

No. 20-6263

IN THE
SUPREME COURT OF THE UNITED STATES

HAIDER SALAH ABDULRAZZAK — PETITIONER
(Your Name)

VS.

BRENT FLUKE et al. — 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):

State Courts Habeas Proceeding, South Dakota Federal district Court and the Eighth Circuit Court of Appeal in the Proceeding of this Petition.

☐ 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.

Haider Abdulrazzak
(Signature)

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

I, Hader Salah Abdelkacab, 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>27.00</u>	\$ <u>1</u>	\$ <u>unknown</u>	\$ <u>1</u>
Self-employment	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</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>	\$ <u>0</u>	\$ <u>0</u>	\$ <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>0</u>	\$ <u>0</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>Weekly help from friend & family</u>	\$ <u>250.00</u>	\$ <u>1</u>	\$ <u>unknown</u>	\$ <u>0</u>
Total monthly income:	\$ <u>257.00</u>	\$ <u>1</u>	\$ <u>1</u>	\$ <u>1</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
Prison Kitchen	14126 Wood St	12/16/2020	\$ 41.25
			\$
			\$

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
			\$
			\$
			\$

4. How much cash do you and your spouse have? \$ 0.00
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
Prison Spending account	\$ 0.00	\$ /
	\$	\$
	\$	\$

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

\$ _____

\$ _____

\$ _____

\$ _____

\$ _____

\$ _____

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

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)

\$ _____

\$ _____

Are real estate taxes included? ☐ Yes ☐ No

Is property insurance included? ☐ Yes ☐ No

Utilities (electricity, heating fuel,
water, sewer, and telephone)

\$ _____

\$ _____

Home maintenance (repairs and upkeep)

\$ _____

\$ _____

Food

\$ _____

\$ _____

Clothing

\$ _____

\$ _____

Laundry and dry-cleaning

\$ _____

\$ _____

Medical and dental expenses

\$ _____

\$ _____

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ <u>0</u>	\$ <u>0</u>
Recreation, entertainment, newspapers, magazines, etc.	\$ <u>0</u>	\$ <u>0</u>
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>0</u>	\$ <u>0</u>
Other: <u>Court Fees</u>	\$ <u>+ 10,000</u>	\$ <u></u>
Taxes (not deducted from wages or included in mortgage payments)		
(specify): <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Installment payments		
Motor Vehicle	\$ <u>0</u>	\$ <u>0</u>
Credit card(s)	\$ <u>0</u>	\$ <u>0</u>
Department store(s)	\$ <u>0</u>	\$ <u>0</u>
Other: <u></u>	\$ <u></u>	\$ <u></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)	\$ <u>0</u>	\$ <u>0</u>
Other (specify): <u>PLRA</u>	\$ <u>610.43</u>	\$ <u>1</u>
Total monthly expenses:	\$ <u>+ 10,000</u>	\$ <u>1</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.

* MY suspend sentence release however is over about April 28, 2021, upon which I could be fully employed. However, I'm not sure whether DOC officials would release me or not.

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:

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

I'm incarcerated inmate who just recently employed in prison for 25¢ per hr. I cannot afford to pay such fees from my income. I'm also paying part of this income (20%) as fees for law suit I filed.

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

Executed on: 2nd of February, 2021

Haida Delacruz

(Signature)

KBR Kellogg Brown & Root

Iraq, Babylon Materials Control Department



Certificate of Appreciation

is presented to

As Sulaymāniyah

HAIDER SALAH AL-REHAIMI

Samarra

IRAQ

For outstanding performance of selfless service and dedication to duty during your work in Materials department Camp Babylon since February 2004. Your initiative, resourcefulness, and willingness to cooperate contributed immensely to the daily tasks, which enabled us to perform our mission with high professional level. The organization skills that you have improved the work of document control section. The knowledge and aggressive work ethics you displayed are indicative of your loyalty and professionalism and reflect great credit upon you, Kellogg Brown & Root and the people of Iraq. Thanks for a job well done!

Al Basrah

Iraq, Babylon

19 OCT 2004

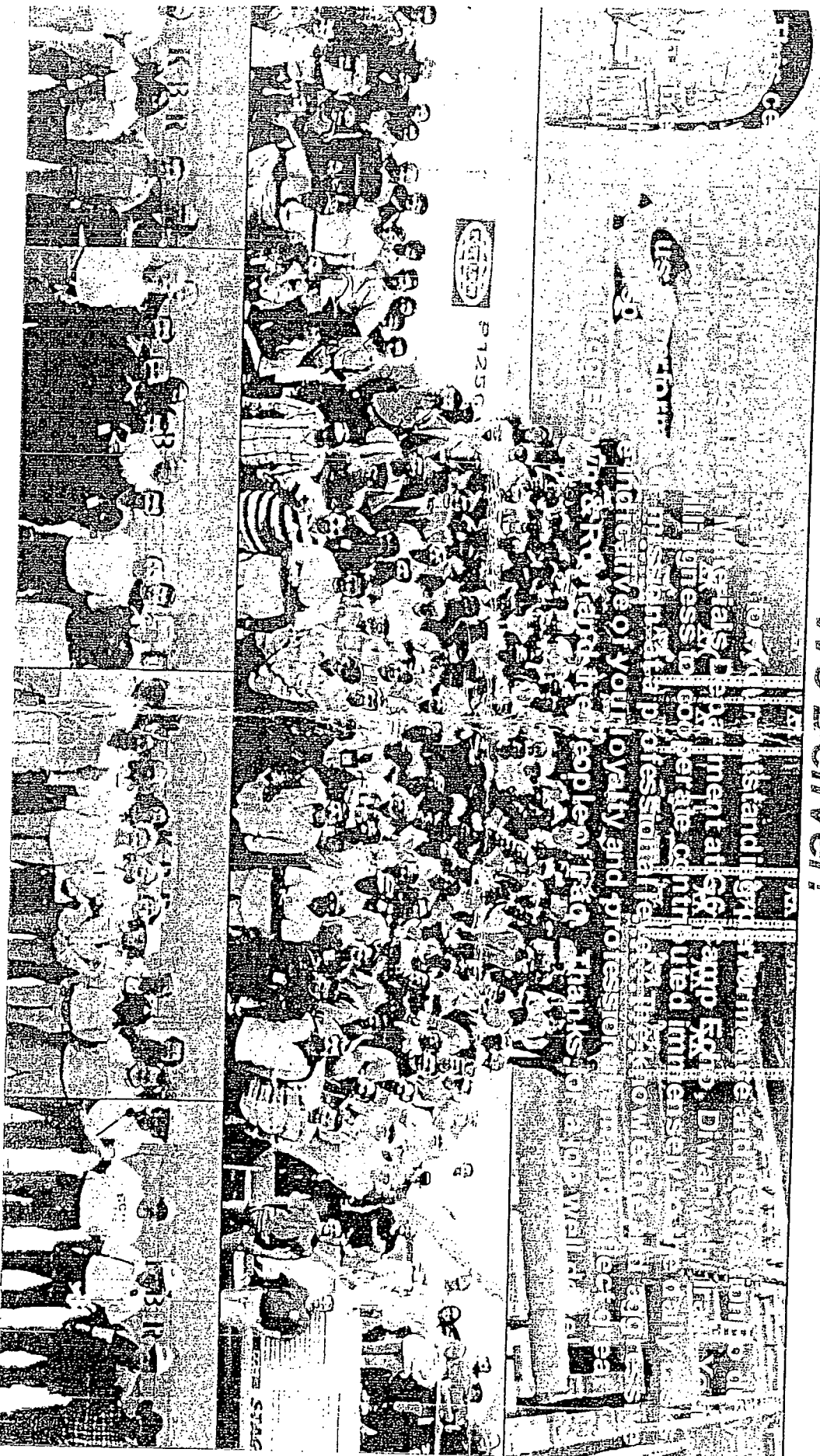
Andrew Rutledge
ANDREW RUTLEDGE
Materials Control Manager

APPENDIX

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The success of Afghanistan is premised on **Haider Abdul Razzack**

Coalition Forces Materials Department – G Sites:
We Deliver!



February 17, 2006

Patsy Powell, Material Control Manager
Best Wishes, Patsy Powell



Sharon Rivera
Material Control Manager
Coalition Forces - G sites
Camp Echo-G6-Diwaniyah, Iraq

June 8, 2006

To whom it may concern:

I am pleased to write this letter of recommendation for Haider Salah Abdul Razzak Al-Rehaimi. Haider worked for me in the Materials Department at KBR for 2 and a half years. He began here as Requisition Processing Administrative Assistant and continued to serve with increasing skill in that capacity.

During Haider's service with us I admired him for his many valuable qualities, and regarded him with evermore respect. Very much a team player, Haider was always punctual, yet easygoing. He was keenly devoted to his work, but being a real people person, he was also enjoyable to be around.

Haider demonstrated from early in his tenure that he understood what business is all about. He thrived under adversity. Almost without exception, he put the customer first, feeling as I do that the key to good business is satisfied customers. I suppose doing well in business is easy if you are, as he was, driven in equal measure by both quality and efficiency.

I would like to be very clear about why Haider is no longer with us. Haider is available for new challenges only because of his desire to learn and grow further. We would have loved to see him stay, but certainly understand his need to advance beyond the positions we have available.

In closing, let me say I have no hesitation in recommending Haider Salah Abdul Razzak Al-Rehaimi for any position pertaining to bookkeeping. I feel confident he would be an asset to your organization.

Sincerely,

Sharon Rivera
Material Control Manager
Coalition Forces - G sites
Camp Echo-G6-Diwaniyah, Iraq

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