

20-7504

In the

SUPREME COURT OF THE UNITED STATES

No.

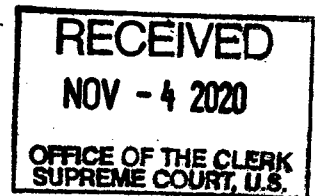
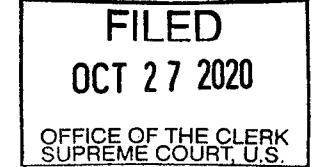
RAY A. GOUGH,

Petitioner

v.

DANIEL Q. SULLIVAN, Warden

Respondent.



MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

Petitioner Ray A. Gough, *pro se*, pursuant to Supreme Court Rule 39.1, moves for leave to proceed *in forma pauperis* before this Court. In support thereof, petitioner states that he is incarcerated in the Illinois Big Muddy Correctional Center and has been incarcerated in that facility since 1999, except for a period of ten years when he was incarcerated in the Ogle County, Illinois, jail; that he represented himself *pro se* in the State court trial proceedings in Ogle County, Illinois, except when he was represented by counsel appointed by the court pursuant to 725 ILCS 205/5 (a section of the Illinois Sexually Dangerous Persons Act), and that he was represented by court-appointed counsel in his State

ORIGINAL

court appeals pursuant to the same statute; that he represented himself *pro se* in the *habeas corpus* proceedings below following the denial of his motion seeking appointment of counsel in the United States District Court for the Southern District of Illinois; that after the district court denied his *habeas corpus petition*, he filed a motion with the district court for leave to appeal *in forma pauperis* to the court of appeals, accompanied by an affidavit or declaration in proper form, and that the district court granted petitioner's motion for leave to appeal *in forma pauperis*; that he remains without sufficient funds to afford counsel or payment of costs; and that his affidavit or declaration, as required by Rule 39.1, is attached hereto.

WHEREFORE, petitioner respectfully prays that an order be entered granting him leave to proceed *in forma pauperis*. *GOD BLESS!*

Dated OCTOBER 26, 2020, at Ina, Illinois

Ray A. Gough R00646
RAY A. GOUGH R00646
BMRCC 1-B-51
251 North Illinois Highway 37
Ina, IL 62846

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

I, Paul H. Foster, 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>None</u>	\$ <u>None</u>	\$ <u>None</u>	\$ <u>None</u>
Self-employment	\$ <u>None</u>	\$ <u>None</u>	\$ <u>None</u>	\$ <u>None</u>
Income from real property (such as rental income)	\$ <u>None</u>	\$ <u>None</u>	\$ <u>None</u>	\$ <u>None</u>
Interest and dividends	\$ <u>None</u>	\$ <u>None</u>	\$ <u>None</u>	\$ <u>None</u>
Gifts	\$ <u>None</u>	\$ <u>None</u>	\$ <u>None</u>	\$ <u>None</u>
Alimony	\$ <u>None</u>	\$ <u>None</u>	\$ <u>None</u>	\$ <u>None</u>
Child Support	\$ <u>None</u>	\$ <u>None</u>	\$ <u>None</u>	\$ <u>None</u>
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>None</u>	\$ <u>None</u>	\$ <u>None</u>	\$ <u>None</u>
Disability (such as social security, insurance payments)	\$ <u>None</u>	\$ <u>None</u>	\$ <u>None</u>	\$ <u>None</u>
Unemployment payments	\$ <u>None</u>	\$ <u>None</u>	\$ <u>None</u>	\$ <u>None</u>
Public-assistance (such as welfare)	\$ <u>None</u>	\$ <u>None</u>	\$ <u>None</u>	\$ <u>None</u>
Other (specify): <u>Spouse's Social Security</u>	\$ <u>None</u>	\$ <u>None</u>	\$ <u>None</u>	\$ <u>None</u>
<u>Be under the Contribution Limit</u>				
Total monthly income:	\$ <u>None</u>	\$ <u>None</u>	\$ <u>None</u>	\$ <u>None</u>

2. List your employment history for the past two years, most recent first. (Gross monthly pay is before taxes or other deductions.) *BARCO AUTO PARTS 410 S. W. 12th Ave*

Employer	Address	Dates of Employment	Gross monthly pay
<i>Barco Auto Parts</i>	<i>410 S. W. 12th Ave</i>	<i>1/1/00 - 12/31/00</i>	<i>\$ 10.15</i>

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.) *No Spouse*

Employer	Address	Dates of Employment	Gross monthly pay
			\$
			\$
			\$

4. How much cash do you and your spouse have? \$

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
<i>Barco Auto Parts</i>	<i>\$ 10.15</i>	<i>No Spouse</i>
<i>AT&T Retirement Fund</i>		

Total Cash is \$ 10.15. Barco Auto Parts. AT&T Retirement Fund. No Spouse.

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 *n/a*

☐ Motor Vehicle #2
Year, make & model *n/a*
Value *n/a*

☐ Other assets
Description *n/a*
Value *n/a*

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

NONE

\$ NONE

\$ NO 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

NONE

NONE

NONE

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

NO SPOUSE

Rent or home-mortgage payment
(include lot rented for mobile home)

\$ NONE

\$ NONE

Are real estate taxes included? ☐ Yes ☐ No

Is property insurance included? ☐ Yes ☐ No

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

\$ NONE

\$ NONE

Home maintenance (repairs and upkeep)

\$ NONE

\$ NONE

Food

\$ NONE

\$ NONE

Clothing

\$ NONE

\$ NONE

Laundry and dry-cleaning

\$ NONE

\$ NONE

Medical and dental expenses

\$ NONE

\$ NONE

GOUGHS \$10.00 PER MONTH IS USED ON PERSONAL HYGIENE PRODUCTS -

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ <u>NONE</u>	\$ <u>NO SPOUSE</u>
Recreation, entertainment, newspapers, magazines, etc.	\$ <u>NONE</u>	\$ <u>NONE</u>
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ <u>NONE</u>	\$ <u>NONE</u>
Life	\$ <u>NONE</u>	\$ <u>NONE</u>
Health	\$ <u>NONE</u>	\$ <u>NONE</u>
Motor Vehicle	\$ <u>NONE</u>	\$ <u>NONE</u>
Other: _____	\$ <u>NONE</u>	\$ <u>NONE</u>
Taxes (not deducted from wages or included in mortgage payments)		
(specify): _____	\$ <u>NONE</u>	\$ <u>NONE</u>
Installment payments		
Motor Vehicle	\$ <u>NONE</u>	\$ <u>NONE</u>
Credit card(s)	\$ <u>NONE</u>	\$ <u>NONE</u>
Department store(s)	\$ <u>NONE</u>	\$ <u>NONE</u>
Other: _____	\$ <u>NONE</u>	\$ <u>NONE</u>
Alimony, maintenance, and support paid to others	\$ <u>NONE</u>	\$ <u>NONE</u>
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ <u>NONE</u>	\$ <u>NONE</u>
Other (specify): <u>PERSONAL HYGIENE PRODUCTS</u>	\$ <u>10⁰⁰</u>	\$ <u>NONE</u>
Total monthly expenses:	\$ <u>10⁰⁰</u>	\$ <u>NONE</u>

BOUGHS \$10⁰⁰ PER MONTH STATE PAY IS USED ON PERSONAL HYGIENE PRODUCTS - THAT BOUGH IS A PENNY PINCHER, SO BOUGHS APPROXIMATELY \$250⁰⁰ IN BOUGHS TRUST FUND ACCOUNT, IS A ACCUMULATION OVER SIX PLUS YEARS. THAT BOUGH HAS BEEN INCARCERATED FOR 20 PLUS YEARS.

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:

SEE ATTACHMENT 3-A & 3-B

12. Provide any other information that will help explain why you cannot pay the costs of this case. THAT GOUGH IS 71 YEARS OLD, AND DOES NOT HAVE GREAT LEGAL ABILITIES. THAT GOUGH'S BMRCC #10.00 PER MONTH STATE PAY IS USED ON PERSONAL HYGIENE PRODUCTS. THAT GOUGH IS A PENNY PINCHER [WILL DO WITHOUT], SO GOUGH'S APPROXIMATELY \$250.00 IN GOUGH'S TRUST FUND ACCOUNT IS A ACCUMULATION OVER SIX PLUS YEARS. THAT GOUGH HAS BEEN INCARCERATED FOR 20 PLUS YEARS [A 1999 CASE, 99-CF-207, 99-CF-209]. THAT GOUGH DOES SEND A JOB REQUEST ON THE 15TH OF EVERY MONTH, AND FOR THE LAST 4 YEARS, BUT GOUGH IS DISCRIMINATED AGAINST FOR BEING A SEXUALLY DANGEROUS PERSON.

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

Executed on: DECEMBER 17, 2020

GOD BLESS!

Ray A. Gough
(Signature)