

NO. 18-9519

IN THE
SUPREME COURT OF THE UNITED STATES

ORIGINAL

Supreme Court, U.S.
FILED

MAY 29 2019

OFFICE OF THE CLERK

MICHAEL WESLEY ---PETITIONER

VS.

THE PEOPLE OF THE STATE OF NEW YORK---RESPONDENT

MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

The Petitioner ask leave to file attached petition for a writ of Certiorari without prepayment of cost 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):

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:

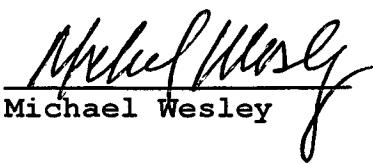
The appointment was made under the following provision of law:

a copy of the order of appointment is appended.

RECEIVED

JUN 3 - 2019

OFFICE OF THE CLERK
SUPREME COURT, U.S.


Michael Wesley

AFFIDAVIT OR DECLARATION

IN SUPPORT OF MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

I Michael Wesley, 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 cost of this case or to give security there for: and I believe I am entitled to redress.

1. For both you and your spouse estimate the average amount of Money received form each of the following sources during the past 12 months. Adjust any amount that was receive Weekly, Biweekly, Quarterly, Semianually 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	\$ 1,960	\$ _____	\$ 1,960	\$ _____
Self-Employment	\$ <u>NA</u>	\$ _____	\$ _____	\$ _____
Income from real property (such as rental income)	\$ <u>NA</u>	\$ _____	\$ _____	\$ _____
Interest and dividends	\$ <u>NA</u>	\$ _____	\$ _____	\$ _____
Gifts	\$ <u>NA</u>	\$ _____	\$ _____	\$ _____
Alimony	\$ <u>NA</u>	\$ _____	\$ _____	\$ _____
Child Support	\$ <u>NA</u>	\$ _____	\$ _____	\$ _____
Retirement (Such as social security ,pensions ,annuities ,insurance)	\$ <u>NA</u>	\$ _____	\$ _____	\$ _____
Disability (such as social, Insurance payments)	\$ <u>NA</u>	\$ _____	\$ _____	\$ _____
Unemployment payments	\$ <u>NA</u>	\$ _____	\$ _____	\$ _____
Public -assistance (such-as Welfare)	\$ <u>NA</u>	\$ _____	\$ _____	\$ _____
Other (specify): \$ <u>NA</u>	\$ _____	\$ _____	\$ _____	\$ _____
TOTAL MONTHLY INCOME:	\$1,960	\$ _____	\$ 1,960	\$ _____

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

Employer	Address	Date of Employment	Gross monthly pay
Winfield Security	57w 38 th st NY, NY 10018	8/27/2016	\$ 1,960
			\$
			\$

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	Date of Employment	Gross Monthly Pay
			\$
			\$
			\$

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

Below, state any money you or your spouse have in bank account or in any other financial institution.

Type of Account (e.g., checking or saving)	Amount you have
	\$
	\$
	\$

Amount your spouse has

\$

\$

\$

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

[] Home
Value MA

[] Other real estate
Value MA

[] Motor Vehicle #1
Year, Make & Model MA
Value MA

[] Motor Vehicle #2
Year, Make & Model MA
Value MA

[] Other assets

Description _____
Value _____

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
MR	\$ MR	\$ MR

7. State the person who rely on you or your spouse for support, for minor children, list initials instead of name (e.g. "J.S." instead of John Smith")

Name	Relationship	age
MR	MR	MR

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) \$ 900.00	\$ _____

Are real estate taxes included? [] Yes [X] No.
Is property insurance included? [] Yes [X] No

Utilities (electricity, heating fuel, water, sewer, and telephone)	\$ 600.00	\$ _____
Home maintenance (repairs and upkeep)	\$ MR	\$ _____

Food	\$ <u>200.00</u>	\$ _____
Clothing	\$ <u>350.00</u>	\$ _____
Laundry and dry-cleaning	\$ <u>25.00</u>	\$ _____
Medical and dental expenses	\$ <u>MR</u>	\$ _____

	You	your spouse
Transportation (not including motor vehicle payment)	\$ _____	\$ _____
Recreation ,Entertainment ,Newspapers, Magazines ,etc	\$ <u>40.00</u>	\$ _____
Insurance (not deducted from wages or included in mortgage payments)	\$ _____	\$ _____
Homeowner's or renter's	\$ <u>NA</u>	\$ _____
Life	\$ <u>NA</u>	\$ _____
Health	\$ <u>NA</u>	\$ _____
Motor Vehicle	\$ <u>NA</u>	\$ _____
Other: _____	\$ <u>NA</u>	\$ _____

Taxes (not deducted from wages or included in mortgage payments)

(specify): _____		
Installment payment		
Motor Vehicle	\$ <u>NA</u>	\$ _____
Credit Card(s)	\$ <u>NA</u>	\$ _____
Department Store(s)	\$ <u>NA</u>	\$ _____
Other: _____		

Alimony , Maintenance ,and support paid to others

	\$ <u>NA</u>	\$ _____
regular expenses for operation of business, profession or farm (attach detailed statement)	\$ <u>NA</u>	\$ _____

Other (Specify): _____

\$ W/T - \$ _____

Total Monthly expense:

\$ MA - \$ _____

9. Do you expect any change 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 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? MA _____

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 cost of this case.

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

Executed on: MAY 29, 2019.

Michael Wesley
(Signature)