

20-7558

No. _____

ORIGINAL

IN THE
SUPREME COURT OF THE UNITED STATES

Supreme Court, U.S.
FILED

MAR 16 2021

OFFICE OF THE CLERK

Kesha S. Packer — PETITIONER
(Your Name)

VS.

Wisconsin Department of Corrections — 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):

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: _____
_____, or

a copy of the order of appointment is appended.

Kesha Packer

(Signature)

RECEIVED

MAR 24 2021

OFFICE OF THE CLERK
SUPREME COURT, U.S.

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

I, Kesha Packer, 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	\$ 869	\$ N/A	\$ 3004	\$ N/A
Self-employment	\$ 0	\$ N/A	\$ 0	\$ N/A
Income from real property (such as rental income)	\$ N/A	\$ N/A	\$ 0	\$ N/A
Interest and dividends	\$ 0	\$ N/A	\$ 0	\$ N/A
Gifts	\$ 10	\$ N/A	\$ 0	\$ N/A
Alimony	\$ N/A	\$ N/A	\$ 0	\$ N/A
Child Support	\$ 33	\$ N/A	\$ 0	\$ N/A
Retirement (such as social security, pensions, annuities, insurance)	\$ N/A	\$ N/A	\$ 0	\$ N/A
Disability (such as social security, insurance payments)	\$ N/A	\$ N/A	\$ 0	\$ N/A
Unemployment payments	\$ 23	\$ N/A	\$ 0	\$ N/A
Public-assistance (such as welfare)	\$ N/A	\$ N/A	\$ 0	\$ N/A
Other (specify): <u>SNAP BENEFITS</u>	\$ 355	\$ N/A	\$ 0-benefits terminated	\$ N/A
Total monthly income:	\$ 1290	\$ N/A	\$ 3004	\$ 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
US Department of Labor	61 Forsyth Street S.W. Atlanta, GA	12/06/20 to present	\$ 1414.00
Fulton County Schools	6201 Powers Ferry Rd Atlanta GA	10/06/20- present	\$ 1590.00
Wisconsin Department of Corrections	3099 E. Washington Ave. Madison, WI	11/08/99 - 10/118/19	\$ 3934.40

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	\$ \$ \$

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
Checking	\$ 448.00	\$
Savings	\$ 25.00	\$ N/A
	\$	\$

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

<input checked="" type="checkbox"/> Home	<input type="checkbox"/> Other real estate
Value 146,800	Value _____
<input checked="" type="checkbox"/> Motor Vehicle #1	<input type="checkbox"/> Motor Vehicle #2
Year, make & model 2006, Lexus RX330	Year, make & model _____
Value 2600	Value _____
<input type="checkbox"/> Other assets	
Description _____	
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
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	_____
_____	_____	_____

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)	\$ 1255	\$ N/A
Are real estate taxes included? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		
Is property insurance included? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		
Utilities (electricity, heating fuel, water, sewer, and telephone)	\$ 226.00	\$ N/A
Home maintenance (repairs and upkeep)	\$ 45.00	\$ N/A
Food	\$ 300	\$ N/A
Clothing	\$ 0	\$ N/A
Laundry and dry-cleaning	\$ 60.00	\$ N/A
Medical and dental expenses	\$ 263	\$ N/A

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ 80.00	\$ N/A
Recreation, entertainment, newspapers, magazines, etc.	\$ 0	\$ N/A
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ 0	\$ N/A
Life	\$ 131.00	\$ N/A
Health	\$ 12.25 Vision	\$ N/A
Motor Vehicle	\$ 91.00	\$ N/A
Other: <u>Cellphone</u>	\$ 99.00	\$ N/A
Taxes (not deducted from wages or included in mortgage payments)		
(specify): _____	\$ _____	\$ N/A
Installment payments		
Motor Vehicle	\$ _____	\$ N/A
Credit card(s)	\$ 184.00	\$ N/A
Department store(s)	\$ _____	\$ N/A
Other: <u>School Loan</u>	\$ 5.00	\$ N/A
Alimony, maintenance, and support paid to others	\$ 0	\$ N/A
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ 0	\$ N/A
Other (specify): _____	\$ _____	\$ N/A
Total monthly expenses:	\$ 2751.25	\$ N/A

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.

I recently obtained part-time employment as listed in this affidavit, but one of the employers is for a school district in which I am a bus driver, so when in person school is suspended due to Covid-19 then my wages are decreased. Also the last day of school is 5/25/21, and I will be off work until school resumes in Fall 2021.

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 remained unemployed since October 2019, and did not obtain permanent part-time employment until 10/06/20, and then obtained additional employment on 12/06/19. I applied for Unemployment benefits but was denied thus I had no income and was unable to gain employment as a result of the pandemic. Due to being unemployed so long, I exhausted all funds I had from my prior employment with the Department of Corrections to pay monthly expenses. I am still very much behind in financial obligations because the pandemic caused an employer who had made me an offer for employment to rescind.

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

Executed on: February 6, 2021

Kesha Packer

(Signature)