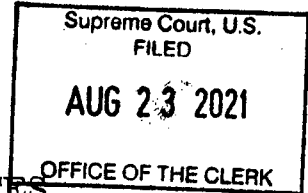


21-5517

ORIGINAL

IN THE  
SUPREME COURT OF THE UNITED STATES



Loyie W. McQuiter — PETITIONER  
(Your Name)

VS.

Bryan Morrison, Warden — 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*.

☒ Petitioner has previously been granted leave to proceed *in forma pauperis* in the following court(s):

Jackson County Circuit Court; Michigan Court of Appeals;  
Michigan Supreme 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.

Loyie W. McQuiter  
(Signature)

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

I, Lonzie W. McQuinter, 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>66.80</u>	\$ <u>N/A</u>	\$ <u>66.80</u>	\$ <u>N/A</u>
Self-employment	\$ <u>0</u>	\$ <u>N/A</u>	\$ <u>0</u>	\$ <u>N/A</u>
Income from real property (such as rental income)	\$ <u>0</u>	\$ <u>N/A</u>	\$ <u>0</u>	\$ <u>N/A</u>
Interest and dividends	\$ <u>0</u>	\$ <u>N/A</u>	\$ <u>0</u>	\$ <u>N/A</u>
Gifts	\$ <u>0</u>	\$ <u>N/A</u>	\$ <u>0</u>	\$ <u>N/A</u>
Alimony	\$ <u>0</u>	\$ <u>N/A</u>	\$ <u>0</u>	\$ <u>N/A</u>
Child Support	\$ <u>0</u>	\$ <u>N/A</u>	\$ <u>0</u>	\$ <u>N/A</u>
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>0</u>	\$ <u>N/A</u>	\$ <u>0</u>	\$ <u>N/A</u>
Disability (such as social security, insurance payments)	\$ <u>0</u>	\$ <u>N/A</u>	\$ <u>0</u>	\$ <u>N/A</u>
Unemployment payments	\$ <u>0</u>	\$ <u>N/A</u>	\$ <u>0</u>	\$ <u>N/A</u>
Public-assistance (such as welfare)	\$ <u>0</u>	\$ <u>N/A</u>	\$ <u>0</u>	\$ <u>N/A</u>
Other (specify): _____	\$ <u>0</u>	\$ <u>N/A</u>	\$ <u>0</u>	\$ <u>N/A</u>
<b>Total monthly income:</b>	<del>\$ <u>66.80</u></del>	<del>\$ <u>N/A</u></del>	<del>\$ <u>66.80</u></del>	<del>\$ <u>N/A</u></del>

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
MI. Dept. of Corrs.	1411 First St., Coldwater, MI.	2019-2021	\$ 66.80
N/A	N/A	N/A	\$ N/A
N/A	N/A	N/A	\$ N/A

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

4. How much cash do you and your spouse have? \$ 340.87  
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
Prison	Inmate	\$ 340.87	\$ N/A
N/A	N/A	\$ N/A	\$ N/A
N/A	N/A	\$ N/A	\$ N/A

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 Value <u>N/A</u>	<input type="checkbox"/> Other real estate Value <u>N/A</u>
<input type="checkbox"/> Motor Vehicle #1 Year, make & model <u>N/A</u> Value <u>N/A</u>	<input type="checkbox"/> Motor Vehicle #2 Year, make & model <u>N/A</u> Value <u>N/A</u>
<input type="checkbox"/> Other assets Description <u>N/A</u> Value <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
<u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
<u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
<u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>

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

Name	Relationship	Age
<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
<u>N/A</u>	<u>N/A</u>	<u>N/A</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 type="checkbox"/> No		
Is property insurance included? <input type="checkbox"/> Yes <input 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>30.00</u>	\$ <u>N/A</u>
Clothing	\$ <u>N/A</u>	\$ <u>N/A</u>
Laundry and dry-cleaning	\$ <u>5.00</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>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Taxes (not deducted from wages or included in mortgage payments)		
(specify): <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
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>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Alimony, maintenance, and support paid to others	\$ <u>N/A</u>	\$ <u>N/A</u>
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ <u>N/A</u>	\$ <u>N/A</u>
Other (specify): <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
<b>Total monthly expenses:</b>	\$ <u>N/A</u>	\$ <u>N/A</u>

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? N/A

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? N/A

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.

My only source of income is from my job in the prison library. Most of these monies are used in the prison store and to talk to my family on the telephone.

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

Executed on: August 20, 2021

Louise W. McIntire

(Signature)

FEDERAL COURT - CIVIL ACTION

Prisoner-Plaintiff/Petitioner/Appellant name and number

McQuirter, Lonzie Wayne

168742

Defendant's/Respondent's/Appellee's name

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. "Credit" on the printout represents a withdrawal from the account and "Debit" represents a deposit to the account.

This Certificate of Prisoner Account Activity reflects, for the reported period, an average monthly account deposit (i.e., total deposits divided by number of months) \$666.32, an average monthly balance (i.e., total deposits less total withdrawals divided by number of months) of \$46.18.

There is a current spendable account balance of \$340.87.

Date: 8/17/2021

 Facility Manager  
Signature of Custodian of Prisoner Institutional/Trust Fund Account

Lakeland Correctional Facility

Daily Transaction Summary: February 17, 2021 - August 17, 2021

Page 1

Offender Information

Offender Number: 0168742	Institution: LCF	Living Unit: C2	Primary Balance: \$340.87
Offender Name: MCQUIRTER, LONZIE WAYNE	Housing Facility: LCF	Cell: 032	Available Balance: \$340.87
Account Status: Open	Tier: C2	Bed: Bot	

Primary Trust Transactions

Date	Transaction Type	Payer / Paid To	Voucher Number	Deposit	Expense	Balance	Loc Code
02/17/2021						\$63.78	
02/25/2021 01:30:59 AM	Commissary Sale	Keefe Commissary	C103729573		(\$30.10)	\$33.68	LCF
03/10/2021 05:10:08 AM	GTL	MELITA ROGERS		\$25.00		\$58.68	COF
03/11/2021 01:30:57 AM	Commissary Sale	Keefe Commissary	C103752747		(\$33.22)	\$25.46	LCF
03/12/2021 10:19:53 AM	LCF-Institutional Services	500 - Institutional Services		\$63.46		\$88.92	LCF
03/16/2021 12:05:40 PM	V-LCF-Institutional Services			(\$63.46)		\$25.46	LCF
03/16/2021 12:05:40 PM	LCF-Institutional Services	500 - Institutional Services		\$63.46		\$88.92	LCF
03/16/2021 02:59:03 PM	GTL	TOMMIE KENNEBREW		\$50.00		\$138.92	COF
03/21/2021 05:10:11 AM	GTL	daisy williams		\$200.00		\$338.92	COF
03/23/2021 03:25:31 PM	Phone Credits	Global Tel			(\$20.00)	\$318.92	LCF
03/25/2021 01:31:03 AM	Commissary Sale	Keefe Commissary	C103777256		(\$62.33)	\$256.59	LCF
04/08/2021 01:30:56 AM	Commissary Sale	Keefe Commissary	C103798522		(\$76.58)	\$180.01	LCF
04/14/2021 10:35:52 AM	LCF-Institutional Services	500 - Institutional Services		\$76.82		\$256.83	LCF
04/20/2021 01:31:23 AM	Commissary Sale	Keefe Commissary	C103798522		\$9.35	\$266.18	LCF
04/22/2021 01:31:00 AM	Commissary Sale	Keefe Commissary	C103822035		(\$98.19)	\$167.99	LCF
04/23/2021 08:38:55 AM	Tax Refund	United States Treasury		\$1,800.00		\$1,967.99	LCF
04/29/2021 01:31:14 AM	Commissary Sale	Keefe Commissary	C103822035		\$1.90	\$1,969.89	LCF
04/29/2021 03:19:02 PM	Economic Impact Payment	United States Treasury		\$1,400.00		\$3,369.89	LCF
05/04/2021 09:39:00 PM	Regular Copies Disbursement	LCF PBF Copies			(\$5.00)	\$3,364.89	LCF
05/05/2021 05:10:08 AM	GTL	Linda McQuirter		\$50.00		\$3,414.89	COF
05/06/2021 01:31:03 AM	Commissary Sale	Keefe Commissary	C103844942		(\$98.41)	\$3,316.48	LCF
05/13/2021 01:31:33 AM	Commissary Sale	Keefe Commissary	C103844942		\$11.06	\$3,327.54	LCF
05/14/2021 11:51:50 AM	LCF-Institutional Services	500 - Institutional Services		\$73.48		\$3,401.02	LCF
05/20/2021 01:31:07 AM	Commissary Sale	Keefe Commissary	C103869312		(\$82.40)	\$3,318.62	LCF
05/28/2021 08:35:57 PM	Money to Relatives	Linda McQuirter			(\$2,500.00)	\$818.62	LCF
06/03/2021 01:31:09 AM	Commissary Sale	Keefe Commissary	C103894104		(\$49.13)	\$769.49	LCF
06/08/2021 02:49:39 PM	Phone Credits	Global Tel			(\$10.00)	\$759.49	LCF
06/09/2021 01:31:04 AM	Commissary Sale	Keefe Commissary	C103894104		\$1.88	\$761.37	LCF
06/11/2021 05:14:38 PM	Regular Copies Disbursement	LCF PBF Copies	LCF Reg Copies		(\$5.00)	\$756.37	LCF
06/14/2021 03:12:21 PM	LCF-Institutional Services	500 - Institutional Services		\$66.80		\$823.17	LCF
06/17/2021 01:31:10 AM	Commissary Sale	Keefe Commissary	C103918513		(\$14.63)	\$808.54	LCF



## Daily Transaction Summary (0168742 - LONZIE MCQUIRTER cont.): February 17, 2021 - August 17, 2021

Page 2

Primary Transactions							
Date	Transaction Type	Payer / Paid To	Voucher Number	Deposit	Expense	Balance	Loc Code
06/24/2021 07:21:50 PM	Regular Copies Disbursement	LCF PBF Copies			(\$5.00)	\$803.54	LCF
06/28/2021 04:15:36 PM	JL Marcus Disbursement	Jack L Marcus	typeribbon		(\$48.76)	\$754.78	LCF
07/01/2021 01:31:12 AM	Commissary Sale	Keefe Commissary	C103942392		(\$75.42)	\$679.36	LCF
07/15/2021 01:31:22 AM	Commissary Sale	Keefe Commissary	C103965290		(\$92.40)	\$586.96	LCF
07/15/2021 08:34:57 AM	LCF-Institutional Services	500 - Institutional Services		\$73.48		\$660.44	LCF
07/19/2021 05:58:41 PM	Miscellaneous Vendor Check	St Jude Children's Research	donation		(\$25.00)	\$635.44	LCF
07/20/2021 01:32:06 AM	Commissary Sale	Keefe Commissary	C103965290		\$1.60	\$637.04	LCF
07/21/2021 03:32:39 PM	Phone Credits	Global Tel			(\$15.00)	\$622.04	LCF
07/22/2021 11:43:38 AM	Mike's Better Shoes Disb.	Mikes Better Shoes	boots/shoes		(\$242.70)	\$379.34	LCF
07/29/2021 01:31:04 AM	Commissary Sale	Keefe Commissary	C103988435		(\$60.80)	\$318.54	LCF
08/04/2021 01:31:06 AM	Commissary Sale	Keefe Commissary	C103988435		\$1.90	\$320.44	LOF
08/07/2021 01:31:00 AM	Commissary Sale	Keefe Commissary	C103988435		\$1.06	\$321.50	LCF
08/09/2021 11:28:37 AM	Vendor Refund	Jack L. Marcus, Inc		\$48.76		\$370.26	COF
08/12/2021 01:31:04 AM	Commissary Sale	Keefe Commissary	C104011411		(\$99.53)	\$270.73	LCF
08/13/2021 1:25:03 AM	LCF-Institutional Services	500 - Institutional Services		\$70.14		\$340.87	LCF
08/17/2021				\$3,997.94	(\$3,720.85)	\$340.87	

Savings							
Date				Deposit	Expense	Balance	Loc Code
02/17/2021						\$0.00	
No Activity							
08/17/2021				\$0.00	\$0.00	\$0.00	

Notes - Amount as of Date and Time of Report							
Date Held	Hold Type	Notes					Amount
No Activity							

Remaining Obligations - Amount as of Date and Time of Report										
Description	Paid To	Max Per Period	Ordered	Transfer	Outside Source	Held	Paid	Written Off	Total Remaining	
No Remaining Obligations										
								Total:	\$0.00	