

**THE SUPREME COURT OF
THE UNITED STATES**

DESMOND JUSTIN MURRAY,

Petitioner,

v.

Case No.:

STATE OF FLORIDA,

Respondent

**MOTION FOR PERMISSION TO PROCEED
IN FORMA PAUPERIS**

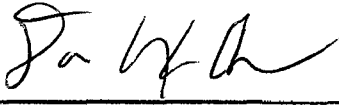
COMES NOW, the Petitioner, DESMOND MURRAY, by and through the undersigned counsel, and respectfully moves this Honorable Court for permission to proceed in forma pauperis, and, in support of said Motion, the Petitioner states as follows:

1. As exemplified by the signed and sworn affidavit attached to this motion upon which the state court determined Mr. Murray to be indigent, because of Mr. Murray's poverty, he cannot prepay the docket fees of this Court or post a bond for them, and he therefore requests leave of this Court to proceed In Forma Pauperis (due to delays in mailing caused by Mr. Murray's current incarceration he was unable to return this Court's standard In forma Pauperis affidavit to undersigned counsel's office in advance of the filing deadline). *See*, (Exhibit A).
2. Accordingly, Petitioner respectfully requests that this Court grant the instant motion, and permit Petitioner to proceed In Forma Pauperis due to his indigency.

CONCLUSION

WHEREFORE, the Petitioner, DESMOND JUSTIN MURRAY, prays this Court will grant the requested relief, and permit him to proceed In Forma Pauperis.

Respectfully Submitted,

By: _____

Dane K. Chase, Esq.
Florida Bar No. 0076448
Chase Law Florida, P.A.
111 2nd Ave NE
Suite 334
Direct: (727) 350-0361
Email: dane@chaselawfloridapa.com

EXHIBIT A

Jul. 20. 2018 11:20AM

No. 0533 P. 1/1

Filing # 75531166 E-Filed 07/26/2018 09:28:10 AM

IN AND FOR Polk COUNTY, FLORIDA

STATE OF FLORIDA vs.

CASE NO. C F 7-002700-XXDarmond Justin Murray
Defendant/Minor Child

APPLICATION FOR CRIMINAL INDIGENT STATUS

☐ I AM SEEKING THE APPOINTMENT OF THE PUBLIC DEFENDER OR☒ I HAVE A PRIVATE ATTORNEY OR AM SELF-REPRESENTED AND SEEK DETERMINATION OF INDIGENCE STATUS FOR COSTS

Notice to Applicant: The provision of a public defender/court appointed lawyer and costs/due process services are not free. A judgment and lien may be imposed against all real or personal property you own to pay for legal and other services provided on your behalf or on behalf of the person for whom you are making this application. There is a \$50.00 fee for each application filed. If the application fee is not paid to the Clerk of the Court within 7 days, it will be added to any costs that may be assessed against you at the conclusion of this case. If you are a parent/guardian making this affidavit on behalf of a minor or tax-dependent adult, the information contained in this application must include your income and assets.

- I have 2 dependents. (Do not include children not living at home and do not include a working spouse or yourself.)
- I have a take home income of \$ 214 paid ☐ weekly ☐ bi-weekly ☐ semi-monthly ☐ monthly ☐ yearly
(Take home income equals salary, wages, bonuses, commissions, allowances, overtime, tips and similar payments, minus deductions required by law and other court ordered support payments)
- I have other income paid ☐ weekly ☐ bi-weekly ☐ semi-monthly ☐ monthly ☐ yearly: (Circle "Yes" and fill in the amount if you have this kind of income, otherwise circle "No.")

Social Security benefits..... Yes \$ <u>0</u> No <input checked="" type="radio"/>	Veterans' benefit..... Yes \$ <u>0</u> No <input checked="" type="radio"/>
Unemployment compensation..... Yes \$ <u>0</u> No <input checked="" type="radio"/>	Child support or other regular support from family members/spouse..... Yes \$ <u>0</u> No <input checked="" type="radio"/>
Union funds..... Yes \$ <u>0</u> No <input checked="" type="radio"/>	Rental income..... Yes \$ <u>0</u> No <input checked="" type="radio"/>
Workers compensation..... Yes \$ <u>0</u> No <input checked="" type="radio"/>	Dividends or interest..... Yes \$ <u>0</u> No <input checked="" type="radio"/>
Retirement/pensions..... Yes \$ <u>0</u> No <input checked="" type="radio"/>	Other kinds of income not on the list..... Yes \$ <u>0</u> No <input checked="" type="radio"/>
Trusts or gifts..... Yes \$ <u>0</u> No <input checked="" type="radio"/>	
- I have other assets: (Circle "yes" and fill in the value of the property, otherwise circle "No")

Cash..... Yes \$ <u>0</u> No <input checked="" type="radio"/>	Savings..... Yes \$ <u>0</u> No <input checked="" type="radio"/>
Bank account(s)..... Yes \$ <u>0</u> No <input checked="" type="radio"/>	Stocks/bonds..... Yes \$ <u>0</u> No <input checked="" type="radio"/>
Certificates of deposit or money market accounts..... Yes \$ <u>0</u> No <input checked="" type="radio"/>	*Equity in homestead real estate..... Yes \$ <u>0</u> No <input checked="" type="radio"/>
*Equity in motor vehicles..... Yes \$ <u>0</u> No <input checked="" type="radio"/>	*Equity in non-homestead real estate..... Yes \$ <u>0</u> No <input checked="" type="radio"/>
*Equity in boats/other tangible property..... Yes \$ <u>0</u> No <input checked="" type="radio"/>	*Include expectancy of an interest in such property
- I have a total amount of liabilities and debts in the amount of \$ 0
- I receive: (Circle "Yes" or "No.")

Temporary Assistance for Needy Families-Cash Assistance..... Yes <input checked="" type="radio"/> No <input type="radio"/>	Supplemental Security Income (SSI)..... Yes <input type="radio"/> No <input checked="" type="radio"/>
Poverty-related veterans' benefits..... Yes <input checked="" type="radio"/> No <input type="radio"/>	
- I have been released on bail in the amount of \$ 214 Cash ☐ Surety ☐ Posted by: Self ☐ Family ☐ Other ☐

A person who knowingly provides false information to the clerk or the court in seeking a determination of indigent status under s. 27.52, F.S., commits a misdemeanor of the first degree, punishable as provided in s. 775.082, F.S., or s. 775.083, F.S. I attest that the information I have provided on this Application is true and accurate.

7-14-2018

Signed on

08-28-18

Date of Birth

7803

Last four digits of Driver's License or ID Number

Signature of applicant for indigent status

Print full legal name: Darmond Justin MurrayAddress: Gulf commercial incinerator 694 Ike Steele RdCity, State, Zip: We. Mahitika Florida 32465

Phone number:

E-mail

Address:

CLERK DETERMINATION

☒ Based on the information in this Application, I have determined the applicant to be ☒ Indigent ☐ Not Indigent☐ The Public Defender is hereby appointed to the case listed above until relieved by the Court.Dated this 5 day of July 20 18

Clerk of the Circuit Court, by Deputy Clerk

This form was completed with the assistance of:

Clerk/Deputy Clerk/Other authorized person

APPLICANTS FOUND NOT INDIGENT MAY SEEK REVIEW BY ASKING FOR A HEARING TIME. Sign here if you want the judge to review the clerk's decision of not indigent.

Florida Supreme Court Form 3.984, Updated 11/23/18

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