

NO. \_\_\_\_\_

IN THE SUPREME COURT OF THE UNITED STATES

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MARCUS HANSERD,

Petitioner,

v

TONY TRIERWEILER,

Respondent.

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ON PETITION FOR WRIT OF CERTIORARI  
TO THE SIXTH CIRCUIT COURT OF APPEALS

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

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By: Marcus Hanserd #440115  
Petitioner in *Pro Se*  
1727 West Bluewater Highway  
Ionia, Michigan 48846

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MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

Petitioner Hanserd respectfully asks this Honorable Court, pursuant to Supreme Court Rule 39, for leave to proceed in forma pauperis so that he may file the accompanying Petition for Writ of Certiorari with this Court.

Petitioner has been found by the State Trial Court to be indigent for purposes of state appellate proceedings, and was also found to be indigent in the Sixth Circuit Court of Appeals. As his affidavit indicates, Petitioner is currently incarcerated in a State Prison and is not receiving any income.

Respectfully Submitted,

Date: August 27, 2020

A handwritten signature in black ink, appearing to read 'MH' followed by the number '440115'.

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Marcus Hanserd #440115  
Petitioner in *Pro Se*  
1727 West Bluewater Highway  
Ionia, Michigan 48846

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

I, Marcus Hanserd, am the petitioner in the above-entitled case, after first being duly sworn, depose and say that:

1. 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.

2. 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 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>60</u>	\$ _____	\$ <u>60</u>	\$ _____
Self-employment	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Income from real property (such as rental income)	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Interest and dividends	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Gifts	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Alimony	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Child Support	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Disability (such as social security, insurance payments)	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Unemployment payments	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Public-assistance (such as welfare)	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Other (specify): _____	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
<b>Total monthly income:</b>	\$ <u>60</u>	\$ _____	\$ <u>60</u>	\$ _____

3. 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
MDOC, 1727 W. Bluewater Hwy , Ionia, MI 48846		current	\$ 60
			\$
			\$

4. 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			\$
			\$
			\$

5. How much cash do you and your spouse have? \$ None

Below, state any money you or your spouse has in bank accounts or in any other financial institution.

Financial institution	Type of account	Amount you have	Amount your spouse has
N/A		\$ 0	\$
		\$	\$
		\$	\$

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

☐ Home Value N/A ☐ Other real estate Value N/A

☐ Motor Vehicle #1 ☐ Motor Vehicle #2  
 Year, make & model N/A Year, make & model N/A  
 Value N/A Value N/A

☐ Other assets Description N/A Value N/A

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

Person owing you or spouse money	Amount owed to you	Amount owed to your spouse
N/A	\$ 0	\$
	\$	\$
	\$	\$

8. State the persons who rely on your spouse for support.

Name	Relationship	Age
N/A		

9. 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)	\$ 0	\$
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)	\$ 0	\$
Home maintenance (repairs and upkeep)	\$ 0	\$
Food	\$ 40	\$
Clothing	\$ 0	\$
Laundry and dry-cleaning	\$ 5	\$
Medical and dental expenses	\$ 5	\$
Transportation (not including motor vehicle payments)	\$ 0	\$
Recreation, entertainment, newspapers, magazines, etc.	\$ 10	\$
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	\$

	You	Your Spouse
Taxes (not deducted from wages or included in mortgage payments) (specify): _____	\$ <u>0</u>	\$ _____
Installment payments:		
Motor Vehicle	\$ <u>0</u>	\$ _____
Credit card(s)	\$ <u>0</u>	\$ _____
Department store(s)	\$ <u>0</u>	\$ _____
Other: _____	\$ <u>0</u>	\$ _____
Alimony, maintenance, and support paid to others	\$ <u>0</u>	\$ _____
Regular expenses for operation of business, profession, or farm: (attach detailed statement)	\$ <u>0</u>	\$ _____
Other (specify): _____	\$ <u>0</u>	\$ _____
<b>Total monthly expenses:</b>	<b>\$ <u>60</u></b>	<b>\$ _____</b>

10. 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.

11. 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: \_\_\_\_\_

12. 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?    \$ \_\_\_\_\_

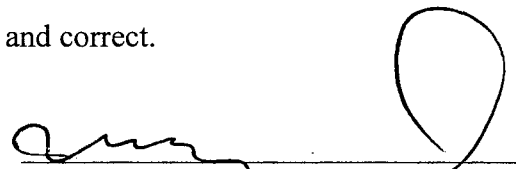
If yes, state the person's name, address, and telephone number: \_\_\_\_\_

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

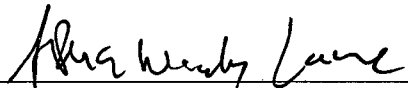
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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

Executed on: August 27, 2020

  
\_\_\_\_\_  
Marcus Hanserd, Petitioner

Subscribed and sworn to me on  
this 27 day of Aug 2020.

  
\_\_\_\_\_  
Notary Public, Ionia County, Michigan.  
My commission expires on \_\_\_\_\_

WENDY LANE  
NOTARY PUBLIC, STATE OF MI  
COUNTY OF EATON  
MY COMMISSION EXPIRES Mar 14, 2024  
ACTING IN COUNTY OF Ionia