

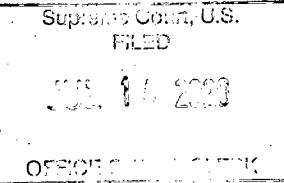
20-5981

No. _____

IN THE

SUPREME COURT OF THE UNITED STATES

DAVID FRANK PETRANO, AND
MARY KATHERINE DAY - PETITIONERS
(Your Name) PETRANO



VS.

DARLENE P. BAYLOR 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*.

Please check the appropriate boxes:

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

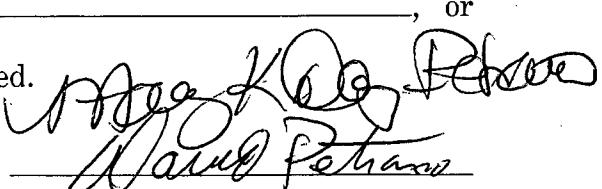
THIS CASE IN EIGHTH JUDICIAL CIRCUIT OF FLORIDA, AND
FLORIDA FIRST DISTRICT COURT OF APPEAL
ALSO, NUMEROUS OTHER FLORIDA STATE COURT CASES + APPEALS
 Petitioner has **not** previously been granted leave to proceed *in forma pauperis* in any other court.

Petitioner's affidavit or declaration in support of this motion is attached hereto.

Petitioner's affidavit or declaration is **not** attached because the court below appointed counsel in the current proceeding, and:

The appointment was made under the following provision of law: _____
_____, or

a copy of the order of appointment is appended.


(Signature)

RECEIVED

JUL 20 2020

OFFICE OF THE CLERK
SUPREME COURT, U.S.

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

I, MARY KATHERINE DAY, 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>0</u> | \$ <u>0</u> | \$ <u>0</u> | \$ <u>3</u> |
| Self-employment | \$ <u>0</u> | \$ <u>0</u> | \$ <u>0</u> | <u>NO WAY TO KNOW DUE TO COVID-19</u> |
| Income from real property (such as rental income) | \$ <u>0</u> | \$ <u>0</u> | \$ <u>0</u> | \$ <u>0</u> |
| Interest and dividends | \$ <u>0</u> | \$ <u>0</u> | \$ <u>0</u> | \$ <u>0</u> |
| Gifts | \$ <u>0</u> <i>Varies per court order</i> | \$ <u>0</u> | \$ <u>0</u> <i>Varies per court order</i> | \$ <u>0</u> |
| Alimony | \$ <u>0</u> | \$ <u>0</u> | \$ <u>0</u> | \$ <u>0</u> |
| Child Support | \$ <u>0</u> | \$ <u>0</u> | \$ <u>0</u> | \$ <u>0</u> |
| Retirement (such as social security, pensions, annuities, insurance) | \$ <u>0</u> | \$ <u>0</u> | \$ <u>310.00</u> | \$ <u>194.00</u> |
| Disability (such as social security, insurance payments) | \$ <u>0</u> | \$ <u>0</u> | \$ <u>0</u> | \$ <u>0</u> |
| Unemployment payments | \$ <u>0</u> | \$ <u>0</u> | \$ <u>0</u> | \$ <u>0</u> |
| Public-assistance (such as welfare) | \$ <u>0</u> | \$ <u>0</u> | \$ <u>0</u> | \$ <u>0</u> |
| Other (specify): <u>SNAP</u> <u>\$ 1200</u> <u>each month</u> | \$ <u>0</u> | \$ <u>0</u> | \$ <u>0</u> | \$ <u>0</u> |
| Total monthly income: | \$ <u>0</u> | \$ <u>0</u> | \$ <u>310.00</u> | \$ <u>194.00</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 |
|-------------------|---|---------------------|-------------------|
| PETRANO FARM, LLC | 2501 SE 143RD WAY, STARKE, FL 32091 | 1/2013-PRESENT | \$ <u>0</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 |
|----------------------|--------------------------------|---------------------|---|
| Self-employed Barber | 118 N. WACON ST. STARKE, FL | 9/2014-PRESENT | negative for \$ 2020 due to \$ COVID-19 |

4. How much cash do you and your spouse have? \$ _____

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

| Type of account (e.g. checking or savings) | Amount you have | Amount your spouse has |
|--|--------------------|------------------------|
| PETRANO FARM LLC | \$ APPX \$11. | \$ |
| DAVID PETRANO | \$ <u>REDACTED</u> | \$ APPX \$1. |
| | \$ | |

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

Home
Value None

Other real estate
Value None

Motor Vehicle #1
Year, make & model FORD F250
Value 1,000.00 1996
APPX.

Motor Vehicle #2
Year, make & model Rusty old horse
Value 1,000. trailer for
business, hurricane
excavation

Other assets
Description 2010 Sears lawnmower; Generators used
Value 50. 200 watt
APPX. 100watt water
to power to home
APPX \$200.

used tractor
bought for business
on property
1976 Massey Ferguson
Requester
APPX. \$1000. Not
running

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").

| Name | Relationship | Age |
|-------|--------------|-------|
| _____ | _____ | _____ |
| _____ | _____ | _____ |
| _____ | N/A | _____ |

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>0</u> | \$ <u>0</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, water, sewer, and telephone) | \$ <u>500.00</u> | \$ <u>0</u> |
| Home maintenance (repairs and upkeep) | \$ <u>35.00</u> | \$ <u>0</u> |
| Food | \$ <u>250.00</u> | \$ <u>0</u> |
| Clothing | \$ <u>0</u> | \$ <u>0</u> |
| Laundry and dry-cleaning | \$ <u>0</u> | \$ <u>0</u> |
| Medical and dental expenses | \$ <u>0</u> | \$ <u>0</u> |

| | You | Your spouse |
|---|---------------|--------------|
| Transportation (not including motor vehicle payments) | \$ <u>100</u> | \$ <u> </u> |

Recreation, entertainment, newspapers, magazines, etc. \$ 0 \$ 0

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

| | | |
|-------------------------|-------------|-------------|
| Homeowner's or renter's | \$ <u>0</u> | \$ <u>0</u> |
|-------------------------|-------------|-------------|

| | | |
|------|-------------|-------------|
| Life | \$ <u>0</u> | \$ <u>0</u> |
|------|-------------|-------------|

| | | |
|--------|-------------|-------------|
| Health | \$ <u>0</u> | \$ <u>0</u> |
|--------|-------------|-------------|

| | | |
|---------------|------------------|--------------|
| Motor Vehicle | \$ <u>180.00</u> | \$ <u> </u> |
|---------------|------------------|--------------|

| | | |
|--------------|--------------|--------------|
| Other: _____ | \$ <u> </u> | \$ <u> </u> |
|--------------|--------------|--------------|

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

| | | |
|------------------|-------------|-------------|
| (specify): _____ | \$ <u>0</u> | \$ <u>0</u> |
|------------------|-------------|-------------|

Installment payments

| | | |
|---------------|-------------|-------------|
| Motor Vehicle | \$ <u>0</u> | \$ <u>0</u> |
|---------------|-------------|-------------|

| | | |
|--|--------------|------------------|
| Credit card(s) <i>Cannot make them</i> | \$ <u> </u> | \$ <u>450.00</u> |
|--|--------------|------------------|

| | | |
|---------------------|-------------|-------------|
| Department store(s) | \$ <u>0</u> | \$ <u>0</u> |
|---------------------|-------------|-------------|

| | | |
|--------------|-------------|-------------|
| Other: _____ | \$ <u>0</u> | \$ <u>0</u> |
|--------------|-------------|-------------|

Alimony, maintenance, and support paid to others

| | |
|-------------|-------------|
| \$ <u>0</u> | \$ <u>0</u> |
|-------------|-------------|

Regular expenses for operation of business, profession, or farm (attach detailed statement)

Barbershop, Petewee Peau, LLC

negative due to COVID-19

Other (specify): _____

| | |
|-------------|-------------|
| \$ <u>0</u> | \$ <u>0</u> |
|-------------|-------------|

Total monthly expenses:

\$ 175 —

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 *No way to know due to COVID-19,*
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? _____

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:

N/A

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

Both Petitioners' Businesses, THE BARBERSHOP AND PETRANO FARM, LLC, HAVE BEEN ECONOMICALLY DEVASTATED BY COVID-19 PANDEMIC, SHUTDOWNS, & THE FLORIDA CASE SURGE.

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

Executed on: July 13, 2020

David Petrano
David Petrano

(Signature)