

19-5830

No. \_\_\_\_\_

ORIGINAL

IN THE  
SUPREME COURT OF THE UNITED STATES

William Danielson — PETITIONER PRO SE  
(Your Name)

VS.

The State of New York — RESPONDENT(S)

Supreme Court, U.S.

AUG 21 2019

OFFICE OF THE CLERK

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):

New York State Supreme Court, Appellate Division, Third Dep't.

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

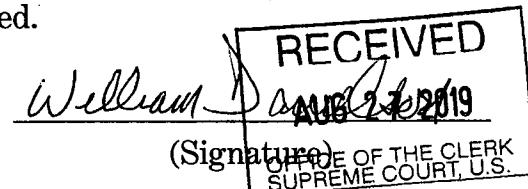
Petitioner's affidavit or declaration in support of this motion is attached hereto.

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.



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

I, William Danielson, 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.

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

2. List your employment history for the past two years, most recent first. (Gross monthly pay is before taxes or other deductions.)

<b>Employer</b>	<b>Address</b>	<b>Dates of Employment</b>	<b>Gross monthly pay</b>
Elmira Correctional Facility			\$ 0
P.O. Box 500			\$ 0
Elmira, N.Y. 14902-0500			\$ 0

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.)

<b>Employer</b>	<b>Address</b>	<b>Dates of Employment</b>	<b>Gross monthly pay</b>
No Spouse			\$ 0
			\$ 0
			\$ 0

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.

<b>Type of account (e.g., checking or savings)</b>	<b>Amount you have</b>	<b>Amount your spouse has</b>
	\$ 0	\$ 0
	\$ 0	\$ 0
	\$ 0	\$ 0

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

Home

Value \$85,000

It is being seized due to a civil suit.

Other real estate

Value \_\_\_\_\_

Motor Vehicle #1

Year, make & model none

Value \_\_\_\_\_

Motor Vehicle #2

Year, make & model none

Value \_\_\_\_\_

Other assets

Description none

Value \$0.00

6. State every person, business, or organization owing you or your spouse money, and the amount owed.

<b>Person owing you or your spouse money</b>	<b>Amount owed to you</b>	<b>Amount owed to your spouse</b>
NONE	\$ 0	\$ 0
0	\$ 0	\$ 0
0	\$ 0	\$ 0

7. State the persons who rely on you or your spouse for support. For minor children, list initials instead of names (e.g. "J.S." instead of "John Smith").

<b>Name</b>	<b>Relationship</b>	<b>Age</b>
S.W.D.	Son	12
-----	-----	-----
-----	-----	-----

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.

I am in jail, and cannot say what it is costing to support my son.

	<b>You</b>	<b>Your spouse</b>
Rent or home-mortgage payment (include lot rented for mobile home)	\$ 0	\$ ---
Are real estate taxes included? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	\$ 6,000/year +	
Is property insurance included? <input type="checkbox"/> Yes <input type="checkbox"/> No		
Utilities (electricity, heating fuel, water, sewer, and telephone)	\$ unknown	\$ ---
Home maintenance (repairs and upkeep)	\$ unknown	\$ ---
Food	\$ unknown	\$ ---
Clothing	\$ unknown	\$ ---
Laundry and dry-cleaning	\$ unknown	\$ ---
Medical and dental expenses	\$ unknown	\$ ---

	<b>You</b>	<b>Your spouse</b>
Transportation (not including motor vehicle payments)	\$ 0	\$ ---
Recreation, entertainment, newspapers, magazines, etc.	\$ 0	\$ ---
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ 0	\$ ---
Life	\$ 0	\$ ---
Health	\$ 0	\$ ---
Motor Vehicle	\$ 0	\$ ---
Other: _____	\$ 0	\$ ---
Taxes (not deducted from wages or included in mortgage payments)		
(specify): <u>Property and School taxes</u>	<u>\$ 6,000/year</u>	+ \$ ---
Installment payments		
Motor Vehicle	\$ 0	\$ ---
Credit card(s)	\$ 0	\$ ---
Department store(s)	\$ 0	\$ ---
Other: _____	\$ 0	\$ ---
Alimony, maintenance, and support paid to others	\$ 0	\$ ---
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ 0	\$ ---
Other (specify): _____	\$ 0	\$ ---
<b>Total monthly expenses:</b>	<u>\$ 500/month</u>	\$ ---

No spouse

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:

The counsels retained for the criminal trial have cost me over \$150,000.

James Baker, Esq. 148 The Commons, Ithaca, N.Y. (607) 275-9916  
Jackson Bergman 477 State Street, Binghamton N.Y. 13901 (607) 296-4190  
Family Court counsel cost me over \$10,000

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? 0 \_\_\_\_\_

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.

I have been incarcerated since December 2013.

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

Executed on: August 20, 2014

William Danielson  
(Signature)