

19-7849
No. _____

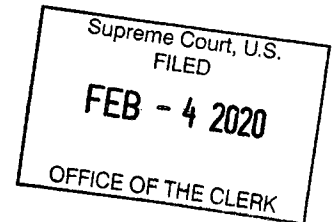
ORIGINAL

IN THE
SUPREME COURT OF THE UNITED STATES

SIVA BLACK — PETITIONER
(Your Name)

VS.

EDWARD DOLAN — 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):

DISTRICT COURT, FIRST CIRCUIT (In both 2011; and 2018)

COURT OF APPEALS, FIRST CIRCUIT; ALL STATE COURT PROCEEDINGS

☐ Petitioner has **not** previously been granted leave to proceed *in forma pauperis* in any other court.

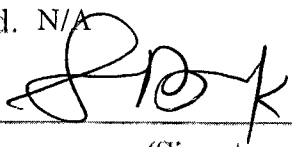
☒ Petitioner's affidavit or declaration in support of this motion is attached hereto.

☐ 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: N/A

_____, or

☐ a copy of the order of appointment is appended. N/A

 2-27-20
(Signature)

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

I, SIVA BLACK, 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	You	Spouse
Employment	\$ 250	\$ 0 No spouse	\$ 0	\$ 0
Self-employment	\$ 100	\$ 0	\$ 0	\$ 0
Income from real property (such as rental income)	\$ 0	\$ 0	\$ 0	\$ 0
Interest and dividends	\$ 0	\$ 0	\$ 0	\$ 0
Gifts	\$ 0	\$ 0	\$ 0	\$ 0
Alimony	\$ 0	\$ 0	\$ 0	\$ 0
Child Support	\$ 0	\$ 0	\$ 0	\$ 0
Retirement (such as social security, pensions, annuities, insurance)	\$ 0	\$ 0	\$ 0	\$ 0
Disability (such as social security, insurance payments)	\$ 0	\$ 0	\$ 0	\$ 0
Unemployment payments	\$ 0	\$ 0	\$ 0	\$ 0
Public-assistance (such as welfare)	\$ 0	\$ 0	\$ 0	\$ 0
Other (specify): <u>FOOD STAMPS</u>	\$ 194	\$ 0	\$ 194	\$ 0
Total monthly income:	\$ 544	\$ 0	\$ 194	\$ 0

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
SHAWS	Water St. Wakefield	Sept-Dec, 2019	\$ 500-800
PUNJAB	Arlington, MA	Sept, 2017-Jan 2018	\$ 2500
MAX BRENNER	BOSTON, MA	Dec.2015-Dec.2016	\$ 2000

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
No spouse	N/A	N/A	\$ 0
N/A	N/A	N/A	\$ 0
N/A	N/A	N/A	\$ 0

4. How much cash do you and your spouse have? \$ 4688 in money that is all student gov. aid.
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
Checking	\$.01	\$ 0
Securities	\$ 4553	\$ 0
N/A	\$ N/A	\$ 0

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

☐ Home
Value N/A

☐ Other real estate
Value N/A

☐ Motor Vehicle #1
Year, make & model N/A
Value _____

☐ Motor Vehicle #2
Year, make & model N/A
Value _____

☒ Other assets
Description _____
Value _____

Please NOTE: The total amount of assets I have is entirely money from student loans that I try to invest and earn money with on the stock exchange before spending--try to stretch the money as I go. It is currently in the form of short interest margin holdings. The assets I am holding is further offset by credit card, bank loans, and student loans, that I have outstanding, that is greater than four times the amount listed of \$4553. Also note, the total money I have reflects the amount I have in stock purchases at the market close on February 26, 2020--minus \$1300 I am withdrawing February 27, 2020 for bills that are due immediately, but DOES NOT include rent for March 2020.

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
<u>N/A</u>	\$ <u>0</u>	\$ <u>0</u>
<u>N/A</u>	\$ <u>0</u>	\$ <u>0</u>
<u>N/A</u>	\$ <u>0</u>	\$ <u>0</u>

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
<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>

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)	\$ <u>725</u>	\$ <u>No spouse</u>
Are real estate taxes included? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		
Is property insurance included? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
Utilities (electricity, heating fuel, water, sewer, and telephone)	\$ <u>0</u>	\$ <u>0</u>
Home maintenance (repairs and upkeep)	\$ <u>0</u>	\$ <u>0</u>
Food	\$ <u>25</u>	\$ <u>0</u>
Clothing	\$ <u>0</u>	\$ <u>0</u>
Laundry and dry-cleaning	\$ <u>10</u>	\$ <u>0</u>
Medical and dental expenses	\$ <u>0</u>	\$ <u>0</u>

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ <u>30</u> Public T	\$ <u>0</u>
Recreation, entertainment, newspapers, magazines, etc.	\$ <u>0</u>	\$ <u>0</u>
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ <u>0</u>	\$ <u>0</u>
Life	\$ <u>0</u>	\$ <u>0</u>
Health	\$ <u>0</u>	\$ <u>0</u>
Motor Vehicle	\$ <u>0</u>	\$ <u>0</u>
Other: <u>N/A</u>	\$ <u>0</u>	\$ <u>0</u>
Taxes (not deducted from wages or included in mortgage payments)		
(specify): <u>poverty level</u>	\$ <u>0</u>	\$ <u>0</u>
Installment payments		
Motor Vehicle	\$ <u>0</u>	\$ <u>0</u>
Credit card(s)	\$ <u>500</u>	\$ <u>0</u>
Department store(s)	\$ <u>0</u>	\$ <u>0</u>
Other: <u>N/A</u>	\$ <u>0</u>	\$ <u>0</u>
Alimony, maintenance, and support paid to others	\$ <u>0</u>	\$ <u>0</u>
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ <u>0</u>	\$ <u>0</u>
Other (specify): <u>Phone Bill</u>	\$ <u>82</u>	\$ <u>0</u>
Total monthly expenses:	\$ <u>1372</u>	\$ <u>0</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? N/A

If yes, state the attorney's name, address, and telephone number:

N/A, I have not been required to pay for any attorney in the eleven years of the case at bar. In addition, I have been deemed indigent in all three instances of the federal circuit habeas proceedings--two in the District court, one in the Appeals court. I was locked up initially, and then I have remained in school while on probation--I am a non-working student.

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? N/A

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.

I am a Non-working student, living on government loans. The Appendices and petitions that I have already served, so far, have cost approximately \$2200. Initially I purchased bound books for the court, but these were returned by the Clerk, indicating I had to refile, unbound stacks. The original purchase was \$1900 with shipping but after a \$700 discount by the printer, for fact that I couldn't afford the expense. 28 more volumes will run in excess of \$5300. Not counting any of the bindings that I would now have to replace again.

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

Executed on: February 26, 2020 6 P.M.

 2-21-20
(Signature)

CERTIFICATE OF SERVICE

I, Siva Black, certify that I served a full copy of the above petition, to file in *forma pauperis*, on the Attorney of Record, Maria Granik, and Solicitor General, on February 27, 2020, electronically and by hand, as follows:

By hand: 1 Ashburton Place, 18th Floor, AG Mailroom
Boston, MA 02108,

Electronically: maria.granik@state.ma.us

And,

Solicitor General of the United States, Room# 5616
Department of Justice
950 Pennsylvania Ave., N.W.,
Washington, D.C. 20530-0001

A handwritten signature in black ink, appearing to read 'Siva Black', written over a horizontal line.

Siva Black