

20-7396

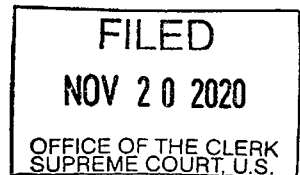
MARLINA CALHOUN
1515 BETTS MILL RD
AUBURN GA 30011
Tel: 404-407-0750
Email: ms.calhoun1969@yahoo.com

NO. 18-14545-DD

IN THE

ORIGINAL

MARLINA CALHOUN
PETITIONER,
V.
WAL-MART STORES EAST LLP
RESPONDENT.



THE NOTARIZED AFFIDAVIT OF INDIGENCY TO COMPLY WITH RULE 39

Marlina Calhoun Respectfully Petitions for Write A Motion of Certiorari to Review. To Proceed of the Judgement of the United States Court of Appeals for the Federal Eleventh Circuit Court. To review and make Judgement of Case and Reward of case.

NOTARIZED AFFIDAVIT

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NO. 18-14545-DD

IN THE

**MARLINA CALHOUN
PETITIONER,**

V.

**WAL-MART STORES EAST LLP Date Feb 13, 2021
MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS**

NOTARIZED AFFIDAVIT

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No. 18-14545

IN THE
SUPREME COURT OF THE UNITED STATES

Marlina Calhoun — PETITIONER
(Your Name)

VS.

Walmart Stores East LLC — 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):

United States Court of Appeals for Eleventh Circuit
U.S. Northern District Court of Georgia

☒ 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: Rule 14.1
Rule 14.1(a) Rules 10 and 11.1(c)
Rule 39

☒ a copy of the order of appointment is appended.



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

I, Madina Calhoun, 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>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</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>786.00</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>—</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Total monthly income:	\$ <u>786.00</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</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
NA	—	—	\$ 0
—	—	—	\$ 0
—	—	—	\$ 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
NA	—	—	\$ 0
—	—	—	\$ 0
—	—	—	\$ 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
Separated	\$ 0	\$ 0
—	\$ 0	\$ 0
—	\$ 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 NA

☒ Other real estate
Value NA

☒ Motor Vehicle #1
Year, make & model 2013 Hyundai Tucson
Value 9,000

☒ Motor Vehicle #2
Year, make & model NA
Value —

☒ Other assets
Description none
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

NA 0

\$ 0

\$ 0

0

\$ 0

\$ 0

0

\$ 0

\$ 0

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

NA

-

-

Malik Calhoun

Son

19

Brevlin Calhoun

Daughter

21

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)

\$ 286.00

\$ 0

Are real estate taxes included? ☐ Yes ☒ No

Is property insurance included? ☐ Yes ☒ No

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

\$ 280.00

\$ 0

Home maintenance (repairs and upkeep)

\$ 100.00

\$ 0

Food

\$ 300.00

\$ 0

Clothing

\$ 0-25.00

\$ 0

Laundry and dry-cleaning

\$ 20.00

\$ 0

Medical and dental expenses

\$ 0

\$ 0

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ <u>20.00</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>NA</u>	\$ <u>0</u>	\$ <u>0</u>
Taxes (not deducted from wages or included in mortgage payments)		
(specify): <u>NA</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>NA</u>	\$ <u>0</u>	\$ <u>0</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>NA</u>	\$ <u>0</u>	\$ <u>0</u>
Total monthly expenses:	\$ <u>886.00</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? 0

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? 0

If yes, state the person's name, address, and telephone number:

NA

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

I Dont have money to pay for the court cost of ~~ATT~~ fees. I can barely afford to live now. Cant cant afford to do thing with kids or enjoy life.

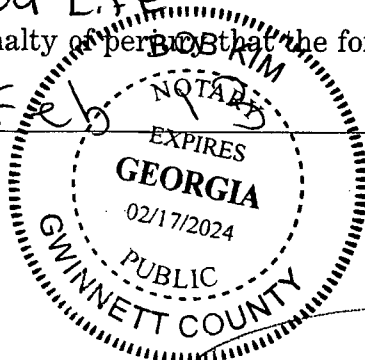
I declare under penalty of perjury that the foregoing is true and correct.

Executed on:

Feb 17

, 2021

affidavate needed



maureen

(Signature)

Bob. Kim

(Subject) Affidavit on Behalf of Malina Calhoun

I Marlina Calhoun resident of Georgia, do hereby solemnly declare and affirm on oath as under.

I am the Moving Party (BRING THE MOTION) and I am seeking for disclosure of Documents. Deposition for Dr. Michael Hartman and Dr. Sherell Vicks. Plus, all X-rays from Defendant. I will attach Exhibits.

That Whether the defendant confessing in court. Should stand t He admitted hitting the Plaintiff. With Blunt for. With the cart Machine. Which had shopping carts attach to the machine. During impact. The force was like being hit by a car.

That the court made it clear that it did not matter.

That Also the Court too out the Plaintiffs Medical. Which were Certified. The Court did not.

That the Court Knew that e Plaintiff suffered with A mental deficiency due her broken neck and brain trauma.

That The court failed to issue the Plaintiff. A court representee. Plaintiffs Object to the ruling. Plus ask for payment and suffering of 1million dollars

That the Wal-Mart Attorneys held information from the Deposition. Of Dr. Michael Hartman

That the Attorneys contacted the Plaintiff Witness Dr. Condua and stop him from coming to court another day.

That Dr. Sherrell Vicks. Statements that Wal-Mart cause. Spinal, left leg Neck, and Brain Trauma.

That the Jury said they would settle for the Plaintiff. They asked her would she talk a settlement but did not state the amount. That was confessing to the Plaintiff. The Judge went out. Then the jury came in and rule for the defendant.

That the plaintiff asks the court for a retrial. Because of these issues. The court said they came time for the Plaintiff to go and get new records during the trial. But that was not true. The court started every day at 8:30 and ended at 5;30. The same time all doctor offices closed.

I make this document to support my motion for Disclosure.

Date FEB 13, 2020

Place Wal-Mart Stores East LLC

Plaintiff Marlina Calhoun

Verification: I Marlina Calhoun do verify that the content of paras 1-12 are correct to my knowledge and behalf. Nothing has been concealed therein.

Date: Feb 13, 2021

Place

NOTARIZED AFFIDAVIT

QUESTIONS PRESENTED FOR REVIEW

Marlina Calhoun
3/3/2021

