

DEC 16 2019

OFFICE OF THE CLERK

No. _____

In The
Supreme Court of the United States

JEFFREY R. GOLIN, ELSIE Y. GOLIN AND NANCY K. GOLIN,

BY HER MOTHER AND NEXT FRIEND ELSIE Y. GOLIN

Petitioners,

v.

SAN ANDREAS REGIONAL CENTER, SANTI ROGERS, MIMI KINDERLEHRER, TUCKER
LISKE, EDNA MANTILLAS DBA EMBEE MANOR, STANFORD HOSPITAL AND CLINICS, AND

JAMIE BUCKMASTER

Respondents.

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*
(RULE 39, FORM 4, FRAP)

Petitioners Jeffrey R. Golin and Elsie Y. Golin hereby ask leave to file the attached petition for a writ of certiorari without prepayment of costs and to proceed *in forma pauperis*.

Petitioners have previously been granted leave to proceed in forma pauperis in the following courts.

- California Supreme Court
- California First District Court of Appeal
- California Third District Court of Appeal
- California Sixth District Court of Appeal
- California Superior Court of San Mateo County
- California Superior Court of Santa Clara County
- California Superior Court of Sacramento County
- California Superior Court of Alameda County

The court below did not appoint counsel in the current proceeding.

Petitioners' affidavit or declaration in support of this motion is attached hereto.

Petitioner Nancy K. Golin is an incompetent person and ward of the state in state custody and unable to plead for herself.

Respectfully submitted this 31st day of December, 2019, at Fresno, California.


JEFFREY R. GOLIN, JD, LL.M


ELSIE Y. GOLIN

PO. Box 3281
Clovis, CA 93613,
*Petitioners In Pro Per, as parents
and as next friends to
Petitioner NANCY K. GOLIN*

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

WE JEFFREY R. GOLIN ELSIE Y. GOLIN are the petitioners in the above-entitled case. In support of my motion to proceed *in forma pauperis*, we state that because of my poverty we am unable to pay the costs of this case or to give security therefor; and we believe we 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	(ELSIE) Spouse	You	(ELSIE) Spouse
Employment	\$ <u>40</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Self-employment	\$ <u>45</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>1,483</u>	\$ <u>531</u>	\$ <u>1506</u>	\$ <u>539</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>22</u>	\$ <u>0</u>	\$ <u>22</u>	\$ <u>0</u>
Other (specify):	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Total monthly income:	\$ <u>1,540</u>	\$ <u>531</u>	\$ <u>1528</u>	\$ <u>539</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
SCOTT McMILLAN	LA MESA, CA	9/17/19 - 9/22/19	\$ 540
		1/20/18 - 1/24/18	\$ 378.15
			\$

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
NONE			\$
			\$
			\$

4. How much cash do you and your spouse have? \$
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
CHASE BANK - JOINT CHECKING	\$ 97.16	\$ (JOINT)
WELLS FARGO - JOINT CHECKING	\$ 1,052.31	\$ (JOINT)
M.I.T. FCU SAVINGS	\$ 5.12	\$ 0

} CURRENT BAL'S

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

☒ Home Value 217,000
(137,342 OWED)

☐ Other real estate NONE
Value _____

☒ Motor Vehicle #1 Year, make & model 2018 FORD FUSION Value 11,354 (BB)
17,811 OWED

☒ Motor Vehicle #2 Year, make & model 1998 FORD WINDSTAR Value 550

☐ Other assets N/A
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
NONE	\$ 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
ELSIE Y. COLIN	WIFE	78
JEFFREY R. COLIN	SELF	78

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)	\$ 1,013.61	\$ 0
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)	\$ 479.90	\$ 0
PAKE 156, 61, PRES: 121.14, XFIN: 127.13, MET 61		
Home maintenance (repairs and upkeep)	\$ 84.40	\$ 0
ROOF + FURNACE REP. (2013)		
Food (IRS NAT'L SEWARD) (CAN'T ESTIMATE)	\$ 386.00	\$ 299.00
Clothing (RUGER GST)	\$ 15.00	\$ 10.00
Laundry and dry-cleaning	\$ 0	\$ 0
Medical and dental expenses PRESCRIPTION COMPANY	\$ 14.54	\$ 0

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ <u>244.16</u>	\$ <u>Ø</u>
Recreation, entertainment, newspapers, magazines, etc.	\$ <u>Ø</u>	\$ <u>Ø</u>
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ <u>Ø</u>	\$ <u>Ø</u>
Life	\$ <u>Ø</u>	\$ <u>Ø</u>
Health	\$ <u>Ø</u>	\$ <u>Ø</u>
Motor Vehicle	\$ <u>91.07</u>	\$ <u>Ø</u>
Other: <u>NONE</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Taxes (not deducted from wages or included in mortgage payments)		
(specify): <u>NONE</u>	\$ <u>Ø</u>	\$ <u>Ø</u>
Installment payments		
Motor Vehicle	\$ <u>386</u>	\$ <u>Ø</u>
Credit card(s)	\$ <u>475.90</u>	\$ <u>926.30</u>
Department store(s)	\$ <u>Ø</u>	\$ <u>Ø</u>
Other: <u>WGB PRG FOR NANCY</u>	\$ <u>15.00</u>	\$ <u>Ø</u>
Alimony, maintenance, and support paid to others	\$ <u>Ø</u>	\$ <u>Ø</u>
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ <u>Ø</u>	\$ <u>Ø</u>
Other (specify): _____	\$ <u>Ø</u>	\$ <u>Ø</u>
Total monthly expenses:	\$ <u>3205.68</u>	\$ <u>725.30</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:

N/A

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:

N/A

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

RETIRED ON FIXED SOCIAL SECURITY RETIREMENT BENEFITS,
OVER BUDGET, CREDIT CARD INTEREST, PAYDAY LOANS, SCHOOL LOANS

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

Executed on: DECEMBER 31, 2019

Jeffrey R. Golin
Jeffrey R. Golin
(Signature)

I, ELSIE Y. GOLIN
CONCUR.

Elsie Y. Golin
(SIGNATURE)