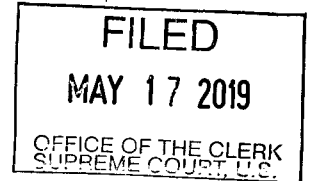


18-9475 ORIGINAL
No.

IN THE
SUPREME COURT OF THE UNITED STATES



DARRELL KENNEDY,

Petitioner,

V.

RUSTY WASHBURN,
Warden, Trousdale Turner Correctional Center,
Correctional Institutions Division,

Respondent.

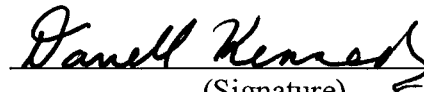
MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

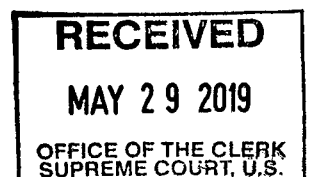
The petitioner asks leave to file the attached petition for a writ of certiorari without prepayment of costs and to proceed *in forma pauperis*.

[] Petitioner has previously been granted leave to proceed *in forma pauperis* in the following court(s):

[X] 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.


(Signature)



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

I, Darrell Kennedy #110997, 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 therefore; 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> N/A </u> | \$ <u> N/A </u> | \$ <u> N/A </u> | \$ <u> N/A </u> |
| Self-employment | \$ <u> N/A </u> | \$ <u> N/A </u> | \$ <u> N/A </u> | \$ <u> N/A </u> |
| Income from real Property (such as Rental income) | \$ <u> N/A </u> | \$ <u> N/A </u> | \$ <u> N/A </u> | \$ <u> N/A </u> |
| Interest and Dividends | \$ <u> N/A </u> | \$ <u> N/A </u> | \$ <u> N/A </u> | \$ <u> N/A </u> |
| Gifts | \$ <u> N/A </u> | \$ <u> N/A </u> | \$ <u> N/A </u> | \$ <u> N/A </u> |
| Alimony | \$ <u> N/A </u> | \$ <u> N/A </u> | \$ <u> N/A </u> | \$ <u> N/A </u> |
| Child Support | \$ <u> N/A </u> | \$ <u> N/A </u> | \$ <u> N/A </u> | \$ <u> N/A </u> |
| Retirement (such As social security, pensions, annuities, insurance) | \$ <u> N/A </u> | \$ <u> N/A </u> | \$ <u> N/A </u> | \$ <u> N/A </u> |
| Disability (such as social security, insur- ance payments) | \$ <u> N/A </u> | \$ <u> N/A </u> | \$ <u> N/A </u> | \$ <u> N/A </u> |

2. List your employment history for the past two years, most recent first. (Gross monthly pay is before taxes or other deductions).

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).

4. How much cash do you and your spouse have? \$ N/A
Below, state any money you or your spouse have in bank accounts or in any other financial institution.

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

| | |
|-------------------------------|-------------------------------|
| <u>N/A</u> Motor Vehicle #1 | <u>N/A</u> Motor Vehicle #2 |
| Year, make & model <u>N/A</u> | Year, make & model <u>N/A</u> |
| Value: \$ <u>N/A</u> | Value: \$ <u>N/A</u> |

Description: _____

Value: \$ _____

| Person owing you | Amount owed to you | Amount owed to your spouse |
|------------------|--------------------|----------------------------|
| N/A | | |
| N/A | | |
| N/A | | |

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

| Name | Relationship | Age |
|------|--------------|-----|
| 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) | \$ N/A | \$ N/A |
| Are real estate taxes included? Yes _____ No _____ | | |
| Is property insurance included? Yes _____ No _____ | | |
| Utilities (electricity, heating fuel, water, sewer, and telephone) | \$ N/A | \$ N/A |
| Home maintenance (repairs and upkeep) | \$ N/A | \$ N/A |
| Food | \$ N/A | \$ N/A |
| Clothing | \$ N/A | \$ N/A |
| Laundry and dry-cleaning | \$ N/A | \$ N/A |
| Medical and dental expenses | \$ N/A | \$ N/A |
| Transportation (not including motor vehicle payments) | \$ N/A | \$ N/A |
| Recreation, entertainment, newspapers, magazines, etc. | \$ N/A | \$ N/A |

| | YOU | YOUR SPOUSE |
|---|---------------|---------------|
| Insurance (not deducted from wages or included in mortgage payments) | \$ <u>N/A</u> | \$ <u>N/A</u> |
| Homeowner's or renter's | \$ <u>N/A</u> | \$ <u>N/A</u> |
| Life | \$ <u>N/A</u> | \$ <u>N/A</u> |
| Health | \$ <u>N/A</u> | \$ <u>N/A</u> |
| Motor Vehicle | \$ <u>N/A</u> | \$ <u>N/A</u> |
| Other: <u>N/A</u> | \$ <u>N/A</u> | \$ <u>N/A</u> |
| Taxes (not deducted from wages or included in mortgage payments) | | |
| Specify: <u>N/A</u> | \$ <u>N/A</u> | \$ <u>N/A</u> |
| Installment payments | | |
| Motor Vehicle | \$ <u>N/A</u> | \$ <u>N/A</u> |
| Credit card(s) | \$ <u>N/A</u> | \$ <u>N/A</u> |
| Department Store(s) | \$ <u>N/A</u> | \$ <u>N/A</u> |
| Other: <u>N/A</u> | \$ <u>N/A</u> | \$ <u>N/A</u> |
| Alimony, maintenance, and support paid to others | \$ <u>N/A</u> | \$ <u>N/A</u> |
| Regular expenses for operation of business, profession, or farm (attach detailed statement) | \$ <u>N/A</u> | \$ <u>N/A</u> |
| Other (specify): <u>N/A</u> | \$ <u>N/A</u> | \$ <u>N/A</u> |
| Total monthly expenses: | \$ <u>N/A</u> | \$ <u>N/A</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 X _____ 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 X

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 X

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.

My present income is \$40.00 per month that I am paid by the Tennessee Department of Correction.

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

Executed on: May 17, 2019.

Danell Kennedy
(Signature)