

No. 20-_____

IN THE

Supreme Court of the United States

NASSER MOHAMAD BAZZI,

Petitioner,

v.

THE STATE OF MICHIGAN,

Respondent.

On Petition for a Writ of Certiorari
to the Michigan Supreme Court

MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

AFFIDAVIT IN SUPPORT OF MOTION

Rachel K. Wolfe
Counsel of Record
WOLFE LAW PLLC
23200 John R. Road
P.O. Box 13
Hazel Park, MI 48030
(231) 388-5762
rachel@wolfelawpllc.com

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Petitioner, Nasser Mohamad Bazzi, 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 did not request that the state trial court find him indigent for purposes of appeal. Retained counsel filed his applications for leave to appeal to the Michigan Court of Appeals and the Michigan Supreme Court *pro bono*. As the attached affidavit indicates, Petitioner is currently incarcerated in a state prison and is not receiving any income.

Respectfully submitted,

/s/ Rachel K. Wolfe

Rachel K. Wolfe (P79204)
WOLFE LAW PLLC
Attorney for Petitioner Bazzi
23200 John R. Road
P.O. Box 13
Hazel Park, MI 48030
(231) 388-5762

Date: October 9, 2020

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

I, Nasser M. Bazzi, 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>18.00</u>	\$ <u>N/A</u>	\$ <u>18.00</u>	\$ <u>N/A</u>
Self-employment	\$ <u>0.00</u>	\$ <u> </u>	\$ <u>0.00</u>	\$ <u> </u>
Income from real property (such as rental income)	\$ <u>0.00</u>	\$ <u> </u>	\$ <u>0.00</u>	\$ <u> </u>
Interest and dividends	\$ <u>0.00</u>	\$ <u> </u>	\$ <u>0.00</u>	\$ <u> </u>
Gifts	\$ <u>0.00</u>	\$ <u> </u>	\$ <u>0.00</u>	\$ <u> </u>
Alimony	\$ <u>0.00</u>	\$ <u> </u>	\$ <u>0.00</u>	\$ <u> </u>
Child Support	\$ <u>0.00</u>	\$ <u> </u>	\$ <u>0.00</u>	\$ <u> </u>
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>0.00</u>	\$ <u> </u>	\$ <u>0.00</u>	\$ <u> </u>
Disability (such as social security, insurance payments)	\$ <u>0.00</u>	\$ <u> </u>	\$ <u>0.00</u>	\$ <u> </u>
Unemployment payments	\$ <u>0.00</u>	\$ <u> </u>	\$ <u>0.00</u>	\$ <u> </u>
Public-assistance (such as welfare)	\$ <u>0.00</u>	\$ <u> </u>	\$ <u>0.00</u>	\$ <u> </u>
Other (specify): <u>Living Allowance (family)</u>	\$ <u>600.00</u>	\$ <u> </u>	\$ <u>600.00</u>	\$ <u> </u>
Total monthly income:	\$ <u>618.00</u>		\$ <u>618.00</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
Michigan Department of Corrections			\$ 18.00
			\$
			\$

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
N/A			\$
			\$
			\$

4. How much cash do you and your spouse have? \$ N/A

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
N/A	\$	\$
	\$	\$
	\$	\$

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

Home
Value _____

Other real estate
Value _____

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

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

Other assets
Description _____
Value _____

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
N/A	\$ _____	\$ _____
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____

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)	\$ N/A	\$ _____
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)	\$ N/A	\$ _____
Home maintenance (repairs and upkeep)	\$ N/A	\$ _____
Food	\$ N/A	\$ _____
Clothing	\$ N/A	\$ _____
Laundry and dry-cleaning	\$ N/A	\$ _____
Medical and dental expenses	\$ N/A	\$ _____

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ N/A	\$ _____
Recreation, entertainment, newspapers, magazines, etc.	\$ N/A	\$ _____
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ N/A	\$ _____
Life	\$ N/A	\$ _____
Health	\$ N/A	\$ _____
Motor Vehicle	\$ N/A	\$ _____
Other: _____	\$ N/A	\$ _____
Taxes (not deducted from wages or included in mortgage payments)		
(specify): _____	\$ _____	\$ _____
Installment payments		
Motor Vehicle	\$ N/A	\$ _____
Credit card(s)	\$ N/A	\$ _____
Department store(s)	\$ N/A	\$ _____
Other: _____	\$ _____	\$ _____
Alimony, maintenance, and support paid to others	\$ N/A	\$ _____
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ N/A	\$ _____
Other (specify): _____ Living Expenses & Necessities	\$ 600.00	\$ _____
Total monthly expenses:	\$ 600.00	\$ _____

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? \$10,000.00

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

Rachel K. Wolfe, Wolfe Law PLLC, 23200 John R. Road, PO Box 13, Hazel Park, MI 48030 (231) 388-5762

Ms. Wolfe handled my appeals to the Michigan Court of Appeals and the Michigan Supreme Court on a pro bono basis. My family has agreed to compensate Ms. Wolfe for these proceedings in the US Supreme Court at \$400.00 per month until \$10,000.00 has been paid. As of today's date, they have paid \$3,400.00

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:

12. 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: 9-18-20, 2020

BAEZ,

(Signature)

