

18-9199
No. _____

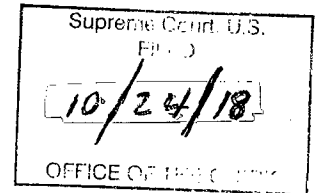
ORIGINAL

IN THE
SUPREME COURT OF THE UNITED STATES

PETER PEREZ— PETITIONER

VS.

DEWAYNE BURTON— 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*.

[X] Petitioner has previously been granted leave to proceed *in forma pauperis* in the following court(s): Sixth Circuit Court of Appeals; United States Eastern District Court of Michigan; the Michigan Supreme Court and the Michigan Court of Appeals.

[] 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.


Peter Perez

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

I, Peter Perez, 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	None	\$ _N/A_	\$ _N/A_	\$ _N/A_	\$ _N/A_
Self-employment	None	\$ _N/A_	\$ _N/A_	\$ _N/A_	\$ _N/A_
Income from real property (such as rental income)	None	\$ _N/A_	\$ _N/A_	\$ _N/A_	\$ _N/A_
Interest and dividends	None	\$ _N/A_	\$ _N/A_	\$ _N/A_	\$ _N/A_
Gifts	None	\$ _N/A_	\$ _N/A_	\$ _N/A_	\$ _N/A_
Alimony	None	\$ _N/A_	\$ _N/A_	\$ _N/A_	\$ _N/A_
Child Support	None	\$ _N/A_	\$ _N/A_	\$ _N/A_	\$ _N/A_
Retirement (such as social security, pensions, annuities, insurance)	None	\$ _N/A_	\$ _N/A_	\$ _N/A_	\$ _N/A_
Disability (such as social security, insurance payments)	None	\$ _N/A_	\$ _N/A_	\$ _N/A_	\$ _N/A_
Unemployment payments	None	\$ _N/A_	\$ _N/A_	\$ _N/A_	\$ _N/A_
Public-assistance (such as welfare)	None	\$ _N/A_	\$ _N/A_	\$ _N/A_	\$ _N/A_
Other (specify):	None	\$ _N/A_	\$ _N/A_	\$ _N/A_	\$ _N/A_
Total monthly income:	\$0.00	\$ _N/A_	\$ _N/A_	\$ _N/A_	\$ _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	Dates of Employment	Gross monthly pay
Unemployed/Incarcerated	___ N/A ___	___ N/A ___	\$ ___ 0.00 ___
Unemployed/Incarcerated	___ N/A ___	___ N/A ___	\$ ___ 0.00 ___
Unemployed/Incarcerated	___ N/A ___	___ N/A ___	\$ ___ 0.00 ___

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.) Never Married

Employer	Address	Dates of Employment	Gross monthly pay
___ N/A ___	___ N/A ___	___ N/A ___	\$ ___ 0.00 ___
___ N/A ___	___ N/A ___	___ N/A ___	\$ ___ 0.00 ___
___ N/A ___	___ N/A ___	___ N/A ___	\$ ___ 0.00 ___

4. How much cash do you and your spouse have? \$ ___ 0.00 ___. 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
___ None ___	___ N/A ___	\$ ___ N/A ___	\$ ___ N/A ___
___ None ___	___ N/A ___	\$ ___ N/A ___	\$ ___ N/A ___
___ None ___	___ N/A ___	\$ ___ N/A ___	\$ ___ N/A ___

5. List the assets, and their values, which you own or your spouse owns. Do not list clothing and ordinary household furnishings. No Assets

Home
Value ___ N/A ___

Other real estate
Value ___ N/A ___

Motor Vehicle #1
Year, make & model ___ N/A ___
Value ___ N/A ___

Motor Vehicle #2
Year, make & model ___ N/A ___
Value ___ N/A ___

Other assets: No other Assets
Description ___ N/A ___

Value ___ N/A ___

6. State every person, business, or organization owing you or your spouse money, and the amount owed. No money owed to myself, no spouse.

Person owing you or spouse money	Amount owed to you	Amount owed to your spouse
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<u>None</u>	\$ <u>0.00</u>	\$ <u>N/A</u>
<u>None</u>	\$ <u>0.00</u>	\$ <u>N/A</u>
<u>None</u>	\$ <u>0.00</u>	\$ <u>N/A</u>

7. State the persons who rely on you or your spouse for support. No one, I have no financial support or spouse

Name	Relationship	Age
<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
<u>N/A</u>	<u>N/A</u>	<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.

I have no monthly expenses. I have no spouse.

	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? Yes No	\$ <u>N/A</u>	\$ <u>N/A</u>
Is property insurance included? Yes No	\$ <u>N/A</u>	\$ <u>N/A</u>
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>	\$ <u>N/A</u>
Food	\$ <u>N/A</u>	\$ <u>N/A</u>
Clothing	\$ <u>N/A</u>	\$ <u>N/A</u>
Laundry and dry-cleaning	\$ <u>N/A</u>	\$ <u>N/A</u>
Medical and dental expenses	\$ <u>N/A</u>	\$ <u>N/A</u>
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>

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

Homeowner's or renter's	\$ __N/A__	\$ __N/A__
Life	\$ __N/A__	\$ __N/A__
Health	\$ __N/A__	\$ __N/A__
Motor Vehicle	\$ __N/A__	\$ __N/A__
Other: __None__	\$ __N/A__	\$ __N/A__

Taxes (not deducted from wages or included in mortgage payments). No Taxes

(specify): __N/A__

Installment payments. No payments

Motor Vehicle	\$ __N/A__	\$ __N/A__
Credit card(s)	\$ __N/A__	\$ __N/A__
Department store(s)	\$ __N/A__	\$ __N/A__
Other: __None__	\$ __N/A__	\$ __N/A__

Alimony, maintenance, and support paid to others. Nothing

Total monthly expenses: \$ __0.00__ \$ __N/A__ \$ __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, 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? N/A

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

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? N/A

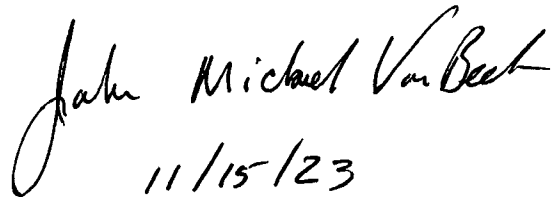
If yes, state the person's name, address, and telephone number: N/A

12. Provide any other information that will help explain why you cannot pay the costs of this case. As clearly provided in the questions presented above, I am an incarcerated pro per indigent litigant without any assets, or any means of financial assistance. The only source of income that I have is prison pay from a menial kitchen job, which is not enough to acquire the basic accruements to maintain even a Spartan's lifestyle. After out-of-pocket healthcare co-pays, basic hygiene necessities, and over the counter medications that prisoners are charged a premium of two thirds more than manufactured suggested retail on. There's absolutely no way possible I could ever pay a filing fee in this case.

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

Executed on: December 27, 2018


Peter Perez


11/15/23

