

No. CR1703134

**20-5066**

IN THE  
SUPREME COURT OF THE UNITED STATES

Everett L. Spillard II

(Your Name)

VS.

PETITIONER  
**ORIGINAL**

The People of the State of — RESPONDENT(S)  
CALIFORNIA

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. District Court of the Northern District of California 2 Times  
Sacramento County Superior Court

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: \_\_\_\_\_  
Humboldt Superior Court 9th Cir. Appellate Court

a copy of the order of appointment is appended. \_\_\_\_\_, or

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JUL - 1 2020

OFFICE OF THE CLERK  
SUPREME COURT, U.S.

  
(Signature)

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

I, Everett Spillard II, 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	\$ 30.00	N/A	\$ 0	N/A
Self-employment	\$ N/A	\$	\$	\$
Income from real property (such as rental income)	\$ N/A	\$	\$	\$
Interest and dividends	\$ N/A	\$	\$	\$
Gifts	\$ N/A	\$	\$	\$
Alimony	\$ N/A	\$	\$	\$
Child Support	\$ I owe 6.000	\$	\$	\$
Retirement (such as social security, pensions, annuities, insurance)	\$ N/A	\$	\$	\$
Disability (such as social security, insurance payments)	I am owed 2 years back pay but can't get it		\$	\$
Unemployment payments	\$ N/A	\$	\$	\$
Public-assistance (such as welfare)	\$ N/A	\$	\$	\$
Other (specify):	I owe 30.000 \$ in school loans		\$	\$
Total monthly income:	\$ 30.00	\$	\$	\$

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ 0	\$ _____
Recreation, entertainment, newspapers, magazines, etc.	\$ 0	\$ _____
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ 0	\$ _____
Life	\$ 0	\$ _____
Health	\$ 0	\$ _____
Motor Vehicle	\$ 0	\$ _____
Other: _____	\$ 0	\$ _____
Taxes (not deducted from wages or included in mortgage payments)		
(specify): _____	\$ 0	\$ _____
Installment payments		
Motor Vehicle	\$ 0	\$ _____
Credit card(s)	\$ 0	\$ _____
Department store(s)	\$ 0	\$ _____
Other: _____	\$ 0	\$ _____
Alimony, maintenance, and support paid to others	\$ 0	\$ _____
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ 0	\$ _____
Other (specify): _____	\$ 0	\$ _____
Total monthly expenses:	\$ 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
CDCR	MCSP Ione, CA	April/May 2019	\$ 16.00\$
			\$
			\$

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			\$
			\$
			\$

4. How much cash do you and your spouse have? \$ N/A  
 Below, state any money you or your spouse have in bank accounts or in any other financial institution.

Financial institution	Type of account	Amount you have	Amount your spouse has
<u>NONE</u>		\$	\$
		\$	\$
		\$	\$

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

<input type="checkbox"/> Home Value <u>NONE</u>	<input type="checkbox"/> Other real estate Value <u>NONE</u>
<input type="checkbox"/> Motor Vehicle #1 Year, make & model <u>N/A</u> Value <u>NONE</u>	<input type="checkbox"/> Motor Vehicle #2 Year, make & model <u>N/A</u> Value <u>NONE</u>
<input type="checkbox"/> Other assets Description <u>I had Cars, Trucks and Motorcycles but everyb</u> Value <u>ody I knew Kept them I have nothing but this Typwi</u> <u>ter. There might be some out of Reg. In California.</u> <u>But people are just Keeping them thinking I am gone FOREV</u> <u>ER. I can tell you the peoples names if you want them and</u> <u>some addresses.</u>	

6. State every person, business, or organization owing you or your spouse money, and the amount owed.

Person owing you or  
your spouse money  
SSDI Back pay

Amount owed to you

\$ apx. 30.000 \$

Amount owed to your spouse

0

\$ \_\_\_\_\_

\$ \_\_\_\_\_

\$ \_\_\_\_\_

\$ \_\_\_\_\_

7. State the persons who rely on you or your spouse for support.

Name	Relationship	Age
Everett Krebs	Son	13
_____	_____	_____
_____	_____	_____

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 N/A Your spouse

Rent or home-mortgage payment  
(include lot rented for mobile home)

\$ \_\_\_\_\_ \$ \_\_\_\_\_

Are real estate taxes included?  Yes  No

Is property insurance included?  Yes  No

Utilities (electricity, heating fuel,  
water, sewer, and telephone)

\$ \_\_\_\_\_ \$ \_\_\_\_\_

Home maintenance (repairs and upkeep)

\$ \_\_\_\_\_ \$ \_\_\_\_\_

Food

\$ \_\_\_\_\_ \$ \_\_\_\_\_

Clothing

\$ \_\_\_\_\_ \$ \_\_\_\_\_

Laundry and dry-cleaning

\$ \_\_\_\_\_ \$ \_\_\_\_\_

Medical and dental expenses

\$ \_\_\_\_\_ \$ \_\_\_\_\_

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:

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:

12. Provide any other information that will help explain why you cannot pay the costs of this case.  
I owe 10.000 in fines and restitution, I owe 30.000 in school loans,  
I owe over 5.000 in back child support. And have lost everything I own plus.

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

Executed on: 2/18/20, 2020



(Signature)