

No. _____

IN THE SUPREME COURT OF THE UNITED STATES

CAMERON THOMAS, Petitioner

v.

STATE OF NEVADA, Respondent

MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

COMES NOW, Christopher R. Oram, Esq., attorney for Petitioner CAMERON THOMAS, and moves this Court Pursuant to Rule 39 for leave to file the accompanying Petition for Writ of Certiorari to the Nevada Supreme Court without prepayment of costs and to proceed in forma pauperis. Petitioner was deemed indigent by the Eighth Judicial District Court of Nevada and provided transcripts at State expense (Exhibit A). However, because Mr. Thomas proceeded on appeal with retained counsel, attached for this Court's review is an affidavit in compliance with 18 U.S.C. 1746 (Exhibit B)

DATED this 10th day of September, 2019.

Respectfully submitted by:

/s/ Christopher R. Oram, Esq.
CHRISTOPHER R. ORAM, ESQ.
Nevada Bar No. 004349
520 S. Fourth Street, 2nd Floor
Las Vegas, Nevada 89101
(702) 384-5563
Attorney for Petitioner
CAMERON THOMAS

EXHIBIT A

Eighth Judicial District Court, Clark County, Nevada, Minutes
Financial Affidavit

REGISTER OF ACTIONS

CASE No. C-11-277559-1

State of Nevada vs Cameron Thomas

§ Case Type: **Felony/Gross Misdemeanor**
§ Date Filed: **11/15/2011**
§ Location: **Department 30**
§ Cross-Reference Case
§ Number: **C277559**
§ Defendant's Scope ID #: **1669751**
§ ITAG Booking Number: **11000000981**
§ ITAG Case ID: **1789842**
§ Lower Court Case # Root: **11F00200**
§ Lower Court Case Number: **11F00200X**
§ Supreme Court No.: **71044**

PARTY INFORMATION

Defendant Thomas, Cameron

Lead Attorneys
Christopher R Oram
Retained
7023845563(W)

Plaintiff State of Nevada

Steven B Wolfson
702-671-2700(W)

CHARGE INFORMATION

Charges: Thomas, Cameron

	Statute	Level	Date
1. SEXUAL ASSAULT WITH A MINOR UNDER FOURTEEN YEARS OF AGE	200.366	Felony	01/01/2006
2. LEWDNESS WITH A CHILD UNDER THE AGE OF 14	201.230.2	Felony	01/01/2006
3. SEXUAL ASSAULT WITH A MINOR UNDER FOURTEEN YEARS OF AGE	200.366	Felony	01/01/2006
4. SEXUAL ASSAULT WITH A MINOR UNDER FOURTEEN YEARS OF AGE	200.366	Felony	01/01/2006
5. SEXUAL ASSAULT WITH A MINOR UNDER FURTEEN YEARS OF AGE	200.366	Felony	01/01/2006
6. LEWDNESS WITH A CHILD UNDER THE AGE OF 14	201.230	Felony	01/01/2006
7. SEXUAL ASSAULT WITH A MINOR UNDER FOURTEEN YEARS OF AGE	200.366.3c	Felony	01/01/2006
8. LEWDNESS WITH A CHILD UNDER THE AGE OF 14	201.230	Felony	01/01/2006
9. LEWDNESS WITH A CHILD UNDER THE AGE OF 14	201.230	Felony	01/01/2006
10. ATTEMPT LEWDNESS WITH A CHILD UNDER THE AGE OF 14	201.230	Felony	01/01/2006
11. SEXUAL ASSAULT WITH A MINOR UNDER FOURTEEN YEARS OF AGE	200.366	Felony	01/01/2006
12. LEWDNESS WITH A CHILD UNDER THE AGE OF 14	201.230	Felony	01/01/2006
13. LEWDNESS WITH A CHILD UNDER THE AGE OF 14	201.230	Felony	01/01/2006
14. LEWDNESS WITH A CHILD UNDER THE AGE OF 14	201.230	Felony	01/01/2006
15. ATTEMPT LEWDNESS WITH A CHILD UNDER THE AGE OF 14	201.230	Felony	01/01/2006
16. LEWDNESS WITH A CHILD UNDER THE AGE OF 14	201.230	Felony	01/01/2006
17. LEWDNESS WITH A CHILD UNDER THE AGE OF 14	201.230	Felony	01/01/2006
18. LEWDNESS WITH A CHILD UNDER THE AGE OF 14	201.230.2	Felony	01/01/2006
19. LEWDNESS WITH CHILD UNDER AGE 14	201.230.2	Felony	01/01/2006
20. LEWDNESS WITH A CHILD UNDER THE AGE OF 14	201.230.2	Felony	01/01/2006
21. LEWDNESS WITH A CHILD UNDER THE AGE OF 14	201.230.2	Felony	01/01/2006
LEWDNESS WITH A CHILD UNDER THE AGE OF 14	201.230.2	Felony	01/01/2006

EVENTS & ORDERS OF THE COURT08/05/2016 Sentencing (9:00 AM) (Judicial Officer Earley, Kerry)**Minutes**

07/28/2016 9:00 AM

08/05/2016 9:00 AM

- SENTENCING Deft. present in custody. Court noted she reviewed all letters from all parties, and the notices of victim speakers. DEFT. THOMAS ADJUDGED GUILTY OF: CTS 1, 5, & 11 - SEXUAL ASSAULT WITH A MINOR UNDER FOURTEEN YEARS OF AGE (F) CTS 2, 6, 8, 12, 13, 16, 17, & 18 - LEWDNESS WITH A CHILD UNDER THE AGE OF 14 (F); CTS 10 & 15 - ATTEMPT LEWDNESS WITH A CHILD UNDER THE AGE OF 14 (F). Statements by Deft. and counsel. Kashonda Williams; April Reed; Ramona Slattery; mothers of the victim and Ambree Palmer, victim, sworn and testified. COURT ORDERED, in addition to the \$25.00 Administrative Assessment fee, \$150.00 DNA Analysis fee including testing to determine genetic markers, and \$3.00 DNA Collection fee, Deft. SENTENCED to: CT 1 - To LIFE and MINIMUM of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); CT 2 - To LIFE and MINIMUM of TEN (10) YEARS in the NDC to run CONCURRENT with CT 1; CT 5 - To LIFE and MINIMUM of TWENTY (20) YEARS in the NDC to run CONSECUTIVE with CT 1; CT 6 - To LIFE and MINIMUM of TEN (10) YEARS in the NDC to run CONCURRENT with CT 1; CT 8 - To LIFE and MINIMUM of TEN (10) YEARS in the NDC to run CONCURRENT with CT 1; CT 10 - a MAXIMUM of TWENTY (20) YEARS and MINIMUM of TWO (2) YEARS in the NDC to run CONCURRENT with CT 1; CT 11 - To LIFE and MINIMUM of TWENTY (20) YEARS in the NDC to run CONCURRENT with CT 1; CT 12 - To LIFE and MINIMUM of TEN (10) YEARS in the NDC to run CONCURRENT with CT 1; CT 13 - To LIFE and MINIMUM of TEN (10) YEARS in the NDC to run CONCURRENT with CT 1; CT 15 - a MAXIMUM of TWENTY (20) YEARS and MINIMUM of TWO (2) YEARS in the NDC to run CONCURRENT with CT 1; CT 16 - To LIFE and MINIMUM of TEN (10) YEARS in the NDC to run CONCURRENT with CT 1; CT 17 - To LIFE and MINIMUM of TEN (10) YEARS in the NDC to run CONCURRENT with CT 1; CT 18 - To LIFE and MINIMUM of TEN (10) YEARS in the NDC to run CONCURRENT with CT 1 with 67 DAYS CREDIT FOR TIME SERVED. Deft. has an AGGREGATE SENTENCE of a MAXIMUM of LIFE and MINIMUM of FORTY (40) YEARS. FURTHER ORDERED, Deft. must register as a sex offender in accordance with NRS 179D.460 within 48 hours after sentencing, and a special SENTENCE OF LIFETIME SUPERVISION is imposed to commence upon release from any term of probation, parole or imprisonment. Mr. Mann moved to withdraw as counsel. COURT ORDERED, Motion GRANTED. Mr. Oram present and advised he has been appointed as counsel for appeal, but family does not have funds to pay for transcript. State advised they have no opposition. Upon Court's direction Mr. Oram provided Court with affidavit of finances which she reviewed in open Court. COURT ORDERED, Motion GRANTED. Order For Transcripts signed and FILED IN OPEN COURT. NDC

[Return to Register of Actions](#)

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2 Nevada Bar No. 4349
3 520 South 4th Street, # 370
4 Las Vegas, Nevada 89101
5 (702) 384-5563

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DISTRICT COURT
CLARK COUNTY, NEVADA

9 THE STATE OF NEVADA,

10 Plaintiff,

11 vs.

12 CAMERON THOMAS,

13 Defendant.

CASE NO. C-11-277559-1
DEPT. NO. 4

14 FINANCIAL AFFIDAVIT

15 I CAMERON THOMAS, being first duly sworn, depose and say that I am the
16 petitioner in the above-entitled case; that in support of my motion to request transcripts at the
17 State's expense, I state that because of my poverty I am unable to pay the costs of said proceeding
18 or give security therefore; that I am entitled to relief.

19 I do not request an attorney be appointed for me.

20 I further swear that the responses which I have made to questions and instructions below
21 are true.

22 1. Are you presently employed? Yes No X

23 a. If the answer is yes, state the amount of your salary or wages per month, and
24 give the name and address of your employer: _____

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1 b. If the answer is no, state the date of last employment and the amount of the
2 salary and wages per month which you received: 3/7/07 - 6/2010; Commission

3 Only approx \$10k so far this year

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5 2. Have you received within the past twelve months any money from any of the
6 following sources?

7 a. Business, profession or form of self-employment?

8 Yes No

9 b. Rent payments, interest or dividends?

10 Yes No

11 c. Pensions, annuities or life insurance payments?

12 Yes No

13 d. Gifts or inheritances?

14 Yes No

15 e. Any other sources?

16 Yes No

17 If the answer to any of the above is "yes," describe each source of money and state the
18 amount received from each during the past twelve months: Worked at Superior

19 Mortgage lending; See question 1B

20 If the answer is yes, state the total value of the items owned: _____

21 3. Do you own any real estate, stocks, bonds, notes, automobiles, or other
22 valuable property (excluding ordinary household furnishings and clothing)?

23 Yes No

24 If the answer is yes, describe the property and state its approximate value: _____

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26 4. List the persons who are dependant upon you for support, state your
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1 relationship to those persons, and indicate how much you contribute toward their support: _____

2 Jennifer Thomas - wife; Donnie Thomas - son; Jarae Thomas - daughter; Ceilce
Thomas - daughter; I contributed 100% of my income to their support.

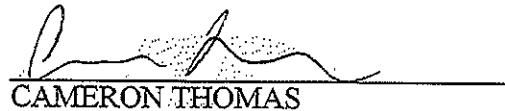
3 Under penalty of perjury, the undersigned declares that he is the Petitioner named in the

4 foregoing Affidavit and knows the contents thereof; that the pleading is true of his own

5 knowledge, except as to those matters stated on information and belief, and that as to such

6 matters he believes it to be true.

7 DATED this 23 day of July, 2016.

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CAMERON THOMAS

EXHIBIT B

Affidavit Accompanying Motion for Permission to Appeal in Forma Pauperis

No. _____

IN THE SUPREME COURT OF THE UNITED STATES

CAMERON THOMAS, Petitioner

v.

STATE OF NEVADA, Respondent

**AFFIDAVIT ACCOMPANYING MOTION
FOR PERMISSION TO APPEAL IN FORMA PAUPERIS**

Affidavit in Support of Motion

I swear or affirm under penalty of perjury that, because of my poverty, I cannot prepay the docket fees of my appeal or post a bond for them. I believe I am entitled to redress. I swear or affirm under penalty of perjury under United States laws that my answers on this form are true and correct. (28 U.S.C. § 1746; 18 U.S.C. § 1621.)

Signed: 

Instructions

Complete all questions in this application and then sign it. Do not leave any blanks: if the answer to a question is "0," "none," or "not applicable (N/A)," write in that response. If you need more space to answer a question or to explain your answer, attach a separate sheet of paper identified with your name, your case's docket number, and the question number.

Date: 8-23-19

My issues on appeal are:

Mr. Thomas' was denied the constitutional right to present his theory of defense in violation of the Fifth, Sixth, and Fourteenth Amendments to the United States Constitution. Under Nevada v. Jackson, 569 U.S. 505, 133 S. Ct. 1990, 186 L. Ed. 2d 62 (2013), Mr. Thomas only desired what the constitution guarantees him – the right to present his theory of defense. The Nevada Supreme Court's Order affirming Mr. Thomas' conviction without even so much as mentioning this issue, despite his extensive briefing and citation to this Court's authority is patently unconstitutional.

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	\$ <input type="text"/>	\$ 5,400 4,800	\$ <input type="text"/>	\$ 5,300 4,800
Self-employment	\$ <input type="text"/>	\$ <input type="text"/>	\$ <input type="text"/>	\$ <input type="text"/>
Income from real property (such as rental income)	\$ <input type="text"/>	\$ <input type="text"/>	\$ <input type="text"/>	\$ <input type="text"/>
Interest and dividends	\$ <input type="text"/>	\$ <input type="text"/>	\$ <input type="text"/>	\$ <input type="text"/>
Gifts	\$ <input type="text"/>	\$ <input type="text"/>	\$ <input type="text"/>	\$ <input type="text"/>
Alimony	\$ <input type="text"/>	\$ <input type="text"/>	\$ <input type="text"/>	\$ <input type="text"/>
Child support	\$ <input type="text"/>	\$ <input type="text"/>	\$ <input type="text"/>	\$ <input type="text"/>
Retirement (such as social security, pensions, annuities, insurance)	\$ <input type="text"/>	\$ <input type="text"/>	\$ <input type="text"/>	\$ <input type="text"/>
Disability (such as social security, insurance payments)	\$ <input type="text"/>	\$ <input type="text"/>	\$ <input type="text"/>	\$ <input type="text"/>
Unemployment payments	\$ <input type="text"/>	\$ <input type="text"/>	\$ <input type="text"/>	\$ <input type="text"/>
Public-assistance (such as welfare)	\$ <input type="text"/>	\$ <input type="text"/>	\$ <input type="text"/>	\$ <input type="text"/>
Other (specify):	\$ <input type="text"/>	\$ <input type="text"/>	\$ <input type="text"/>	\$ <input type="text"/>
Total monthly income:	\$ <input type="text"/>	\$ 5,800 4,800	\$ <input type="text"/>	\$ 5,800 4,800

2. List your 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
None	None	None	\$ <input type="text"/>
None	None	None	\$ <input type="text"/>
None	None	None	\$ <input type="text"/>

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
Bank of America	300 S. 4th St. W, NV 89101	7/2000 - Present	\$ 5,800
N/A	N/A	N/A	\$ N/A
N/A	N/A	N/A	\$ N/A

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.

Financial Institution	Type of Account	Amount you have	Amount your spouse has
Bank of America	Checking	\$ <u>0</u>	\$ 600.00
Bank of America	Savings	\$ <u>0</u>	\$ 3,000.00
Bank of America	Checking	\$ <u>0</u>	\$ 100.00

If you are a prisoner seeking to appeal a judgment in a civil action or proceeding, you must attach a statement certified by the appropriate institutional officer showing all receipts, expenditures, and balances during the last six months in your institutional accounts. If you have multiple accounts, perhaps because you have been in multiple institutions, attach one certified statement of each account.

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

Home	N/A	Other real estate	N/A	Motor vehicle #1
(Value) \$	N/A	(Value) \$	N/A	(Value) \$ 2,000
	N/A		N/A	Make and year: Volkswagen 1974
				Model: Beetle
				Registration #: N/A

Motor vehicle #2	Other assets	Other assets
(Value) \$ 15,000	(Value) \$ None	(Value) \$ None
Make and year: GMC 2013	None	None
Model: Acadia	None	None
Registration #: BAMSFAM	None	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
None	\$ 0	\$ 0
None	\$ 0	\$ 0
None	\$ 0	\$ 0
None	\$ 0	\$ 0

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

Name [or, if under 18, initials only]	Relationship	Age
D.T.	Son	15
J.T.	Daughter	12
C.T.	Daughter	9

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, semiannually, or annually to show the monthly rate.

	You	Your Spouse
Rent or home-mortgage payment (include lot rented for mobile home)	\$ 0	\$ 250.00
Are real estate taxes included? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
Is property insurance included? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
Utilities (electricity, heating fuel, water, sewer, and telephone)	\$ 0	\$ 700.00

Home maintenance (repairs and upkeep)	\$ <input type="text"/>	\$ 150.00
Food	\$ <input type="text"/> 250.00	\$ 1,000.00
Clothing	\$ <input type="text"/> 100.00	\$ 250.00
Laundry and dry-cleaning	\$ <input type="text"/> 0	\$ 60.00
Medical and dental expenses	\$ <input type="text"/> 0	\$ 250.00
Transportation (not including motor vehicle payments)	\$ <input type="text"/> 0	\$ 400.00
Recreation, entertainment, newspapers, magazines, etc.	\$ <input type="text"/> 0	\$ 400.00
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's:	\$ <input type="text"/> 0	\$ 50.00
Life:	\$ <input type="text"/> 0	\$ 0
Health:	\$ <input type="text"/> 150.00	\$ 450.00
Motor vehicle:	\$ <input type="text"/> 0	\$ 213.00
Other:	\$ <input type="text"/> 0	\$ <input type="text"/> 0
Taxes (not deducted from wages or included in mortgage payments) (specify):	\$ <input type="text"/> 0	\$ <input type="text"/> 0
Installment payments		
Motor Vehicle:	\$ <input type="text"/> 0	\$ 420.00
Credit card (name): <i>Bank of America, Capital One, Navy Federal</i>	\$ <input type="text"/> 0	\$ 500.00
Department store (name):	\$ <input type="text"/> 0	\$ <input type="text"/> 0
Other:	\$ <input type="text"/> 0	\$ <input type="text"/> 0
Alimony, maintenance, and support paid to others	\$ <input type="text"/> 0	\$ <input type="text"/> 0
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ <input type="text"/> 0	\$ <input type="text"/> 0
Other (specify):	\$ <input type="text"/> 0	\$ <input type="text"/> 0
Total monthly expenses:	\$ 500.00	\$ 5093.00

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 spent — or will you be spending — any money for expenses or attorney fees in connection with this lawsuit? Yes No

If yes, how much? \$ 5,000.00

11. Provide any other information that will help explain why you cannot pay the docket fees for your appeal.

I'm currently in prison and unable to work or make money. My entire family depends on the income of one person who supports all 5 of us and with 3 children running around, unexpected expenses are inevitable which is why we can't afford many extras if at all possible.

12. State the city and state of your legal residence.

Your daytime phone number: (702) 340-1190

Your age: 36 Your years of schooling: 14

Last four digits of your social-security number: 8491