

IN THE
SUPREME COURT OF THE UNITED STATES

Michael D. Bikundi, Sr.

v.

UNITED STATES OF AMERICA
AND FLORENCE BIKUNDI,

Respondents

On Petition for a Writ of Certiorari
to the United States Court of Appeals
for the District of Columbia Circuit

MOTION TO PROCEED IN FORMA PAUPERIS

STEVEN R. KIERSH
Counsel of Record
5335 Wisconsin Avenue, N.W., Suite 440
Washington, D.C. 20015
Skiersh@aol.com

Counsel for Petitioner
Michael Bikundi

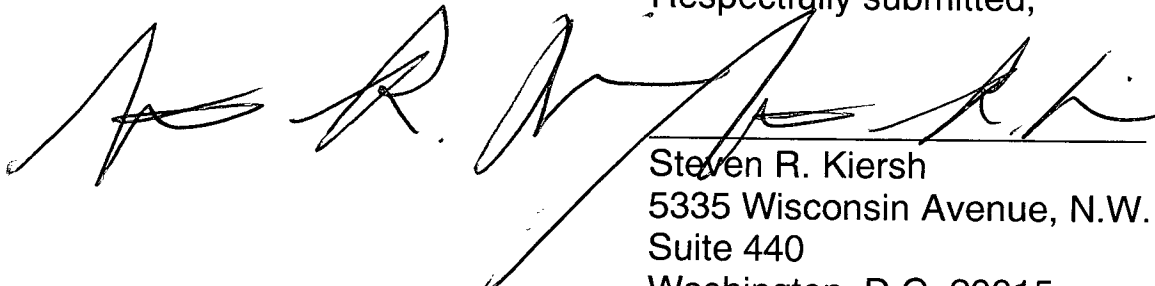
Member of the Bar of the
United States Supreme Court

Petitioner, by and through undersigned counsel, respectfully seeks to leave without payment of costs. In support thereof, Petitioner sets as follows:

1. Petitioner was represented by appointed counsel both in trial before United States District Court for the District of Columbia and before the United States Court of Appeals for the District of Columbia Circuit.
2. Petitioner has been incarcerated since sentencing and his financial situation has not changed.

WHEREFORE, the foregoing considered, Petitioner prays this Honorable Court for leave to proceed in forma pauperis.

Respectfully submitted,



Steven R. Kiersh
5335 Wisconsin Avenue, N.W.
Suite 440
Washington, D.C. 20015
(202) 347-0200

Attorney for Petitioner

No. _____

IN THE
SUPREME COURT OF THE UNITED STATES

MICHAEL BIRUNDI — PETITIONER
(Your Name)

VS.

UNITED STATES — 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*.

[] Petitioner has previously been granted leave to proceed *in forma pauperis* in the following court(s):

U.S. DISTRICT COURT FOR THE DISTRICT OF COLUMBIA
U.S. COURT OF APPEALS FOR THE DISTRICT OF COLUMBIA CIRCUIT

[] 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.

M. B. Birundi
3 (Signature)

IN THE
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v.

UNITED STATES OF AMERICA

Respondents.

On Petition for a Writ of Certiorari
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MOTION TO PROCEED IN FORMA PAUPERIS

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Suite 440
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Counsel for Petitioner
Michael Bikundi

Member of the Bar of the
United States Supreme Court

STEVEN R. KIERSH

Petitioner, by and through undersigned Counsel, respectfully seeks leave to proceed without prepayment of costs. In support thereof, Petitioner sets forth as follows:

1. Petitioner was represented by appointed counsel both at trial before the United States District Court of the District of Columbia and before the United States Court of Appeals for the District of Columbia Circuit.

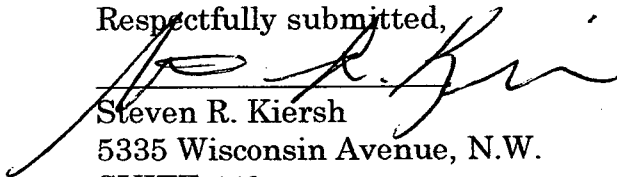
2. Petitioner has been incarcerated since his sentencing and his financial situation has not changed.

3. Undersigned counsel represented Petitioner pursuant to 18 U.S.C. 3006A.

4. Attached is an endorsed Statement of Assets declaring that Petitioner is without financial resources.

WHEREFORE, the foregoing considered, Petitioner prays this Honorable Court for leave to proceed in forma pauperis.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Steven R. Kiersh", is written over a horizontal line.

Steven R. Kiersh
5335 Wisconsin Avenue, N.W.
SUITE 440
WASHINGTON, D.C. 20015
(202) 347-0200
ATTORNEY FOR PETITIONER

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

I, Michael D. Bikundi, 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>NONE</u>	\$ <u>NONE</u>	\$ <u>NONE</u>	\$ <u>NONE</u>
Self-employment	\$ <u>NONE</u>	\$ <u>NONE</u>	\$ <u>NONE</u>	\$ <u>NONE</u>
Income from real property (such as rental income)	\$ <u>NONE</u>	\$ <u>NONE</u>	\$ <u>NONE</u>	\$ <u>NONE</u>
Interest and dividends	\$ <u>NONE</u>	\$ <u>NONE</u>	\$ <u>NONE</u>	\$ <u>NONE</u>
Gifts	\$ <u>NONE</u>	\$ <u>NONE</u>	\$ <u>NONE</u>	\$ <u>NONE</u>
Alimony	\$ <u>NONE</u>	\$ <u>NONE</u>	\$ <u>NONE</u>	\$ <u>NONE</u>
Child Support	\$ <u>NONE</u>	\$ <u>NONE</u>	\$ <u>NONE</u>	\$ <u>NONE</u>
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>NONE</u>	\$ <u>NONE</u>	\$ <u>NONE</u>	\$ <u>NONE</u>
Disability (such as social security, insurance payments)	\$ <u>NONE</u>	\$ <u>NONE</u>	\$ <u>NONE</u>	\$ <u>NONE</u>
Unemployment payments	\$ <u>NONE</u>	\$ <u>NONE</u>	\$ <u>NONE</u>	\$ <u>NONE</u>
Public-assistance (such as welfare)	\$ <u>NONE</u>	\$ <u>NONE</u>	\$ <u>NONE</u>	\$ <u>NONE</u>
Other (specify): _____	\$ <u>NONE</u>	\$ <u>NONE</u>	\$ <u>NONE</u>	\$ <u>NONE</u>
Total monthly income:	\$ <u>NONE</u>	\$ <u>NONE</u>	\$ <u>NONE</u>	\$ <u>NONE</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
<u>NONE</u>	<u>NONE</u>	<u>NONE</u>	\$ <u>NONE</u>
	<u>FBOP</u>		\$
	<u>BUTNER NC</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.)

Employer	Address	Dates of Employment	Gross monthly pay
<u>NONE</u>	<u>NONE</u>	<u>NONE</u>	\$ <u>NONE</u>
	<u>FBOP</u>		\$
	<u>HAZELTON WV</u>		\$

4. How much cash do you and your spouse have? \$ NONE (SEIZED & FORFEITED)
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>	<u>NONE</u>	\$ <u>NONE</u>	\$ <u>NONE</u>
		\$	\$
		\$	\$

(NB) ALL ACCOUNTS SEIZED & FORFEITED.

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

☒ Home SEIZED
Value _____

☐ Other real estate
Value NONE

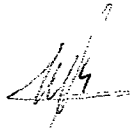
☒ Motor Vehicle #1 SEIZED
Year, make & model _____
Value _____

☒ Motor Vehicle #2 SEIZED
Year, make & model _____
Value _____

☐ Other assets
Description ALL SEIZED & FORFEITED BY THE
Value GOVERNMENT

M/S

	You IN PRISON \$ <u>SINCE 2016</u>	Your spouse IN PRISON \$ <u>SINCE 2014</u>
Transportation (not including motor vehicle payments)	\$ <u>NONE</u>	\$ <u>NONE</u>
Recreation, entertainment, newspapers, magazines, etc.	\$ <u>NONE</u>	\$ <u>NONE</u>
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ <u>NONE</u>	\$ <u>NONE</u>
Life	\$ <u>NONE</u>	\$ <u>NONE</u>
Health	\$ <u>NONE</u>	\$ <u>NONE</u>
Motor Vehicle	\$ <u>NONE</u>	\$ <u>NONE</u>
Other: _____	\$ <u>NONE</u>	\$ <u>NONE</u>
Taxes (not deducted from wages or included in mortgage payments)		
(specify): _____	\$ <u>UNKNOWN</u>	\$ <u>UNKNOWN</u>
Installment payments		
Motor Vehicle	\$ <u>UNKNOWN</u>	\$ <u>UNKNOWN</u>
Credit card(s)	\$ <u>UNKNOWN</u>	\$ <u>UNKNOWN</u>
Department store(s)	\$ <u>UNKNOWN</u>	\$ <u>UNKNOWN</u>
Other: _____	\$ <u>UNKNOWN</u>	\$ <u>UNKNOWN</u>
Alimony, maintenance, and support paid to others	\$ <u>NONE</u>	\$ <u>NONE</u>
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ <u>NONE</u>	\$ <u>NONE</u>
Other (specify): _____	\$ <u>NONE</u>	\$ <u>NONE</u>
Total monthly expenses:	\$ _____	\$ _____



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
Government	\$ _____	\$ _____
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____

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

Name	Relationship	Age
RYAN D. BIKUNDI	LEGITIMATE CHILD	(9) NINE YEARS
GINA N. BIKUNDI	LEGITIMATE CHILD	(9) NINE YEARS
MARGARET MANDAH	MOTHER IN LAW	80+ YEARS

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.

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

Are real estate taxes included? ☐ Yes ☐ No

Is property insurance included? ☐ Yes ☐ No

You
IN PRISON
LSCI-FCI
\$ BUTNER NC

Your spouse
IN PRISON
HAZELTON-P
\$ W. V.

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

\$ _____ \$ _____

Home maintenance (repairs and upkeep)

\$ _____ \$ _____

Food

\$ _____ \$ _____

Clothing

\$ _____ \$ _____

Laundry and dry-cleaning

\$ _____ \$ _____

Medical and dental expenses

\$ _____ \$ _____

[Signature]

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. + DON'T KNOW

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.

On or around February 15, 2014, Government seized ALL of my Assets, Personal Bank Accounts, Corporate Bank Accounts, in the United States and Overseas, CASH, Jewellries, Cars and all objects of Value. I was deprived of my source of income. On December 1, 2014 I was indicted arrested then placed on Home Confinement with Income. I have been in Prison since July 2016 and my spouse since 2014. I declare under penalty of perjury that the foregoing is true and correct.

Executed on: March, 2020


(Signature)