

20-5889

ORIGINAL

IN THE

SUPREME COURT OF THE UNITED STATES

In Re: Jesus Amaya  
(Your Name) PETITIONER

vs.

Supreme Court, U.S.  
FILED

SEP 22 2020

OFFICE OF THE CLERK

UNITED STATES OF AMERICA RESPONDENT(S)

MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

The petitioner asks leave to file the attached petition for a writ of prohibition 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):

UNITED STATES COURT OF APPEALS  
FOR THE FIFTH 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.

Jesus Amaya  
(Signature)

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OCT 1 - 2020

OFFICE OF THE CLERK  
SUPREME COURT, U.S.

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

I, JESUS ANAYA 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 therefore; 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>N/A</u>                                    | \$ <u>N/A</u> | \$ <u>5.25</u>             | \$ <u>N/A</u> |
| Self-employment  | \$ <u>N/A</u>                                    | \$ <u>N/A</u> | \$ <u>N/A</u>              | \$ <u>N/A</u> |
| Income from real property<br>(such as rental income)                 | \$ <u>N/A</u>                                    | \$ <u>N/A</u> | \$ <u>N/A</u>              | \$ <u>N/A</u> |
| Interest and dividends   | \$ <u>N/A</u>                                    | \$ <u>N/A</u> | \$ <u>N/A</u>              | \$ <u>N/A</u> |
| Gifts  | \$ <u>N/A</u>                                    | \$ <u>N/A</u> | \$ <u>N/A</u>              | \$ <u>N/A</u> |
| Alimony  | \$ <u>N/A</u>                                    | \$ <u>N/A</u> | \$ <u>N/A</u>              | \$ <u>N/A</u> |
| Child Support  | \$ <u>N/A</u>                                    | \$ <u>N/A</u> | \$ <u>N/A</u>              | \$ <u>N/A</u> |
| Retirement (such as social security, pensions, annuities, insurance) | \$ <u>N/A</u>                                    | \$ <u>N/A</u> | \$ <u>N/A</u>              | \$ <u>N/A</u> |
| Disability (such as social security, insurance payments)             | \$ <u>N/A</u>                                    | \$ <u>N/A</u> | \$ <u>N/A</u>              | \$ <u>N/A</u> |
| Unemployment payments  | \$ <u>N/A</u>                                    | \$ <u>N/A</u> | \$ <u>N/A</u>              | \$ <u>N/A</u> |
| Public-assistance<br>(such as welfare)                               | \$ <u>N/A</u>                                    | \$ <u>N/A</u> | \$ <u>N/A</u>              | \$ <u>N/A</u> |
| Other (specify):   | \$ <u>N/A</u>                                    | \$ <u>N/A</u> | \$ <u>N/A</u>              | \$ <u>N/A</u> |
| Total monthly income   | \$ <u>5.25</u>                                   | \$ <u>N/A</u> | \$ <u>5.25</u>             | \$ <u>N/A</u> |

|  | You           | Your Spouse   |
|--|---------------|---------------|
| Transportation (not including motor vehicle payments)  | \$ <u>N/A</u> | \$ <u>N/A</u> |
| Recreation, entertainment, newspapers, magazines, etc. | \$ <u>N/A</u> | \$ <u>N/A</u> |

Insurance (not deducted from wages or included in mortgage payments)

|                         |               |               |
|-------------------------|---------------|---------------|
| Homeowner's or renter's | \$ <u>N/A</u> | \$ <u>N/A</u> |
| Life                    | \$ <u>N/A</u> | \$ <u>N/A</u> |
| Health                  | \$ <u>N/A</u> | \$ <u>N/A</u> |
| Motor Vehicle           | \$ <u>N/A</u> | \$ <u>N/A</u> |
| Other: <u>N/A</u>       | \$ <u>N/A</u> | \$ <u>N/A</u> |

Taxes (not deducted from wages or included in mortgage payments)

|                       |               |               |
|-----------------------|---------------|---------------|
| (specify): <u>N/A</u> | \$ <u>N/A</u> | \$ <u>N/A</u> |
|-----------------------|---------------|---------------|

Installment payments

|                     |               |               |
|---------------------|---------------|---------------|
| Motor Vehicle       | \$ <u>N/A</u> | \$ <u>N/A</u> |
| Credit card(s)      | \$ <u>N/A</u> | \$ <u>N/A</u> |
| Department store(s) | \$ <u>N/A</u> | \$ <u>N/A</u> |
| Other: <u>N/A</u>   | \$ <u>N/A</u> | \$ <u>N/A</u> |

|  |               |               |
|--|---------------|---------------|
| Alimony, maintenance, and support paid to others | \$ <u>N/A</u> | \$ <u>N/A</u> |
|--|---------------|---------------|

|   |               |               |
|---|---------------|---------------|
| Regular expenses for operation of business, profession, or farm (attach detailed statement) | \$ <u>N/A</u> | \$ <u>N/A</u> |
|---|---------------|---------------|

|                             |               |               |
|-----------------------------|---------------|---------------|
| Other (specify): <u>N/A</u> | \$ <u>N/A</u> | \$ <u>N/A</u> |
|-----------------------------|---------------|---------------|

|                         |               |               |
|-------------------------|---------------|---------------|
| Total monthly expenses: | \$ <u>N/A</u> | \$ <u>N/A</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>FCU LA TUNA</u> | <u>P.O. Box<br/>3000<br/>Anthony, NM 88021</u> | <u>2019 TO PRESENT</u> | <u>\$ 5.25</u>    |
|                    |  |                        | <u>\$</u>         |
|                    |  |                        | <u>\$</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>N/A</u> | <u>N/A</u> | <u>N/A</u>          | <u>N/A</u>        |
|            |            |                     | <u>\$</u>         |
|            |            |                     | <u>\$</u>         |
|            |            |                     | <u>\$</u>         |

4. How much cash do your and your spouse have? \$ \_\_\_\_\_  
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>N/A</u>            | <u>N/A</u>      | <u>N/A</u>      | <u>N/A</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<br>Value <u>N/A</u>  | <input type="checkbox"/> Other real estate<br>Value <u>N/A</u>                                 |
| <input type="checkbox"/> Motor Vehicle #1<br>Year, make & model <u>N/A</u><br>Value <u>N/A</u> | <input type="checkbox"/> Motor Vehicle #2<br>Year, make & model <u>N/A</u><br>Value <u>N/A</u> |
| <input type="checkbox"/> Other assets<br>Description <u>N/A</u><br>Value <u>N/A</u>            |  |

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

|  |                                  |  |
|--|----------------------------------|--|
| Person owing you or<br>your spouse money<br><u>N/A</u> | Amount owed to you<br><u>N/A</u> | Amount owed to your spouse<br><u>N/A</u> |
|  |                                  | <u>\$</u>                                |
|  |                                  | <u>\$</u>                                |
|  |                                  | <u>\$</u>                                |

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

| Name       | Relationship | Age        |
|------------|--------------|------------|
| <u>N/A</u> | <u>N/A</u>   | <u>N/A</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, bi-weekly, quarterly, or annually to show the monthly rate.

|   | You           | Your spouse   |
|---|---------------|---------------|
| Rent or home-mortgage payment<br>(include lot rented for mobile home)                               | \$ <u>N/A</u> | \$ <u>N/A</u> |
| Are real estate taxes included? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No |               |               |
| Is property insurance included? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No |               |               |
| Utilities (electricity, heating fuel,<br>water, sewer, and telephone)                               | \$ <u>N/A</u> | \$ <u>N/A</u> |
| Home maintenance (repairs and upkeep)   | \$ <u>N/A</u> | \$ <u>N/A</u> |
| Food  | \$ <u>N/A</u> | \$ <u>N/A</u> |
| Clothing  | \$ <u>N/A</u> | \$ <u>N/A</u> |
| Laundry and dry-cleaning  | \$ <u>N/A</u> | \$ <u>N/A</u> |
| Medical and dental expenses   | \$ <u>N/A</u> | \$ <u>N/A</u> |

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? N/A

If Yes, state the attorney's name, address, and telephone number:

N/A

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? N/A

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

N/A

12. Provide any other information that will help explain why you cannot pay the costs of this case. I HAVE NO SOURCE

OF ANY PRIMARY OR SUPPLEMENTAL  
INCOME

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

Executed on: SEPTEMBER 20TH, 2020

  
(Signature)