

18-9179

UNITED STATES SUPREME COURT
1st First street N.E
Washington, D.C. 20543

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APR 02 2019

OFFICE OF THE CLERK
SUPREME COURT, U.S.

TONY B. THOMAS
PETITIONER,

v.

C.BLAKE et al.,
RESPONDENT(S)

ORIGINAL

Supreme Court, U.S.
FILED

MAR 29 2019

OFFICE OF THE CLERK

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):

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF KANSAS 66101; UNITED STATES DISTRICT COURT 444 S.E. QUINCY, ROOM 490 TOPEKA, KANSAS 66683; UNITED STATES COURT OF APPEALS FOR THE TENTH CIRCUIT BYRON WHITE UNITED STATES COURTHOUSE 1823 STOUT STREET DENVER, COLORADO 80257.

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 attached hereto.

Petitioner's affidavit or declaration is **not** attached because the court belw 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.

Tony B. Thomas
(Signature)

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MAY - 7 2019

OFFICE OF THE CLERK
SUPREME COURT, U.S.

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

I, Tony B. Thomas, 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>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Self-employment	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Income from real property (such as rental income)	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Interest and dividends	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Gifts	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Alimony	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Child Support	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Disability (such as social security, insurance payments)	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Unemployment payments	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Public-assistance (such as welfare)	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Other (specify): _____	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Total monthly income:	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</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
<u>none</u>			\$ _____
			\$ _____
			\$ _____

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
<u>none</u>			\$ _____
			\$ _____
			\$ _____

4. How much cash do you and your spouse have? \$ _____

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
<u>none</u>	<u>none</u>	\$ <u>none</u>	\$ <u>none</u>
		\$ <u> </u>	\$ <u> </u>
		\$ <u> </u>	\$ <u> </u>

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

Home

Value none

Other real estate

Value none

Motor Vehicle #1

Year, make & model none

Value none

Motor Vehicle #2

Year, make & model none

Value none

Other assets

Description none

Value none

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>None</u>	\$ _____	\$ _____
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____

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

Name	Relationship	Age
<u>None</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)	\$ ____ 0	\$ ____ 0
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	\$ ____ 0
Home maintenance (repairs and upkeep)	\$ ____ 0	\$ ____ 0
Food	\$ ____ 0	\$ ____ 0
Clothing	\$ ____ 0	\$ ____ 0
Laundry and dry-cleaning	\$ ____ 0	\$ ____ 0
Medical and dental expenses	\$ ____ 0	\$ ____ 0

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ <u>0</u>	\$ <u>0</u>
Recreation, entertainment, newspapers, magazines, etc.	\$ <u>0</u>	\$ <u>0</u>
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ <u>0</u>	\$ <u>0</u>
Life	\$ <u>0</u>	\$ <u>0</u>
Health	\$ <u>0</u>	\$ <u>0</u>
Motor Vehicle	\$ <u>0</u>	\$ <u>0</u>
Other: <u>None</u>	\$ <u>0</u>	\$ <u>0</u>
Taxes (not deducted from wages or included in mortgage payments)		
(specify): <u>None</u>	\$ <u>0</u>	\$ <u>0</u>
Installment payments		
Motor Vehicle	\$ <u>0</u>	\$ <u>0</u>
Credit card(s)	\$ <u>0</u>	\$ <u>0</u>
Department store(s)	\$ <u>0</u>	\$ <u>0</u>
Other: _____	\$ <u>0</u>	\$ <u>0</u>
Alimony, maintenance, and support paid to others	\$ <u>0</u>	\$ <u>0</u>
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ <u>0</u>	\$ <u>0</u>
Other (specify): <u>None</u>	\$ <u>0</u>	\$ <u>0</u>
Total monthly expenses: <u>0</u>	<u>\$ 0</u>	<u>\$ 0</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? _____

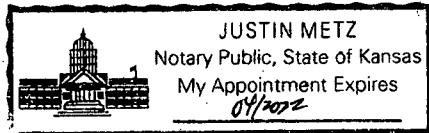
If yes, state the person's name, address, and telephone number: _____

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

I'm indigent for the past two years

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

Executed on: 4-16, 2019



Jonny B. Thomas
(Signature)

Justin Metz 04/16/19

LEAVENWORTH DETENTION CENTER
INMATE ACCOUNT SUMMARY 12/19/2018 to 12/19/2018

Print Date: 04/15/2019 11:11:40AM

INMATE THOMAS, TONY B
AGENCY #: 32559045
PERM #: 2114561
HOUSING: N/O/102/B

Transaction Date/Time	Transaction Amount	Deposit/Withdrawl Amount	Collected Cost Recovery	Billed Cost Recovery	Check #	Current Balance	Receipt #	DLN
INMATE FUND								
12/19/18 14:04	-\$58.00	\$0.00		-\$58.00		\$ 0.00	11785153	
RESTORE FROM HISTORY COST RECOVERY								
12/19/18 14:04	-\$227.19	\$0.00		-\$227.19		\$ 0.00	11785155	
RESTORE FROM HISTORY COST RECOVERY								
12/19/18 14:04	-\$25.00	\$0.00		-\$25.00		\$ 0.00	11785157	
RESTORE FROM HISTORY COST RECOVERY								

CURRENT ACCOUNT BALANCES

ACCOUNT	BALANCE
INMATE FUND	\$ 0.00
INMATE ESCROW FUND	\$ 0.00
Total Balance:	\$ 0.00

CURRENT COST RECOVERY BALANCE(S)

COST RECOVERY OWED	BALANCE
CR - CCA RESTITUTION	\$ 58.00
CR - COPIES	\$ 227.19
CR - OTHER	\$ 25.00
Total Cost Recovery Owed:	\$ 310.19

INMATE NAME: THOMAS, TONY B
AGENCY #: 32559045
PERM: 2114561