

No. 20-\_\_\_\_\_

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IN THE

*Supreme Court of the United States*

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NASSER MOHAMAD BAZZI,

*Petitioner,*

v.

THE STATE OF MICHIGAN,

*Respondent.*

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

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**MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS**

**AFFIDAVIT IN SUPPORT OF MOTION**

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**MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS**

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 filed 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<br>the past 12 months |           | Amount expected<br>next month |           |
|--|---|-----------|-------------------------------|-----------|
|  | You   | Spouse    | You                           | Spouse    |
| Employment   | \$ 18.00  | \$ N/A    | \$ 18.00                      | \$ N/A    |
| Self-employment  | \$ 0.00   | \$        | \$ 0.00                       | \$        |
| Income from real property<br>(such as rental income)                       | \$ 0.00   | \$        | \$ 0.00                       | \$        |
| Interest and dividends   | \$ 0.00   | \$        | \$ 0.00                       | \$        |
| Gifts  | \$ 0.00   | \$        | \$ 0.00                       | \$        |
| Alimony  | \$ 0.00   | \$        | \$ 0.00                       | \$        |
| Child Support  | \$ 0.00   | \$        | \$ 0.00                       | \$        |
| Retirement (such as social<br>security, pensions,<br>annuities, insurance) | \$ 0.00   | \$        | \$ 0.00                       | \$        |
| Disability (such as social<br>security, insurance payments)                | \$ 0.00   | \$        | \$ 0.00                       | \$        |
| Unemployment payments  | \$ 0.00   | \$        | \$ 0.00                       | \$        |
| Public-assistance<br>(such as welfare)                                     | \$ 0.00   | \$        | \$ 0.00                       | \$        |
| Other (specify): <u>Living Allowance (family)</u>                          | \$ 600.00   | \$        | \$ 600.00                     | \$        |
| <b>Total monthly income:</b>   | <b>\$ 618.00</b>                                    | <b>\$</b> | <b>\$ 618.00</b>              | <b>\$</b> |

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.

|  |  |
|--|--|
| <input type="checkbox"/> Home<br>Value _____   | <input type="checkbox"/> Other real estate<br>Value _____                            |
| <input type="checkbox"/> Motor Vehicle #1<br>Year, make & model _____<br>Value _____ | <input type="checkbox"/> Motor Vehicle #2<br>Year, make & model _____<br>Value _____ |
| <input type="checkbox"/> Other assets<br>Description _____<br>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<br>(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,<br>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,<br>or farm (attach detailed statement) | \$ N/A           | \$          |
| Other (specify): <u>Living Expenses &amp; Necessities</u>                                      | \$ 600.00        | \$          |
| <b>Total monthly expenses:</b>   | <b>\$ 600.00</b> | <b>\$</b>   |

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

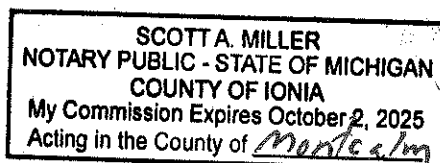
If yes, how much? N/A

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: 09-01-20, 2020



BAE  
(Signature)