

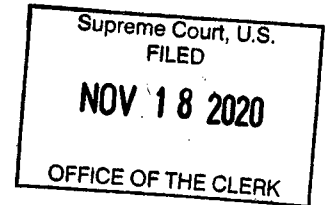
20-6505

No. 7138

ORIGINAL

IN THE
SUPREME COURT OF THE UNITED STATES

Roosevelt Bigbee — PETITIONER
(Your Name)



VS.

Johnny Fite, warden — 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):

Circuit Court of Lauderdale county Tenn. Court of Crim. App. of Tenn.
the supreme court of Tenn.

☐ Petitioner has **not** previously been granted leave to proceed *in forma pauperis* in any other court.

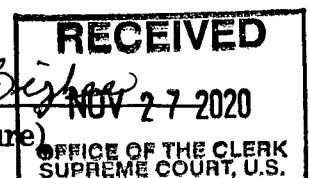
☒ Petitioner's affidavit or declaration in support of this motion is attached hereto.

☐ 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: _____

☐ a copy of the order of appointment is appended.

Roosevelt Bigbee
(Signature)



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

I, Roosevelt Bigbee, 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>22.00</u>	\$ <u>X</u>	\$ <u>20.00</u>	\$ <u>X</u>
Self-employment	\$ <u>X</u>	\$ <u>X</u>	\$ <u>X</u>	\$ <u>X</u>
Income from real property (such as rental income)	\$ <u>X</u>	\$ <u>X</u>	\$ <u>X</u>	\$ <u>X</u>
Interest and dividends	\$ <u>X</u>	\$ <u>X</u>	\$ <u>X</u>	\$ <u>X</u>
Gifts	\$ _____	\$ _____	\$ _____	\$ _____
Alimony	\$ <u>X</u>	\$ <u>X</u>	\$ <u>X</u>	\$ <u>X</u>
Child Support	\$ <u>X</u>	\$ <u>X</u>	\$ <u>X</u>	\$ <u>X</u>
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>X</u>	\$ <u>X</u>	\$ <u>X</u>	\$ <u>X</u>
Disability (such as social security, insurance payments)	\$ <u>X</u>	\$ <u>X</u>	\$ <u>X</u>	\$ <u>X</u>
Unemployment payments	\$ <u>X</u>	\$ <u>X</u>	\$ <u>X</u>	\$ <u>X</u>
Public-assistance (such as welfare)	\$ <u>X</u>	\$ <u>X</u>	\$ <u>X</u>	\$ <u>X</u>
Other (specify): _____	\$ <u>X</u>	\$ <u>X</u>	\$ <u>X</u>	\$ <u>X</u>
Total monthly income:	\$ <u>22.00</u>	\$ <u>X</u>	\$ <u>20.00</u>	\$ <u>X</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
<u>Prison</u>	<u>W.T.S.P</u>	<u></u>	<u>\$ 2000</u>
<u></u>	<u>P.O. Box 1150</u>	<u></u>	<u>\$</u>
<u></u>	<u>Henning Tn. 3804</u>	<u></u>	<u>\$</u>

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
<u>/</u>	<u>/</u>	<u>/</u>	<u>\$</u>
<u></u>	<u></u>	<u></u>	<u>\$</u>
<u></u>	<u></u>	<u></u>	<u>\$</u>

4. How much cash do you and your spouse have? \$ none

Below, state any money you or your spouse have in bank accounts or in any other financial institution.

Financial institution	Type of account	Amount you have	Amount your spouse has
<u>/</u>	<u>/</u>	<u>\$</u>	<u>\$</u>
<u></u>	<u></u>	<u>\$</u>	<u>\$</u>
<u></u>	<u></u>	<u>\$</u>	<u>\$</u>

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

☐ Home
Value none

☐ Other real estate
Value none

☐ Motor Vehicle #1
Year, make & model none
Value

☐ Motor Vehicle #2
Year, make & model none
Value

☐ Other assets
Description none
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.

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)

\$ None

\$ X

Are real estate taxes included? ☐ Yes ☒ No

Is property insurance included? ☐ Yes ☒ No

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

\$ None

\$ X

Home maintenance (repairs and upkeep)

\$ None

\$ X

Food

\$ None

\$ X

Clothing

\$ None

\$ X

Laundry and dry-cleaning

\$ None

\$ X

Medical and dental expenses

\$ None

\$ X

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ <u>None</u>	\$ <u>X</u>
Recreation, entertainment, newspapers, magazines, etc.	\$ <u>None</u>	\$ <u>X</u>
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ <u>X</u>	\$ <u>X</u>
Life	\$ <u>X</u>	\$ <u>X</u>
Health	\$ <u>X</u>	\$ <u>X</u>
Motor Vehicle	\$ <u>X</u>	\$ <u>X</u>
Other: _____	\$ <u>X</u>	\$ <u>X</u>
Taxes (not deducted from wages or included in mortgage payments)		
(specify): _____	\$ <u>X</u>	\$ <u>X</u>
Installment payments		
Motor Vehicle	\$ <u>X</u>	\$ <u>X</u>
Credit card(s)	\$ <u>X</u>	\$ <u>X</u>
Department store(s)	\$ <u>X</u>	\$ <u>X</u>
Other: _____	\$ <u>X</u>	\$ <u>X</u>
Alimony, maintenance, and support paid to others	\$ <u>X</u>	\$ <u>X</u>
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ <u>X</u>	\$ <u>X</u>
Other (specify): _____	\$ <u>X</u>	\$ <u>X</u>
Total monthly expenses:	\$ <u>X</u>	\$ <u>X</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? _____

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've been in prison for the last 30 yrs.

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

Executed on: 11-13-20, 20__

Russell Bigbee
(Signature)



State of Tennessee
DEPARTMENT OF CORRECTION
West Tennessee State Penitentiary
P.O. Box 1150
Henning, Tennessee 38041-1150
Telephone (731) 738-5044 FAX (731) 738-5947

PRISON TRUST FUND AFFIDAVIT

Roosevelt Bigbee
Inmate name

142829
TDOC no.

NOTICE TO PRISONER: a prisoner seeking to proceed IFP (In Forma Pauper) shall submit an affidavit stating all assets. In addition, a prisoner must attach a statement certified by the appropriate institutional officer showing all receipts, expenditures, and balances during the last six months in your institutional accounts. If you have multiple accounts, perhaps because you have been in multiple institutions, attach one certified statement of each account.

CERTIFICATE

(Incarcerated applicants only)
 (To be completed by the institution of incarceration)

I certify that the applicant named herein has the sum of **\$21.38** on account to his credit at **West Tennessee State Penitentiary**. I further certify that the applicant has the following securities to his credit **N/A**. I further certify that during the past **six months** the applicant's average deposits were **\$91.11**

I, **Asmaa Abdalla**, am a State of Tennessee employee, who serves as the Inmate Trust Fund Custodian for prisoners at West Tennessee State Penitentiary. By my signature below, I certify that the attached computer printout of the named prisoner is true and correct in designating his trust fund account activity for the past **six (6) months** with the Department of Correction.

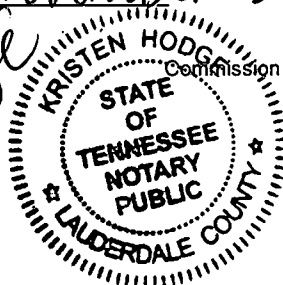
Date **11/06/2020**

Asmaa Abdalla

Custodian

Signature of Authorized Officer; Trust Fund

Sworn before me this **6** day of **November** **2020**
Kristen Hodge
 Notary



Commission expires: **02/21/2021**

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Actual Site WTSP Assigned Site WTSP Current Balance 21.38

Pending Balance

Trans Date	Seq No	Trans Type	Transaction Code	Transaction Amount	Trans Site	Current Amount	Pend Amount
<u>11/06/2020</u>	1	D	NOT	1.00	WTSP	21.38	
<u>10/27/2020</u>	1	D	COM	15.74	WTSP	22.38	
<u>10/21/2020</u>	1	D	COM	12.24	WTSP	38.12	
<u>10/13/2020</u>	1	C	PAD	23.46	WTSP	50.36	
<u>10/12/2020</u>	1	D	COM	13.09	WTSP	26.90	
<u>10/06/2020</u>	1	D	COM	13.84	WTSP	39.99	
<u>09/23/2020</u>	1	D	COM	13.65	WTSP	53.83	
<u>09/15/2020</u>	2	D	INC	32.00	WTSP	67.48	
<u>09/15/2020</u>	1	D	COM	71.50	WTSP	99.48	
<u>09/11/2020</u>	1	C	VIC	100.00	WTSP	170.98	

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Pending Balance

Trans Date	Seq No	Trans Type	Transaction Code	Transaction Amount	Trans Site	Current Amount	Pend Amount
<u>09/10/2020</u>	1	C	PAD	22.44	WTSP	70.98	
<u>09/08/2020</u>	1	D	COM	6.72	WTSP	48.54	
<u>09/01/2020</u>	1	D	COM	56.89	WTSP	55.26	
<u>08/27/2020</u>	1	C	VIC	100.00	WTSP	112.15	
<u>08/25/2020</u>	1	D	COM	84.97	WTSP	12.15	
<u>08/20/2020</u>	1	C	VIC	90.00	WTSP	97.12	
<u>08/19/2020</u>	1	D	COM	20.51	WTSP	7.12	
<u>08/13/2020</u>	1	C	PAD	20.40	WTSP	27.63	
<u>08/12/2020</u>	1	D	POS	1.80	WTSP	7.23	
<u>08/05/2020</u>	1	D	POS	3.50	WTSP	9.03	

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Trans Date	Seq No	Trans Type	Transaction Code	Transaction Amount	Trans Site	Current Amount	Pend Amount
07/27/2020	1	D	COM	23.97	WTSP	12.53	
07/14/2020	1	C	PAD	22.44	WTSP	36.50	
07/13/2020	1	D	COM	54.59	WTSP	14.06	
07/10/2020	1	D	POS	1.40	WTSP	68.65	
07/01/2020	2	D	COM	1.28	WTSP	70.05	
07/01/2020	1	C	VPC	70.00	WTSP	71.33	
06/16/2020	1	D	COM	27.64	WTSP	1.33	
06/11/2020	1	C	PAD	28.56	WTSP	28.97	
06/08/2020	1	D	COM	62.99	WTSP	0.41	
06/03/2020	1	D	COM	20.85	WTSP	63.40	

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Assigned Site WTSP

Current Balance 21.38

Pending Balance

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Trans Date	Seq No	Trans Type	Transaction Code	Transaction Amount	Trans Site	Current Amount	Pend Amount
05/28/2020	1	D	POS	3.40	WTSP	84.25	
05/18/2020	1	C	VSC	50.00	WTSP	87.65	
05/14/2020	1	C	PAD	19.38	WTSP	37.65	
05/12/2020	1	D	COM	81.16	WTSP	18.27	
05/05/2020	1	D	COM	81.91	WTSP	99.43	
05/04/2020	1	C	VIC	175.00	WTSP	181.34	
04/16/2020	1	D	CBL	3.00	WTSP	6.34	
04/06/2020	1	D	COM	10.43	WTSP	9.34	
04/01/2020	1	D	COM	40.41	WTSP	19.77	
03/25/2020	1	C	VSC	60.00	WTSP	60.18	

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