

No. **20-8045**

ORIGINAL

IN THE

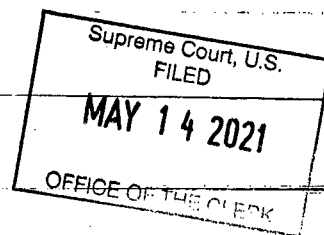
SUPREME COURT OF THE UNITED STATES

In re Mr. Rickey Benson #204821

In re Mr. Rickey Benson #204821 PETITIONER
(Your Name)

VS.

State of Tennessee, et al. — 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):

None Applicable

☒ Petitioner has **not** previously been granted leave to proceed *in forma pauperis* in any other court. *(Mr.) Rickey Benson*

☒ Petitioner's affidavit or declaration in support of this motion is attached hereto. *RB*

☐ Petitioner's affidavit or declaration is **not** attached because the court below appointed counsel in the current proceeding, and: *N/A RB*

☐ The appointment was made under the following provision of law: *N/A*
RB, or

☐ a copy of the order of appointment is appended. *N/A RB*

(Mr.) Rickey Benson
(Signature)

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

I, Rickey Benson, 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.

~~I. 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>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Self-employment	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Income from real property (such as rental income)	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Interest and dividends	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Gifts	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Alimony	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Child Support	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Disability (such as social security, insurance payments)	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Unemployment payments	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Public-assistance (such as welfare)	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Other (specify): <u>Family</u>	\$ <u>25-100</u>	\$ <u>N/A</u>	\$ <u>25-100</u>	\$ <u>N/A</u>
Total monthly income:	\$ <u>25-100</u>	\$ <u>N/A</u>	\$ <u>25-100</u>	\$ <u>N/A</u>

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
<u>N/A</u>	<u>N/A</u>	<u>N/A</u>	\$ <u>N/A</u>
<u>"</u>	<u>"</u>	<u>"</u>	\$ <u>"</u>
<u>"</u>	<u>"</u>	<u>"</u>	\$ <u>"</u>

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
<u>N/A</u>	<u>N/A</u>	<u>N/A</u>	\$ <u>N/A</u>
<u>"</u>	<u>"</u>	<u>"</u>	\$ <u>"</u>
<u>"</u>	<u>"</u>	<u>"</u>	\$ <u>"</u>

4. How much cash do you and your spouse have? \$ None Applicable
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
<u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
<u>"</u>	\$ <u>"</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.

☐ 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
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<u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
<u>"</u>	\$ <u>"</u>	\$ <u>"</u>
<u>"</u>	\$ <u>"</u>	\$ <u>"</u>

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
<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
<u>"</u>	<u>"</u>	<u>"</u>
<u>"</u>	<u>"</u>	<u>"</u>

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)	\$ <u>N/A</u>	\$ <u>N/A</u>
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)	\$ <u>N/A</u>	\$ <u>N/A</u>
Home maintenance (repairs and upkeep)	\$ <u>N/A</u>	\$ <u>N/A</u>
Food	\$ <u>N/A</u>	\$ <u>N/A</u>
Clothing	\$ <u>N/A</u>	\$ <u>N/A</u>
Laundry and dry-cleaning	\$ <u>N/A</u>	\$ <u>N/A</u>
Medical and dental expenses	\$ <u>N/A</u>	\$ <u>N/A</u>

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ <u>N/A</u>	\$ <u>N/A</u>
Recreation, entertainment, newspapers, magazines, etc.	\$ <u>N/A</u>	\$ <u>N/A</u>

~~Insurance (not deducted from wages or included in mortgage payments)~~

Homeowner's or renter's	\$ <u>N/A</u>	\$ <u>N/A</u>
Life	\$ <u>N/A</u>	\$ <u>N/A</u>
Health	\$ <u>N/A</u>	\$ <u>N/A</u>
Motor Vehicle	\$ <u>N/A</u>	\$ <u>N/A</u>
Other: <u>None</u>	\$ <u>N/A</u>	\$ <u>N/A</u>

Taxes (not deducted from wages or included in mortgage payments)

(specify): <u>None</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
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Installment payments

Motor Vehicle	\$ <u>N/A</u>	\$ <u>N/A</u>
Credit card(s)	\$ <u>N/A</u>	\$ <u>N/A</u>
Department store(s)	\$ <u>N/A</u>	\$ <u>N/A</u>
Other: <u>None</u>	\$ <u>N/A</u>	\$ <u>N/A</u>

Alimony, maintenance, and support paid to others	\$ <u>N/A</u>	\$ <u>N/A</u>
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Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ <u>N/A</u>	\$ <u>N/A</u>
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Other (specify): <u>None</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
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Total monthly expenses:	\$ <u>N/A</u>	\$ <u>N/A</u>
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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 *RB* If yes, describe on an attached sheet. *None RB*

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 *RB*

If yes, how much? *None RB*

If yes, state the attorney's name, address, and telephone number: *None RB*

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 *RB*

If yes, how much? *None RB*

If yes, state the person's name, address, and telephone number: *None RB*

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

I'm incarcerated and I don't have the money to pay the costs of this case. RB

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

Executed on: *February 12,* _____, 20*21*

(Mr.) Lacey Benson

(Signature)

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Inmate: RICKEY BENSON
 Inmate ID: 204821
 Location: E Building A Dorm 13 L
 Total Transactions Printed: 36
 Printed: 01/25/2021 9:35 am CST

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01/25/21

I HEREBY CERTIFY THAT THIS
 IS A CURRENT INMATE TRUST
 FUND STATEMENT OF ACCOUNT.

Type	Date	Amount	Running Total
Order	01/23/2021 05:47 pm CST	-\$48.38	\$8.27
Inmate Fee	01/22/2021 12:28 pm CST	-\$3.35	\$56.65

Added By: Tonya Jones
 MATA Bus Pass -

Deposit - Money Order (MoneyGram) 01/22/2021 12:28 pm CST \$60.00 \$60.00
 Added By: Tonya Jones
 77786639800 stephanie wooten

Order	01/20/2021 10:43 am CST	\$0.00	\$0.00
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Order	01/06/2021 12:21 pm CST	\$0.00	\$0.00
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Order	12/29/2020 10:39 am CST	\$0.00	\$0.00
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Inmate Fee	12/22/2020 11:19 am CST	-\$0.15	\$0.00
MATA Bus Pass -			

Order	12/22/2020 11:19 am CST	\$0.00	\$0.15
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Order	12/22/2020 11:19 am CST	\$0.00	\$0.15
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Order	12/16/2020 10:54 am CST	\$0.00	\$0.15
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Order	11/09/2020 05:28 pm CST	-\$29.93	\$0.15
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Order	11/02/2020 11:03 am CST	-\$34.05	\$30.08
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Order	10/26/2020 04:54 pm CDT	-\$60.95	\$64.13
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Deposit - Money Order (MoneyGram) 10/22/2020 10:07 am CDT \$125.00 \$125.08
 Added By: Evonne Winston
 Stephanie Wooten 77785518976

Order	10/19/2020 11:43 am CDT	-\$6.90	\$0.08
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Order	10/12/2020 07:09 pm CDT	-\$8.37	\$6.98
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Order	10/05/2020 02:40 pm CDT	-\$2.00	\$15.35
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Order	10/05/2020 02:23 pm CDT	-\$44.94	\$17.35
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Deposit - Money Order (Other) 09/29/2020 11:28 am CDT \$20.00 \$62.29
 Added By: Tonya Jones
 505183525 annette lyons

Order	09/28/2020 02:48 pm CDT	-\$5.42	\$42.29
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Order	09/28/2020 01:34 pm CDT	-\$77.36	\$47.71
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Deposit - Money Order (MoneyGram) 09/28/2020 11:09 am CDT \$125.00 \$125.07
 Added By: Tonya Jones
 77736477753 stephanie wooten

Order	09/21/2020 06:53 pm CDT	-\$5.94	\$0.07
Order	09/14/2020 11:47 am CDT	-\$10.67	\$6.01
Order	09/12/2020 09:14 am CDT	-\$63.33	\$16.68
Deposit - Money Order (MoneyGram)	09/08/2020 12:42 pm CDT	\$80.00	\$80.01
Added By: Patricia Ross STEPHANIE WOOTEN 77738493790			
Order	08/31/2020 12:23 pm CDT	-\$12.59	\$0.01
Order	08/29/2020 09:24 am CDT	-\$52.47	\$12.60
Order	08/24/2020 08:03 pm CDT	-\$15.12	\$65.07
Order	08/22/2020 06:38 pm CDT	-\$26.08	\$80.19
Order	08/16/2020 02:50 pm CDT	-\$53.27	\$106.27
Order	08/15/2020 09:21 am CDT	-\$28.99	\$159.54
Order	08/12/2020 10:38 am CDT	\$0.00	\$188.53
Order	08/12/2020 10:37 am CDT	-\$54.67	\$188.53
Deposit - Money Order (MoneyGram)	08/10/2020 01:47 pm CDT	\$100.00	\$243.20
Added By: Tonya Jones 77703462837 stephanie wooten			
Order	07/29/2020 10:49 am CDT	-\$0.80	\$143.20

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= Printing Completed	=
= Summary of Transactions	=
= Deposit Money Order Total: \$510.00	=
= Order Total: -\$642.23	=
= Inmate Fee Total: -\$3.50	=

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