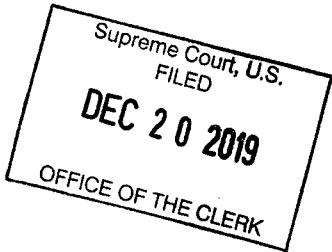


No. 19-7150

ORIGINAL

IN THE
SUPREME COURT OF THE UNITED STATES

~~REDACTED~~ MICHAEL J. WALTON PETITIONER
(Your Name)



VS.

JACK KOWALSKI — 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):

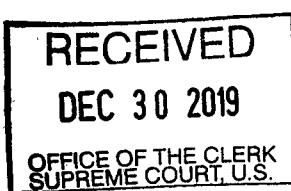
Petitioner has not previously been granted leave to proceed *in forma pauperis* in any other court.

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.



Michael J. Walton #347922
(Signature)

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

I, MICHAEL JAMES WALTON, 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>6</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>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Total monthly income:	\$ <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
<u>M.D.C.</u>	<u></u>	<u>SINCE 2013</u>	<u>\$ 15.22 (AVERAGE)</u>
<u></u>	<u></u>	<u></u>	<u>\$</u>
<u></u>	<u></u>	<u></u>	<u>\$</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>NA</u>	<u>NA</u>	<u>NA</u>	<u>\$ NA</u>
<u></u>	<u></u>	<u></u>	<u></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.

Financial institution	Type of account	Amount you have	Amount your spouse has
<u>0</u>	<u>0</u>	<u>\$ 0</u>	<u>\$ 0</u>
<u></u>	<u></u>	<u></u>	<u></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 _____

Other real estate
Value _____

Motor Vehicle #1
Year, make & model _____
Value _____

Motor Vehicle #2
Year, make & model _____
Value _____

Other assets
Description _____
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
_____	\$ _____	\$ _____
0	0	0
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____

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

Name	Relationship	Age
_____	_____	_____
NA	NA	NA
_____	_____	_____

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)	\$ 0	\$ 0
Are real estate taxes included? <input type="checkbox"/> Yes <input type="checkbox"/> No		
Is property insurance included? <input type="checkbox"/> Yes <input type="checkbox"/> No		
Utilities (electricity, heating fuel, water, sewer, and telephone)	\$ 0	\$ 0
Home maintenance (repairs and upkeep)	\$ 0	\$ 0
Food	\$ 0	\$ 6
Clothing	\$ 0	\$ 6
Laundry and dry-cleaning	\$ 0	\$ 0
Medical and dental expenses	\$ 6	\$ 0

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ 0	\$ 0
Recreation, entertainment, newspapers, magazines, etc.	\$ 0	\$ 6
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ 0	\$ 0
Life	\$ 6	\$ 0
Health	\$ 0	\$ 0
Motor Vehicle	\$ 0	\$ 0
Other: _____	\$ 0	\$ 0
Taxes (not deducted from wages or included in mortgage payments)		
(specify): _____	\$ 6	\$ 0
Installment payments		
Motor Vehicle	\$ 0	\$ 0
Credit card(s)	\$ 0	\$ 0
Department store(s)	\$ 0	\$ 0
Other: _____	\$ 0	\$ 0
Alimony, maintenance, and support paid to others	\$ 0	\$ 0
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ 0	\$ 0
Other (specify): _____	\$ 0	\$ 0
Total monthly expenses:	\$ 0	\$ 0

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.

I AM IN PRISON, AND HAVE NO OUTSIDE HELP,
OR ANYBODY TO HELP ME.

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

Executed on: 12-9-, 2019

Michael Walton #347922
(Signature)

FEDERAL COURT - CIVIL ACTION

Prisoner-Plaintiff/Petitioner/Appellant name and number	V	Defendant's/Respondent's/Appellee's name
Walton, Michael 18-2327		Jack Kowalski KCF Warden

CERTIFICATE OF PRISONER INSTITUTIONAL/TRUST FUND ACCOUNT ACTIVITY

I am employed by the Michigan Department of Corrections at the facility identified below, at which the prisoner identified as the Plaintiff/Petitioner/Appellant is currently incarcerated.

Attached is a computer printout which accurately reflects the current spendable balance and all activity within this prisoner's account during the preceding six months or, if the prisoner has been incarcerated for less than six months, for the period of incarceration. The attached printout reflects, for the reported period, an average monthly account deposit (i.e., total deposits divided by number of months) of \$15.22

The (i.e., total deposits minus total withdrawals divided by number of months) of (\$0.31)
There is a current spendable account balance of \$0.08

Date: 12/09/19

Mary Karius KCF Acct Tech.
Signature of Custodian of Prisoner Institutional/Trust Fund Account

Kinross Correctional Facility
Correctional Facility

Michael Walton #347922

Trust Account Statement
For the period 06/09/2019 to 12/09/2019

MDOC Nbr.: 347922	Name: Walton, Michael James	Current Lock Loc.: E1:117:Bot:E1
Birth Date: 05/04/1970	Location: KINROSS CORRECTIONAL FA	Jurisdiction Dates: 09/12/2011
Current Balance: .08	Hold Balance: .00	Active: Yes Account Dates: 09/06/2019 A/C. Status: Active

Sub Account Details

Account Code	Account Name	Balance As of 06/09/2019	Balance As of 12/09/2019
Trust-Kinross Caseload			
2101	Offender Funds	0.00	0.08
2198	Freeze	0.00	0.00
Trust-Oaks Facility Caseload			
2101	Offender Funds	0.04	0.00
2198	Freeze	0.00	0.00
Trust-SMR Jackson Caseload			
2101	Offender Funds	0.00	0.00
2198	Freeze	0.00	0.00

Transaction Details

GJ No.	Date	Description	Debit	Credit
Trust-Kinross Caseload				
90318821	09/11/2019	<i>TIR Transfer In</i> 1101 Bank Account 2101 Offender Funds	.03 0.03 0.03	
		<i>Narration:</i> Transfer In from Trust-Oaks Facility Caseload to Trust-Kinross Caseload		
90318824	09/11/2019	<i>GJ General Journal</i> 1101 Bank Account 2568 Court Ordered Charges Payable	.06 0.06 0.06	
		<i>Narration:</i> Funds received from 'Trust-Oaks Faci' as collection against offender/debt 347922 / 1794575,		
90573459	09/18/2019	<i>TIR Transfer In</i> 1101 Bank Account 2101 Offender Funds	13.44 13.44 13.44	
		<i>Narration:</i> Transfer In from Trust-Oaks Facility Caseload to Trust-Kinross Caseload		
90673760	10/02/2019	<i>CRT Commissary Regular Transaction</i> 2101 Offender Funds 2501 Payable to Commissary	13.46 13.46 13.46	
		<i>Narration:</i> Batch: 2530725, Ref:102854564-Keefe Debit -		
91033025	10/18/2019	<i>TIR Transfer In</i> 1101 Bank Account 2101 Offender Funds	3.36 3.36 3.36	
		<i>Narration:</i> Transfer In from Trust-Oaks Facility Caseload to Trust-Kinross Caseload		
91113940	10/30/2019	<i>CRT Commissary Regular Transaction</i> 2101 Offender Funds 2501 Payable to Commissary	3.29 3.29 3.29	
		<i>Narration:</i> Batch: 2540322, Ref:102906089-Keefe Debit -		
Trust-Oaks Facility Caseload				
88918397	06/14/2019	<i>PR Payroll Receipt</i> 1116 Payroll Receipts 2101 Offender Funds	14.28 14.28 14.28	
		<i>Narration:</i> Batch: 2493192, Ref:May Payroll		
89170722	06/19/2019	<i>GTL GTL EFT Receipts</i> 1121 GTL EFT Receipts	30.00 30.00	

Trust Account Statement

For the period 06/09/2019 to 12/09/2019

MDOC Nbr.: 347922	Name: Walton, Michael James	Current Lock Loc.: E1:117:Bot:E1
Birth Date: 05/04/1970	Location: KINROSS CORRECTIONAL FA	Jurisdiction Dates: 09/12/2011
Current Balance: .08	Hold Balance: .00	Active: Yes
Account Dates: 09/06/2019		
GJ No.	Date	Description
Trust-Oaks Facility Caseload		
		2101 Offender Funds 30.00
		<i>Narration: Batch: 2495818, Ref:ATCHISON,MARQUES-06/18/2019</i>
89191846	06/21/2019	CRT Commissary Regular Transaction 44.26
		2101 Offender Funds 44.26
		2501 Payable to Commissary 44.26
		<i>Narration: Batch: 2496954, Ref:102671636-Keefe Debit -</i>
89457647	07/15/2019	PR Payroll Receipt 14.28
		1116 Payroll Receipts 14.28
		2101 Offender Funds 14.28
		<i>Narration: Batch: 2502383, Ref:ecf June pris payroll</i>
89652201	07/19/2019	CRT Commissary Regular Transaction 14.24
		2101 Offender Funds 14.24
		2501 Payable to Commissary 14.24
		<i>Narration: Batch: 2506189, Ref:102721931-Keefe Debit -</i>
89697789	07/25/2019	CRR Commissary Regular Return 1.93
		2501 Payable to Commissary 1.93
		2101 Offender Funds 1.93
		<i>Narration: Batch: 2508064, Ref:102721931-Keefe Credit</i>
89760550	08/02/2019	CRT Commissary Regular Transaction 2.03
		2101 Offender Funds 2.03
		2501 Payable to Commissary 2.03
		<i>Narration: Batch: 2510746, Ref:102746258-Keefe Debit -</i>
89877620	08/14/2019	PR Payroll Receipt 15.96
		1116 Payroll Receipts 15.96
		2101 Offender Funds 15.96
		<i>Narration: Batch: 2512822, Ref:ecf pris p/r July</i>
90083085	08/16/2019	CRT Commissary Regular Transaction 15.93
		2101 Offender Funds 15.93
		2501 Payable to Commissary 15.93
		<i>Narration: Batch: 2515528, Ref:102770300-Keefe Debit -</i>
90317935	09/11/2019	TOR Transfer Out .03
		2101 Offender Funds 0.03
		1101 Bank Account 0.03
		<i>Narration: Trust-Oaks Facility Caseload to Trust-Kinross Caseload</i>
90317938	09/11/2019	GJ General Journal .06
		2568 Court Ordered Charges Payable 0.06
		1101 Bank Account 0.06
		<i>Narration: Funds sent to 'Trust-Kinross C' as collection against offender/debt 347922 / 1794575,</i>
90485376	09/16/2019	PR Payroll Receipt 13.44
		1116 Payroll Receipts 13.44
		2101 Offender Funds 13.44
		<i>Narration: Batch: 2524366, Ref:ecf Aug pris payroll</i>
90553157	09/17/2019	TOR Transfer Out 13.44
		2101 Offender Funds 13.44
		1101 Bank Account 13.44
		<i>Narration: Trust-Oaks Facility Caseload to Trust-Kinross Caseload</i>
90891654	10/14/2019	PR Payroll Receipt 3.36
		1116 Payroll Receipts 3.36
		2101 Offender Funds 3.36
		<i>Narration: Batch: 2533315, Ref:ecf pris p/r Sept</i>
91022060	10/17/2019	TOR Transfer Out 3.36
		2101 Offender Funds 3.36

Trust Account Statement**For the period 06/09/2019 to 12/09/2019**

MDOC Nbr.: 347922	Name: Walton, Michael James	Current Lock Loc.: E1:117:Bot:E1	
Birth Date: 05/04/1970	Location: KINROSS CORRECTIONAL FA	Jurisdiction Dates: 09/12/2011	Active: Yes
Current Balance: .08	Hold Balance: .00	Account Dates: 09/06/2019	A/C. Status: Active

GJ No.	Date	Description	Debit	Credit
Trust-Oaks Facility Caseload				
		1101 Bank Account	3.36	
<i>Narration: Trust-Oaks Facility Caseload to Trust-Kinross Caseload</i>				
Total Receipts:				91.32
Total Disbursements:				93.21