

19-573

No. PASC No. 405 WAL 2018

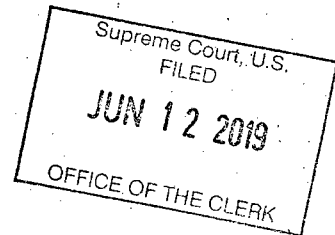
ORIGINAL

IN THE
SUPREME COURT OF THE UNITED STATES

JEROME BURNAM — PETITIONER
(Your Name)

VS.

COMMONWEALTH — 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):

Court of Common Pleas Fifth Judicial District Allegheny County,

Pittsburgh Pennsylvania

☐ 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.

Jerome Burnam
(Signature)

IN THE COURT OF COMMON PLEAS FIFTH JUDICIAL DISTRICT
ALLEGHENY COUNTY, PENNSYLVANIA

COMMONWEALTH OF PENNSYLVANIA, CRIMINAL DIVISION

v.

CC No.: 198813518 & 19891399

JEROME BURNAM,

Defendant.

ORIGINAL
Criminal Division
Dept. of Court Records
Allegheny County, PA.

ORDER OF COURT

AND NOW, this 10th day of October, 2017, it is ORDERED that for the reasons set forth in the Notice of Intention to Dismiss filed August 30, 2017, the defendant's Post Conviction Relief Act Petition is DENIED. The defendant is advised of the following:

1. The defendant has the right to appeal this Court's denial of his PCRA Petition to the Superior Court but must do so by filing a Notice of Appeal within thirty (30) days of the date of this Order;
2. The defendant is granted leave to proceed *in forma pauperis* on any appeal; and
3. The defendant is not entitled to court appointed counsel as this is a second or subsequent PCRA Petition.

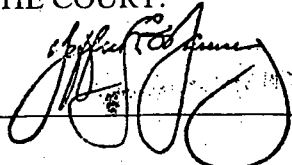
The Department of Court Records shall serve copies of this Notice upon the Defendant, Jerome Burnam, BA-6023, at SCI-Fayette, Box 9999, LaBelle, Pennsylvania, 15450-1050, by certified mail, return receipt requested; and upon the Office of the District Attorney of Allegheny County, by interoffice mail.

FILED

2017 OCT 11 AM 9:47

DEPT. OF COURT RECORDS
CRIMINAL DIVISION
ALLEGHENY COUNTY, PA

BY THE COURT:

 , P.J.

91 7199 9991 7035 3680 6831

19-5737

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

I, JEROME BURNAM, 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>NONE</u>	\$ _____	\$ <u>NONE</u>	\$ _____
Self-employment	\$ <u>NONE</u>	\$ _____	\$ <u>NONE</u>	\$ _____
Income from real property (such as rental income)	\$ <u>NONE</u>	\$ _____	\$ <u>NONE</u>	\$ _____
Interest and dividends	\$ <u>NONE</u>	\$ _____	\$ <u>NONE</u>	\$ _____
Gifts	\$ <u>NONE</u>	\$ _____	\$ <u>NONE</u>	\$ _____
Alimony	\$ <u>NONE</u>	\$ _____	\$ <u>NONE</u>	\$ _____
Child Support	\$ <u>NONE</u>	\$ _____	\$ <u>NONE</u>	\$ _____
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>NONE</u>	\$ _____	\$ <u>NONE</u>	\$ _____
Disability (such as social security, insurance payments)	\$ <u>NONE</u>	\$ _____	\$ <u>NONE</u>	\$ _____
Unemployment payments	\$ <u>NONE</u>	\$ _____	\$ <u>NONE</u>	\$ _____
Public-assistance (such as welfare)	\$ <u>NONE</u>	\$ _____	\$ <u>NONE</u>	\$ _____
Other (specify): <u>NONE</u>	\$ <u>NONE</u>	\$ _____	\$ <u>NONE</u>	\$ _____
Total monthly income:	\$ <u>NONE</u>	\$ _____	\$ <u>NONE</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
			\$ <u>NONE</u>
			\$ <u>NONE</u>
			\$ <u>NONE</u>

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
			\$ <u>NO ONE</u>
			\$ <u>NO ONE</u>
			\$ <u>NO ONE</u>

4. How much cash do you and your spouse have? \$ NONE
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
<u>NONE</u>	<u>NONE</u>	\$ <u>NONE</u>	\$ <u>NONE</u>
<u>NONE</u>	<u>NONE</u>	\$ <u>NONE</u>	\$ <u>NONE</u>
<u>NONE</u>	<u>NONE</u>	\$ <u>NONE</u>	\$ <u>NONE</u>

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

☐ Home
Value NONE

☐ Other real estate
Value NONE

☐ Motor Vehicle #1
Year, make & model NONE
Value NONE

☐ Motor Vehicle #2
Year, make & model NONE
Value NONE

☐ Other assets
Description NONE
Value NONE

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
<u>NO ONE</u>	\$ <u>NONE</u>	\$ <u>NONE</u>
<u>NO ONE</u>	\$ <u>NONE</u>	\$ <u>NONE</u>
<u>NO ONE</u>	\$ <u>NONE</u>	\$ <u>NONE</u>

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

Name	Relationship	Age
<u>SHANNON MARIE CLARK</u>	<u>DAUGHTER</u>	<u>36 YEAR OLD</u>
<u>ANDREW TYRONE BURLAM</u>	<u>SON</u>	<u>28 YEAR OLD</u>
<u></u>	<u>5-GRANDCHILDREN</u>	<u>25, 23, 20, 18 AND 16</u>

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)	\$ <u>NONE</u>	\$ <u></u>
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)	\$ <u>NONE</u>	\$ <u></u>
Home maintenance (repairs and upkeep)	\$ <u>NONE</u>	\$ <u></u>
Food	\$ <u>NONE</u>	\$ <u></u>
Clothing	\$ <u>NONE</u>	\$ <u></u>
Laundry and dry-cleaning	\$ <u>NONE</u>	\$ <u></u>
Medical and dental expenses	\$ <u>NONE</u>	\$ <u></u>

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ <u>NONE</u>	\$ _____
Recreation, entertainment, newspapers, magazines, etc.	\$ <u>NONE</u>	\$ _____
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ <u>NONE</u>	\$ _____
Life	\$ <u>NONE</u>	\$ _____
Health	\$ <u>NONE</u>	\$ _____
Motor Vehicle	\$ <u>NONE</u>	\$ _____
Other: <u>NONE</u>	\$ <u>NONE</u>	\$ _____
Taxes (not deducted from wages or included in mortgage payments)		
(specify): <u>NONE</u>	\$ <u>NONE</u>	\$ _____
Installment payments		
Motor Vehicle	\$ <u>NONE</u>	\$ _____
Credit card(s)	\$ <u>NONE</u>	\$ _____
Department store(s)	\$ <u>NONE</u>	\$ _____
Other: <u>NONE</u>	\$ <u>NONE</u>	\$ _____
Alimony, maintenance, and support paid to others	\$ <u>NONE</u>	\$ _____
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ <u>NONE</u>	\$ _____
Other (specify): <u>NONE</u>	\$ <u>NONE</u>	\$ _____
Total monthly expenses:	\$ <u>NONE</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? _____

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? _____

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.

"AT THIS TIME I AM CONFINED IN THE STATE DEPARTMENT OF CORRECTION AT FAYETTE AND IS UNABLE TO PAY ANY PARALEGAL FEE OR CASE COSTIES."

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

Executed on: 9-24-19, 20__

Jerome Burnam
(Signature)



Integrated Offender Case Management System

10/8/2019 2:21:33 PM

Monthly Account Statement - Individual

From Date: 10/08/2018

To Date: 10/08/2019

Housing	Case ID	Offender Name	Location	
D-A-2035-01	BA6023	BURNAM, JEROME	Fayette	
Batch#	Txn Date	Txn Description	Txn Amount(\$)	Balance After Transaction(\$)
FYT-032648	10/09/2018	32 - Commissary (FYT COMMISSARY FOR 10/09/2018)	-96.60	0.10
FYT-032738	10/19/2018	37 - Postage (POSTAGE 10/19/18)	-7.25	-7.15
FYT-032738	10/19/2018	37 - Postage (POSTAGE 10/19/18)	-7.25	-14.40
FYT-032738	10/19/2018	37 - Postage (POSTAGE 10/19/18)	-7.25	-21.65
FYT-032753	10/22/2018	10 - Maintenance Payroll (GRP 4 - 21st -20th)	+67.20	45.55
FYT-032765	10/24/2018	13 - Personal Gifts (SHERRELL , ANNA MARIE)	+100.00	145.55
FYT-032783	10/25/2018	34 - Cable	-17.00	128.55
FYT-032810	10/29/2018	32 - Commissary (FYT COMMISSARY FOR 10/29/2018)	-39.13	89.42
FYT-032858	11/02/2018	32 - Commissary (FYT COMMISSARY CR FOR 11/02/2018)	+41.60	131.02
FYT-032898	11/08/2018	36 - Library Copies (VENDACARD)	-5.00	126.02
FYT-032932	11/13/2018	32 - Commissary (FYT COMMISSARY FOR 11/13/2018)	-32.16	93.86
FYT-032987	11/19/2018	32 - Commissary (FYT COMMISSARY FOR 11/19/2018)	-15.78	78.08
FYT-033021	11/26/2018	10 - Maintenance Payroll (GRP 4 - 21st -20th)	+79.80	157.88
FYT-033043	11/28/2018	38 - Inside Purchase (CHARITY BAKE SALE)	-17.50	140.38
FYT-033049	11/29/2018	32 - Commissary (FYT COMMISSARY CR FOR 11/29/2018)	+1.00	141.38
FYT-033056	11/29/2018	34 - Cable	-17.00	124.38
FYT-033208	12/17/2018	32 - Commissary (FYT COMMISSARY FOR 12/17/2018)	-66.98	57.40
FYT-033276	12/26/2018	10 - Maintenance Payroll (GRP 4 - 21st -20th)	+73.92	131.32
FYT-033309	12/27/2018	34 - Cable	-17.00	114.32
FYT-033327	01/02/2019	32 - Commissary (FYT COMMISSARY FOR 01/02/2019)	-53.96	60.36
FYT-033361	01/07/2019	32 - Commissary (FYT COMMISSARY FOR 01/07/2019)	-16.21	44.15
FYT-033479	01/22/2019	32 - Commissary (FYT COMMISSARY CR FOR 01/22/2019)	+42.50	86.65
FYT-033478	01/22/2019	10 - Maintenance Payroll (GRP 4 - 21st -20th)	+73.92	160.57
FYT-033483	01/22/2019	32 - Commissary (FYT COMMISSARY FOR 01/22/2019)	-19.98	140.59
FYT-033550	01/28/2019	32 - Commissary (FYT COMMISSARY FOR 01/28/2019)	-40.15	100.44
FYT-033571	01/29/2019	34 - Cable	-17.00	83.44
FYT-033682	02/11/2019	32 - Commissary (FYT COMMISSARY FOR 02/11/2019)	-16.33	67.11
FYT-033736	02/21/2019	10 - Maintenance Payroll (GRP 4 - 21st -20th)	+73.92	141.03
FYT-033771	02/25/2019	32 - Commissary (FYT COMMISSARY FOR 02/25/2019)	-36.39	104.64
FYT-033785	02/26/2019	34 - Cable	-17.00	87.64
FYT-033793	02/27/2019	36 - Library Copies (VENDACARD)	-5.00	82.64
FYT-033955	03/18/2019	32 - Commissary (FYT COMMISSARY FOR 03/18/2019)	-41.70	40.94
FYT-033959	03/19/2019	32 - Commissary (FYT COMMISSARY CR FOR 03/19/2019)	+6.45	47.39
FYT-033988	03/21/2019	10 - Maintenance Payroll (GRP 4 - 21st -20th)	+67.20	114.59
FYT-034068	03/28/2019	34 - Cable	-17.00	97.59



Integrated Offender Case Management System

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Monthly Account Statement - Individual

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D-A-2035-01	BA6023	BURNAM,JEROME	Fayette	
Batch#	Txn Date	Txn Description	Txn Amount(\$)	Balance After Transaction(\$)
FYT-034085	04/01/2019	32 - Commissary (FYT COMMISSARY FOR 04/01/2019)	-27.99	69.60
FYT-034128	04/03/2019	37 - Postage (POSTAGE 4/4/19)	-0.65	68.95
FYT-034137	04/04/2019	44 - Inmate Organization (CHARITY CANDY SALE)	-30.00	38.95
FYT-034155	04/08/2019	32 - Commissary (FYT COMMISSARY FOR 04/08/2019)	-21.68	17.27
FYT-034215	04/13/2019	13 - Personal Gifts (SHERRELL , ANNAMARIE)	+160.00	177.27
FYT-034227	04/15/2019	32 - Commissary (FYT COMMISSARY FOR 04/15/2019)	-47.05	130.22
FYT-034290	04/22/2019	32 - Commissary (FYT COMMISSARY FOR 04/22/2019)	-25.18	105.04
FYT-034283	04/22/2019	10 - Maintenance Payroll (GRP 4 - 21st -20th)	+77.28	182.32
FYT-034322	04/25/2019	34 - Cable	-17.00	165.32
FYT-034417	05/06/2019	32 - Commissary (FYT COMMISSARY FOR 05/06/2019)	-49.92	115.40
FYT-034411	05/06/2019	32 - Commissary (FYT COMMISSARY CR FOR 05/06/2019)	+10.58	125.98
FYT-034530	05/17/2019	36 - Library Copies (VENDACARD)	-20.00	105.98
FYT-034554	05/21/2019	10 - Maintenance Payroll (GRP 4 - 21st -20th)	+67.20	173.18
FYT-034652	05/30/2019	36 - Library Copies (VENDACARD)	-10.00	163.18
FYT-034654	05/30/2019	34 - Cable	-17.00	146.18
FYT-034688	06/03/2019	32 - Commissary (FYT COMMISSARY FOR 06/03/2019)	-18.98	127.20
FYT-034761	06/10/2019	32 - Commissary (FYT COMMISSARY FOR 06/10/2019)	-21.26	105.94
FYT-034778	06/12/2019	32 - Commissary (FYT COMMISSARY CR FOR 06/12/2019)	+7.11	113.05
FYT-034789	06/12/2019	37 - Postage (POSTAGE 6/12/19)	-7.85	105.20
FYT-034789	06/12/2019	37 - Postage (POSTAGE 6/12/19)	-19.95	85.25
FYT-034817	06/17/2019	37 - Postage (POSTAGE 6/14/19)	-1.15	84.10
FYT-034826	06/17/2019	32 - Commissary (FYT COMMISSARY FOR 06/17/2019)	-42.07	42.03
FYT-034854	06/20/2019	13 - Personal Gifts (SHERRELL , ANNA)	+50.00	92.03
FYT-034867	06/21/2019	10 - Maintenance Payroll (GRP 4 - 21st -20th)	+77.28	169.31
FYT-034883	06/24/2019	32 - Commissary (FYT COMMISSARY FOR 06/24/2019)	-37.07	132.24
FYT-034936	06/27/2019	34 - Cable	-17.00	115.24
FYT-034998	07/08/2019	37 - Postage (POSTAGE 7/5/19)	-19.95	95.29
FYT-035079	07/15/2019	32 - Commissary (FYT COMMISSARY FOR 07/15/2019)	-13.00	82.29
FYT-035140	07/22/2019	32 - Commissary (FYT COMMISSARY FOR 07/22/2019)	-29.97	52.32
FYT-035130	07/22/2019	10 - Maintenance Payroll (GRP 4 - 21st -20th)	+73.92	126.24
FYT-035147	07/23/2019	32 - Commissary (FYT COMMISSARY CR FOR 07/23/2019)	+3.84	130.08
FYT-035161	07/24/2019	36 - Library Copies (VENDACARD)	-10.00	120.08
FYT-035181	07/25/2019	34 - Cable	-17.00	103.08
FYT-035203	07/29/2019	41 - Medical Co-Pay (MEDICAL CO-PAY 7/26/19)	-5.00	98.08
FYT-035281	08/05/2019	32 - Commissary (FYT COMMISSARY FOR 08/05/2019)	-34.60	63.48
FYT-035295	08/06/2019	32 - Commissary (FYT COMMISSARY CR FOR 08/06/2019)	+3.84	67.32



Integrated Offender Case Management System

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D-A-2035-01	BA6023	BURNAM,JEROME	Fayette	
Batch#	Txn Date	Txn Description	Txn Amount(\$)	Balance After Transaction(\$)
FYT-035410	08/19/2019	32 - Commissary (FYT COMMISSARY FOR 08/19/2019)	-28.10	39.22
FYT-035460	08/23/2019	37 - Postage (POSTAGE 8/23/19)	-9.25	29.97
FYT-035460	08/23/2019	37 - Postage (POSTAGE 8/23/19)	-8.30	21.67
FYT-035483	08/26/2019	10 - Maintenance Payroll (GRP 4 - 21st -20th)	+68.04	89.71
FYT-035526	08/29/2019	34 - Cable	-17.00	72.71
FYT-035543	09/03/2019	37 - Postage (Overcharge on postage.)	+2.25	74.96
FYT-035596	09/09/2019	32 - Commissary (FYT COMMISSARY FOR 09/09/2019)	-40.03	34.93
FYT-035736	09/23/2019	10 - Maintenance Payroll (GRP 4 - 21st -20th)	+79.80	114.73
FYT-035746	09/23/2019	32 - Commissary (FYT COMMISSARY FOR 09/23/2019)	-10.71	104.02
FYT-035791	09/26/2019	34 - Cable	-17.00	87.02
Current, Escrow, & Available Balances are as of 10/8/2019 2:21:33 PM				
Current Balance		87.02		
Escrow Balance		0.00		
Available Balance		87.02		