

No. _____

IN THE
SUPREME COURT OF THE UNITED STATES

B.T.D.

Petitioner,

v.

STATE OF ALABAMA,

Respondent.

MOTION FOR LEAVE TO FILE *IN FORMA PAUPERIS*

Petitioner, B.T.D., pursuant to Rule 39 of the Rules of the Supreme Court of the United States, respectfully moves for leave to file the accompanying petition for a writ of certiorari in the Supreme Court of the United States without payment of costs and to proceed *in forma pauperis*.

Petitioner was previously found indigent by the Tuscaloosa County Circuit Court in the matters below on November 30, 2017, and the undersigned counsel was appointed pursuant to § 15-12-21, Ala. Code 1975. A copy of that *Affidavit of Indigency and Order* is attached hereto and is hereby incorporated by reference. Petitioner's indigent status has not been revoked and his financial status has not changed since he was declared indigent. The undersigned counsel has remained as

Petitioner's counsel throughout all proceedings in Alabama trial and appellate courts. See Rule 24(b)(1) A.R.App.P ("Appointed trial counsel shall continue as defendant's counsel on appeal unless relieved by order of the trial court."). Pursuant to Rule 39.1, Petitioner has not attached the affidavit that would otherwise be required by 28 U.S.C. § 1746.

Respectfully submitted this 3rd day of January, 2020.

BLUME & BLUME
ATTORNEYS AT LAW, P.C.
Attorneys for Petitioner



Gary L. Blume
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AFFIDAVIT OF INDIGENCE AND ORDER

CASE NUMBER

CC-2017-3005

IN THE DISTRICT COURT OF TUSCALOOSA COUNTY

STATE OF ALABAMA vs. *B [REDACTED] D [REDACTED]*

IN THE MATTER OF:

CHARGE/TYPE OF PROCEEDING:

ASSAULT 20

AFFIDAVIT

A. Do you have a job or work for yourself? Yes No
Employer name and address _____

How much money do you take home each week? + \$ _____

B. Does your husband or wife have a job? Yes No
Employer name and address *N/A*

How much money does he/she take home each week? + \$ *0*

C. Do you receive money or benefits from any other source?
(Example: retirement pay, social security, workmen's compensation, unemployment compensation, food stamps, rent payments, interest, dividends, etc.) Yes No
How much do you receive each month? + \$ _____

A. Do you have any money in any bank, savings and loan, credit union or any other place including cash on hand? Yes No
Where? _____ How much? + \$ _____

B. Do you own anything else of value? (Land, house, boat, television, stereo, jewelry, car, truck, van, stocks, bonds, etc.) Yes No
What? _____ Total Value + \$ _____

A. Are you: Single Married Widowed Divorced or Separated

B. Do you have any dependents? Yes No
Who and what relationship? _____

A. What does it cost you to live each month?
(Include loans, charge accounts, house or rent payments, alimony, support, car payments, groceries, utilities, etc.) \$ *0*

It is my desire at this time to have counsel appointed by the Court to represent me on the above charge(s). In support of this request, I have answered the preceding questions relating to my ability to pay. I swear or affirm that these answers are true and reflect my present financial status. I understand that a false statement or answer to any questions in this affidavit may subject me to PENALTIES for PERJURY. I authorize, if necessary, the Court or its authorized representative to obtain records or information pertaining to my financial status from any source.

B [REDACTED] D [REDACTED]

Affiant/Defendant

Northport, Al

Address

Sworn to and subscribed before me this *30th* day of*November**2017**[Signature]*
Judge/Notary

ORDER

IT IS ORDERED THAT THE FOREGOING REQUEST BE: GRANTED _____ DENIEDIT IS THEREFORE, ORDERED AND ADJUDGED BY THE COURT THAT *Gar Blume*

Attorney at Law, be and is hereby appointed as counsel to represent, assist and defend in this (these) case(s).

DONE this *30th* day of *Nov*, 2017.

Judge

[Signature]