

20-7333

ORIGINAL

IN THE SUPREME COURT
OF THE UNITED STATES

FILED

FEB 05 2021

OFFICE OF THE CLERK
SUPREME COURT, U.S.

NOLBERTO MARTINEZ, Petitioner,

v.

UNITED STATES OF AMERICA, Respondent.

CASE NO. _____

MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

Petitioner, NOLBERTO MARTINEZ, pro se, requests leave to file the attached petition for writ of certiorari without prepayment of costs and to proceed in forma pauperis. Petitioner had previously been granted leave to proceed in forma pauperis in the U.S. District Court for the Middle District of Georgia. Petitioner's affidavit or declaration in support of this motion is attached hereto.


Nolberto Martinez

2/5/21

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

I, NOLBERTO MARTINEZ, 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. The following is my estimate of the average amount of money received from each of the following sources during the past 12 months using gross amounts.

| Income Source | Past 12mths | Next 12mths |
|-----------------------------|-------------|-------------|
| Employment | \$0 | \$0 |
| Self-employment | \$0 | \$0 |
| Income from real prop. | \$0 | \$0 |
| Interest and dividends | \$0 | \$0 |
| Gifts | \$0 | \$0 |
| Alimony | \$0 | \$0 |
| Child Support | \$0 | \$0 |
| Retirement | \$0 | \$0 |
| Disability | \$0 | \$0 |
| Unemployment payments | \$0 | \$0 |
| Public-assistance | \$0 | \$0 |
| Other: | \$0 | \$0 |
| Total Monthly Income | \$0 | \$0 |

2. List employment history for the past two years.

None.

3. List your spouse's employment for the past two years.

N/A

4. How much cash do you and your spouse have (listing accounts)?

\$0 / no financial institution accounts

5. List the assets, and their values, owned by you or your spouse.

None.

6. State every person, business, or organization owing you or your spouse money, and the amount owed.

None.

7. State the persons who rely on you or your spouse for support.

None.

8. Estimate the average monthly expenses of you and your family.

| | |
|-----------------------------------------------------------------|-----|
| Rent | \$0 |
| Utilities | \$0 |
| Home maintenance | \$0 |
| Food | \$0 |
| Clothing | \$0 |
| Laundry and dry-cleaning | \$0 |
| Medical and dental expenses | \$0 |
| Transportation | \$0 |
| Insurance | |
| Homeowner's or renter's | \$0 |
| Life | \$0 |
| Health | \$0 |
| Motor vehicle | \$0 |
| Other: | \$0 |
| Taxes | \$0 |
| Installment payments | |
| Motor vehicle | \$0 |
| Credit card(s) | \$0 |
| Department store(s) | \$0 |
| Other: | \$0 |
| Alimony, maintenance, and support paid to others | \$0 |
| Regular expenses for operation of business, profession, or farm | \$0 |
| Other: | \$0 |
| Total monthly expenses: | \$0 |

9. Do you expect any major changes to your monthly income or expenses or in your assets or liabilities during the next 12 months?

No.

10. Have you paid -- or will you be paying -- an attorney any money for services in connection with this case, including completion of this form?

No.

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?

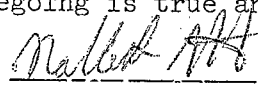
No.

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

I am an incarcerated prisoner with no employment, no income, and no assets.

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

Executed on 2/5, 2021.


Nolberto Martinez