

20-7951
No.

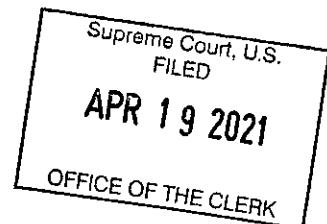
IN THE SUPREME COURT OF THE UNITED STATES

ORIGINAL

Eduardo Flores, Petitioner

v.

PETER HOAGLAND ET AL., Respondent.



On Petition For a Writ of Certiorari to the
California Court of Appeal, Fourth Appellate District

MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

The petitioner, **Eduardo Flores** asks leave to file the accompanying petition for writ of certiorari, without prepayment of costs, and to proceed *in forma pauperis*. Petitioner was self-represented in the **Court of Appeal and in the California Supreme Court** and was permitted to proceed *in forma pauperis* in those courts. Petitioner's affidavit in support of this motion is attached.

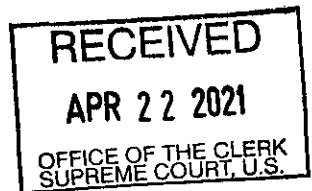
Dated: April 16, 2021

Respectfully submitted,

A handwritten signature of Eduardo Flores.

Eduardo Flores
1128 Lemon Ave
El Cajon, CA 92020
(619) 765-7426

Self-Represented



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

I, Edwardo Flores, 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>UNEMPLOYED</u>	\$ <u>UNEMPLOYED</u>	\$ <u>UNEMPLOYED</u>	\$ <u>UNEMPLOYED</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>691.00</u>	\$ <u>0</u>	\$ <u>691.00</u>	\$ <u>0</u>
Disability (such as social security, insurance payments)	\$ <u>691.00</u>	\$ <u>0</u>	\$ <u>691.00</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>SEC. 8</u>	\$ <u>1,559.00</u>	\$ <u>Medical</u>	\$ <u>1,559.00</u>	\$ <u>Medical</u>
Total monthly income:	\$ <u>691.00</u>	\$ <u>0</u>	\$ <u>691</u>	\$ <u>0</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
0	\$ 0	\$ 0
11 11	\$ 11 11	\$ 11 11
11 11	\$ 11 11	\$ 11 11

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
Leticia Flores	WIFE	58
11 11	11 11	11 11
11 11	11 11	11 11

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)	\$ 236.00	\$ 0
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)	\$ 280.00	\$ 0
Home maintenance (repairs and upkeep)	\$ 0	\$ 0
Food	\$ 500.00	\$ 0
Clothing	\$ 60	\$ 0
Laundry and dry-cleaning	\$ 20	\$ 0
Medical and dental expenses	\$ 0	\$ 0 Medical Medicare

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ 120.00	\$ 0
Recreation, entertainment, newspapers, magazines, etc.	\$ 80.00	\$ 0
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ 0	\$ 0
Life	\$ 0	\$ 0
Health	\$ 0	\$ 0
Motor Vehicle	\$ 64.33	\$ 0
Other: <u>N/A</u>	\$ 0	\$ 0
Taxes (not deducted from wages or included in mortgage payments)		
(specify): <u>N/A</u>	\$ 0	\$ 0
Installment payments		
Motor Vehicle	\$ 0	\$ 0
Credit card(s)	\$ 50.00	\$ 0
Department store(s)	\$ 0	\$ 0
Other: <u>0</u>	\$ 0	\$ 0
Alimony, maintenance, and support paid to others	\$ 0	\$ 0
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ 0	\$ 0
Other (specify): <u>N/A</u>	\$ 0	\$ 0
Total monthly expenses:	\$1410.10	\$ 0

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
UNEMPLOY	0	DONT WORK	\$ 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
DONT WORK	0	DONT WORK	\$ 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
SAVINGS	\$ 37.000.00	\$ 0
CHECKING	\$ 40.00	\$ 0
CREDIT CARD	\$ 4.000.00	\$ 0

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

Home EVERYTHING
 Value 1000 = is all Other real estate
 Value 0

Motor Vehicle #1 2009
 Year, make & model HONDA ACCORD
 Value 3000 =

Motor Vehicle #2 2008
 Year, make & model DODGE RAM 4500
 Value 10.000

Other assets
 Description N/A
 Value 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? 5.000.00

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

JESSICA C. AYALA, ESQ LCSW Attorney at Law
101 West BROADWAY Suite 1770
SAN DIEGO, CA. 92101 tel. 619 307-0172
FAX 619 393-0505

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? _____

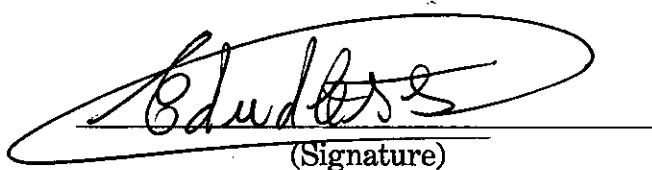
If yes, state the person's name, address, and telephone number:

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

I have TBI (Traumatic brain injury) I am disabled. Because of the pandemic I am forced to avoid any work risking my health. because OF MY POVERTY, I have NOT been able to pay any court fees, and I applied for FREE waiver.

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

Executed on: April 28, 2021


(Signature)

No. _____

IN THE SUPREME COURT OF THE UNITED STATES

EDUARDO FLORES, Petitioner

v.

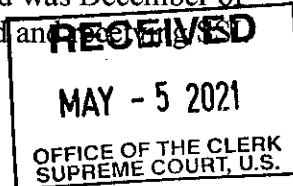
PETER M. HOAGLAND et al., Respondents

AFFIDAVIT IN SUPPORT OF MOTION FOR LEAVE TO PROCEED
IN FORMA PAUPERIS

I, Eduardo Flores, being first duly sworn, depose and say that I am the petitioner in the above-entitled case; that in support of my motion to proceed without being required to prepay fees, costs, or give security therefor, I state that because of my poverty I am unable to pay the costs of said proceedings or to give security therefor, and that I believe I am entitled to redress.

I further swear that the responses which I have made to the questions and instructions below relating to my ability to pay the cost of proceeding in this Court are true:

1. Are you presently employed? Yes _____ No X _____
- a. If the answer is yes, state the amount of your salary or wages per month and give the name and address of your employer.
- b. If the answer is no, state the date of your last employment and the amount of the salary and wages per month which you received. The last time that I worked was December of 2011. I was earning approximately \$2000 per month. I am currently disabled and receive SSI. I receive \$699 a month in SSI.



2. Have you received within the past twelve months any income from a business, profession or other form of self-employment, or in the form of rent payments, interest, dividends, or other source? No.

3. Do you own any cash or checking or savings account [include any funds in prison accounts]? Yes x No _____

a. If the answer is yes, state the total value of the items owned. \$0

4. Do you own any real estate, stocks, bonds, notes, auto- mobiles, or other valuable property (excluding ordinary household furnishings and clothing)? Yes _____ No X _____

a. If the answer is yes, describe the property and state its approximate value.

5. List the persons who are dependent upon you for support and state your relationship to

None. *Leticia Flores wife, Edward Flores, Diego Flores, CARMEN VILLANUEVA, SONS Valentino, Geovany, Grandson*

I declare under penalty of perjury that the foregoing is true and correct. Executed this 16th day of April 2021.

Eduardo Flores
Eduardo Flores