

19-5902

No.

CV-19-43

ORIGINAL

IN THE  
SUPREME COURT OF THE UNITED STATES

Supreme Court, U.S.

FILED

AUG 06 2019

OFFICE OF THE CLERK

pro-se SHARVELT Mister — PETITIONER  
(Your Name)

VS.

STATE of ARKANSAS/Wendy Kelley — 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):

☒ 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.

Sharvelt Mister #120997  
(Signature)

( To be completed by Prison Staff for Prisoners Only. The following is a statement by the Prison Authorities and not the prisoner.)

Certificate

I hereby certify that the plaintiff or petitioner in this action has the sum of 80.39 in his inmate trust fund account at this Correctional Center where he is confined. I further certify that the plaintiff or petitioner has the following securities to his credit according to the records of this Institution.

None to my knowledge

Robert Callaway  
 Authorized Official  
 Fiscal Support Spec  
 Official's Title  
Van Nuys Unit  
 Institution  
8/5/19  
 Date

NOTE: This Certificate must be accompanied by a copy of a six month ledger of the Plaintiff's Inmate Trust Fund Account.

#120997  
 APC Number  
Van Nuys Unit 88-307  
 Inmate's Housing Unit & Cell  
8-6-19  
 Date

Shawett Myster  
 Inmate Name (Print Please)  
#120997  
 Inmate's Signature

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

I, SHARVET MISTER #120997, 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>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Self-employment	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Income from real property (such as rental income)	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Interest and dividends	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Gifts	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Alimony	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Child Support	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Disability (such as social security, insurance payments)	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Unemployment payments	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Public-assistance (such as welfare)	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Other (specify): <u>Friends</u> <u>Send</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
<b>Total monthly income:</b>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</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
N/A	N/A	N/A	\$ 0
			\$ 0
			\$ 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.)

Employer	Address	Dates of Employment	Gross monthly pay
N/A	N/A	N/A	\$ 0
			\$ 0
			\$ 0

4. How much cash do you and your spouse have? \$ \_\_\_\_\_  
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
8039	Prison Account	\$ 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 N/A

☐ Other real estate  
Value N/A

☐ Motor Vehicle #1  
Year, make & model N/A  
Value 0

☐ Motor Vehicle #2  
Year, make & model  
Value 0

☐ Other assets  
Description N/A  
Value 0

(To be Completed by the Institution of Incarceration)

PLAINTIFF: Sharvelt Marquette Mister

ADC NUMBER: 120997

FEDERAL COURT CASE NUMBER (IF KNOWN):

TOTAL DEPOSITS FOR LAST (6) MONTHS:	\$165.00
AVERAGE MONTHLY DEPOSIT: (TOTAL DEPOSITS DIVIDED BY 6)	\$27.50
TOTAL BALANCES FOR LAST SIX (6) MONTHS:	\$112.53
AVERAGE MONTHLY BALANCE (TOTAL BALANCES DIVIDED BY 6):	\$18.76
CURRENT ACCOUNT BALANCE:	\$80.39

INITIAL PAYMENT OF FILING FEE AS OF: 08/05/2019 \$5.50

(THE GREATER OF THE AVERAGE MONTHLY DEPOSIT OR THE AVERAGE  
MONTHLY BALANCE x .20)

DATE:

8/5/19

AUTHORIZED OFFICIAL:

Ruth Calloway

(NO FILING FEE SHALL BE IN EXCESS OF \$400  
FOR A CIVIL LAWSUIT OR \$505 FOR AN APPEAL)