

IN THE

SUPREME COURT OF THE UNITED STATES

CHRISTOPHER SCOTT PEYTON, *pro se*

PETITIONER

v.

RAVONNE SIMS, WARDEN, ROEDERER CORRECTIONAL
COMPLEX; AND

JAMES ERWIN, COMMISSIONER, KENTUCKY DEPARTMENT
OF CORRECTIONS

RESPONDENTS

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

Petitioner asks leave to file the attached petition for a writ of certiorari without prepayment of costs and to proceed *in forma pauperis*.

Petitioner has previously been granted leave to proceed *in forma pauperis* in the following courts:

- Franklin Circuit Court Granted Petitioner leave to proceed *in forma pauperis* and Ordered him to pay \$92.00 in filing fees.
- The Kentucky Court of Appeals Granted Petitioner leave to proceed *in forma pauperis* and Ordered him to pay \$0.00 in filing fees.
- The Kentucky Supreme Court Granted Petitioner leave to proceed *in forma pauperis* and Ordered him to pay \$25.00 in filing fees.

Petitioner's affidavit or declaration in support of this motion is attached hereto as well as a certified account statement showing all of the funds he has received in the past six (6) months.

Respectfully submitted,



Christopher Scott Peyton, *Pro se*
Roederer Correctional Complex
P.O. Box 69
LaGrange, KY 40031
(502) 222-0173

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

I, Christopher Scott Peyton, 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 therefore; and I believe I am entitled to redress.

1. As Petitioner has no spouse, the following is a list of the average amount of money he has received from each of the following sources during the past 12 months

| Income source | Average monthly amount during the past 12 months | Amount expected next month |
|---------------------------|---|-------------------------------|
| Employment | <u>\$0.00</u> | <u>\$0.00</u> |
| Self-employment | <u>\$0.00</u> | <u>\$0.00</u> |
| Income from real property | <u>\$0.00</u> | <u>\$0.00</u> |
| Interest and dividends | <u>\$0.00</u> | <u>\$0.00</u> |
| Gifts | <u>\$160.00</u> | <u>\$0.00</u> |
| Alimony | <u>\$0.00</u> | <u>\$0.00</u> |
| Child Support | <u>\$0.00</u> | <u>\$0.00</u> |
| Retirement | <u>\$0.00</u> | <u>\$0.00</u> |
| Disability | <u>\$0.00</u> | <u>\$0.00</u> |
| Unemployment payments | <u>\$0.00</u> | <u>\$0.00</u> |
| Public assistance | <u>\$0.00</u> | <u>\$0.00</u> |
| Other (State Pay) | <u>\$46.38</u> | <u>\$51.52</u> |
| Total Monthly Income | <u>\$206.38</u> | <u>\$51.52</u> |

2. Petitioner has not been employed during the past two years.
3. Petitioner has no bank accounts.
4. Petitioner has no assets.
5. Petitioner is not owed money by any person, business, or organization.
6. Petitioner is not relied upon by anyone for support.
7. The following is a list of Petitioner's average monthly expenses.

| | |
|--|----------------|
| Rent or home-mortgage payment | <u>\$0.00</u> |
| Utilities | <u>\$0.00</u> |
| Home maintenance | <u>\$0.00</u> |
| Food | <u>\$0.00</u> |
| Clothing | <u>\$0.00</u> |
| Laundry and dry-cleaning | <u>\$0.00</u> |
| medical and dental expenses | <u>\$2.00</u> |
| Transportation | <u>\$0.00</u> |
| Recreation, entertainment, newspapers, magazines, etc. | <u>\$28.26</u> |
| Insurance | <u>\$0.00</u> |
| Taxes | <u>\$0.00</u> |
| Installment payments | <u>\$0.00</u> |
| Alimony, maintenance, and support paid to others | <u>\$0.00</u> |
| Regular expenses for operation of business, profession, or farm | <u>\$0.00</u> |

| | |
|--|----------------|
| Other (Legal Copies, Postage, and Filing Fees) | <u>\$16.08</u> |
| Total monthly expenses | <u>\$46.34</u> |

8. Petitioner expects the amount of gifts he receives in the next twelve (12) months to be significantly lower than the previous twelve (12) months.

9. Petitioner does not expect to pay an attorney or any other person for services in connection with this case.

10. Petitioner is an inmate who relies solely on State Pay and gifts from his mother to survive in prison.

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge and belief at this time.

Executed on this 17th day of January, 2020.

Christopher Peyton
Christopher Peyton, *Pro Se*

NOTARY STATEMENT

Subscribed and sworn to before me by Christopher Scott Peyton on this 17th day of January, 2020.

Janet Coleen

NOTARY PUBLIC, State at Large: Kentucky

ID Number 632023

My commission expires: 9-20-23