ <u>N/A</u>
Other: _____	\$ <u>0.00</u>	\$ <u>N/A</u>

Taxes (not deducted from wages or included in mortgage payments)

Specify: _____	\$ <u>0.00</u>	\$ <u>N/A</u>
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Installment payments

Motor vehicle	\$ <u>0.00</u>	\$ <u>N/A</u>
Credit card(s)	\$ <u>0.00</u>	\$ <u>N/A</u>
Department Store(s)	\$ <u>0.00</u>	\$ <u>N/A</u>
Other: _____	\$ <u>0.00</u>	\$ <u>N/A</u>

Alimony, maintenance, and support paid to
others \$ 0.00 \$ N/A

Regular expenses for operation of business,
profession, or farm (attach detailed
statement)
Other (specify): _____ \$ 0.00 \$ N/A

Total monthly expenses: \$ 0.00 \$ N/A

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, described 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 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 _____

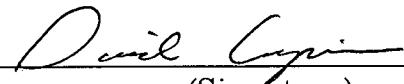
If yes, state the attorney's name, address, and telephone number:

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

Petitioner has been incarcerated since 2015. He has not been earning any money or receiving any assistance from any family members

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

Executed on December 3, 2018.


(Signature)