

JUL 01 2021

OFFICE OF THE CLERK

No. 21-5713

IN THE
SUPREME COURT OF THE UNITED STATES

Qabail Hizbullah AnkhAmon
N.Y.S.I.D.# 6131217z

— PETITIONER

(Your Name)

VS.

State of New York

— 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):

Petitioner, prior to trial was ruled a poor person, and was appointed counsel by the Bronx Supreme Court in 1988-1989 as a poor person, and when he appealed to the Appellate Division, First Department, he was again granted that status in 1991-1992.

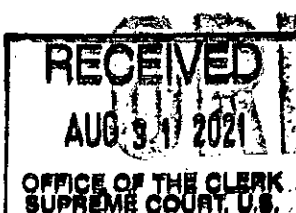
☐ Petitioner has **not** previously been granted leave to proceed *in forma pauperis* in any other court.

☒ 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: N.Y. County Law section 18-b (assignment of Counsel to Poor Persons in N.Y. County Courts)., or

☒ a copy of the order of appointment is appended. see (Exhibit# 20, pg# 4);



ORIGINAL

Q. Hizbullah AnkhAmon
(Signature)

Qabail Hizbullah-Ankh-Amon

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

I, Hizbullah Ankhamon, 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	No Spouse	You	No Spouse
Employment = <u>See attached Prison Monthly Statements for 1 year</u>	<u>Prisonhouse Job \$13.68</u>	<u>\$ None</u>	<u>From Prisonhouse Job \$14.00</u>	<u>\$ None</u>
Self-employment	<u>\$ NO</u>	<u>\$ None</u>	<u>\$ NO</u>	<u>\$ None</u>
Income from real property (such as rental income)	<u>\$ None</u>	<u>\$ None</u>	<u>\$ None</u>	<u>\$ None</u>
Interest and dividends	<u>\$ None</u>	<u>\$ None</u>	<u>\$ None</u>	<u>\$ None</u>
Gifts <u>of money from friends (in Oct. 2020 & Nov. 2020, June 2021 See Prison Monthly Statements)</u>	<u>Electronic Receipts (Nov 2020) \$25 (Oct 2020) \$100 (June 2021) \$25</u>	<u>\$ None</u>	<u>\$ None</u>	<u>\$ None</u>
Alimony	<u>\$ None</u>	<u>\$ None</u>	<u>\$ None</u>	<u>\$ None</u>
Child Support	<u>\$ None</u>	<u>\$ None</u>	<u>\$ None</u>	<u>\$ None</u>
Retirement (such as social security, pensions, annuities, insurance)	<u>\$ None</u>	<u>\$ None</u>	<u>\$ None</u>	<u>\$ None</u>
Disability (such as social security, insurance payments)	<u>\$ None</u>	<u>\$ None</u>	<u>\$ None</u>	<u>\$ None</u>
Unemployment payments	<u>\$ None</u>	<u>\$ None</u>	<u>\$ None</u>	<u>\$ None</u>
Public-assistance (such as welfare)	<u>\$ None</u>	<u>\$ None</u>	<u>\$ None</u>	<u>\$ None</u>
Other (specify):	<u>\$</u>	<u>\$</u>	<u>\$</u>	<u>\$</u>
Total monthly income:	<u>\$</u>	<u>\$</u>	<u>\$</u>	<u>\$</u>

See attached Monthly Statements from prisonhouse jobs for one whole year.

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
Note: I have been imprisoned for 33 years, since 1988			\$ None
When I was 17 years old, within the State of N.Y.,			\$ None
So I haven't been employed in the past two years.			\$ None
I am a ward of the State of New York.			

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
Note: I have never been married.			\$ None
		None	\$ None
			\$

4. How much cash do you and your spouse have? \$ I have no cash in prison.
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
Note: I haven't worked a real job, So I have no checking or savings account in any bank.	\$	\$
	\$ None	\$ None
	\$	\$

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
Value None

☐ Motor Vehicle #2
Year, make & model None
Value None

☐ Other assets
Description None
Value None

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

None

\$ None

\$ None

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

None

None

None

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.

Note: I haven't lived with my family members in 33 years due to my imprisonment here in New York State, so I have no knowledge

Rent or home-mortgage payment
(include lot rented for mobile home)

Are real estate taxes included? ☐ Yes ☐ No

Is property insurance included? ☐ Yes ☐ No

None

None

Utilities (electricity, heating fuel, water, sewer, and telephone)

None

None

Home maintenance (repairs and upkeep)

None

None

Food Items

None

None

Clothing Items

None

None

Laundry and dry-cleaning Items

None

None

Medical and dental expenses

None

None

I am a ward of New York State, all medical expenses are upheld by NYS Constitution Article 17 (Social Welfare & Public Health for the incarcerated persons)

(I am not married)

I purchase these items at the prison commissary see attached Monthly Statements

	You	<u>NO</u> Your spouse
Transportation (not including motor vehicle payments)	\$ <u>None</u>	\$ <u>None</u>
Recreation, entertainment, newspapers, magazines, etc.	\$ <u>None</u>	\$ <u>↑</u>
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ <u>None</u>	\$ <u>↑</u>
Life	\$ <u>None</u>	\$ <u>↑</u>
Health	\$ <u>None</u>	\$ <u>↑</u>
Motor Vehicle	\$ <u>None</u>	\$ <u>↑</u>
Other: <u>None</u>	\$ <u>None</u>	\$ <u>↓</u>
Taxes (not deducted from wages or included in mortgage payments)		
(specify): <u>None</u>	\$ <u>None</u>	\$ <u>None</u>
Installment payments		
Motor Vehicle	\$ <u>↑</u>	\$ <u>↑</u>
Credit card(s)	\$ <u>↑</u>	\$ <u>↑</u>
Department store(s)	\$ <u>↓</u>	\$ <u>↓</u>
Other: <u>None</u>	\$ <u>None</u>	\$ <u>None</u>
Alimony, maintenance, and support paid to others	\$ <u>None</u>	\$ <u>None</u>
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ <u>None</u>	\$ <u>None</u>
Other (specify): <u>None</u>	\$ <u>None</u>	\$ <u>None</u>
Total monthly expenses:	\$ <u>↑</u>	\$ <u>↑</u>

See { attached Monthly statements
from prison house jobs for
one whole year. }

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? Note: I have no funds, or assets, to pay an attorney.

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

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

Note: I had to do it by myself (Pro Se)

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 not had a real job in 33 years of incarceration, and I only earn slave wages as a convicted prison (who has the functional equivalent of life without parole) in New York State.

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

Executed on: June 24th, 2021

Q. Hizbullah-Amon
(Signature)

Qabail Hizbullah-Ankh-Amon