

19-7354
No. _____

ORIGINAL

FILED

JAN 09 2020

OFFICE OF THE CLERK
SUPREME COURT, U.S.

IN THE
SUPREME COURT OF THE UNITED STATES

LAWRENCE EDWARD MARTIN — PETITIONER
(Your Name) 106491

VS.

WENDY KELLEY, DIRECTOR — 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):

ARKANSAS SUPREME COURT, UNITED STATES DISTRICT COURT, PULASKI CO-
UNTY CIRCUIT COURT, EIGHTH CIRCUIT COURT OF APPEALS.

☒ 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.

Lawrence Edward Martin
(Signature)

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

I, LAWRENCE EDWARD MARTIN, 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 JULY 31/19	You	Spouse
Employment	\$ <u>0</u>	\$ <u>DEAD</u>	\$ <u>0</u>	\$ <u>DEAD</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>60.00</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>0</u>	<u>0</u>	<u>0</u>	\$ <u>0</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>0</u>	<u>0</u>	<u>0</u>	\$ <u>0</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.

Type of account (e.g., checking or savings)	Amount you have	Amount your spouse has
<u>0</u>	\$ <u>0</u>	\$ <u>0</u>
	\$	\$
	\$	\$

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 <u>0</u>	<input type="checkbox"/> Other real estate Value <u>0</u>
<input type="checkbox"/> Motor Vehicle #1 Year, make & model <u>0</u> Value _____	<input type="checkbox"/> Motor Vehicle #2 Year, make & model <u>0</u> Value _____
<input type="checkbox"/> Other assets Description <u>0</u> 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. For minor children, list initials instead of names (e.g. "J.S." instead of "John Smith").

Name

Relationship

Age

0

0

0

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.

HAVE BEEN IN PRISON FOR 25 YEARS. You

Your spouse

Rent or home-mortgage payment
(include lot rented for mobile home)

\$ 0

\$ 0

Are real estate taxes included? ☐ Yes ☒ No

Is property insurance included? ☐ Yes ☒ No

Utilities (electricity, heating fuel,
water, sewer, and telephone)

\$ 0

\$ 0

Home maintenance (repairs and upkeep)

\$ 0

\$ 0

Food

\$ 0

\$ 6

Clothing

\$ 0

\$ 0

Laundry and dry-cleaning

\$ 0

\$ 0

Medical and dental expenses

\$ 0

\$ 0

CALCULATION OF INITIAL PAYMENT OF FILING FEE

(To be Completed by the Institution of Incarceration)

PLAINTIFF: Lawrence Edward Martin

ADC NUMBER: 106491

FEDERAL COURT CASE NUMBER (IF KNOWN): _____

Total deposits for last six (6) months: \$ 206.00

Average monthly deposit (total deposits divided by 6): \$ 34.33

Total balances for last six (6) months: \$ 0.32

Average monthly balance:
(Total balances divided by 6) \$ 0.05

Current account balance: \$ 0.13

Initial payment of filing fee as of 1-7-2020: \$ 6.87

(The greater of the average monthly deposit
Or the average monthly balance x .20)

DATE: 1-7-2020 AUTHORIZED OFFICIAL Jana Dean

(NO FILING FEE SHALL BE IN EXCESS OF
\$350.00 FOR A CIVIL LAWSUIT
OR
\$505.00 FOR AN APPEAL)

CERTIFICATE

(Prisoner Accounts Only)

(To be Completed by the Institution of Incarceration)

I certify that the applicant named herein has the sum of \$ 0.13 on account to his/her credit at the ELARU institution where he is confined.

I further certify that the applicant likewise has the following securities to his/her credit according to the records of said institution: ELARU - PO Box 970

Marianna, AR 72360

I further certify that during the past six months the applicant's average balance was \$ 0.05.

1-7-2020
Date

Lina Deen
Signature of Authorized Officer of Institution

NO. _____

IN THE
SUPREME COURT OF THE UNITED STATES

LAWRENCE EDWARD MARTIN -

PETITIONER

VS.

WENDY KELLEY, DIRECTOR

RESPONDENT[S]

PETITION IN SUPPORT TO PROCEED INFORMA PAUPERIS

1. PETITIONER STATED HE IS INDIGENT.
2. PETITIONER IS UNABLE TO EMPLOY COUNSEL.
3. PETITIONER WAS DIAGNOSED AT AFFORDABLE HEARING SOLUTIONS AS DEAF
COUNSEL IS REQUESTED 28 U. S. C. § 1915 [D], [E], [I].
4. PETITIONER CANNOT BECAUSE OF POVERTY GIVEN SECURITY OF COST ... AND
STILL BE ABLE TO PROVIDE HIMSELF WITH NECESSITIES OF LIFE. ADKINS V.
E. I. DUPONTE DE NEMOURS AND CO., 335 U. S. 331, 69 S. CT. 85, 93 L. ED
43 1948; ROWLAND V. CALIFORNIA MENS COLONY, UNIT II MEN'S ADVISORY
COUNSEL, 566 U. S. 194, 113 S. CT. 716 U. S. CAL' HARDY V. U. S. 227,
84 S. CT. 424 U. S. DIST. COL. 1964; PROMPT ATTENTION IS GIVEN TO THE C-

RECEIVED

JAN 21 2020

OFFICE OF THE CLERK
SUPREME COURT, U.S.

LEK AND THE COURT.

RESPECTFULLY SUBMITTED,

Lawrence Edward Martin

LAWRENCE EDWARD MARTIN, PRO-SE

STATE OF ARKANSAS

COUNTY OF LEE

SUBSCRIBED AND SWORN TO BEFORE ME, A NOTARY PUBLIC THIS

DAY OF JAN., 2020.

MY COMMISSION EXPIRES

12-28-26

NOTARY PUBLIC

[Signature]

