IN THE SUPREME COURT OF THE UNITED STATES

Number: _____

Cardell Hayes,

Petitioner

v.

State of Louisiana, Respondent.

APPLICATION TO PROCEED IN FORMA PAUPERIS

Applicant, Cardell Hayes respectfully applies to proceed *in forma pauperis* under Rule 39 of this Court. Hayes is currently incarcerated and is unable to pay for filing of his writ of certiorari as shown by the attached affidavit in compliance with 28 U.S.C. §1746.

Respectfully submitted:

/s/ Mark D. Plaisance MARK D. PLAISANCE P.O. Box 1123 Prairieville, LA 70769 Tel: (225) 775-5297 Fax: (888) 820-6375 mark@plaisancelaw.com

CERTIFICATE OF SERVICE

I hereby certify that on July 16, 2020, I provided a copy of this Application to

Proceed In Forma Pauperis by electronic mail to:

Leon Cannizzaro, Jr. District Attorney Parish of Orleans 619 South White Street New Orleans, LA 70119 Tel: (504) 822-2414 email: emurphy@orleansda.com

s/s Mark D. Plaisance MARK D. PLAISANCE

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

I, <u>Cardel</u> <u>Hayes</u> Sr, 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.

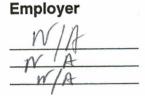
1. For both you and your spouse estimate the average amount of money received from each of the following sources during the past 12 months. Adjust any amount that was received weekly, biweekly, quarterly, semiannually, or annually to show the monthly rate. Use gross amounts, that is, amounts before any deductions for taxes or otherwise.

Income source Average the past	e monthly amount during t 12 months		Amount expected next month	
	You	Spouse	You	Spouse
Employment	\$	\$	\$	\$
Self-employment	\$	\$	\$	\$
Income from real property (such as rental income)	\$ <u>()</u>	\$	\$	\$
Interest and dividends	\$	\$	\$	\$
Gifts	\$ 250	\$	\$ 250	\$
Alimony	\$	\$	\$	\$ 0
Child Support	\$	\$	\$	\$
Retirement (such as social security, pensions, annuities, insurance)	\$	\$	\$	\$
Disability (such as social security, insurance payments)	\$	\$ <u> </u>	\$	\$
Unemployment payments	\$ <u>D</u>	\$	\$	\$
Public-assistance (such as welfare)	\$	\$	\$	\$_0
Other (specify):	\$	\$	\$	\$_ <u>D</u>
Total monthly income:	\$ 250	\$	\$ 250	\$

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	Gross monthly pay
n/A	NIA	Employment	s N/A
NIR	AV/A	NIA	\$ N/A
_N/A	n/A	NIA	\$ <u>N/1</u>

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.)



	iddi ooo	
	NIA	
	VII	
_	NIA	
	N/It	

Address

Da	ites of	
En	nployment	
	NIA	
	NA	
	NIA	
	0	

Gross monthly pay

Type of account (e.g., checking or savings)

NV A ALIA

Am \$	ount you have	Amount you \$ N/A
\$	NA	\$ NA
\$	NIA	\$ n/A
		1 1

mount your spouse has

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

☐ Home Value ____

 \Box Other assets

Value _____

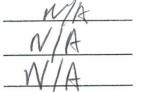
Description ____/

 \Box Other real estate Value ____/A_____

□ Motor Vehicle #2 Year, make & model ___// Value ____

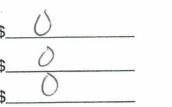
6. State every person, business, or organization owing you or your spouse money, and the amount owed.

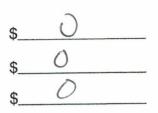
Person owing you or your spouse money



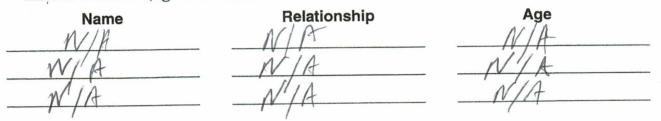
Amount owed to you

Amount owed to your spouse





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").



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) Are real estate taxes included?	\$	\$
Utilities (electricity, heating fuel, water, sewer, and telephone)	\$	\$0
Home maintenance (repairs and upkeep)	\$ <u> </u>	\$
Food	\$	\$
Clothing	\$	\$
Laundry and dry-cleaning	\$	\$
Medical and dental expenses	\$	\$

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

If ves, describe on an attached sheet. T Yes NO

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? \Box Yes \Box No

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, 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 have been the prison for over four years now and I depend on my mother.

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

_____, 20<u>.</u>20 Executed on: July #15540 office (Signatu