

21-5164 ORIGINAL
No. _____

Supreme Court, U.S.
FILED

APR 24 2021

OFFICE OF THE CLERK

IN THE

SUPREME COURT OF THE UNITED STATES
Washington, D.C.

LARRY COKER — PETITIONER
(Your Name)

VS.

WARDEN Deborah Toney
& ALABAMA Attorney Gen 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):

St Clair County Circuit Court, Pell City

Division, St Clair County, ALABAMA, see Document
ATTACHED hereto, from St County Cir Court.

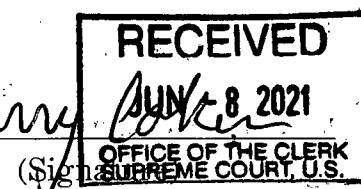
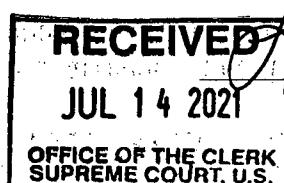
Petitioner has **not** previously been granted leave to proceed *in forma pauperis* in any other court.

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.



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

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

Total monthly income: \$ None \$ None \$ None \$ None

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>NONE</u>	X	X	\$ X
<u>NONE</u>	X	X	\$ X
<u>NONE</u>	X	X	\$ X

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>None</u>	X	X	\$ X
<u>NONE</u>	X	X	\$ X
<u>NONE</u>	X	X	\$ X

4. How much cash do you and your spouse have? \$ -0- I Am Indigent
 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>NONE</u>	\$ X	\$ X
<u>NONE</u>	\$ X	\$ X
<u>NONE</u>	\$ X	\$ A

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

Home

Value NONE

Other real estate

Value NONE

Motor Vehicle #1

Year, make & model NONE

Motor Vehicle #2

Year, make & model NONE

Value _____

Value _____

Other assets

Description NONE

Value NONE

9. Do you expect any major changes to your monthly income or expenses or in your assets or liabilities during the next 12 months? None

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? —0—

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

None

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? None —0—

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

None

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

I Am in Limestone PRISON, HARVEST, ALA
I Am INOigent, with NO money OF my
OWN.

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

Executed on: MAY 27, 2021

Randy Coker
(Signature)

pro-se

ACR371

ALABAMA JUDICIAL DATA CENTER
 CIRCUIT COURT OF ST. CLAIR COUNTY (PELL CITY)
 NOTICE OF APPEAL TO THE ALABAMA COURT OF CRIMINAL APPEALS
 BY THE TRIAL COURT CLERK

JUDGE: BILLY R. WEATHINGTON JR.

APPEAL DATE: 12/28/2020 || STATE OF ALABAMA VS COKER LARRY G

INDIGENCY STATUS:

GRANTED INDIGENCY STATUS AT TRIAL COURT:	<input checked="" type="checkbox"/>	YES	NO
APP. TRIAL COUNSEL PERMITTED TO W/D ON APPEAL:	<input checked="" type="checkbox"/>	YES	NO
INDIGENT STATUS REVOKED ON APPEAL:	<input checked="" type="checkbox"/>	YES	X NO
INDIGENT STATUS GRANTED ON APPEAL:	<input checked="" type="checkbox"/>	YES	NO

DEATH PENALTY: NO

APPEAL TYPE: RULE 32 PETITION

THIS APPEAL IS FROM AN ORDER DENYING A PETITION (I.E. RULE 32 PETITION, WRIT OF HABEAS CORPUS, ETC) OR FROM ANY OTHER ISSUED BY THE TRIAL JUDGE.

CO/CASE NUMBER: 75/CC 2007 000285.64

ORDER ENTERED (DATE): 12022020 PETITION: DISMISSED DENIED GRANTED

POST-JUDGMENT MOTIONS FILED:	DT FILED	DT DENIED	CON BY AGREE
MOTION FOR NEW TRIAL			
MOTION FOR JUDG. OF ACQUIT			
MOTION TO W/D GUILTY PLEA			
MOTION FOR ATTY TO W/DRAW			
OTHER			

COURT REPORTER(S):

ADDRESS:

APPELLATE COUNSEL #1:

ADDRESS:

PHONE NUMBER:

EMAIL ADDRESS:

APPELLATE COUNSEL #2:

ADDRESS:

PHONE NUMBER:

EMAIL ADDRESS:

APPELLANT (PRO SE):

ADDRESS:

AIS #:

APPELLEE (IF CITY APPEAL):

ADDRESS:

COKER LARRY G
 AIS #264638 E DORM B SIDE
 HARVEST, AL 35749 0000
 264638

I CERTIFY THAT THE INFORMATION PROVIDED
 ABOVE IS ACCURATE TO THE BEST OF MY
 KNOWLEDGE AND I HAVE SERVED A COPY OF
 THIS NOTICE OF APPEAL ON ALL PARTIES TO
 THIS ACTION ON THIS 5 DAY OF January 2021

OPERATOR: PAB
 PREPARED: 01/05/2021
 CIRCUIT COURT CLERK
Connie M. Mann