ORIGINAL

No. 18-9124

IN THE

SUPREME COURT OF THE UNITED STATES

GARLAND D. MILLER, JR.- PETITIONER

VS.

NO - RESPONDENTS
UNITED STATES OF AMERICA - PLAINTIFF

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

X Petitioner has NOT previously been granted leave to proceed in *forma pauperis* in any other court

X Petitioner's affidavit or declaration in support of this motion is attached hereto.

Furthermore it is stated that the IRS has filed a $62,000 lien against Petitioner, but not his wife. Thus Terezinha G. Miller. wife, has maintained and does not share finances with the petitioner since the filing of this lien.

Garland D. Miller, Jr.

Garland D. Miller, Jr.
194 Renee St. Natchitoches,La. 71457
318-352-8308

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

I, Garland Miller, 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	$ 0	$ NA	$ 0	$ NA
Self-employment	$ 0	$	$ 0	$
Income from real property (such as rental income)	$ 550.00	$	$ 550.00	$
Interest and dividends	$ 0	$ NA	$ 0	$ NA
Gifts	$ 0	$	$ 0	$
Alimony	$ 0	$	$ 0	$
Child Support	$ 561.00	$	$ 561.00	$
Retirement (such as social security, pensions, annuities, insurance)	$ 0	$	$ 0	$
Disability (such as social security, insurance payments)	$ 2064.00	$	$ 2064	$
Unemployment payments	$ 0	$	$ 0	$
Public-assistance (such as welfare)	$ 0	$	$ 0	$
Other (specify): ____	$ 0	$	$ 0	$
Total monthly income:	$ 3175.00	$	$	$

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
NONE			$
DISABLED			$
			$

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
PINECREST	LA, DEPT OF HEALTH PINECREST, PINVILLE LA	MAR 2018 - Present	$16/hr
IHOP	5119 UNIVERSITY PL NATCHITOCHES LA 71457	SEPT 2014 - MAR 2018	$ MINIMUM WAGE
			$

4. How much cash do you and your spouse have? $ 22281.12 but IRS Lien $62,000
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
CHECKING City Bank Natchitoches	$ 22281.12	$ N/A
	$	$
	$	$

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

IRS Lien Prevents SALE or LOAN

☒ Home
Value $195,000 Bought 2014
$150,000 Mortgage

☒ Other real estate
Value ① 2114 OBRIE ST Zwolle $175,000
① LOT 1+2 $49000
LOT 3 $25000

☒ Motor Vehicle #1
Year, make & model ______
Value $21,725 (NADA CLEAN TRADE IN)

☒ Motor Vehicle #2
Year, make & model 2006 CHEVY IMPALA
Value $2362 (AVG TRADE IN)

☐ 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
	$	$
	$	$
	$	$

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
ANTHONY MILLER	SON	10
ANNA GIULIA MILLER	DAUGHTER	6

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) Are real estate taxes included? ☐ Yes ☒ No Is property insurance included? ☐ Yes ☒ No	$ 771.25	$
Utilities (electricity, heating fuel, water, sewer, and telephone)	$ 390.00	$
Home maintenance (repairs and upkeep)	$ 260.00	$
Food	$ 600.00	$
Clothing	$ 100.00	$
Laundry and dry-cleaning	$ —	$
Medical and dental expenses	$ 50.00	$

	You	Your spouse
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	$ 155.17	$
Life	$ 400	$
Health	$ Medicare	$
Motor Vehicle	$ 72.50	$
Other: PROPERTY TAX	$ 332.04	$
Taxes (not deducted from wages or included in mortgage payments)		
(specify):	$	$
Installment payments		
Motor Vehicle	$ —	$
Credit card(s)	$ 100	$
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):	$	$
Total monthly expenses:	$ 3098.46	$

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.

• IRS LIEN + TAXES

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.

IRS Lien PREVENT-ING SALE of Property or loans in the amt $-62000

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

Executed on: April 29, 2019

Garland Miller
(Signature)