

19-7065

ORIGINAL

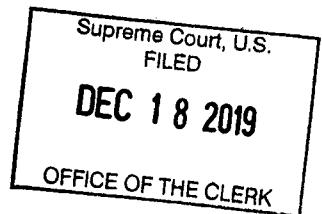
No. _____

IN THE
SUPREME COURT OF THE UNITED STATES

CARRIE A. BRASPENICK — PETITIONER

vs.

JOHNSON LAW, PLC. — 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 _____, or

a copy of the order of appointment is appended.

Dated: December 18, 2019

Carrie A. Braspenick

Carrie A. Braspenick

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

I, Carrie A. Braspenick, 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 | |
|---|---|--------------------|-------------------------------|--------------------|
| | <u>You</u> | <u>Spouse</u> | <u>You</u> | <u>Spouse</u> |
| Employment | \$ <u>450.00</u> | \$ <u>0</u> | \$ <u>450.00</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>4.00</u> | \$ <u>0</u> | \$ <u>4.00</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>729.00</u> | \$ <u>0</u> | \$ <u>729.00</u> | \$ <u>0</u> |
| Disability (such as social security, insurance payments) | \$ <u>2,060.00</u> | \$ <u>0</u> | \$ <u>2,060.00</u> | \$ <u>0</u> |
| Unemployment payments | \$ <u>0</u> | \$ <u>0</u> | \$ <u>0</u> | \$ <u>0</u> |
| Public assistance | \$ <u>0</u> | \$ <u>0</u> | \$ <u>0</u> | \$ <u>0</u> |
| Other (specify): _____ | \$ <u>0</u> | \$ <u>0</u> | \$ <u>0</u> | \$ <u>0</u> |
| Total monthly income: | \$ <u>3,243.00</u> | \$ <u>0</u> | \$ <u>3,243.00</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 |
|--|--|----------------------------|--------------------------|
| <u>Gogebic Co. Community Mental Health Authority</u> | 103 West US HWY 2 Wakefield, MI 49968 | Nov 09-current | \$ <u>95.00</u> |
| <u>Northern Homecare Services</u> | PO Box 643 Escanaba, MI 49829 | April 17-current | \$ <u>350.00</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>Not applicable</u> | | | |

4. How much cash do you and your spouse have? \$ 2,125.00

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 |
|--|------------------------|---------------------------|
| <u>First National Bank Wakefield</u> | \$ <u>275.00</u> | \$ <u>N/A</u> |
| <u>Chase</u> | \$ <u>1,850.00</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.

| | |
|---|--|
| <input checked="" type="checkbox"/> Home | <input type="checkbox"/> Other real estate |
| Value <u>\$ 45,000.00</u> | Value _____ |
| <input checked="" type="checkbox"/> Motor Vehicle #1 2012 Nissan Versa | <input checked="" type="checkbox"/> Motor Vehicle #2 1998 Honda Civic |
| Value <u>\$ 5,950.00</u> | Value <u>\$ 800.00</u> |

Motor Vehicle #3

Other Assets

2008 Ford Van

Description _____

Value \$ 2,800.00

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 |
|--|--------------------|----------------------------|
| <u>Not applicable</u> | <u>\$ 0</u> | <u>\$ 0</u> |

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 |
|------------------------|---------------|-----------|
| <u>Alex Braspenick</u> | <u>nephew</u> | <u>18</u> |
| <u>KK</u> | <u>niece</u> | <u>16</u> |

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) | <u>\$ 500.00</u> | <u>\$ 0</u> |

Are real estate taxes included? Yes No

Is property insurance included? Yes No

| | | |
|---|------------------|-------------|
| Utilities (electricity, heating fuel, water, sewer, and telephone) | <u>\$ 365.00</u> | <u>\$ 0</u> |
|---|------------------|-------------|

| | | |
|---------------------------------------|------------------|-------------|
| Home maintenance (repairs and upkeep) | <u>\$ 150.00</u> | <u>\$ 0</u> |
|---------------------------------------|------------------|-------------|

| | | |
|------|------------------|-------------|
| Food | <u>\$ 400.00</u> | <u>\$ 0</u> |
|------|------------------|-------------|

| | | |
|----------|------------------|-------------|
| Clothing | <u>\$ 100.00</u> | <u>\$ 0</u> |
|----------|------------------|-------------|

| | | |
|--------------------------|-----------------|-------------|
| Laundry and dry-cleaning | <u>\$ 25.00</u> | <u>\$ 0</u> |
|--------------------------|-----------------|-------------|

| | You | Your Spouse |
|---|---------------------------|--------------------|
| Medical and dental expenses | \$ <u>150.00</u> | \$ <u>0</u> |
| Transportation (not including motor vehicle payments) | \$ <u>100.00</u> | \$ <u>0</u> |
| Recreation, entertainment, internet, tv, etc. | \$ <u>275.00</u> | \$ <u>0</u> |
| Insurance (not deducted from wages or included in mortgage payments) | | |
| Homeowner's or renter's | \$ <u>0</u> | \$ <u>0</u> |
| Life | \$ <u>16.00</u> | \$ <u>0</u> |
| Health | \$ <u>0</u> | \$ <u>0</u> |
| Motor Vehicle | \$ <u>190.00</u> | \$ <u>0</u> |
| Other: _____ | \$ <u>0</u> | \$ <u>0</u> |
| Taxes (not deducted from wages or included in mortgage payments) | | |
| (specify): _____ | \$ <u>0</u> | \$ <u>0</u> |
| Installment payments | | |
| Motor Vehicle | \$ <u>0</u> | \$ <u>0</u> |
| Credit card(s) | \$ <u>250.00</u> | \$ <u>0</u> |
| Department store(s) | \$ <u>100.00</u> | \$ <u>0</u> |
| Other: _____ | \$ <u>0</u> | \$ <u>0</u> |
| Alimony, maintenance, and support paid to others | \$ <u>0</u> | \$ <u>0</u> |
| Regular expenses for operation of business, profession, or farm (attach detailed statement) | \$ <u>0</u> | \$ <u>0</u> |
| Other (specify): household items, emergencies, misc. | \$ <u>200.00</u> | \$ <u>0</u> |
| Total monthly expenses: | \$ <u>2,821.00</u> | \$ <u>0</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:

12. Provide any other information that will help explain why you cannot pay the costs of this case. It was court ordered that I pay taxation of costs and case evaluation sanctions in my medical malpractice action, G 13-80 NH in the amount of \$123,011.14.

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

Wakefield, Michigan

Daytime phone number: (906) 364-3245

Age: 48

Years of schooling: 5-year college graduate

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

Executed on December 18, 2019

Carrie A. Braspenick
Carrie A. Braspenick