

21-5216 ORIGINAL  
NO. \_\_\_\_\_

IN THE SUPREME COURT OF THE UNITED STATES

Supreme Court, U.S.  
FILED  
JUN 17 2021  
OFFICE OF THE CLERK

FREDIE PHILLIP KORYAL,

Petitioner,

v.

SARAH SCHROEDER,

Respondent.

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On Petition for Writ of Certiorari to the  
United States Court of Appeals for the Sixth Circuit

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MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

AFFIDAVIT IN SUPPORT OF MOTION

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Fredie Phillip Koryal #390355  
Petitioner-Appellant, *Pro Se*  
Alger Correctional Facility  
N6141 Industrial Park Drive  
Munising, Michigan 49862  
(906) 387-5000

\*NOTICE: This document was prepared with the assistance of a non-attorney prisoner assigned to the Legal Writer Program with the Michigan Department of Corrections.

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**MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS**

Petitioner, Fredie Phillip Koryal respectfully asks this Honorable Court, pursuant to Supreme Court Rule 39, for leave to proceed *in forma pauperis* so that he may file the accompanying Petition for Writ of Certiorari with this Court. As per his affidavit, Petitioner is currently incarcerated in a state prison and the only income he receives is gifts/donations from family members and friends. See Exhibit A.

Respectfully Submitted,



Date: 6/4/21

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s/Fredie Phillip Koryal #390355  
Petitioner-Appellant, *Pro Se*  
Alger Correctional Facility  
N6141 Industrial Park Drive  
Munising, Michigan 49862  
(906) 387-5000

# EXHIBIT A:

Michigan Department of Corrections Certificate of Prisoner  
Institutional/Trust Fund Account Activity (November 14, 2020 -- May  
14, 2021) Fredie Phillip Koryal, Prisoner No. 390355.

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

I, **Fredie Phillip Koryal**, 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 deductions for taxes or otherwise.

<b>Income source</b>	<b>Average monthly amount during the past 12 months</b>		<b>Amount expected next month</b>	
	<b>You</b>	<b>Spouse</b>	<b>You</b>	<b>Spouse</b>
Employment	\$ <u>44.63</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</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>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Disability (such as social security, insurance payments)	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Unemployment payments	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Public-assistance (such as welfare)	\$ <u>266</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Other (specify):	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
<b>Total monthly income:</b>	<b>\$ <u>580.35</u></b>	<b>\$ <u>0</u></b>	<b>\$ <u>0</u></b>	<b>\$ <u>0</u></b>

2. List your employment history for the past two years, most recent first. (Gross monthly pay is before taxes or other deductions.)

<b>Employer</b>	<b>Address</b>	<b>Dates of Employment</b>	<b>Gross monthly pay</b>
<u>None</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.)

<b>Employer</b>	<b>Address</b>	<b>Dates of Employment</b>	<b>Gross monthly pay</b>
			\$ _____
			\$ _____
			\$ _____

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.

<b>Financial institution</b>	<b>Type of account</b>	<b>Amount you have</b>	<b>Amount your spouse has</b>
<u>Prison</u>	<u>Trust</u>	\$ <u>536.17</u>	\$ <u>0</u>
		\$ _____	\$ _____
		\$ _____	\$ <u>0</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 \$ 0

Other real estate  
Value \$ 0

Motor Vehicle #1  
Year, make & model \_\_\_\_\_  
Value \$ 0

Motor Vehicle #2  
Year, make & model \_\_\_\_\_  
Value \$ 0

Other assets  
Description \_\_\_\_\_  
Value \$ 0

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 _____	\$ 0 _____
_____	\$ 0 _____	\$ 0 _____

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

Name	Relationship	Age
_____	_____	_____
_____	_____	_____
_____	_____	_____

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)	\$ 0 _____	\$ 0 _____
Are real estate taxes included? <input type="checkbox"/> yes <input type="checkbox"/> no		
Is property insurance included? <input type="checkbox"/> yes <input type="checkbox"/> no		
Utilities (electricity, heating fuel, water, sewer, and telephone)	\$ 0 _____	\$ 0 _____
Home maintenance (repairs and upkeep)	\$ 0 _____	\$ 0 _____
Food	\$ 0 _____	\$ 0 _____
Clothing	\$ 0 _____	\$ 0 _____
Laundry and dry-cleaning	\$ 0 _____	\$ 0 _____
Medical and dental expenses	\$ 0 _____	\$ 0 _____

	You	Your Spouse
Transportation (not including motor vehicle payments)	\$ 0	\$ 0
Recreation, entertainment, newspapers, magazines, etc.	\$ 0	\$ 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	\$ 0	\$ 0
Other: _____	\$ 0	\$ 0
Taxes (not deducted from wages or included in mortgage payments) (specify): _____	\$ 0	\$ 0
Installment payments		
Motor Vehicle	\$ 0	\$ 0
Credit card(s)	\$ 0	\$ 0
Department store(s)	\$ 0	\$ 0
Other: _____	\$ 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): _____	\$ 0	\$ 0
<b>Total monthly expenses:</b>	<b>\$ 0</b>	<b>\$ 0</b>

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? \$ 0 \_\_\_\_\_

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

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? \$ 0 \_\_\_\_\_

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

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

**I am an indigent prisoner without a prison job and cannot afford the filing fee. I have attached to this filing; my notarized certificate of account activity and account statement from the prison business office.**

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

Executed on: 6/4/21



Freddie Phillip Koryal #970310  
Petitioner, Pro Se  
Alger Correctional Facility  
N6141 Industrial Park Drive  
Munising, Michigan 49862  
(906) 387-5000

**FEDERAL COURT - CIVIL ACTION**

Prisoner-Plaintiff/Petitioner/Appellant name and number	Defendant's/Respondent's/Appellee's name
Freddie Koryal 390355 Supreme Court	Sarah Schroeder

v

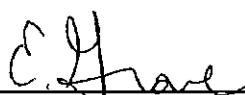
**CERTIFICATE OF PRISONER INSTITUTIONAL/TRUST FUND ACCOUNT ACTIVITY**

I am employed by the Michigan Department of Corrections at the facility identified below, at which the prisoner identified as the Plaintiff/Petitioner/Appellant is currently incarcerated.

Attached is a computer printout which accurately reflects the current spendable balance and all activity within this prisoner's account during the preceding six months or, if the prisoner has been incarcerated for less than six months, for the period of incarceration. The attached printout reflects, for the reported period, an average monthly account deposit (i.e., total deposits divided by number of months) of \$580.35

The (i.e., total deposits minus total withdrawals divided by number of months) of \$91.86  
There is a current spendable account balance of \$536.17.

Date: 05/14/21

  
Signature of Custodian of Prisoner Institutional/Trust Fund Account

Alger Correctional Facility  
Correctional Facility

Daily Transaction Summary: November 14, 2020 - May 14, 2021

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Offender Number: 0390355  
Offender Name: Koryal, Freddie Phillip  
Account Status: Open

Institution: LMF  
Housing Facility: LMF  
Tec D

Living Unit:	B	Primary Balance:	\$551.18
Cell:	224	Available Balance:	\$536.17
Bed:	A		

## Daily Transaction Summary (0390355 - Freddie Koryal cont.) November 14, 2020 - May 14, 2021

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Date	Transaction Type	Payer / Paid To	Voucher Number	Deposit	Expense	Balance	Loc Code
01/18/2021 12:42 AM	Economic Impact Payment - DE	United States Treasury		\$560.00		\$321.66	LMF
01/21/2021 01:31:20 AM	Commissary Sale	Keefe Commissary	C103669970		(\$10.83)	\$610.83	LMF
01/27/2021 01:30:57 AM	Commissary Sale	Keefe Commissary	C1729252		(\$10.56)	\$599.27	LMF
01/27/2021 01:30:51 AM	Commissary Sale	Keefe Commissary	C103669970		\$0.74	\$508.01	LMF
01/31/2021 04:00:02 AM	LEGAL COPIES - STATE	LMF INSTITUTIONAL SERVICES			(\$10.86)	\$497.35	COF
02/02/2021 09:01:30 AM	JL Marcus Disbursement	Jack L Marcus			(\$179.35)	\$318.00	LMF
02/02/2021 09:24:47 AM	JL Marcus Disbursement	Jack L Marcus			\$19.35	\$397.35	LMF
02/02/2021 09:37:04 AM	Access Catalog Disbursement	Access Catalog			(\$179.35)	\$318.00	LMF
02/02/2021 09:56:38 AM	Union Supply Disbursement	Union Supply			(\$179.35)	\$318.00	LMF
02/04/2021 01:31:20 AM	Commissary Sale	Keefe Commissary	C103693483		(\$43.34)	\$201.12	LMF
02/12/2021 08:12:28 AM	LMF - Institutional Services	500 - Institutional Services			\$7.98	\$209.10	LMF
02/12/2021 08:11:28 AM	LMF - Food Service	300 - Food Service			\$51.98	\$261.08	LMF
02/12/2021 08:55:18 AM	LMF - Institutional Services	500 - Institutional Services			\$34.00	\$285.08	LMF
02/18/2021 01:31:27 AM	Commissary Sale	Keefe Commissary	C103718590		(\$20.95)	\$274.13	LMF
02/21/2021 04:00:02 AM	LEGAL COPIES - STATE	LMF INSTITUTIONAL SERVICES			(\$1.99)	\$270.14	COF
02/28/2021 04:00:02 AM	LEGAL COPIES - STATE	LMF INSTITUTIONAL SERVICES			(\$21.87)	\$248.27	COF
02/28/2021 04:00:02 AM	LEGAL SUPPLIES	LMF/PBF Legal Supplies			(\$10.29)	\$247.98	COF
02/28/2021 04:00:02 AM	LEGAL POSTAGE - PBF	LMF PBF Postage			(\$2.66)	\$245.38	COF
03/12/2021 08:58:44 AM	LMF - Institutional Services	500 - Institutional Services			(\$1.23)	\$244.55	COF
03/16/2021 01:31:24 AM	Commissary Sale	Keefe Commissary	C103741710		(\$11.93)	\$232.22	LMF
03/17/2021 08:35:59 AM	LMF - Food Service	300 - Food Service			\$19.83	\$250.06	LMF
03/16/2021 12:05:40 PM	LMF - Institutional Services	500 - Institutional Services			\$42.00	\$322.40	LMF
03/16/2021 12:05:40 PM	LMF - Institutional Services	V-LMF -Institutional Services			(\$42.00)	\$232.22	LMF
03/16/2021 12:05:40 PM	LMF - Food Service	300 - Food Service			\$28.78	\$280.00	LMF
03/16/2021 12:05:40 PM	LMF - Institutional Services	500 - Institutional Services			\$42.00	\$322.40	LMF
03/18/2021 01:13:22 AM	Commissary Sale	Keefe Commissary	C1376739		\$14.88	\$317.22	LMF
03/19/2021 08:14:25 AM	Vendor Refund	Union Supply			(\$3.76)	\$313.46	LMF
03/30/2021 04:00:02 AM	LEGAL COPIES - STATE	Keefe Commissary	C10378318		\$14.30	\$187.02	COF
03/31/2021 04:00:02 AM	LEGAL SUPPLIES	LMF/PBF Legal Supplies			(\$10.29)	\$176.74	COF
03/31/2021 04:00:02 AM	Commissary Loan	SRF INSTITUTIONAL SERVICES			(\$0.55)	\$178.23	COF
03/31/2021 04:00:02 AM	Commissary Loan	LMF INSTITUTIONAL SERVICES			(\$10.99)	\$166.95	COF
03/31/2021 04:00:02 AM	Commissary Loan	SRE INSTITUTIONAL SERVICES			(\$10.41)	\$156.54	COF
03/31/2021 04:00:02 AM	Commissary Loan	LMF Institutional Services			(\$1.82)	\$154.69	COF
04/01/2021 03:27:41 PM	Legal Stamps	LMF Institutional Services			(\$0.71)	\$152.16	LMF

Daily Transaction Summary (0390355 - Freddie Koryal cont.) : November 14, 2020 - May 14, 2021

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Daily Transaction Summary (0390355 - Freddie Koryal cont): November 14, 2020 - May 14, 2021

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Date	Transaction Type	Payer / Paid To	Voucher Number	Deposit	Expense	Balance	Loc Code
04/30/2021 04:00:02 AM	Commissary Sale	LMP INSTITUTIONAL SERVICES		\$109.71	\$521.18	\$551.91	COF
04/30/2021 04:00:02 AM	LEGAL POSTAGE - PBF	LMP PBF Postage		(\$0.85)	\$571.34	\$571.34	COF
04/30/2021 04:00:02 AM	LEGAL POSTAGE - PBF	LMP PBF Postage		\$2.60	\$568.74	\$568.74	COF
04/30/2021 04:00:02 AM	LEGAL COPIES - PBF	LMP INSTITUTIONAL SERVICES		(\$12.20)	\$556.54	\$556.54	COF
04/30/2021 04:00:02 AM	LEGAL SUPPLIES	LMP PBF Legal Supplies		(\$0.58)	\$555.96	\$555.96	COF
05/08/2021 01:31:20 AM	Commissary Sale	Kette Commissary	C-03848686		(\$4.78)	\$551.18	LME

Date	Deposit	Expense	Balance	Loc Code
11/14/2020			\$0.00	

No Activity  
05/14/2021

Description	Paid To	Max Per Period	Ordered	Transfer	Outside Source	Held	Paid	Written Off	Total Remaining
Restitution	20729135-161104 COUNTRY OAK LAND	NA	\$4,394.50	\$1,000	\$0.00	\$5.50	\$3,006.06	\$1,000.00	\$32,945.44

Total: \$3,279.43