

No. 18-9557
18m154

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SUPREME COURT OF THE UNITED STATES

IN THE
SUPREME COURT OF THE UNITED STATES

Supreme Court, U.S.
FILED

NOV 28 2018

OFFICE OF THE CLERK

Charles C. Brewington Sr. — PETITIONER
(Your Name)

VS.

State of Oklahoma — 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):

Yes, Oklahoma Criminal Appeals Court, AND Cleveland County
District Court

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.

Charles C. Brewington Sr.
(Signature)

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JUN 5 - 2019

OFFICE OF THE CLERK
SUPREME COURT, U.S.

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

I, Charles C. Brewington Sr., 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	\$ <u>un-employed</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Self-employment	\$ <u>N/A</u>	\$ _____	\$ _____	\$ _____
Income from real property (such as rental income)	\$ <u>N/A</u>	\$ _____	\$ _____	\$ _____
Interest and dividends	\$ <u>N/A</u>	\$ _____	\$ _____	\$ _____
Gifts	\$ <u>N/A</u>	\$ _____	\$ _____	\$ _____
Alimony	\$ <u>N/A</u>	\$ _____	\$ _____	\$ _____
Child Support	\$ <u>N/A</u>	\$ _____	\$ _____	\$ _____
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>N/A</u>	\$ _____	\$ _____	\$ _____
Disability (such as social security, insurance payments)	\$ <u>N/A</u>	\$ _____	\$ _____	\$ _____
Unemployment payments	\$ <u>N/A</u>	\$ _____	\$ _____	\$ _____
Public-assistance (such as welfare)	\$ <u>N/A</u>	\$ _____	\$ _____	\$ _____
Other (specify): <u>VA-Comp.</u>	\$ <u>140.05</u>	\$ _____	\$ <u>140.05</u>	\$ _____
Total monthly income:	\$ <u>140.05</u>	\$ <u>N/A</u>	\$ <u>140.05</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.)

Employer	Address	Dates of Employment	Gross monthly pay
Medically un-assigned	Po Box 548 000C	unemployed	\$ none
			\$
			\$

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
N/A (Deceased)	N/A	N/A	\$ N/A
			\$
			\$

4. How much cash do you and your spouse have? \$.80 Trust fund draw 000C 5-28-19
 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
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.

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
 Description N/A
 Value N/A

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
OKlahoma County District Court case pending	\$ To be determined By The Court	\$ N/A
OKlahoma Western District Court case pending	To be determined \$ by Court or Judge	\$
Fort Sill, OK U.S. Army	Pending this case	\$
Reinstatements - Back pay	\$ 2 1/2 years, 11 months, 17 days	\$

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").

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? <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)	\$ N/A	\$
Home maintenance (repairs and upkeep)	\$ N/A	\$
Food	+ \$ 120-To-140.00	\$
Clothing	\$ 00-To-7.34	\$
Laundry and dry-cleaning	\$ N/A .00-To-Varies	\$
Medical and dental expenses	\$ 8.00-To-20.00	\$ N/A

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ <u><u>N/A</u></u>	\$ <u><u>N/A</u></u>
Recreation, entertainment, newspapers, magazines, etc.	\$ <u><u>N/A</u></u>	\$ _____
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ <u><u>N/A</u></u>	\$ _____
Life	\$ <u><u>N/A</u></u>	\$ _____
Health	\$ <u><u>N/A</u></u>	\$ _____
Motor Vehicle	\$ <u><u>N/A</u></u>	\$ _____
Other: _____	\$ <u><u>N/A</u></u>	\$ _____
Taxes (not deducted from wages or included in mortgage payments)		
(specify): _____	\$ <u><u>N/A</u></u>	\$ _____
Installment payments		
Motor Vehicle	\$ <u><u>N/A</u></u>	\$ _____
Credit card(s)	\$ <u><u>N/A</u></u>	\$ _____
Department store(s)	\$ <u><u>N/A</u></u>	\$ _____
Other: _____	\$ <u><u>N/A</u></u>	\$ _____
Alimony, maintenance, and support paid to others	\$ <u><u>N/A</u></u>	\$ _____
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ <u><u>N/A</u></u>	\$ _____
Other (specify): _____	\$ <u><u>N/A</u></u>	\$ _____
Total monthly expenses:	\$ <u><u>N/A</u></u>	\$ <u><u>N/A</u></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 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:

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:

12. Provide any other information that will help explain why you cannot pay the costs of this case.

Petitioner has been Indigent – throughout All Court Proceedings from the beginning May 10th 2018 – To – Present with This Court – That, my son is a Single – Parent w/ 5 children in New York, so is my daughter, a Single Parent w/ 3 children to feed they are NOT able to help – Nor – my brothers, and Sisters fix on their incomes unable to help me. However, my case before this U.S. Supreme Court is The Fight of my Life – An Emergency – Petition – for – Writ – of Habeas – Corpus, That my Present Custody by The O.D.O.C. is in fact Unlawful – Illegal – Wrongful – AND Fraudulent against the U.S Const. 4th, 5, 6, 7, 8, and 14th.

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

Executed on: May 28th 2019, 20

Sworn & subscribed on the 28th

of May 2019

Donna Blackman



Charles C. Brewington, Jr.

(Signature)

Attached
Sheet

No. 18M154

May 28th 2019

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Charles C. Brewington - Petitioner

VS.

State of Oklahoma - Respondent(s)

Motion for Leave To Proceed IN forma Pauperis

Question # 9. Yes.

That, my expectations there will be major changes in my monthly income because my case before This U.S. Supreme Court, I am Challenging my Judgement and Sentence on Conviction is in fact - Unlawful - illegal - wrongful - AND Fraudulently against The U.S. Constitution's 4th, 5th, 6th, 8th, and 14th Amendments. Also See: Question # 6 - U.S. Army Reinstatement.

I was not advised of my federal Rights under BOKKIN-V- Alabama, 395 U.S. 238, 89 S. Ct. 1709 (1969), And did NOT Waive, my right to Grand Jury Indictment - The Complaint and Information was faulty requiring A Grand Jury Indictment.

My present custody under O.A.O.C. is illegal and the same false - evidence was sent to the U.S. Army, they used to also falsely and wrongfully Discharged me from active-duty, based on my Unlawful and illegal State of Oklahoma conviction and upon my Release, present Custody - back To Reinstatement into The U.S. Army back Payments - will allow me To Pay All The Court cost, Docket fees, and Court Appointed Counsel fees.

Sincerely,
Charles C. Brewington Sr.