

No. 18-9500

ORIGINAL

IN THE
SUPREME COURT OF THE UNITED STATES

Supreme Court, U.S.
FILED

MAY 22 2019

OFFICE OF THE CLERK

LINH THIMINH TRAN PETITIONER
(Your Name)

VS.

Tri-County Metropolitan Transit District of Oregon (TriMet) 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 court(s):

United States District Court in Portland Oregon
Case Number: 3:16-cv-01971-HZ and 3:16-cv-0707-Ac

☐ 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.

05/22/2019

Linh Thi Minh Tran
(Signature)

Linh Thi Minh Tran

DOB: 04/14/1970

4 digits: 6218

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

I, Linh Thi Minh Tran, 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	
Non employment because I am suffering physical health injuries, severe brain damages, and visual deficit	You	Spouse	You	Spouse
Employment	NO Spouse	\$ _____	\$ _____	\$ _____
Self-employment	no married no children	\$ _____	\$ _____	\$ _____
Income from real property (such as rental income)		\$ _____	\$ _____	\$ _____
Interest and dividends		\$ _____	\$ _____	\$ _____
Gifts		\$ _____	\$ _____	\$ _____
Alimony		\$ _____	\$ _____	\$ _____
Child Support		\$ _____	\$ _____	\$ _____
Retirement (such as social security, pensions, annuities, insurance)		\$ _____	\$ _____	\$ _____
Disability (such as social security, insurance payments)		\$ _____	\$ _____	\$ _____
Unemployment payments		\$ _____	\$ _____	\$ _____
Public-assistance (such as welfare)		\$ _____	\$ _____	\$ _____
Other (specify): 2 rooms for rent in the house 12542 SE Capella Ct, Happy Valley, Oregon 97086 where I am living		\$ _____	\$ _____	\$ _____
Total monthly income:		\$ 1200	\$ _____	\$ _____

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not enough for
property tax, court deferral fees, transcript,
court fees, mailing and supplies and
living expense

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

non employment because physical health suffer injuries, severe brain damage and visual disorder and retinal detachment

Employer	Address	Dates of Employment	Gross monthly pay
			\$
			\$
			\$

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
<i>non employment</i>			\$
			\$
			\$

4. How much cash do you and your spouse have? \$ 500
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
	\$	\$
	\$	\$
	\$	\$

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

☒ Home *1) property 8225 SE Raymond et, Portland, Oregon 97266*
Value *had auction sale foreclosure on May 29, 2018* ☐ Other real estate
pending case at Oregon Court Appeals: A166423, Multnomah County Court:
☐ Motor Vehicle #1 *15 CV 28969* ☐ Motor Vehicle #2
Year, make & model Value Year, make & model Value
☐ Other assets *2) property 12542 SE Capella et, Happy Valley, Oregon 97086*
Description *is pending non judicial foreclosure, Clackamas County Court case: 16 CV 36714, Oregon Court of Appeals*
Value *case no: A167295*

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3) No car no driving, taking bus or max public Transportation only medical transportation health share when having appointment medical clinic
4) rings, ears, and necklace, umg..

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

- 1) TriMet Leases
\$066268 15CV30342 A168142
A 168361 17CV08416
- 2) Jannet Mac is still pending
Defense freedom A166423 15CV88969
A 167295, 16CV36714

- 3) Kathy Hing Pham
4) Liberty Mutual Insurance
Can acceptant on 05/21/18
\$5) Clean MERS, Ocwen
and Deutsche is still
\$ pending foreclosure case

- 6) Happy Valley Municipal Court
7) Home Forward and Christopher
Lee Pollock
\$8) Ryan Kersey, Danyen J. Kueh
cmt Benjamin J. Thoms VS
District Court case 3:16-CV-0707-A
9) Social Security Administration
is pending at US Court of Appeals
For minor children, list initials

7. State the persons who rely on you or your spouse for support.
instead of names (e.g. "J.S." instead of "John Smith").

Name	Relationship	Age
10) Stan the Hot Water Man	A165790 16CV19058	
11) State of Oregon case	A166004, 16CR03390	

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)		property insurance 12542 SE Capella Ct \$ Happy Valley, OR 97086 is \$2700/year
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)	gas \$80/month electric \$150/month water \$60/2 months sewer \$500/month garbage \$50/month	\$
Home maintenance (repairs and upkeep)		
Food	Comcast internet & cable \$122/month	\$
Clothing	\$ Hoodview garbage \$45/month	\$
Laundry and dry-cleaning	\$ Land Scaper maintenance \$160/month	\$
Medical and dental expenses	Food \$400/month Clothing \$100/month hygiene and living expense \$300/month Medical non counter ex-lax and tiger balm \$60/month Court filing defense, Supplies and mailing \$200/month Furnish Home telephone \$30/month	\$

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	You	Your spouse
Transportation (not including motor vehicle payments)	<i>Tri Met Museum max</i> \$ <u>60 per month</u>	\$ _____
Recreation, entertainment, newspapers, magazines, etc.	<i>Comcast internet & cable</i> \$ <u>122/month</u>	\$ _____
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ _____	\$ _____
Life	\$ _____	\$ _____
Health	\$ _____	\$ _____
Motor Vehicle	\$ _____	\$ _____
Other: _____	\$ _____	\$ _____
Taxes (not deducted from wages or included in mortgage payments)		
(specify): <i>property tax in Clackamas</i>	<i>\$6000/year</i>	\$ _____
Installment payments <i>County for property 12542</i>	<i>SE Capella Ct, Happy</i>	<i>6000/</i>
Motor Vehicle <i>Valley, Oregon 97086</i>	\$ _____	\$ _____
Credit card(s)	\$ _____	\$ _____
Department store(s)	\$ _____	\$ _____
Other: <i>court fees deffrual</i>	<i>\$ 13,000</i>	\$ _____
<i>court transcript fees</i>	<i>\$ 6000</i>	\$ _____
<i>mailing court and supplies</i>	<i>\$ 6000</i>	\$ _____
Alimony, maintenance, and support paid to others	\$ _____	\$ _____
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ _____	\$ _____
Other (specify): _____	\$ _____	\$ _____
Total monthly expenses:	\$ <u>3000/month</u>	\$ _____

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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 am Linh Thi Minh Tran, petitioner on writ of Certiorari case name: Linh Thi Minh Tran vs. The County Metropolitan Transit District of Oregon (TMDet.) I am totally disabled because my physical health suffering injuries, severe brain damages and vision disorder and retinal detachment on left eye. I am unemployed and not enough income to cover for my life. At this time these persons caused my accident do not pay me any money.

Executed on: 05/22/2019, 20__

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Linh Thi Minh Tran
(Signature)