

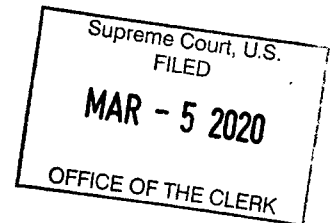
19-8068

ORIGINAL

No. _____

IN THE
SUPREME COURT OF THE UNITED STATES

Daniel. B BOUDETTE — PETITIONER
(Your Name)



VS.
TAMMY MARIE BOUDETTE
N/K/A TAMMY MARIE OSKERSON 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):

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

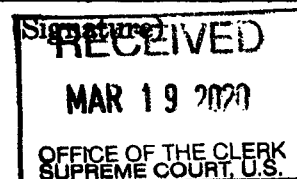
☒ Petitioner's affidavit or declaration in support of this motion is attached hereto.

☐ 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.

Daniel B. Boulette



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

I, Daniel B Boudette, 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	\$ <u>0</u> -	\$ <u>2200.00</u> -	\$ <u>0</u> -	\$ <u>0</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>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>0</u> -	\$ <u>342.43</u> -	\$ <u>0</u> -	\$ <u>342.43</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>2542.43</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
Self/Farmer	35 Lower Confederate		\$ 0
	Townsend, MT 59644		\$
			\$

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
Riverwood Health	Helena, MT	11/11/2019- 2/18/2019	\$ 2200.00
Kootenia Health	Coeur d alene	3/2019-11/09/2019	\$ 2800.00
Helena Indian Alliance	Helena, MT	10/2015-2019	\$ 2300.00

4. How much cash do you and your spouse have? \$ 300.00

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
N/A	\$	\$
	\$	\$

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

☐ Home Value

0

☒ Other real estate

Value 0

D Motor Vehicle #1

Year, make & model 93 Dodge truck

Value 3000

D Motor Vehicle #2

Year, make & model 2018 subaru outback

Value 8,000.00

D Other assets 1949 Tractor

Description

Value 750.00

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
N/A	\$ _____	\$ _____
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____

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
N/A	_____	_____
_____	_____	_____
_____	_____	_____

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>n/a</u>	\$ <u>0</u>
Are real estate taxes included? D Yes D x No		
Is property insurance included? D Yes D No		
Utilities (electricity, heating fuel, water, sewer, and telephone)	\$ <u>100</u>	\$ <u>020</u>
Home maintenance (repairs and upkeep)	\$ <u>100</u>	\$ <u>0</u>
Food	\$ <u>200</u>	\$ <u>200</u>
Clothing	\$ <u>0</u>	\$ <u>200</u>
Laundry and dry-cleaning	\$ <u>20</u>	\$ <u>20</u>
Medical and dental expenses	\$ <u>0</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.

My spouse has recently become unemployed; it will continue to be a monetary struggle to meet basic needs. Neither of us at this time knows what the future holds.

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? D Yes D

No If yes, how much? 18000 -

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

Burt Ward 203 North Ewing Street Helena, MT. 59601 # (406)513-1123

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? 100 -

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

Action print Promotion products;. 110w. 13th. street. Helena, MT. 59601 PHONE # 406-442-7595

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

In defending this action it became a matter of survival to sell the majority of the farm equipment to sustain basic needs. The litigation has taken my life's assets in the farm forcing its liquidation for me to defend the property. With the renewed judgment in place selling the property would net zero proceeds for my wife or me, because the judgment with interest of ten years is more than the property will sell for.. This is the reason i can not pay for the costs of the court.,

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

Executed on: March 5, 2020

Daniel B. Boudette
(Signature)