

No. 19-6970

IN THE
SUPREME COURT OF THE UNITED STATES

Monty Dwayne Sullivan, - *Pro Se* Petitioner,

Vs.

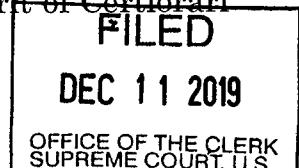
State of Wyoming – Respondent

ORIGINAL

MOTION FOR LEAVE TO FILE *IN FORMA PAUPERIS*

The Petitioner asks leave to file the attached petition for Writ of Certiorari
without prepayment of costs and to proceed *in forma pauperis*.

[X] Appellant has never been granted leave to file a *forma pauperis* in the
court(s).



Trial court in Wyoming

and

Wyoming Court of Appeals on direct appeal

and

The Federal District Court for the District of Wyoming on § 1983

and

United States Supreme Court on a Writ of Certiorari

and

The Federal District Court for the District of Wyoming on 28 U.S.C. § 2254

and

The Federal District Court for the District of Wyoming on 28 U.S.C. § 1331

and

Wyoming Court of Appeals on Petition for Post-Conviction for Determination of Factual Innocence Under W.S. §§ 7-12-401 to 407.

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

Monty Dwayne Sullivan

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

I, Monty Dwayne Sullivan, 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 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 each of the following sources during the past 12 months. Adjust any amount that was received weekly, biweekly, quarterly, semiannually, or annually to show monthly rate. Use gross amounts, that is, amounts before deductions for taxes or otherwise.

Income expected	Average monthly amount during		Amount	
	The past 12 months		Next month	
	You	Spouse	You	Spouse
Employment	\$ _____	N.A.	\$ _____	N.A.
Self-employment	\$ _____	N.A.	\$ _____	N.A.
Income from real property (such as rental income)	\$ _____	N.A.	\$ _____	N.A.
Interests and dividends	\$ _____	N.A.	\$ _____	N.A.
Gifts	\$ _____	N.A.	\$ _____	N.A.
Alimony	\$ _____	N.A.	\$ _____	N.A.
Child Support	\$ _____	N.A.	\$ _____	N.A.
Retirement (such as Social Security, Annuities, insurance)	\$ _____	N.A.	\$ _____	N.A.
Disability (such as social Security, insurance Payments)	\$ _____	N.A.	\$ _____	N.A.
Unemployment payments	\$ _____	N.A.	\$ _____	N.A.
Public assistance (such as welfare)	\$ _____	N.A.	\$ _____	N.A.
Other (specify)	\$ 15.00	N.A.	\$ 15.00	N.A.
Total monthly income:	\$ 15.00	N.A.	\$ 15.00	N.A.

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

Employer	Address	Dates of Employment	Gross monthly pay
Wyo. State Penitentiary P.O. Box 400 Rawlins, WY 82301		2018- Present	<u>\$15.00</u>

3. List your spouse's employment history for the last 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	N.A.

4. How much cash do you and your spouse have? \$ N.A.

Below, state any money you or spouse have in bank accounts or in any other financial institution.

Financial Institution	Type of Account	Amount You Have	Amount Your Spouse Has
N.A.	N.A.	N.A.	N.A.

5. List the assets, and their values, which you own or your spouse owns.

Home Value	<u>\$ N.A.</u>	Other Real Estate	<u>\$ N.A.</u>
Motor Vehicle	<u>\$ N.A.</u>	2 nd Motor Vehicle	<u>\$ N.A.</u>
Other Assets	<u>\$ N.A.</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	Type of Account	Amount you have	Amount owed to your spouse
N.A.	N.A.	N.A.	N.A.

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

Name	Relationship	Age
James Glenn Sullivan	Son	12

8. Estimate the avenger monthly expenses of you and your family. Show separate the amounts paid by your spouse. Adjust any payments that are made weekly, biweekly, quarterly, or annually to show monthly rate.

	Your	Your Spouse
Rent or home mortgage payment?	<u>N.A.</u>	<u>N.A.</u>
<u>No taxes or Property Insurance at all.</u>		
Utilities(electric, heat, fuel, sewer, phone.)	<u>\$5.00</u>	<u>Phone Time</u>
Home maintenance (repairs and upkeep)	<u>N.A.</u>	
Food	<u>N.A.</u>	
Clothing	<u>N.A.</u>	
Laundry and Dry-cleaning	<u>N.A.</u>	
Medical and Dental exp.	<u>\$2.50</u>	
Transportation (not including vehicle maint)	<u>N.A.</u>	
Recreation, entertainment, newspapers, magazines, etc.	<u>N.A.</u>	
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renters	<u>N.A.</u>	
Life	<u>N.A.</u>	
Health	<u>N.A.</u>	
Motor Vehicle	<u>N.A.</u>	
Other	<u>N.A.</u>	
Taxes (not deducted from wages or included in mortgage payments)		
Specify	<u>N.A.</u>	
Installment Payments		
Motor Vehicle	<u>N.A.</u>	
Credit Cards	<u>N.A.</u>	
Department Stores	<u>N.A.</u>	
Other	<u>N.A.</u>	
Alimony Maintenance and Support		
Paid to others	<u>\$7.50.</u>	
Regular expenses for operation of business, profession, Or farm (attach detailed statement.)	<u>N.A.</u>	
Other (specify)	<u>N.A.</u>	
Total Monthly Expenses	<u>\$7.50</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

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

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

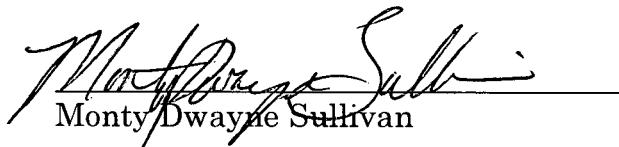
12. Provide any other information that will help explain why you cannot pay the cost of this case.

Money earned on prison job is \$ 15.00 per month before deductions by the Business Office.

Deductions to include Child Support/Support for Dependent Relations.

I, Monty Dwayne Sullivan, declare under the penalty of perjury that the foregoing is true and correct.

Executed on: 8/4 Of October, 2019.



Monty Dwayne Sullivan

State of Wyoming)
) ss
County of Carbon)

I certify that this document was signed by Monty Dwayne Sullivan in my presence. Executed at the Wyoming State Penitentiary, this 8 Day of October, 2019.



Audie Joe Martinez

Notary Public

4-16-2020

My Commission Expires

