

No. 20-6173

ORIGINAL

Supreme Court, U.S.
FILED

OCT 23 2020

OFFICE OF THE CLERK

IN THE
SUPREME COURT OF THE UNITED STATES

IN RE: Tommie H. Telfair — PETITIONER
(Your Name)

VS.

— 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):

ALL Third Circuit lower courts

☐ 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.

Tommie H. Telfair
(Signature)

RECEIVED

OCT 29 2020

OFFICE OF THE CLERK
SUPREME COURT, U.S.

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

I, Tommie H. Telfair, 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>46.00</u>	\$ <u>N/A</u>	\$ <u>46.00</u>	\$ <u>N/A</u>
Self-employment	\$ <u>N/A</u>	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>
Income from real property (such as rental income)	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>
Interest and dividends	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>
Gifts	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>
Alimony	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>
Child Support	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>
Disability (such as social security, insurance payments)	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>
Unemployment payments	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>
Public-assistance (such as welfare)	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>
Other (specify): _____	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>
Total monthly income:	\$ <u>46.00</u>	\$ <u>"</u>	\$ <u>46.00</u>	\$ <u>"</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
FCI	Fort Dix	present	\$ 46.00
" "	" "	" "	\$ " "
" "	" "	" "	\$ " "

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

☐ Other real estate
Value N/A

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

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

☐ Other assets
Description N/A
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

\$ N/A

\$ 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
<u>Tommie Telfair</u>	<u>Myself</u>	<u>49</u>
<u>" "</u>	<u>" "</u>	<u>" "</u>
<u>" "</u>	<u>" "</u>	<u>" "</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, biweekly, quarterly, or annually to show the monthly rate.

	You	Your spouse
Rent or home-mortgage payment (include lot rented for mobile home)	\$ <u>50.00 - 100.00</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, water, sewer, and telephone)	\$ <u>" "</u>	\$ <u>" "</u>
Home maintenance (repairs and upkeep)	\$ <u>" "</u>	\$ <u>" "</u>
Food	\$ <u>" "</u>	\$ <u>" "</u>
Clothing	\$ <u>" "</u>	\$ <u>" "</u>
Laundry and dry-cleaning	\$ <u>" "</u>	\$ <u>" "</u>
Medical and dental expenses	\$ <u>" "</u>	\$ <u>" "</u>

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ <u>N/A</u>	\$ <u>N/A</u>
Recreation, entertainment, newspapers, magazines, etc.	\$ <u>11</u>	\$ <u>11</u>
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ <u>11</u>	\$ <u>11</u>
Life	\$ <u>11</u>	\$ <u>11</u>
Health	\$ <u>11</u>	\$ <u>11</u>
Motor Vehicle	\$ <u>11</u>	\$ <u>11</u>
Other: _____	\$ <u>11</u>	\$ <u>11</u>
Taxes (not deducted from wages or included in mortgage payments)		
(specify): _____	\$ <u>N/A</u>	\$ <u>N/A</u>
Installment payments		
Motor Vehicle	\$ <u>11</u>	\$ <u>11</u>
Credit card(s)	\$ <u>11</u>	\$ <u>11</u>
Department store(s)	\$ <u>11</u>	\$ <u>11</u>
Other: _____	\$ <u>11</u>	\$ <u>11</u>
Alimony, maintenance, and support paid to others	\$ <u>11</u>	\$ <u>11</u>
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ <u>11</u>	\$ <u>11</u>
Other (specify): _____	\$ <u>11</u>	\$ <u>11</u>
Total monthly expenses:	\$ <u>50.00 - 100.00</u>	\$ <u>11</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.

*Due to COVID-19 there's
serious dire Straights.*

COVID-19 has created serious hardships.

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:

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.

*As mentioned above present conditions of
confinement and COVID-19 has led to EXTREME
Dire Straight and hardship for Petitioner.*

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

Executed on: October 20th, 2020

Jimmie H. Yeffe
(Signature)

Tommie H. Telfair, natural born Citizen of the United States and Citizen of the State of New Jersey by life long domicile.

IN THE
SUPREME COURT
OF THE
UNITED STATES

Tommie H. Telfair,	:	Civil Action No.: _____
"Aggrieved-Petitioner",	:	
-v-	:	Unsworn Declaration
	:	Under Penalty Of Perjury
	:	In Support Of ' <u>Complaint</u> '
David E. Ortiz,	:	In The Nature Of; <u>Habeas</u>
"Warden-Respondent"	:	<u>Corpus</u> Pleadings Pursuant To:
	:	28 U.S.C. §1746.

I, Tommie H. Telfair, being of the age of the majority and competent to make [t]his sworn oath and verification, hereby give [t]his affirmation in narrative form for [t]hese documentary evidences and documentary facts being depose and states that the many foregoing statements and documentary evidences/facts is true/correct to the best of my ability relating to [t]hese moving matter(s); and is submitted [NOT] for delays, harassment, nor vexation as follows:

1. Petitioner continues to suffer deprivation of his constitutional rights due to official/judicial misconduct, contributory neglect, and the unlawfully procured conviction/judgment;
2. Petitioner continues to suffer deprivation of his constitutional rights due to egregious and outrageous law enforcement misconduct;
3. Petitioner continues to suffer deprivation of his constitutional and substantial rights due to his lack of legal training, and the unlawfully procured "personal jurisdiction";
4. Petitioner continues to suffer deprivation of his constitutional rights due to being imprisoned for crimes "instigated" by government agent's "impersonation" as drug traffickers, and negative misprison;
5. Petitioner continues to suffer due to the "concealed" and "intentional"