

IN THE  
SUPREME COURT OF THE UNITED STATES

Michael D. Bikundi, Sr.

v.

UNITED STATES OF AMERICA  
AND FLORENCE BIKUNDI,

*Respondents*

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

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**MOTION TO PROCEED IN FORMA PAUPERIS**

STEVEN R. KIERSH  
*Counsel of Record*  
5335 Wisconsin Avenue, N.W., Suite 440  
Washington, D.C.20015  
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*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 Birnbaum — 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.

Michael Birnbaum  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
3 (Signature)

IN THE  
SUPREME COURT OF THE UNITED STATES

Michael D. Bikundi, Sr.

v.

UNITED STATES OF AMERICA

*Respondents.*

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On Petition for a Writ of Certiorari  
to the United States Court of Appeals  
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MOTION TO PROCEED IN FORMA PAUPERIS

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*Michael Bikundi*

*Member of the Bar of the*  
*United States Supreme Court*

STEVEN R. KIERSH

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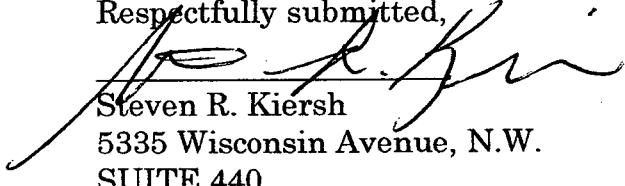
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Petitioner, by and through undersigned Counsel, respectfully seeks leave to proceed without prepayment of costs. In support thereof, Petitioner sets forth as follows:

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,

  
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 J. 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.

<b>Income source</b>	<b>Average monthly amount during the past 12 months</b>		<b>Amount expected next month</b>	
	<b>You</b>	<b>Spouse</b>	<b>You</b>	<b>Spouse</b>
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>
<b>Total monthly income:</b>	<b>\$ <u>NONE</u></b>	<b>\$ <u>NONE</u></b>	<b>\$ <u>NONE</u></b>	<b>\$ <u>NONE</u></b>

*[Handwritten signature]*

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>\$</u>
	<u>BUTNER NC</u>		<u>\$</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>\$</u>
	<u>HAZELTON WV</u>		<u>\$</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>
		<u>\$</u>	<u>\$</u>
		<u>\$</u>	<u>\$</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  
 Year, make & model SEIZED  
 Value \_\_\_\_\_

Motor Vehicle #2  
 Year, make & model SEIZED  
 Value \_\_\_\_\_

Other assets  
 Description ALL SEIZED & FORFEITED BY THE  
 Value GOVERNMENT



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



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
<u>Government</u>	\$ _____	\$ _____
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____

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

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

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>IN PRISON</u> <u>LSCI-FCI</u> \$ _____	<u>IN PRISON</u> <u>HAZELTON-FI</u> \$ _____
Are real estate taxes included? <input type="checkbox"/> Yes <input type="checkbox"/> No		
Is property insurance included? <input type="checkbox"/> Yes <input type="checkbox"/> 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. + 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

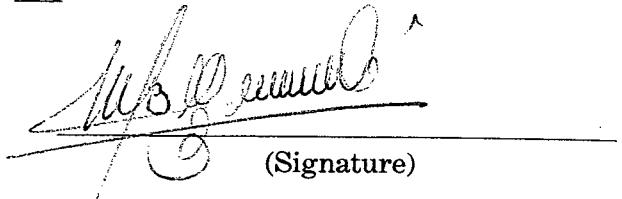
If yes, how much? \_\_\_\_\_

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 Oct 14. I declare under penalty of perjury that the foregoing is true and correct.

Executed on: March, 2020

  
(Signature)