

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-Ae

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 Thiminh Tran
(Signature)

Linh Thiminh Tran
DOB: 04/14/1970
4digits: 6218

Page 1 of 6

**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	Spouse	You	Spouse	
Employment	No Spouse	\$ _____	\$ _____	\$ _____
Self-employment	No Marital 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): <i>2 rooms for rent in the house 1254 2 SE capella ct, Happy Valley, Oregon 97086 where I am living</i>	\$ _____	\$ _____	\$ _____	\$ _____
Total monthly income:	\$ 1200	\$ _____	\$ _____	\$ _____

Linh Thi Minh Tran
Date: 04/14/1970
4 digits SS: 6218
05/22/2019
Page 20 of 6

Not enough for
Property tax, court deferral fees, transcript,
court fee, 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 suffered injuries, severe brain damage and visual changes and emotional 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.

<input checked="" type="checkbox"/> Home	1) property 8225 SE Raymond St, Portland, Oregon 97266 had auction sale pending on May 29, 2018	<input type="checkbox"/> Other real estate
<input type="checkbox"/> Motor Vehicle #1	County court: Year, make & model 15 CV 28969	<input type="checkbox"/> Motor Vehicle #2 Year, make & model
Value	Value	Value
<input type="checkbox"/> Other assets	2) property 12542 SE Capella St, Happy Valley, Oregon 97086 is pending non judicial foreclosure, Clackamas County Court case: 16CV36714, Oregon Court of Appeals Case No: A167295	

Linh Thi Nhieu Tran
DOB: 04/14/1970
4 digits SS: 6218

65/22/2019

Page 3 of 6

3) No car No driving, taking bus or max public transportation only medical transportation health care when having appointment medical clinic

4) rings, ears, and necklace, ring ..

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 2 calls S066268 15CV30342 A168142 A 168361 17CV08436	3) Kandy thing phone 4) \$ Liberty Mutual insurance car accident on 05/21/18 \$ 5) Clean, MERS, Ocean and DebtSeize is still pending pre-late care	6) Happy Valley Municipal Court 7) Home Forward and Christopher Lee Poblete \$ 8) Ryan Kersay, Darryn J. Kueh and Benjamin J. Toops US \$ District Court case 3:16-cv-0707-1
2) Fannie Mae is still pending defense, freedom A168423, 15CV88969	A 16 7295, 16CV36714	9) Social Security Administration is pending at US Court of Appeal
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").		9th District

Name	Relationship	Age
10) Stan the hot water man A165790 16CV 19658		
11) State of Oregon case A 166004, 16CR 03394		

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 Cr \$ 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	Concast internet & cable \$ 122/month	\$ _____
Clothing	\$ HoodView garbage \$ 45/month	\$ _____
Laundry and dry-cleaning	\$ Landscaping maintenance \$ 160/month	\$ _____
Medical and dental expenses	Food \$ 400/month	\$ _____
Linh Thi Ninh Tran	Clothing \$ 100/month	
DOB: 04/14/1970	Hygiene and living expense \$ 300/month	
4 digits SS: 6218	Medical non counter ex-lax and tiger balm \$ 60/month	
05/22/2019	Court filing expense, Supplies and mailing \$ 200/month	
page 4 of 6	Frontier home telephone \$ 30/month	

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ 60 per month	\$ _____
Recreation, entertainment, newspapers, magazines, etc.	<i>Unicast internet & cable</i> \$ 122/month	\$ _____
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>	\$ 6000/year	\$ _____
Installment payments <i>County for property 12542</i> <i>St Capella Ct, Happy</i>	<i>6000/</i>	\$ _____
Motor Vehicle <i>valley, Oregon 97084</i>	\$ _____	\$ _____
Credit card(s)	\$ _____	\$ _____
Department store(s) <i>Court fees deferral</i>	\$ 13,000	\$ _____
Other: <i>Court transcript fees</i>	\$ 6000	\$ _____
Alimony, maintenance, and support paid to others <i>Mailing court and supplies</i>	\$ 6000	\$ _____
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ _____	\$ _____
Other (specify): _____	\$ _____	\$ _____
Total monthly expenses:	\$ 3000/month	\$ _____

Link The Right Team

DOB : 04/14/1970

4 digits : 6218

05/22/2019

page 5 of 6

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 Ninh Tran, petitioner on Suit of ~~Certiorari case name: Linh Thi Ninh~~
~~tran vs. Tri County Metropolitan Transit District of Oregon (TriMet.)~~ I am totally
disabled because my physical health suffering injuries, severe brain damage
and vision disorder and retinal detachment on left eye. I am unemployed
and not enough income to cover for my life. At this time there pursue ~~causing~~ any
I declare under penalty of perjury that the foregoing is true and correct. Accident do not pay
me any money.

Executed on: 05/22/2019, 20

Linh
Linh Thi Ninh Tran
(Signature)

Linh Thi Ninh Tran
DOB: 04/14/1970
4 digits SS: 6218
05/22/2019
page 6 of 6