

No. 19-5576

IN THE
SUPREME COURT OF THE UNITED STATES

WILLIAM TAYLOR – Petitioner;

v.

SUPERINTENDENT, WVCF – Respondent(s);

ORIGINAL

Supreme Court, U.S.
FILED

MAY 24 2019

OFFICE OF THE CLERK

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

The Petitioner asks leave to file the attached Petition for Writ of Certiorari without prepayment of costs and to proceed *in forma pauperis*.

Petitioner has previously been granted leave to proceed *in forma pauperis* in the following court(s):

- 1) INDIANA COURT OF APPEALS
- 2) INDIANA SUPREME COURT
- 3) UNITED STATES DISTRICT COURT, Southern Division of Indiana, Terre Haute Division;
- 4) UNITED STATES COURT OF APPEALS

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, *pro se*

RECEIVED

JUL 22 2019

OFFICE OF THE CLERK
SUPREME COURT, U.S.

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

I, **William Taylor**, 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 twelve (12) months. Adjust any amount that was received weekly, biweekly, quarterly, semi-annually, or annually to show the rate. Use gross amounts, that is, amounts before any deductions for taxes or otherwise.

Income source	Average amount during the past 12 months.		Amount Expected next month.	
	You:	Spouse:	You:	Spouse:
Employment-	\$ <u>38⁰⁰</u>	\$ <u>N / A</u>	\$ <u>38⁰⁰</u>	\$ <u>N / A</u>
Self-Employment-	\$ <u>- 0 -</u>	\$ <u>N / A</u>	\$ <u>- 0 -</u>	\$ <u>N / A</u>
Income from real property (such as rental income)-	\$ <u>- 0 -</u>	\$ <u>N / A</u>	\$ <u>- 0 -</u>	\$ <u>N / A</u>
Interest and dividends-	\$ <u>- 0 -</u>	\$ <u>N / A</u>	\$ <u>- 0 -</u>	\$ <u>N / A</u>
Gifts-	\$ <u>- 0 -</u>	\$ <u>N / A</u>	\$ <u>- 0 -</u>	\$ <u>N / A</u>
Alimony-	\$ <u>- 0 -</u>	\$ <u>N / A</u>	\$ <u>- 0 -</u>	\$ <u>N / A</u>
Child Support-	\$ <u>- 0 -</u>	\$ <u>N / A</u>	\$ <u>- 0 -</u>	\$ <u>N / A</u>
Retirement (social security, pensions, annuities, insurance)-	\$ <u>- 0 -</u>	\$ <u>N / A</u>	\$ <u>- 0 -</u>	\$ <u>N / A</u>
Disability (such as social security, insurance payments)-	\$ <u>- 0 -</u>	\$ <u>N / A</u>	\$ <u>- 0 -</u>	\$ <u>N / A</u>
Unemployment				
Payments-	\$ <u>- 0 -</u>	\$ <u>N / A</u>	\$ <u>- 0 -</u>	\$ <u>N / A</u>
Public-assistance (such as welfare)-	\$ <u>- 0 -</u>	\$ <u>N / A</u>	\$ <u>- 0 -</u>	\$ <u>N / A</u>
Other-	\$ <u>- 0 -</u>	\$ <u>N / A</u>	\$ <u>- 0 -</u>	\$ <u>N / A</u>
Total monthly income:	\$ <u>38⁰⁰</u>	\$ <u>N / A</u>	\$ <u>38⁰⁰</u>	\$ <u>N / A</u>

2. List your employment history, most recent employer first. (Gross monthly pay is before taxes or other deductions.) **N / A**
3. List your spouse's employment history, most recent employer first. (Gross monthly pay is before taxes or other deductions.) **N / A**
4. How much cash do you and your spouse have? **N / A**
Below, state any money you or your spouse has in bank accounts or in any other financial institution.

Financial Institution: Type of Account: Amount you have: Your spouse has:

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

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

Home (value): **Other real estate (value):** **Motor Vehicle (value):**

N / A **N / A** Make & Year: **N / A**

Other assets – Description: **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: **N / A**

7. State the persons who rely upon you or your spouse for support. **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, semiannually, or annually to show the monthly rate.

	You:	Your spouse:
Rent or home-mortgage payment (include mobile home lot rent)	\$ <u>- 0 -</u>	\$ <u>N / A</u>
Utilities	\$ <u>- 0 -</u>	\$ <u>N / A</u>
Home maintenance (repairs/upkeep)	\$ <u>- 0 -</u>	\$ <u>N / A</u>
Food	\$ <u>- 0 -</u>	\$ <u>N / A</u>
Clothing	\$ <u>- 0 -</u>	\$ <u>N / A</u>
Laundry and dry-cleaning	\$ <u>- 0 -</u>	\$ <u>N / A</u>
Medical and dental expenses (includes medications from commissary)	\$ <u>5²⁰</u>	\$ <u>N / A</u>
Transportation (does not include motor vehicle payments)	\$ <u>- 0 -</u>	\$ <u>N / A</u>

Recreation, entertainment, newspapers, magazines, etc.	\$ <u>- 0 -</u>	\$ <u>N / A</u>
Insurance	\$ <u>- 0 -</u>	\$ <u>N / A</u>
Taxes	\$ <u>- 0 -</u>	\$ <u>N / A</u>
Life	\$ <u>- 0 -</u>	\$ <u>N / A</u>
Health	\$ <u>- 0 -</u>	\$ <u>N / A</u>
Motor Vehicle	\$ <u>- 0 -</u>	\$ <u>N / A</u>
Alimony, maintenance, and support paid to others (includes child support)	\$ <u>- 0 -</u>	\$ <u>N / A</u>
Regular expenses for operation of business, profession or farm (attach detail)	\$ <u>- 0 -</u>	\$ <u>N / A</u>
Other (specify): Commissary personal hygiene, etc.,	\$ <u>- 0 -</u>	\$ <u>N / A</u>
Total monthly expenses:	\$ <u>5⁰⁰</u>	\$ <u>N / A</u>

9. Do you expect any major changes to your monthly income or expenses on in your assets or liabilities during the next 12 months?

Yes No

10. Have you paid – or will you be paying an attorney any money for service 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: **N / A**

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**

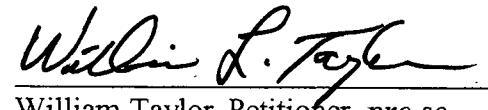
If "Yes," state the person's name, address, and telephone number: **N / A**

12. Provide any other information that will help explain why you cannot pay the docket fees for your appeal.

I am currently incarcerated at the Wabash Valley Correctional Facility at Carlisle, Indiana, and the only pay that I receive is approx. **\$40.00 per month** state pay, from my facility job.

I declare under penalty for perjury that the above and foregoing is true and correct to the best of my personal knowledge and belief.

Executed on: May ~~October~~ 2018.



William Taylor, Petitioner, *pro se*

**CERTIFIED COUNSELORS STATEMENT
OF INMATE TRUST FUND ACCOUNT**

I, T. Booker, Counselor at the Wabash Valley

Correctional Facility, do hereby certify that Offender

Taylor, William, DOC # 219153 has had the following
six- (6) month activity on his inmate trust fund:

1. Current monthly balance	<u>- 0 -</u>
2. Current monthly receipts	<u>- 0 -</u>
3. Current monthly expenditures	<u>21.20</u>
4. Average monthly deposit last 6 months	<u>5166</u>
5. Average monthly balance last 6 months	<u>2081</u>
6. Monthly State Pay Amount	<u>4299</u>

I declare under penalty of perjury that the above information is true and accurate.

DATED: 5-17-, 2019.

T. Booker
Signature

T. Booker
Printed Name of Counselor/W.V.C.F.

12:35:16 Thursday, May 16, 2019

TFMITRAN
LOC: WVC

OFFENDER TRUST SYSTEM
TRANSACTION HISTORY INQUIRY

05/16/19 12:35:13
USER: WVC863

OFFENDER NO 219153 NAME: TAYLOR WILLIAM L
FROM DATE: 05 / 01 / 2019 TO DATE: 05 / 16 / 2019 STATUS: AC HSE UNIT: NU

DOCMT NUMBER	TRAN CODE	DESCRIPTION	ENDING BALANCE (END OF MONTH)=			ACCOUNT NUMBER
			TRAN TYPE	POST DATE	BATCH NO.	
	ADJD	REC COPY HOLD	H	05/15/2019	024	\$0.00
665023	ISRV	REC COPY	D	05/15/2019	021	\$0.52 219153
665023	ISRV	REC COPY	D	05/15/2019	018	\$2.68 219153
665020	ISRV	COPY	D	05/15/2019	005	\$1.00 219153
WVC 05/06	COMM	WVC-00000204071Y / 001	D	05/06/2019	029	\$0.10 219153
WVC 05/06	COMM	WVC-00000204071A / 001	D	05/06/2019	029	\$5.00 219153
665023	ISRV	REC COPY	D	05/06/2019	029	\$3.20 219153
WVC 05/02	COMM	FF-050219-00257 / 001	D	05/02/2019	015	\$0.70 219153
						\$8.00 219153

PAGE : 0001

TRANSACTION INQUIRY COMPLETE

PF2=DISPLAY TRANSACTIONS PF7=PG/UP PF8=PG/DN *PF9=CLEAR SCREEN* PF10=EXIT

12:35:02 Thursday, May 16, 2019

TFMITRAN
LOC: WVC

OFFENDER TRUST SYSTEM
TRANSACTION HISTORY INQUIRY

05/16/19 12:35:00
USER: WVC863

OFFENDER NO 219153 NAME: TAYLOR WILLIAM L

FROM DATE: 04 / 01 / 2019 TO DATE: 04 / 31 / 2019 STATUS: AC HSE UNIT: NU

ENDING BALANCE (END OF MONTH)= \$20.68						
DOCMT NUMBER	TRAN CODE	DESCRIPTION	TRAN TYPE	POST DATE	BATCH NO.	TRAN ACCOUNT NUMBER
WVC 04/22	COMM	WVC-00000177522A / 001	D	04/22/2019	027	\$19.50 219153
WVC 04/22	COMM	WVC-00000177522B / 001	D	04/22/2019	027	\$1.88 219153
EDU CLERK	SP03		C	04/16/2019	071	\$42.00 219153
WVC 04/15	COMM	WVC-00000169098A / 001	D	04/15/2019	041	\$5.16 219153
WVC 04/08	COMM	WVC-00000156347B / 001	D	04/08/2019	033	\$5.82 219153
WVC 04/01	COMM	WVC-00000142616A / 001	D	04/01/2019	050	\$10.80 219153
WVC 04/01	COMM	WVC-00000142616B / 001	D	04/01/2019	050	\$6.65 219153

PAGE : 0001

TRANSACTION INQUIRY COMPLETE

PF2=DISPLAY TRANSACTIONS PF7=PG/UP PF8=PG/DN *PF9=CLEAR SCREEN* PF10=EXIT

12:34:39 Thursday, May 16, 2019

TFMITRAN
LOC: WVC

OFFENDER TRUST SYSTEM
TRANSACTION HISTORY INQUIRY

05/16/19 12:34:36
USER: WVC863

OFFENDER NO 219153 NAME: TAYLOR WILLIAM L

FROM DATE: 03 / 01 / 2019 TO DATE: 03 / 31 / 2019 STATUS: AC HSE UNIT: NU

ENDING BALANCE (END OF MONTH)= \$28.49

DOCMT NUMBER	TRAN CODE	DESCRIPTION	TRAN TYPE	POST DATE	BATCH NO.	TRAN AMOUNT	ACCOUNT NUMBER
WVC 03/21	COMM	FF-032119-00060	/ 001	D 03/21/2019	001	\$12.00	219153
EDU CLERK	SP02			C 03/19/2019	047	\$40.00	219153
WVC 03/18	COMM	WVC-00000129377A	/ 001	D 03/18/2019	041	\$3.07	219153
WVC 03/12	COMM	WVC-00000110246A	/ 001	D 03/12/2019	038	\$14.95	219153
WVC 03/12	COMM	WVC-00000110246B	/ 001	D 03/12/2019	038	\$15.46	219153

PAGE : 0001

TRANSACTION INQUIRY COMPLETE

PF2=DISPLAY TRANSACTIONS PF7=PG/UP PF8=PG/DN *PF9=CLEAR SCREEN* PF10=EXIT

12:34:24 Thursday, May 16, 2019

TFMITRAN
LOC: WVC

OFFENDER TRUST SYSTEM
TRANSACTION HISTORY INQUIRY

05/16/19 12:34:22
USER: WVC863

OFFENDER NO 219153 NAME: TAYLOR WILLIAM L

FROM DATE: 02 / 01 / 2019 TO DATE: 02 / 29 / 2019 STATUS: AC HSE UNIT: NU

DOCMT NUMBER	TRAN CODE	DESCRIPTION	ENDING BALANCE (END OF MONTH)=			ACCOUNT NUMBER
			TRAN TYPE	POST DATE	BATCH NO.	
665009	ISRV	FATHERHOOD FUND	D	02/28/2019	023	\$33.97
WVC 02/21	COMM	FF-022119-00141 / 001	D	02/21/2019	001	\$26.50 219153
ED	SP01		C	02/19/2019	074	\$16.00 219153
WVC 02/18	PHON	WVC-00000079847P / 001	D	02/18/2019	050	\$46.00 219153
WVC 02/18	COMM	WVC-00000079847A / 001	D	02/18/2019	049	\$5.00 219153
WVC 02/18	COMM	WVC-00000079847B / 001	D	02/18/2019	049	\$59.99 219153
665021	ISRV	POSTAGE	D	02/18/2019	049	\$15.51 219153
665020	ISRV	COPY	D	02/15/2019	027	\$1.60 219153
WVS290834	MEDC	W. TAYLOR	D	02/15/2019	009	\$0.10 219153
2667330849	ELEC	Baumholser, Mary	C	02/12/2019	012	\$5.00 219153
WVC 02/04	COMM	WVC-00000062730A / 001	D	02/11/2019	043	\$100.00 219153
			D	02/04/2019	010	\$8.36 219153

PAGE : 0001

TRANSACTION INQUIRY COMPLETE

PF2=DISPLAY TRANSACTIONS PF7=PG/UP PF8=PG/DN *PF9=CLEAR SCREEN* PF10=EXIT

12:34:08 Thursday, May 16, 2019

TFMITRAN
LOC: WVC

OFFENDER TRUST SYSTEM
TRANSACTION HISTORY INQUIRY

05/16/19 12:34:05
USER: WVC863

OFFENDER NO 219153 NAME: TAYLOR WILLIAM L

FROM DATE: 01 / 01 / 2019 TO DATE: 01 / 31 / 2019 STATUS: AC HSE UNIT: NU

DOCMT NUMBER	TRAN CODE	DESCRIPTION	ENDING BALANCE (END OF MONTH)=			TRAN AMOUNT	ACCOUNT NUMBER
			TRAN TYPE	POST DATE	BATCH NO.		
WVC 01/24	COMM FF-012419-00301	/ 001	D	01/24/2019 001		\$10.00	219153
WVC 01/21	COMM WVC-00000037550A	/ 001	D	01/21/2019 003		\$8.00	219153
665021	ISRV POSTAGE		D	01/17/2019 028		\$2.68	219153
665021	ISRV POSTAGE		D	01/17/2019 028		\$2.68	219153
665020	ISRV COPY		D	01/17/2019 016		\$1.20	219153
665020	ISRV COPY		D	01/17/2019 016		\$0.30	219153
ED CLERK	SP12		C	01/16/2019 059		\$38.00	219153
665023	ISRV REC COPY		D	01/15/2019 007		\$0.70	219153
665023	ISRV REC COPY		D	01/14/2019 040		\$0.40	219153
665023	ISRV REC COPY		D	01/10/2019 032		\$0.40	219153
665021	ISRV POSTAGE		D	01/08/2019 014		\$0.67	219153
665021	ISRV POSTAGE		D	01/08/2019 014		\$0.67	219153

PAGE : 0001

TRANSACTION INQUIRY COMPLETE

PF2=DISPLAY TRANSACTIONS PF7=PG/UP PF8=PG/DN *PF9=CLEAR SCREEN* PF10=EXIT

12:33:46 Thursday, May 16, 2019

TEFTRAN
LOC: WVC

OFFENDER TRUST SYSTEM
TRANSACTION HISTORY INQUIRY

05/16/19 12:33:43
USER: WVC863

OFFENDER NO 219153 NAME: TAYLOR WILLIAM L

FROM DATE: 12 / 01 / 2018 TO DATE: 12 / 31 / 2018 STATUS: AC HSE UNIT: NU.

DOCMT NUMBER	TRAN CODE	DESCRIPTION	ENDING BALANCE (END OF MONTH)=			ACCOUNT NUMBER
			TRAN TYPE	POST DATE	BATCH NO.	
WVC 12/21	COMM	WVC-122118-1284B / 001	D	12/21/2018	001	\$11.84 219153
WVC 12/21	COMM	WVC-122118-1284A / 001	D	12/21/2018	001	\$21.42 219153
665021	ISRV	POSTAGE	D	12/19/2018	008	\$7.25 219153
ED CLERK	SP11		C	12/18/2018	069	\$44.00 219153
14966	ESRV	USDC	D	12/14/2018	027	\$5.00 219153
665023	ISRV	REC COPY	D	12/14/2018	006	\$0.20 219153
665023	ISRV	REC COPY	D	12/14/2018	006	\$2.10 219153
665023	ISRV	REC COPY	D	12/14/2018	006	\$1.40 219153
665023	ISRV	REC COPY	D	12/14/2018	006	\$0.50 219153
HOL GIFT	ADJC		C	12/04/2018	019	\$3.00 219153
WVC 12/03	COMM	WVC-120318-0840A / 001	D	12/03/2018	001	\$43.72 219153

PAGE : 0001

TRANSACTION INQUIRY COMPLETE

PF2=DISPLAY TRANSACTIONS PF7=PG/UP PF8=PG/DN *PF9=CLEAR SCREEN* PF10=EXIT

No. _____

IN THE
SUPREME COURT OF THE UNITED STATES

WILLIAM TAYLOR - Petitioner;

v.

SUPERINTENDENT, WVCF - Respondent(s);

PROOF OF SERVICE

I, the undersigned, do swear or declare that on this date, ~~October~~ ^{May} 9, 2018, as required by Supreme Court Rule 29 I have served the enclosed MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS AND PETITION FOR WRIT OF CERTIORARI on each party to the above proceeding or that party's counsel, and on every other person required to be served, by depositing an envelope containing the above documents in the U.S. Mail properly addressed to each party and with sufficient first-class postage prepaid.

The names and addresses of those served are as follows:

INDIANA ATTORNEY GENERAL
I.G.C.S., Fifth floor
302 W. Washington St.
Indianapolis, IN 46204

William L. Taylor

William Taylor
Petitioner, *pro se*
DOC # 219153
WVCF, P.O. Box 1111
Carlisle, IN 47838