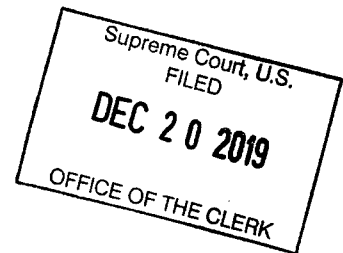


No. 19-7150

ORIGINAL

IN THE  
SUPREME COURT OF THE UNITED STATES

~~DEBRA~~ 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):  
\_\_\_\_\_  
\_\_\_\_\_

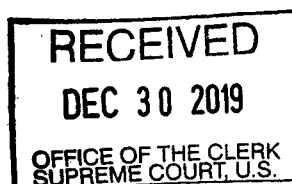
☒ Petitioner has not previously been granted leave to proceed *in forma pauperis* in any other court.

☒ 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	\$ 0	\$ 0	\$ 0	\$ 0
Self-employment	\$ 0	\$ 0	\$ 0	\$ 0
Income from real property (such as rental income)	\$ 0	\$ 0	\$ 0	\$ 0
Interest and dividends	\$ 0	\$ 0	\$ 0	\$ 0
Gifts	\$ 0	\$ 0	\$ 0	\$ 0
Alimony	\$ 0	\$ 0	\$ 0	\$ 0
Child Support	\$ 0	\$ 0	\$ 0	\$ 0
Retirement (such as social security, pensions, annuities, insurance)	\$ 0	\$ 0	\$ 0	\$ 0
Disability (such as social security, insurance payments)	\$ 0	\$ 0	\$ 0	\$ 0
Unemployment payments	\$ 0	\$ 0	\$ 0	\$ 0
Public-assistance (such as welfare)	\$ 0	\$ 0	\$ 0	\$ 0
Other (specify): _____	\$ 0	\$ 0	\$ 0	\$ 0
<b>Total monthly income:</b>	\$ 0	\$ 0	\$ 0	\$ 0

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
M.D.O.C.		SINCE 2013	\$ 15.22 (AVERAGE)
			\$
			\$

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
NA	NA	NA	\$ NA
			\$
			\$

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
0	0	\$ 0.00	\$ 0
		\$	\$
		\$	\$

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

<input type="checkbox"/> Home Value _____	<input type="checkbox"/> Other real estate Value _____
<input type="checkbox"/> Motor Vehicle #1 Year, make & model _____ Value _____	<input type="checkbox"/> Motor Vehicle #2 Year, make & model _____ Value _____
<input type="checkbox"/> 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
<u>0</u>	\$ <u>0</u>	\$ <u>0</u>
<u></u>	\$ <u></u>	\$ <u></u>
<u></u>	\$ <u></u>	\$ <u></u>

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

Name	Relationship	Age
<u>NA</u>	<u>NA</u>	<u>NA</u>
<u></u>	<u></u>	<u></u>
<u></u>	<u></u>	<u></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>0</u>	\$ <u>0</u>
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)	\$ <u>0</u>	\$ <u>0</u>
Home maintenance (repairs and upkeep)	\$ <u>0</u>	\$ <u>0</u>
Food	\$ <u>0</u>	\$ <u>6</u>
Clothing	\$ <u>0</u>	\$ <u>6</u>
Laundry and dry-cleaning	\$ <u>0</u>	\$ <u>0</u>
Medical and dental expenses	\$ <u>6</u>	\$ <u>0</u>

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ <u>0</u>	\$ <u>0</u>
Recreation, entertainment, newspapers, magazines, etc.	\$ <u>0</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>0</u>	\$ <u>0</u>
Health	\$ <u>0</u>	\$ <u>0</u>
Motor Vehicle	\$ <u>0</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>0</u>	\$ <u>0</u>
Department store(s)	\$ <u>0</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): _____	\$ <u>0</u>	\$ <u>0</u>
Total monthly expenses:	\$ <u>0</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.

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

Walton, Michael  
18-2327

V

Defendant's/Respondent's/Appellee's name

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

Marcy Kangas KCF Acct Tech.  
Signature of Custodian of Prisoner Institutional/Trust Fund Account

Kinross Correctional Facility Michael J. Walter #347922  
Correctional Facility

## 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	Account Dates: 09/06/2019
		Active: Yes
		A/C. Status: Active

**Sub Account Details**

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

**Transaction Details**

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



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Current Balance: .08	Hold Balance: .00	Account Dates: 09/06/2019
		Active: Yes
		A/C. Status: Active

GJ No.	Date	Description	Debit	Credit
<b>Trust-Oaks Facility Caseload</b>				
		2101 Offender Funds		30.00
		<i>Narration: Batch: 2495818, Ref:ATCHISON,MARQUES-06/18/2019</i>		
89191846	06/21/2019	<b>CRT Commissary Regular Transaction</b>	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	<b>PR Payroll Receipt</b>	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	<b>CRT Commissary Regular Transaction</b>	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	<b>CRR Commissary Regular Return</b>	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	<b>CRT Commissary Regular Transaction</b>	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	<b>PR Payroll Receipt</b>	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	<b>CRT Commissary Regular Transaction</b>	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	<b>TOR Transfer Out</b>	.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	<b>GJ General Journal</b>	.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	<b>PR Payroll Receipt</b>	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	<b>TOR Transfer Out</b>	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	<b>PR Payroll Receipt</b>	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	<b>TOR Transfer Out</b>	3.36	
		2101 Offender Funds	3.36	

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Current Balance: .08	Hold Balance: .00	Account Dates: 09/06/2019	A/C. Status: Active

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

<b>Total Receipts:</b>	<b>91.32</b>
<b>Total Disbursements:</b>	<b>93.21</b>