

19-7191

No. _____

ORIGINAL

IN THE

SUPREME COURT OF THE UNITED STATES

JANICE BAKER — PETITIONER
(Your Name)



VS.

Macy's Florida Stores 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):

4th Appeal District Circuit Court
15th Judicial Circuit Court of Palm Beach
County

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.

Janice Baker
(Signature)

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

Ednae Baker, 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>26,400</u>	\$ <u>0</u>	\$ <u>2,200</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>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>1,230</u>	\$ <u>0</u>	\$ <u>1,230</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>1,230</u>	\$ <u>26,400</u>	\$ <u>1,230</u>	\$ <u>2,200</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
N/A	N/A	N/A	\$ 8 \$ 8 \$ 8

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
Sunshine Aluminum	5445 Main Way Riviera Beach Florida	1984-63 present (2019)	\$ 2,200 \$ \$

4. How much cash do you and your spouse have? \$ 2,200

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
Gold card credit un. card	\$ 1,000 \$ \$	\$ 1,200 \$ \$

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

Home
Value 0

Other real estate
Value 0

Motor Vehicle #1
Year, make & model 2013 Kia Optima
Value 5,000

Motor Vehicle #2
Year, make & model 2016 Toyota Thunder
Value 5,600

Other assets
Description None
Value 0

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
\$ 0	\$ 0	\$ 0
\$ 0	\$ 0	\$ 0

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
Cordell Brown	SON	25
Corey Baker	SON	30

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	\$ 1,023.00 monthly
Are real estate taxes included? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		
Is property insurance included? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		
Utilities (electricity, heating fuel, water, sewer, and telephone)	\$ 0	\$ 650.00 monthly
Home maintenance (repairs and upkeep)	\$ 0	\$ 1,000 quarterly
Food	\$ 250.00	\$ 0
Clothing	\$ 250.00	\$ 250.00 quarterly
Laundry and dry-cleaning	\$ 0	\$ 0
Medical and dental expenses	\$ 123 monthly	\$ 139 monthly

	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>163.00</u> monthly
Life	\$ <u>0</u>	\$ <u>254.00</u> monthly
Health	\$ <u>123.00</u> monthly	\$ <u>135.00</u> monthly
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>Property taxes</u>	\$ <u>0</u>	\$ <u>2,623.00</u> yearly
Installment payments		
Motor Vehicle	\$ <u>0</u>	\$ <u>0</u>
Credit card(s)	\$ <u>300</u> monthly	\$ <u>0</u>
Department store(s)	\$ <u>300.00</u> monthly	\$ <u>0</u>
Other: <u>Car (Lending Club)</u>	\$ <u>0</u>	\$ <u>792.00</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>1,223</u>	\$ <u>6,688</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? Can't afford it

If yes, state the attorney's name, address, and telephone number:

hope the U.S Supreme Court will Appoint
Petitioner & counsel due to my disability

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? Can't afford it after hiring Attorney Dave Ray
who just took my money and never withdrew himself after

If yes, state the person's name, address, and telephone number: this case at the 4th
Appeals District Circuit
Court

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

After hiring Attorney Dave Ray, who charged Petitioner
5,000 dollars down payment and 3500 monthly, he did
not represent me correctly after giving him all my
Evidence in the 1/9/19 Initial Brief and Appendix Brief.

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

Executed on: December 30, 2019

Devin Barker
(Signature)

**Additional material
from this filing is
available in the
Clerk's Office.**