

No. **20-7599**

ORIGINAL

Supreme Court, U.S.
FILED

MAR 22 2021

OFFICE OF THE CLERK

IN THE
SUPREME COURT OF THE UNITED STATES

KEVIN L TUCKER — PETITIONER

VS.

DAVID SHULKIN, SECRETARY OF DEPT. OF VETERANS AFFAIRS

— 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 THE THIRD CIRCUIT AND UNITED STATES DISTRICT COURT (EASTERN DISTRICT OF PENNSYLVANIA)

☐ 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: _____

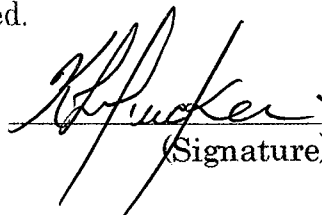
_____, or

☐ a copy of the order of appointment is appended.

RECEIVED

MAR 25 2021

OFFICE OF THE CLERK
SUPREME COURT, U.S.


(Signature)

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

I, Kevin L Tucker _____, 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>15,000</u>	\$ <u>0</u>	5000	\$ <u>0</u>
Self-employment	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Income from real property (such as rental income)	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Interest and dividends	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Gifts	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Alimony	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Child Support	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Disability (such as social security, insurance payments)	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Unemployment payments	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Public-assistance (such as welfare)	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Other (specify): _____	\$ _____	\$ _____	\$ _____	\$ _____
Total monthly income:	\$ <u>5000</u>	\$ _____	5000	\$ _____

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
Dept of Labor	200 Constitution Ave Washington DC 2021	7 December 2020	\$5000
_____	_____	_____	\$ _____
_____	_____	_____	\$ _____
_____	_____	_____	\$ _____

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
_____	_____	_____	\$ _____
_____	_____	_____	\$ _____
_____	_____	_____	\$ _____

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	\$574	\$ _____
Savings	\$620	\$ _____
_____	\$ _____	\$ _____

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

☒ Home 5316 Middleton St
Columbia SC 29203
Value \$47,500 _____

☐ Other real estate
Value _____

☒ Motor Vehicle #1
Year, make & model 2008, Kia Sorento
Value \$1237 _____

☐ Motor Vehicle #2
Year, make & model _____
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

No one

\$ _____

\$ _____

\$ _____

\$ _____

\$ _____

\$ _____

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

Kianna A Joseph

Niece

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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)

\$1100

\$ _____

Are real estate taxes included? ☒ Yes ☒ No

Is property insurance included? ☒ Yes ☒ No

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

\$ 650

\$ _____

Home maintenance (repairs and upkeep)

\$ 100

\$ _____

Food

\$ 250

\$ _____

Clothing

\$ 130

\$ _____

Laundry and dry-cleaning

\$50

\$ _____

Medical and dental 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?

☐ 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? \$1200 _____

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

Michael Saunders, C.P.

Affordable Paralegal Services

(800) 820-1226 (Telephone)

msaunders@affordableparalegalservices.org

<https://affordableparalegalservices.org/>

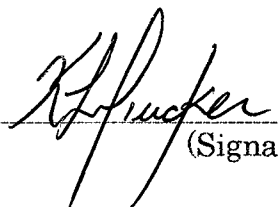
American Bar Association No.: 03263117

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

I borrowed the \$1200 for the paralegal from a friend to get this in to the Court.

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

Executed on: 22 March _____, 2021



(Signature)