

No. 19-6613

IN THE
SUPREME COURT OF THE UNITED STATES

JAIME RODRIGUEZ AND STEVEN CAMACHO,

Petitioners,

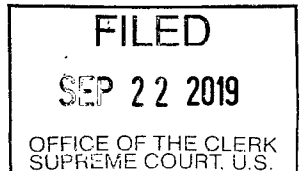
v.

UNITED STATES OF AMERICA,

Respondent.

On Petition for writ of certiorari to the United
States Court of Appeals for the Second Circuit

MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS



Jaime Rodriguez
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No. _____

IN THE
SUPREME COURT OF THE UNITED STATES

-----X
JAIME RODRIGUEZ and
STEVEN CAMACHO,
Petitioner,

DECLARATION
OF JAIME RODRIGUEZ

v.

pro-se

UNITED STATES OF AMERICA,
Respondent.

-----X


DECLARATION OF JAIME RODRIGUEZ
IN SUPPORT OF MOTION FOR LEAVE
TO PROCEED IN FORMA PAUPERIS
ON PETITION FOR WRIT OF CERTIORARI

I, Jaime Rodriguez, declare under the penalty of perjury the following:

1. I am the petitioner (joined by Steven Camacho) in the above captioned matter and I submit this Declaration in support of my petition for writ of certiorari.
2. I was previously granted leave to proceed in forma pauperis in the U.S. District Court and United States Court of Appeals for the Second Circuit. In the underlying criminal matter, I was appointed counsel by the United States District Court and on appeal at the United States Court of Appeals for the Second Circuit, pursuant to the Criminal Justice Act, 18 U.S.C. § 3006A.

3. I am an inmate confined in a federal institution and not represented by counsel.
4. Because of my poverty, I cannot pre-pay the docket fees of this petition or post bond for them. I believe I am entitled to redress.
5. I do not have or own any assets and have a balance of \$196.69 in my prison account. A printout of the last nine months of my prison account balances is attached hereto, signed by Counselor J. Cuevas, Federal Correctional Institution Fort Dix.
6. I swear under the penalty of perjury that the foregoing statements are true and correct to the best of my knowledge.
28 U.S.C. § 1746; 18 U.S.C. § 1621.

Dated: September 26, 2019
Joint Base MDL, New Jersey


Jaime Rodriguez
#34911-054 pro-se
FCI Fort Dix
P.O. Box 2000
Joint Base MDL, NJ 08640

No. _____

IN THE
SUPREME COURT OF THE UNITED STATES

STEVEN CAMACHO — PETITIONER
(Your Name)

VS.

UNITED STATES OF AMERICA — 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):

United States Court of Appeals For the Second Circuit;
United States District Court, Southern District of New York

☐ 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.


(Signature)

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

I, Steven Camacho, 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>prison</u>)	\$ <u>60.00</u>	\$ <u>NA</u>	\$ <u>115.00</u>	\$ <u>NA</u>
Self-employment	\$ <u>N/A</u>	\$ <u>NA</u>	\$ <u>N/A</u>	\$ <u>NA</u>
Income from real property (such as rental income)	\$ <u>1</u>	\$ <u>NA</u>	\$ <u>1</u>	\$ <u>NA</u>
Interest and dividends	\$ <u>1</u>	\$ <u>NA</u>	\$ <u>1</u>	\$ <u>NA</u>
Gifts	\$ <u>80.00</u>	\$ <u>NA</u>	\$ <u>100 to \$150.00</u>	\$ <u>NA</u>
Alimony	\$ <u>N/A</u>	\$ <u>NA</u>	\$ <u>N/A</u>	\$ <u>NA</u>
Child Support	\$ <u>NA</u>	\$ <u>NA</u>	\$ <u>NA</u>	\$ <u>NA</u>
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>NA</u>	\$ <u>NA</u>	\$ <u>NA</u>	\$ <u>NA</u>
Disability (such as social security, insurance payments)	\$ <u>NA</u>	\$ <u>NA</u>	\$ <u>NA</u>	\$ <u>NA</u>
Unemployment payments	\$ <u>NA</u>	\$ <u>NA</u>	\$ <u>NA</u>	\$ <u>NA</u>
Public-assistance (such as welfare)	\$ <u>NA</u>	\$ <u>NA</u>	\$ <u>NA</u>	\$ <u>NA</u>
Other (specify): _____	\$ <u>NA</u>	\$ <u>NA</u>	\$ <u>NA</u>	\$ <u>NA</u>
Total monthly income:	\$ <u>140.00</u>	\$ <u>NA</u>	\$ <u>215 to \$265.00</u>	\$ <u>NA</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>Prison</u>			\$ <u>currently \$115.00</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>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? \$ 0
Below, state any money you or your spouse have in bank accounts or in any other financial institution.

Type of account (e.g., checking or savings)	Amount you have	Amount your spouse has
<u>Prison account</u>	\$ <u>237.49</u>	\$ <u>N/A</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 N/A

☐ Other real estate
Value N/A

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

☐ Motor Vehicle #2
Year, make & model N/A
Value _____

☐ Other assets
Description N/A
Value _____

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

N/A

\$ N/A

\$ _____

\$ _____

\$ N/A

\$ _____

\$ _____

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").

Name

Relationship

Age

N/A

N/A

N/A

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)

\$ N/A

\$ N/A

Are real estate taxes included? ☐ Yes ☐ No

Is property insurance included? ☐ Yes ☐ No

Utilities (electricity, heating fuel,
water, sewer, and telephone)

\$ _____

\$ _____

Home maintenance (repairs and upkeep)

\$ _____

\$ _____

Food

\$ _____

\$ _____

Clothing

\$ _____

\$ _____

Laundry and dry-cleaning

\$ _____

\$ _____

Medical and dental expenses

\$ _____

\$ _____

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ <u>N/A</u>	\$ <u>N/A</u>
Recreation, entertainment, newspapers, magazines, etc.	\$ _____	\$ _____
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ _____	\$ _____
Life	\$ _____	\$ _____
Health	\$ _____	\$ _____
Motor Vehicle	\$ _____	\$ _____
Other: _____	\$ _____	\$ _____
Taxes (not deducted from wages or included in mortgage payments)		
(specify): _____	\$ _____	\$ _____
Installment payments		
Motor Vehicle	\$ _____	\$ _____
Credit card(s)	\$ _____	\$ _____
Department store(s)	\$ _____	\$ _____
Other: _____	\$ _____	\$ _____
Alimony, maintenance, and support paid to others	\$ _____	\$ _____
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ _____	\$ _____
Other (specify): <u>Commissary food + Cosmetics</u>	\$ <u>150.00</u>	\$ _____
Total monthly expenses:	\$ <u>150.00</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:

N/A

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

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

Executed on: October 21, 2019


(Signature)