

No. 19-5475

ORIGINAL

Supreme Court, U.S.
FILED

JUL 18 2019

OFFICE OF THE CLERK

IN THE

SUPREME COURT OF THE UNITED STATES

Mitch Taubel — PETITIONER
(Your Name)

VS.

AZ Governor et.al. — 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):

Eastern District California, Northern District of Indiana, Southern District of Cal.

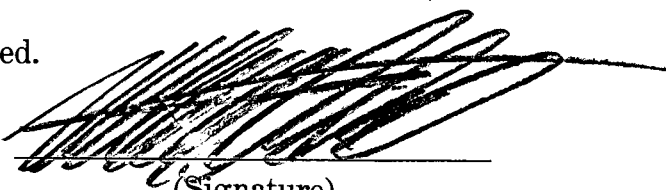
☐ Petitioner has **not** previously been granted leave to proceed *in forma pauperis* in any other court.

☒ 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.


(Signature)

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

I, Mitch Tardel, 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>Ø</u>	\$ <u>Ø</u>	\$ <u>Ø</u>	\$ <u>Ø</u>
Self-employment	\$ <u>Ø</u>	\$ <u>Ø</u>	\$ <u>Ø</u>	\$ <u>Ø</u>
Income from real property (such as rental income)	\$ <u>Ø</u>	\$ <u>Ø</u>	\$ <u>Ø</u>	\$ <u>Ø</u>
Interest and dividends	\$ <u>Ø</u>	\$ <u>Ø</u>	\$ <u>Ø</u>	\$ <u>Ø</u>
Gifts	\$ <u>Ø</u>	\$ <u>Ø</u>	\$ <u>Ø</u>	\$ <u>Ø</u>
Alimony	\$ <u>Ø</u>	\$ <u>Ø</u>	\$ <u>Ø</u>	\$ <u>Ø</u>
Child Support	\$ <u>Ø</u>	\$ <u>Ø</u>	\$ <u>Ø</u>	\$ <u>Ø</u>
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>Ø</u>	\$ <u>Ø</u>	\$ <u>Ø</u>	\$ <u>Ø</u>
Disability (such as social security, insurance payments)	\$ <u>Ø</u>	\$ <u>Ø</u>	\$ <u>Ø</u>	\$ <u>Ø</u>
Unemployment payments	\$ <u>Ø</u>	\$ <u>Ø</u>	\$ <u>Ø</u>	\$ <u>Ø</u>
Public-assistance (such as welfare)	\$ <u>Ø</u>	\$ <u>Ø</u>	\$ <u>Ø</u>	\$ <u>Ø</u>
Other (specify): _____	\$ <u>Ø</u>	\$ <u>Ø</u>	\$ <u>Ø</u>	\$ <u>Ø</u>
Total monthly income:	\$ <u>Ø</u>	\$ <u>Ø</u>	\$ <u>Ø</u>	\$ <u>Ø</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
Arizona State University	Phoenix Arizona	2018	\$ N/A
Self-Paid	California	2011-2019	\$ N/A

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	N/A	N/A	\$ N/A

4. How much cash do you and your spouse have? \$ 0
Below, state any money you or your spouse have in bank accounts or in any other financial institution.

Financial institution	Type of account	Amount you have	Amount your spouse has
N/A	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 _____

☐ Motor Vehicle #2
Year, make & model _____
Value _____

☐ Other assets
Description N/A
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

N/A
N/A
N/A

\$ N/A
\$ N/A
\$ N/A

\$ N/A
\$ N/A
\$ N/A

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

Name
N/A
N/A
N/A

Relationship
N/A
N/A
N/A

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

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ <u>N/A</u>	\$ <u>N/A</u>
Recreation, entertainment, newspapers, magazines, etc.	\$ <u>N/A</u>	\$ <u>N/A</u>
Insurance (not deducted from wages or included in mortgage payments)		
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>
Taxes (not deducted from wages or included in mortgage payments)		
(specify): _____	\$ <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>
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>
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 If yes, describe on an attached sheet.

Six Additional pages attached hereto,

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? Unknown

If yes, state the attorney's name, address, and telephone number:

I Need ACLU, Attorneys at Law
and Paralegals to Assist this Case
and to Save hundreds of lives every year.

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? Unknown

If yes, state the person's name, address, and telephone number:

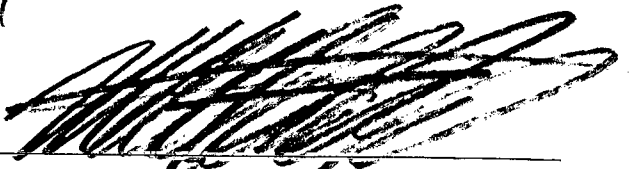
Will Pay Public Media Representation
Please Video Call or Mail Me

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

I am False Imprisoned without access
to resources, Illegally detained over 1 yr.

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

Executed on: July 29th, 2019


(Signature)

Q#9

I do expect Major changes to my monthly income and Assets in Liabilities in the Next twelve Months! I have had a number of False arrests and detentions since the First False arrest with trial in Jan. 2013 See 1:18CV00138-TLW-AC (Eastern) District of California; 2:18CV00046-PHX-GMS US. District Court of Arizona Similar to the Fifth Unlawful arrest described in Kolender v. Lawson, 461 U.S. 352 (1983) and the five false arrests in City of Houston, Tex., v. Hill, 482 U.S. 451 (1987). I filed a number of lawsuits just prior to this Unconstitutional illegal arrest and kidnapping. This Detainment is Obstruction of Justice, see 1:18CV00192-TWP-MJD in the US. District Court of Indianapolis Filed Jan. 24th 2018 the Morning of this kidnapping. The case was later transferred in good faith to The Southern District of California. Case Number 1:2018CV00064 Taebe v. Garretti et al. was filed in the US. District Court of San Diego.

Several cases were filed in the U.S. Court of Federal Claims, Sec 17-2034c and Constitutional Challenge 1:18CV00025-VJW against the many unconstitutional and excessive departments within the U.S. Department of Justice in violation of the Tenth Amendment, however this civil action is not against the CIA, U.S. Attorneys or U.S. Marshals. Plaintiff was already suing for \$5 billion at the time of this kidnapping. This false arrest and malicious prosecution which is an accessory to kidnapping under 18 USC 5241-5242 can effectively be compared to *Wagenmann v. Adams*, 829 F.2d 196 (1st Cir. 1987) where plaintiff was awarded over \$1,600,000 in damages for an unlawful arrest and obvious malicious prosecution. Plaintiff has been deprived of a full and fair opportunity to litigate all of the cases including this one. The State of Arizona provides no legal assistance for out of state cases and has unconstitutional restrictions on 1st Amend. legal resources and rights of access

to the Courts, See 19-16169 in
The US Ninth Circuit Court.
Proving Maricopa County could not
constitutionally detain a defendant
even upon probable cause with the
current policies implemented. The
arrest was in clear violation of
the IVth Amendment and in violation
of the Brower-Harris Doctrine.
The US Supreme Court already
ruled a high speed pursuit alone
even in a stolen car is not grounds
for the use of deadly force without
immediate threat to the lives of
innocent bystanders, see the Unanimous
ruling in Brower v. County of Inyo,
489 US, 593 (1989); Lytle v. Bexar
County, Tex., 560 F.3d 909 (2009);
see also Scott v. Harris, 550 US, 372
(2007) and dissent by Justice Stevens.
An unlawful traffic attempted traffic
stop is a bigger offense under 18
USC § 242 than a refusal to stop
in Arizona see AZ ST § 28-622 and
see 18 USC § 111. The use of spike
strips was also assault under 18
USC § 241-242. In 2008 one spike
strip killed ten innocent bystanders

after a vehicle traveling "about 45 mph" lost control and flipped, see *U.S. v. Pineda-Doval*, (9th Cir. 2010).

Plaintiff cited 18 USC § 242 in the 911 call when he stated on the record he was lawfully resisting unlawful arrest, see "The Right to Resist an unlawful arrest" in *The L.A. Law Review* by Jefferson D. Hughes III. Officer harassment is in our Declaration of Independence and Plaintiff was already suing in the Federal Courts to have an officer "executed under law" for a false arrest and attempted kidnapping by filing of charges on fraudulent and insufficient evidence after Plaintiff informed the officer of exonerating video evidence and where to get it. Plaintiff presented an affidavit in a court of law similar to an officer who applies for an arrest warrant. The right of a citizen to resist an unlawful arrest is as important as the right of a man to be a man in this country, see *John Bad Elk v. U.S.*, 177

US 529 (1900). See the Law Student
Stephen R. Wainwright who resisted
an unlawful arrest four blocks from
his apartment in Wainwright v. City
of New Orleans, Louisiana, 392
US 598 (1968) where the Chief
Justice of The Supreme Court Warren
affirmed in quote that unlawful
arrest warrant "unilateral condemnation"
and The right of personal liberty is
one of the fundamental rights guar-
anteed to every citizen, and any un-
lawful interference with it may be
resisted. Every person has a right to
resist an unlawful arrest, and, in preventing
such illegal restraint of his liberty, he
may use such force as may be necessary."
Appellant could have won a Nobel Peace
Prize for his efforts not to endanger
the public, the most significant
speech in US History was "to the
Virginia Convention in 1775 where
Patrick Henry, stated give him liberty
or give him death. We have had
the right to release by bail since
the English Bill of Rights (1689) Plaintiff
was given clearly excessive bail of
5 \$400,000 "Cash only" please order Release,

Facebook is a \$500 billion
Website based Company, I OWN
and have built Over 100, see
Mitch Tarbel, US, Presidential
Productions.Com, Epic Productions
Inc.Com, Acting Headshots.net,
Acting Demo Reels.net, Indiana-
Steelheadguide.Com and AIGuide-
Service.Com. Guide Service
Can make over 100K/yr, Headshots
and Photography Can make over 250K/yr,
Hosting/Acting Can make millions
a year and Film Production
Can easily make over one
Billion a year. I also have
a Youtube and Vimeo channels
with almost two dozen films
and won two Film Awards in
2017. About 65% of Prisoners
did not even obtain a HS Diploma,
I also have a College Degree in
Arts from 2010. See me on Twitter,
LinkedIn and Facebook.

Dated July 29th
of yr 2019,

Mitch Tarbel
201 S. 4th AVE PHX, AZ 85003

MARICOPA COUNTY SHERIFF'S OFFICE
CERTIFICATION

I hereby certify that on this date 30 July 2019

In accordance with the instruction received from the inmate and the rules of this Court, I mailed the original document to the Clerk of the Court of Supreme Court of United States, State of Washington, D.C.

I further certify that copies of the original have been forwarded to:

___ Hon _____ U.S. Court of Appeals, 9th Circuit, San Francisco, California

___ Hon _____ United States District Court, District of Arizona.

___ Attorney General _____ State of Arizona.

___ Judge/Comm. _____ Superior Court, Maricopa County, State of Arizona.

___ Clerk of Superior Court, Maricopa County, State of Arizona

___ County Attorney, Maricopa County, State of Arizona _____

___ Public Defender, Maricopa County, State of Arizona _____

___ Advisory Counsel _____

___ Other _____



Legal Support Specialist Signature

B3527
S/N

INMATE LEGAL SERVICES
Maricopa County Sheriff's Office
3250 W. Lower Buckeye Rd.
Phoenix, AZ 85009