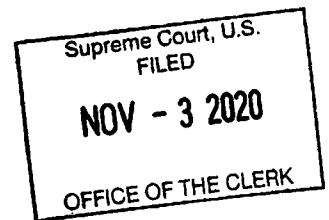


20-6497
No.

ORIGINAL

IN THE
SUPREME COURT OF THE UNITED STATES

ANDREY L. BRIDGES
Petitioner-Appellant,



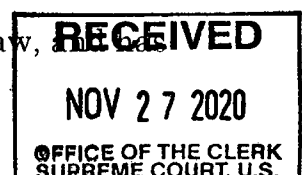
v.

DAVID GRAY, WARDEN,
Respondent-Appellee,

*On Petition for Writ of Certiorari to the
United States Court of appeals for the Sixth Circuit*

ON MOTION TO LEAVE TO PROCEED IN FORMA PAUPERIS

Petitioner, asks leave to file the attached petition for writ of certiorari without the prepayment of costs and to proceed in forma pauperis. Petitioner was previously granted leave to proceed in forma pauperis when he litigated in the Northern, United States District Court of the Eastern Division, Ohio; case no 15-cv-02556. For this purpose, Petitioner; "Respectfully sends notice to this Honorable court, and "Respective Justice[s]", that this is an exceptional case worth hearing and asks acceptance, because how the violations put individuals above the law,



ignored rights that this court has ruled as unlawful and unconstitutional. In that, saying, "Respectfully" this case warrant review and to be heard and addressed on merit.

Petitioner, declaration in support of this motion, supports this motion to allow him to proceed without prepaying showing his indigence.

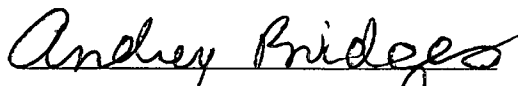
Petitioner also submits his motion showing cause for show; and this court denial of his Certiorari that follows. **"Please see adjoined"**.

This request to rehear, is presented in good faith and not for delay, or prejudice to any party.

{NOTE}: Although petitioner may be entitled to appointment of counsel; to meet the time frame to enter this court; petitioner filed on his own behalf as Due process is sought, and Manifest Injustice is in need to be removed.

{NOTE}: For the Controlling Affect: Accepting Jurisdiction is not controlling or will affect any party or previous case that was ever presented, this case is moved to control the miscarriages of justice against ones guaranteed right that is supported by the United States Constitution, yet denied / deprived and forcefully taken.

Respectfully submitted,



Andrey L. Bridges #A650-493
Belmont Correctional Institution
P.O. Box 540
68518 Bannock Road
St. Clairsville, Ohio 43950

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

I, ANDREW L. Bridges, 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	\$ 0	\$ N/A	\$ 0	\$ N/A
Self-employment	\$ 0	\$ N/A	\$ 0	\$ N/A
Income from real property (such as rental income)	\$ 0	\$ N/A	\$ 0	\$ N/A
Interest and dividends	\$ 0	\$ N/A	\$ 0	\$ N/A
Gifts	\$ 0	\$ N/A	\$ 0	\$ N/A
Alimony	\$ 0	\$ N/A	\$ 0	\$ N/A
Child Support	\$ 0	\$ N/A	\$ 0	\$ N/A
Retirement (such as social security, pensions, annuities, insurance)	\$ 0	\$ N/A	\$ 0	\$ N/A
Disability (such as social security, insurance payments)	\$ 0	\$ N/A	\$ 0	\$ N/A
Unemployment payments	\$ 0	\$ N/A	\$ 0	\$ N/A
Public-assistance (such as welfare)	\$ 0	\$ N/A	\$ 0	\$ N/A
Other (specify): _____	\$ 0	\$ N/A	\$ 0	\$ N/A
Total monthly income:	\$ 0	\$ N/A	\$ 0	\$ N/A

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
N/A	N/A	N/A	\$ 0
N/A	N/A	N/A	\$ 0
N/A	N/A	N/A	\$ 0

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	\$ 0
N/A	N/A	N/A	\$ 0
N/A	N/A	N/A	\$ 0

4. How much cash do you and your spouse have? \$ 0
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 trust account	\$ LESS than \$20.00	\$ 0
N/A	\$ 0	\$ 0
N/A	\$ 0	\$ 0

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 0

☐ Motor Vehicle #2
Year, make & model N/A
Value 0

☐ Other assets
Description N/A
Value 0

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

\$ ~~0~~
\$ ~~0~~
\$ ~~0~~

\$ 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

N/A
N/A
N/A

N/A
N/A
N/A

N/A
N/A
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

\$ ~~0~~

Are real estate taxes included? ☐ Yes ☐ No

Is property insurance included? ☐ Yes ☐ No

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

\$ N/A

\$ ~~0~~

Home maintenance (repairs and upkeep)

\$ N/A

\$ ~~0~~

Food

\$ N/A

\$ ~~0~~

Clothing

\$ N/A

\$ ~~0~~

Laundry and dry-cleaning

\$ N/A

\$ ~~0~~

Medical and dental expenses

\$ N/A

\$ ~~0~~

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ <u>N/A</u>	\$ <u>0</u>
Recreation, entertainment, newspapers, magazines, etc.	\$ <u>N/A</u>	\$ <u>0</u>
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ <u>N/A</u>	\$ <u>0</u>
Life	\$ <u>N/A</u>	\$ <u>0</u>
Health	\$ <u>N/A</u>	\$ <u>0</u>
Motor Vehicle	\$ <u>N/A</u>	\$ <u>0</u>
Other: _____	\$ <u>N/A</u>	\$ <u>0</u>
Taxes (not deducted from wages or included in mortgage payments)		
(specify): _____	\$ <u>N/A</u>	\$ <u>0</u>
Installment payments		
Motor Vehicle	\$ <u>N/A</u>	\$ <u>0</u>
Credit card(s)	\$ <u>N/A</u>	\$ <u>0</u>
Department store(s)	\$ <u>N/A</u>	\$ <u>0</u>
Other: _____	\$ <u>N/A</u>	\$ <u>0</u>
Alimony, maintenance, and support paid to others	\$ <u>N/A</u>	\$ <u>0</u>
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ <u>N/A</u>	\$ <u>0</u>
Other (specify): _____	\$ <u>N/A</u>	\$ <u>0</u>
Total monthly expenses:	\$ <u>0</u>	\$ <u>0</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.

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.

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

Executed on: ~~October 28, 2020~~

November 18, 2020

Andre Bridges
(Signature)

Bridges v. Gray, 2020 U.S. App. LEXIS 31667
Copy Citation

United States Court of Appeals for the Sixth Circuit

October 5, 2020, Filed

No. 20-3493

Reporter

2020 U.S. App. LEXIS 31667 *

ANDREY BRIDGES, Petitioner-Appellant, v. **DAVID W. GRAY, WARDEN**,
Respondent-Appellee.

Prior History: Bridges v. Gray, 2020 U.S. App. LEXIS 25369 (6th Cir., Aug. 10, 2020)

Counsel: [*1] **Andrey Bridges**, Petitioner - Appellant, Pro se, St. Clairsville, OH.

For **DAVID W. GRAY**, Warden, Respondent - Appellee: Stephanie Lynn Watson,
Office of the Attorney General, Columbus, OH.

Judges: BEFORE: SUHRHEINRICH, GILMAN, and LARSEN, Circuit Judges.

Opinion

ORDER

The court received a petition for rehearing en banc. The original panel has reviewed the petition for rehearing and concludes that the issues raised in the petition were fully considered upon the original submission and decision of the case. The petition then was circulated to the full court. No judge has requested a vote on the suggestion for rehearing en banc.

Therefore, the petition is denied.

Bridges v. Gray, 2020 U.S. App. LEXIS 25369
Copy Citation

United States Court of Appeals for the Sixth Circuit

August 10, 2020, Filed

No. 20-3493

Reporter

2020 U.S. App. LEXIS 25369 *

ANDREY BRIDGES, Petitioner-Appellant, v. **DAVID W. GRAY**, Warden,
Respondent-Appellee.

Subsequent History: Rehearing denied by, En banc Bridges v. Gray, 2020 U.S. App. LEXIS 31667 (6th Cir., Oct. 5, 2020)

Prior History: Bridges v. Sloan, 2018 U.S. Dist. LEXIS 221744, 2018 WL 7917920 (N.D. Ohio, Aug. 9, 2018)

Core Terms

notice, deadline, reopen

Counsel: [*1] **Andrey Bridges**, Petitioner - Appellant, Pro se, St. Clairsville, OH.

For **DAVID W. GRAY**, Warden, Respondent - Appellee: Stephanie Lynn Watson,
Office of the Attorney General, Columbus, OH.

Judges: Before: SUHRHEINRICH, GILMAN, and LARSEN, Circuit Judges.

Opinion

ORDER

"Every federal appellate court has a special obligation to satisfy itself . . . of its own jurisdiction" Alston v. Advanced Brands & Importing Co., 494 F.3d 562, 564 (6th Cir. 2007) (quoting Steel Co. v. Citizens for a Better Env't, 523 U.S. 83, 95, 118

S. Ct. 1003, 140 L. Ed. 2d 210 (1998)). Generally, in a civil case where the United States, a United States agency, or a United States officer or employee is not a party, a notice of appeal must be filed within thirty days after the judgment or order appealed from is entered. 28 U.S.C. § 2107(a); Fed. R. App. P. 4(a)(1)(A).

In 2015, **Andrey Bridges** filed a petition for a writ of habeas corpus under 28 U.S.C. § 2254. The district court denied part of the habeas petition on the merits and dismissed the remainder on procedural grounds. Bridges appealed (appeal No. 19-3297), and this court denied his application for a certificate of appealability. *Bridges v. Gray*, No. 19-3297 (6th Cir. Nov. 21, 2019).

While appeal No. 19-3297 was pending, Bridges filed a Federal Rule of Civil Procedure 60(b) motion to reopen his habeas case. The district court denied the Rule 60(b) motion on July 12, 2019, for lack of jurisdiction. On April 22, 2020, Bridges filed a notice of appeal from **[*2]** the order denying his Rule 60(b) motion.

Any notice of appeal from the July 12, 2019, order denying the Rule 60(b) motion was due to be filed on or before August 12, 2019. *See* 28 U.S.C. § 2107(a); Fed. R. App. P. 4(a)(1)(A), 26(a). But Bridges waited until April 22, 2020, to appeal that order. Bridges's failure to timely file a notice of appeal deprives this court of jurisdiction. Compliance with the statutory deadline in § 2107(a) is a mandatory, jurisdictional prerequisite that this court may not waive. *Hamer v. Neighborhood Hous. Servs. of Chi.*, 138 S. Ct. 13, 21, 199 L. Ed. 2d 249 (2017); *Bowles v. Russell*, 551 U.S. 205, 214, 127 S. Ct. 2360, 168 L. Ed. 2d 96 (2007). And the statutory provisions permitting the district court to extend or reopen the time to file a notice of appeal do not apply here. *See* 28 U.S.C. § 2107(c) (permitting the district court to extend the time to file a notice of appeal in certain limited situations if the party moves for an extension no more than 30 days after the deadline); 28 U.S.C. § 2107(c)(1)-(2) (permitting the district court to reopen the deadline for 14 days if the party did not receive notice about the entry of a judgment and the party makes a motion within the time requirements).

Accordingly, appeal No. 20-3493 is **DISMISSED** for lack of jurisdiction.