

No. **19-8317**

ORIGINAL

Supreme Court, U.S.
FILED

APR 10 2020

OFFICE OF THE CLERK

IN THE
SUPREME COURT OF THE UNITED STATES

Mitch Jacob — PETITIONER
(Your Name)

VS.

Douglas Perry et al — 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):

U.S. Ninth Circuit, U.S.S.D. Cal,
U.S. F.D. Cal, U.S. N.D. Ind,

☐ 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.

RECEIVED
Signature
APR 21 2020
OFFICE OF THE CLERK
SUPREME COURT, U.S.

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

I, Mitch Jacob, 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>0</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>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
Illegally Detained over 27 Months		5/11	\$ N/A
Post Arrest illegal Detainment!			\$ N/A

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

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

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

D Home
Value N/A

D Other real estate
Value N/A

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

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

D Other assets
Description Law Books!
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
N/A	\$ Suitor	\$ More
N/A	\$ Settlements	\$ Settlements
N/A	\$ Unknown	\$ Unknown

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
Marcia Tard	Maternal	63
Tim Tard	Paternal	78
Marissa Tard	Sister	30

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)	\$ N/A	\$ N/A
Are real estate taxes included? D Yes D No		
Is property insurance included? D Yes D No		
Utilities (electricity, heating fuel, water, sewer, and telephone)	\$ N/A	\$ N/A
Home maintenance (repairs and upkeep)	\$ N/A	\$ N/A
Food	\$ N/A	\$ N/A
Clothing	\$ N/A	\$ N/A
Laundry and dry-cleaning	\$ N/A	\$ N/A
Medical and dental expenses	\$ N/A	\$ N/A

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

Yes See Attached! 24pgs

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? unknown

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

Assisting Attorneys Wanted!

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? Unknown

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

Assisting Paralegals Wanted!


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

*Appellant has Been Detained Illegally
in Post Arrest Detainment for Over 27 months!*

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

Executed on:

April 2nd, 2020


(Signature)

CASREF,DTE

**U.S. District Court
DISTRICT OF ARIZONA (Phoenix Division)
CIVIL DOCKET FOR CASE #: 2:19-cv-00323-JAT--CDB**

Taebel v. Ducey

Assigned to: Senior Judge James A Teilborg

Referred to: Magistrate Judge Camille D Bibles (PS)

Demand: \$1,000,000,000

Related Cases: 2:18-cv-01122-JAT--ESW

2:18-cv-01167-JAT--ESW

2:18-cv-01183-JAT--ESW

2:18-cv-01569-JAT--ESW

2:18-cv-01653-JAT--ESW

2:18-cv-01654-JAT--ESW

Case in other court: Maricopa County Superior Court,
CV2019-000061

Cause: 28:1441 Petition for Removal- Civil Rights Act

Date Filed: 01/18/2019

Jury Demand: Defendant

Nature of Suit: 555 Prisoner: Prison

Condition

Jurisdiction: Federal Question

Plaintiff

Mitch Taebel

represented by **Mitch Taebel**

#T430659

PHOENIX-AZ-MCSO-INMATE

LEGAL SERVICES

MARICOPA COUNTY SHERIFFS

OFFICE

INMATE LEGAL SERVICES

3250 W LOWER BUCKEYE

PHOENIX, AZ 85009

PRO SE

V.

Defendant

Douglas A Ducey

named as AZ Governor

represented by **Byron Jeffords Babione**

Office of the Attorney General -

Phoenix

2005 N Central Ave.

Phoenix, AZ 85004-1592

602-542-7690

Email: byron.babione@azag.gov

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Timothy J Watson

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Phoenix
2005 N Central Ave.
Phoenix, AZ 85004-1592
602-542-8057
Fax: 602-542-3393
Email: timothy.watson@azag.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Thelda Williams
Mayor of Phoenix

Defendant

Unknown Spurgin
4th Ave Jail Capt.

Defendant

Unknown Micelli
1st Shift Commander

Defendant

Unknown Hallett
2nd Shift Commander

Defendant

Unknown Ballard
3rd Shift Commander

Defendant

Unknown Party
Lower Buckeye Jail Capt.

Defendant

Unknown Wiershem
1st Shift Commander

Defendant

Unknown Everett
2nd Shift Commander

Defendant

Unknown Hernandez
3rd Shift Commander

Defendant

Defendant**Mark Brnovich***Arizona Attorney General***Defendant****Paul Penzone***Maricopa County Sheriff***Defendant****William Montgomery***Maricopa County Attorney*

Date Filed	#	Docket Text
01/18/2019	<u>1</u>	NOTICE OF REMOVAL from Maricopa County Superior Court, case number CV2019-000061. Filing fee received: \$ 400.00, receipt number 0970-16432063 filed by Douglas A Ducey. (Babione, Byron) (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Supplemental Civil Cover Sheet, # <u>3</u> Exhibit A)(MFR) (Entered: 01/18/2019)
01/18/2019		***STATE COURT RECORD RECEIVED***SERVICE EXECUTED : Certificate of Service re: Summons, Civil Complaint-Jury Trial, Certificate of Compulsory Arbitration, and Plaintiff's Demand for Jury Trial upon Douglas A Ducey on 1/3/2019 (Original filed in Maricopa County Superior Court on 1/9/2019). (MFR) This is a TEXT ENTRY ONLY. There is no PDF document associated with this entry. (Entered: 01/18/2019)
01/18/2019	<u>2</u>	NOTICE OF ASSIGNMENT (MFR) (Entered: 01/18/2019)
01/22/2019	<u>(3)</u>	DEFENDANT'S DEMAND for Jury Trial by Douglas A Ducey. (Babione, Byron) (Entered: 01/22/2019)
01/22/2019	<u>4</u>	MOTION for Extension of Time to File Answer by Douglas A Ducey. (Attachments: # <u>1</u> Text of Proposed Order)(Babione, Byron) (Entered: 01/22/2019)
01/28/2019	<u>5</u>	ORDER - IT IS ORDERED: The Complaint (Doc. <u>1</u> -3 at 4-7) is dismissed for failure to comply with Rule 3.4 of the Local Rules of Civil Procedure. Plaintiff has 30 days from the date this Order is filed to file a first amended complaint in compliance with this Order. If Plaintiff fails to file an amended complaint within 30 days, the Clerk of Court must, without further notice, enter a judgment of dismissal of this action without prejudice and deny any pending unrelated motions as moot. Defendant's Motion for Extension of Time to Respond to Complaint (Doc. <u>4</u>) is denied as moot. (See document for complete details). Signed by Senior Judge James A Teilborg on 1/28/19. (SLQ) (Entered: 01/28/2019)
02/01/2019	<u>6</u>	MOTION for Change of Judge by Mitch Taebel. (2 pages) (REK) (Entered: 02/04/2019)
03/01/2019	<u>(7)</u>	

		First AMENDED COMPLAINT against All Defendants filed by Mitch Taebel. (22 pages)(MSA) (Entered: 03/05/2019)
03/06/2019	<u>8</u>	MOTION for Service of Process on Defendants by Mitch Taebel. (2 pages) (MSA) (Entered: 03/07/2019)
03/08/2019	<u>9</u>	SUPPLEMENTAL Complaint re: <u>7</u> Amended Complaint by Plaintiff Mitch Taebel. (89 pages) (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit, # <u>3</u> Exhibit, # <u>4</u> Exhibit)(REK) (Entered: 03/12/2019)
03/13/2019	<u>10</u> <u>1</u>	MOTION for Emergency Order Per Rule 65 by Mitch Taebel. (LAD) (4 pages) (Entered: 03/14/2019)
03/29/2019	<u>11</u> <u>Z</u>	MOTION for Urgent Order Rule 65(b) by Mitch Taebel. (30 pages) (GMP) (Entered: 04/01/2019)
04/03/2019	<u>12</u> <u>3</u>	MOTION for Preliminary Injunction by Mitch Taebel. (118 pages) (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit, # <u>3</u> Exhibit, # <u>4</u> Exhibit, # <u>5</u> Exhibit) (REK) (Entered: 04/03/2019)
04/15/2019	<u>13</u>	MOTION to Appoint Counsel by Mitch Taebel. (2 pages) (MSA) (Entered: 04/17/2019)
04/23/2019	<u>14</u>	MINUTE ORDER: The magistrate judge referral of this case is reassigned to Magistrate Judge Camille D. Bibles. All deadlines and/or hearings are AFFIRMED unless reset by separate order. All further pleadings shall now list the following case number: CV-19-323-PHX-JAT (CDB). This is a TEXT ENTRY ONLY. There is no PDF document associated with this entry. (MAP) (Entered: 04/23/2019)
05/03/2019	<u>15</u>	ORDER - The <u>7</u> First Amended Complaint is dismissed for failure to state a claim. Plaintiff has 30 days from the date this Order is filed to file a second amended complaint in compliance with this Order. If Plaintiff fails to comply, the Clerk of Court must, without further notice, enter a judgment of dismissal of this action with prejudice and deny any pending unrelated motions as moot. Plaintiff's <u>6</u> Motion for Change of Judge, <u>8</u> Motion for Service of Process, <u>13</u> Motion for Appointment of Counsel, and <u>10</u> <u>11</u> <u>12</u> Motions for preliminary injunctive relief are denied. See document for complete details. Signed by Senior Judge James A Teilborg on 5/3/19. (MSA) (Entered: 05/03/2019)
05/31/2019	<u>16</u>	*NOTICE OF INTERLOCUTORY APPEAL to 9th Circuit Court of Appeals re: <u>15</u> Order by Mitch Taebel. (15 pages) NOTE: Filed with date the document was received at the Ninth Circuit. (EJA) *Modified to add text on 6/10/2019 (EJA). (Entered: 06/10/2019)
06/11/2019	<u>17</u>	USCA Case Number re: <u>16</u> Notice of Interlocutory Appeal. Case number 19-16169, Ninth Circuit. (DXD) (Entered: 06/11/2019)

PACER Service Center
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