

No

19-5760

IN THE
SUPREME COURT OF THE UNITED STATES

ORIGINAL

Supreme Court, U.S.
FILED

JUN 11 2019

OFFICE OF THE CLERK

ALY TOURE

-PETITIONER

VS.

MICHAEL CAPRA,

- RESPONDENTS

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.

[] Petitioner has previously been granted leave to proceed in forma pauperis in the following Courts:

A). BRONX COUNTY SUPREME COURT

B). APPELLATE DIVISION: FIRST DEPARTMENT
27 MADISON AVENUE
NEW YORK, NEW YORK 10010

[] 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.

Aly O. Toure'
(Signature)

RECEIVED

JUN 18 2019

OFFICE OF THE CLERK
SUPREME COURT, U.S.

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

I, ALY TOURE, 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	Average monthly amount during the past 12 months	Amount expected next month	
you	spouse	you	spouse
Employment	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Self-employment	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Income from real property	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Interest and dividends	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Gifts	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Alimony	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Child Support	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Retirement	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Disability	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Unemployment Payments	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Public assistance	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Other (specify Prison wages)	\$ <u>14:00</u>	\$ <u>0</u>	\$ <u>14:00</u>

Total monthly income: \$ 14:00 \$ 0 \$ 14:00 \$ 0

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
NONE	NONE	NONE	NONE

3. List your spouse's employment history for the past two years, most recent employer first.

Employer	Address	Date of employment	Gross monthly pay
<u>N/A</u>	<u>N/A</u>	<u>N/A</u>	\$ <u>N/A</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 account	Amount you have	Amount spouse has
<u>NONE</u>	<u>N/A</u>	\$ <u>NONE</u>	\$ <u>NONE</u>
		\$ <u></u>	\$ <u></u>

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

<input type="checkbox"/> Home	<input type="checkbox"/> Other real estate
Value <u>N/A</u>	Value <u>N/A</u>

<input type="checkbox"/> Motor Vehicle #1	<input type="checkbox"/> Motor Vehicle #2
Year, make&model <u>N/A</u>	Year, make & model <u>N/A</u>
Value <u></u>	Value <u></u>

<input type="checkbox"/> Other assets	
Description <u></u>	NONE
Value <u></u>	

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 sp.
<u>NONE</u>	\$ <u>N/A</u>	\$ <u>N/A</u>

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

Name	Relationship	Age
<u>NONE</u>	<u>NONE</u>	<u>NONE</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.

Rent or home-mortgage payment (include lot rented for mobile home)	You	Your spouse
	\$ <u></u>	\$ <u></u>

Are real estate taxes included? [] Yes [] No
Is property insurance included? [] Yes [] No

Utilities(electricity,heating duel, water,sewer, and telephone)	\$ 0	\$ 0
Home maintenance(repairs and upkeep)	\$ 0	\$ 0
Food	\$ 0	\$ 0
Clothing	\$ 0	\$ 0
Laundry and dry-cleaning	\$ 0	\$ 0
Medical and dental expenses	\$ 0	\$ 0
Transportation(not including motor vehicle)	\$ 0	\$ 0
Recreation,entertainment,newspapers)	\$ 0	\$ 0
Insurance(not deducted from wages or included in mortgage payments)		
Homeowners or renters	\$ 0	\$ 0
Life	\$ 0	\$ 0
Health	\$ 0	\$ 0
Motor Vehicle	\$ 0	\$ 0
Other: _____	\$ 0	\$ 0
Taxes(not deducted from wages or included in mortgage payments)		
(specify): <u>NONE</u>	\$ 0	\$ 0
Installment payments		
Motor Vehicle	\$ 0	\$ 0
Credit cards	\$ 0	\$ 0
Department stores	\$ 0	\$ 0
Other: _____	\$ 0	\$ 0
Alimony,maintenance, and support	\$ 0	\$ 0
Regular expenses for business profession,or farm	\$ 0	\$ 0
Other (specify): <u>NONE</u>	\$ 0	\$ 0
Total monthly expenses:	\$ 0	\$ 0

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 [X] No If yes, describe on an attached sheet.

10. Have you paid-or will be paying-an attorney any money for service in connection with this case,including the completion of this form?
[] Yes [X] No

If yes, how much? _____

If yes, state the attorney's name, address, and phone 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 [X] No

If yes, how much? _____

If yes, state the persons name,address, and telephone number.

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

Petitioner is Incarcerated and Indegent.

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

Executed on : June 10, 2019

Aly B. Touré
(SIGNATURE)