

APR 18 2019

OFFICE OF THE CLERK

19-7290

No. _____

IN THE

SUPREME COURT OF THE UNITED STATES

Tamarkqua Garland - PETITIONER

VS.

Bronx, District Attorney - RESPONDENT(S)

MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

The petitioner ask leave to file the attached petition for 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 the following(s) 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: _____

a copy of the order of appointment is appended.

NOTARIZE

Sworn to before me on this

17 Day of June, 2019

T. Walsh
(Signature)

Brenda J. Walsh

BRENDA J WALSH
Notary Public, State of New York
No. 01WA6286594
Qualified in Tompkins County
Commission Expires July 29, 2021

NOTARY PUBLIC

ORIGINAL

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

I, Tamarkqua Garland, 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 cost 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 the amounts before any deductions for taxes or otherwise.

Income source	Average monthly amount during the past 12 months		Amount expected	
	You	Spouse	You	Spouse
Employment	\$ <u>none</u>	\$ <u>N/A</u>	\$ <u>none</u>	\$ <u>N/A</u>
Self-employment	\$ <u>none</u>	\$ <u>N/A</u>	\$ <u>none</u>	\$ <u>N/A</u>
Income from real Property (rental income)	\$ <u>none</u>	\$ <u>N/A</u>	\$ <u>none</u>	\$ <u>N/A</u>
Interest and dividends	\$ <u>none</u>	\$ <u>N/A</u>	\$ <u>none</u>	\$ <u>N/A</u>
Gifts	\$ <u>none</u>	\$ <u>N/A</u>	\$ <u>none</u>	\$ <u>N/A</u>
Alimony	\$ <u>none</u>	\$ <u>N/A</u>	\$ <u>none</u>	\$ <u>N/A</u>
Child Support	\$ <u>none</u>	\$ <u>N/A</u>	\$ <u>none</u>	\$ <u>N/A</u>
Retirement (such as social Security, pensions annuities, insurance)	\$ <u>none</u>	\$ <u>N/A</u>	\$ <u>none</u>	\$ <u>N/A</u>
Disability (such as social Security, insurance payments)	\$ <u>none</u> \$ <u>none</u>	\$ <u>N/A</u> \$ <u>N/A</u>	\$ <u>none</u> \$ <u>none</u>	\$ <u>N/A</u> \$ <u>N/A</u>
Unemployment payments	\$ <u>none</u>	\$ <u>N/A</u>	\$ <u>none</u>	\$ <u>N/A</u>
Public-assistance	\$ <u>none</u>	\$ <u>N/A</u>	\$ <u>none</u>	\$ <u>N/A</u>
Other (specify): _____	\$ <u>none</u>	\$ <u>N/A</u>	\$ <u>none</u>	\$ <u>N/A</u>
Total monthly income:	\$ <u>0.00</u>		\$ <u>0.00</u>	

2. List your employment history for the past two years, most recent first. (Gross monthly pay is before taxes or other deduction).

Employee	Address	Dates of Employment	Gross monthly pay
<u>N/A</u>	<u>N/A</u>	<u>N/A</u>	<u>0.00</u>
<u>N/A</u>	<u>N/A</u>	<u>N/A</u>	<u>0.00</u>
<u>N/A</u>	<u>N/A</u>	<u>N/A</u>	<u>0.00</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>N/A</u>	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
<u>N/A</u>	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
<u>N/A</u>	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>

4. How much cash do you and your spouse have \$ 0.00

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>N/A</u>	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
<u>N/A</u>	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
<u>N/A</u>	<u>N/A</u>	<u>N/A</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.

Home
N/A

Other real estate
Value N/A

Motor Vehicle #1
Year, make & model none

Motor Vehicle #2
Year, make & model none

Other assets
Description N/A
Value 0.00

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
none	none	none
none	none	none
none	none	none

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

Name	Relationship	Age
d/n/a	_____	_____
d/n/a	_____	_____
d/n/a	_____	_____

8. Estimate the average monthly expense 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 rent for mobile home)	\$ none	\$ N/A
Are real estate taxes included?	\$ none	\$ N/A
Is property insurance included?	\$ none	\$ N/A
Utilities (electricity, heating fuel, water, sewer, and telephone)	\$ none	\$ N/A
Home maintenance (repairs upkeep)	\$ none	\$ N/A
Food	\$ none	\$ N/A
Clothing	\$ none	\$ N/A
Laundry and dry-cleaning	\$ none	\$ N/A
Medical and dental expenses	\$ none	\$ N/A

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ <u>none</u>	\$ <u>N/A</u>
Recreation, entertainment, newspapers, magazines, etc	\$ <u>none</u>	\$ <u>N/A</u>
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renters	\$ <u>none</u>	\$ <u>N/A</u>
Life	\$ <u>none</u> \$ <u>none</u>	\$ <u>N/A</u> \$ <u>N/A</u>
Motor Vehicle	\$ <u>none</u>	\$ <u>N/A</u>
Other: _____	\$ <u>none</u>	\$ <u>N/A</u>
Taxes (not deducted from wages or included in mortgage payments)		
(Specify): _____ Installment payments	\$ <u>none</u>	\$ <u>N/A</u>
Motor Vehicle	\$ <u>none</u>	\$ <u>N/A</u>
Credit card(s)	\$ <u>none</u>	\$ <u>N/A</u>
Department store(s)	\$ <u>none</u>	\$ <u>N/A</u>
Other: _____	\$ <u>none</u>	\$ <u>N/A</u>
Alimony, maintenance, and support paid to others	\$ <u>none</u>	\$ <u>N/A</u>
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ <u>none</u>	\$ <u>N/A</u>
Other (specify): _____	\$ <u>none</u>	\$ <u>N/A</u>
Total monthly expenses:	\$ <u>0.00</u>	\$ <u>N/A</u>

9. Do you expect any major changes to your monthly income or expenss 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 – attorney any money for services in connection with this case, including the completion of this form? Yes (No) answer 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) No payment

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 cost of this case

(Presently incarcerated)

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

Executed on: 6-5-19, 20____

I A *
(Signature)