

20-7758

ORIGINAL

Supreme Court of The  
United States

Benjamin E. Vance  
Petitioner,

Supreme Court, U.S.  
FILED

FEB 03 2021

OFFICE OF THE CLERK

VS.

Case No. Pending

Warden Frank B. Bishop, Jr.,  
The Attorney General of the  
State of Maryland

Motion for Leave  
In Forma Pauperis

Pursuant to Rule 39 of the Supreme Court in compliance with 28 U.S.C. § 1746, Petitioner Benjamin E. Vance proceeding in forma pauperis, having been granted by each lower court related to this proceeding.

I am unable to pay for the fees associated with my petition as an indigent inmate, and unable to afford adequate legal representation.

I do not have a Bank Account, nor do I own any property, I am single and earn only \$35 monthly from Institutional Pay. I humbly request a waiver of fees and permission to proceed in forma pauperis.

Declaration

I Benjamin E. Vance Doc #412-850 solemnly affirm on personal knowledge and under the penalties of perjury that the contents of the foregoing are true.

*Benjamin E. Vance*  
Benjamin E. Vance

Pro Se

NBCI

14100 McMullen Hw.

Cumberland, MD 21502

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

I, Benjamin Vance, 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>25</u>	\$ <u>N/A</u>	\$ <u>25</u>	\$ <u>N/A</u>
Self-employment	\$ <u>None</u>	\$ <u>N/A</u>	\$ <u>None</u>	\$ <u>N/A</u>
Income from real property (such as rental income)	\$ <u>None</u>	\$ <u>N/A</u>	\$ <u>None</u>	\$ <u>N/A</u>
Interest and dividends	\$ <u>None</u>	\$ <u>N/A</u>	\$ <u>None</u>	\$ <u>N/A</u>
Gifts	\$ <u>None</u>	\$ <u>N/A</u>	\$ <u>None</u>	\$ <u>N/A</u>
Alimony	\$ <u>None</u>	\$ <u>N/A</u>	\$ <u>None</u>	\$ <u>N/A</u>
Child Support	\$ <u>None</u>	\$ <u>N/A</u>	\$ <u>None</u>	\$ <u>N/A</u>
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>None</u>	\$ <u>N/A</u>	\$ <u>None</u>	\$ <u>N/A</u>
Disability (such as social security, insurance payments)	\$ <u>None</u>	\$ <u>N/A</u>	\$ <u>None</u>	\$ <u>N/A</u>
Unemployment payments	\$ <u>None</u>	\$ <u>N/A</u>	\$ <u>None</u>	\$ <u>N/A</u>
Public-assistance (such as welfare)	\$ <u>None</u>	\$ <u>N/A</u>	\$ <u>None</u>	\$ <u>N/A</u>
Other (specify): <u>Incarcerated</u>	\$ <u>None</u>	\$ <u>N/A</u>	\$ <u>None</u>	\$ <u>N/A</u>

**Total monthly income:** \$ 25

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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
North Branch Correctional Institution		2018-2021	\$ 25
14100 McMullen Hwy SW			\$
Cumberland, MD 21502			\$

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	Divorced		\$
No Spouse			\$
Not Married			\$

4. How much cash do you and your spouse have? \$ Not Married Divorced Since 2006  
Below, state any money you or your spouse have in bank accounts or in any other financial institution.

Financial institution	Type of account	Amount you have	Amount your spouse has
None	N/A	\$ <u>N/A</u>	\$ <u>N/A</u>
		\$ <u></u>	\$ <u></u>
		\$ <u></u>	\$ <u></u>

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

<input type="checkbox"/> Home	<input type="checkbox"/> Other real estate
Value <u>None</u>	Value <u>None</u>
<input type="checkbox"/> Motor Vehicle #1	<input type="checkbox"/> Motor Vehicle #2
Year, make & model <u>None</u>	Year, make & model <u>None</u>
Value _____	Value _____
<input type="checkbox"/> Other assets	
Description <u>None, I am Divorced since 2006, and Incarcerated</u>	
Value <u>Since 2011</u>	

	<b>You</b>	<b>Your spouse</b>
Transportation (not including motor vehicle payments)	\$ <u>none</u>	\$ <u>N/A</u>
Recreation, entertainment, newspapers, magazines, etc.	\$ <u>none</u>	\$ <u>N/A</u>
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ <u>none</u>	\$ <u>N/A</u>
Life	\$ <u>none</u>	\$ <u>N/A</u>
Health	\$ <u>none</u>	\$ <u>N/A</u>
Motor Vehicle	\$ <u>none</u>	\$ <u>N/A</u>
Other: <u>N/A</u>	\$ <u>none</u>	\$ <u>N/A</u>
Taxes (not deducted from wages or included in mortgage payments)		
(specify): <u>N/A</u>	\$ <u>none</u>	\$ <u>N/A</u>
Installment payments		
Motor Vehicle	\$ <u>none</u>	\$ <u>N/A</u>
Credit card(s)	\$ <u>none</u>	\$ <u>N/A</u>
Department store(s)	\$ <u>none</u>	\$ <u>N/A</u>
Other: <u>N/A</u>	\$ <u>none</u>	\$ <u>N/A</u>
Alimony, maintenance, and support paid to others	\$ <u>none</u>	\$ <u>N/A</u>
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ <u>none</u>	\$ <u>N/A</u>
Other (specify): <u>none</u>	\$ <u>none</u>	\$ <u>N/A</u>
<b>Total monthly expenses:</b>	\$ <u>none</u>	\$ <u>N/A</u>

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	\$ N/A
	\$ _____	\$ _____
	\$ _____	\$ _____

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

Name	Relationship	Age
none	N/A	_____
None	N/A	_____
None	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)	\$ None	\$ N/A
Are real estate taxes included? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
Is property insurance included? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
Utilities (electricity, heating fuel, water, sewer, and telephone)	\$ none	\$ N/A
Home maintenance (repairs and upkeep)	\$ none	\$ N/A
Food	\$ none	\$ N/A
Clothing	\$ none	\$ N/A
Laundry and dry-cleaning	\$ none	\$ N/A
Medical and dental expenses	\$ none	\$ 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.

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? Copying \$ 5.00

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

Institution which  
I'm located

14100 McCullen Hwy SW  
Cumberland, MD 21502

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

My Monthly Pay Provides for my Hygiene Items such as (Toothbrushes \$8.43),  
(Soap \$0.44 x 2), (Razor x 2.60), (Lotion \$4.73), (Toothpaste 2.984 oz),  
(Mouth Wash \$1.50), and (Deodorant \$3.00).

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

Executed on: February 24, 2021

Brian J. Pace  
(Signature)