

21-5745

ORIGINAL

No. _____

IN THE
SUPREME COURT OF THE UNITED STATES

Supreme Court, U.S.
FILED

JUL 26 2021

OFFICE OF THE CLERK

JUAN FRANCISCO TURCIOS - PETITIONER

VS.

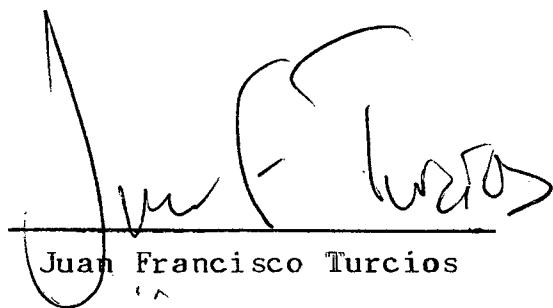
BOBBY LUMPKIN, DIRECTOR, TDCJ-RESPONDENT

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 cost and proceed in forma pauperis.

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

X Petitioner's affidavit or declaration in support of this motion is attached hereto.



Juan Francisco Turcios

SUPREME COURT OF THE UNITED STATES

)

JUAN FRANCISCO TURCIOS,
(Petitioner-Appellant)

vs.

)

CASE No.19-10010

)

BOBBY LUMPKIN, DIRECTOR, TDCJ
(Respondent-Appellee.)

MOTION FOR PERMISSION TO FILE WRIT OF CERTIORARI

TO THE HONORABLE JUSTICES OF SAID COURT:

COMES NOW, Juan Francisco Turcios, proceeding pro se and in forma pauperis, and in accordance with the rules of this Honorable Court files this Motion for permission to file writ of certiorari, in support of this Motion will show the Honorable Justices the following.

I.

WHEREFORE PREMISES CONSIDER, Petitioner prays that the Honorable Justices Grant this Motion, thereby allowed Petitioner to file a WRIT OF CERTIORARI.

CERTIFICATE OF SERVICE

I hereby certified that I have send a copy of this Motion to the Appellee's Attorney in file Mr. Jon Rodney Meador, Assistant ,Texas Attorney General.

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

I, Juan Francisco Turcios, 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	\$ _____	\$ _____	\$ _____	\$ _____
Self-employment	\$ _____	\$ _____	\$ _____	\$ _____
Income from real property (such as rental income)	\$ _____	\$ _____	\$ _____	\$ _____
Interest and dividends	\$ _____	\$ _____	\$ _____	\$ _____
Gifts	\$ _____	\$ _____	\$ _____	\$ _____
Alimony	\$ _____	\$ _____	\$ _____	\$ _____
Child Support	\$ _____	\$ _____	\$ _____	\$ _____
Retirement (such as social security, pensions, annuities, insurance)	\$ _____	\$ _____	\$ <i>11</i>	\$ _____
Disability (such as social security, insurance payments)	\$ _____	\$ _____	\$ _____	\$ _____
Unemployment payments	\$ _____	\$ _____	\$ _____	\$ _____
Public-assistance (such as welfare)	\$ _____	\$ _____	\$ _____	\$ _____
Other (specify): _____	\$ _____	\$ _____	\$ _____	\$ _____
Total monthly income:	\$ <i>0</i>	\$ _____	\$ _____	\$ _____

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

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.

Financial institution	Type of account	Amount you have	Amount your spouse has
<u>N/A</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 _____

Motor Vehicle #2
 Year, make & model N/A
 Value _____

Other assets
 Description N/A
 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
<u>NONE</u>	\$ _____	\$ _____
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____

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

Name	Relationship	Age
<u>NONE</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>Na</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>0</u>	\$ _____
Home maintenance (repairs and upkeep)	\$ <u>0</u>	\$ _____
Food	\$ <u>0</u>	\$ _____
Clothing	\$ <u>0</u>	\$ _____
Laundry and dry-cleaning	\$ <u>0</u>	\$ _____
Medical and dental expenses	\$ <u>0</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? _____

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

If yes, how much? _____

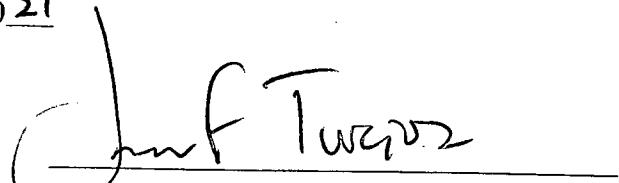
If yes, state the person's name, address, and telephone number:

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

STATE OF TEXAS Slave System does not pay in cash, no income.

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

Executed on: September 7, 2021

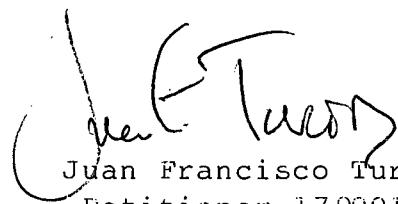

(Signature)

UNSWORN DECLARATION UNDER (28 U.S.C. §1746)

I Juan Francisco Turcios currently incarcerated in the TDCJ-ID ,Id-01790019 Declare under penalty of perjury,that the foregoing document are true and correct to the best of my knowledge,.

NOTE: Under penalty of perjury I Juan F. Turcios Id-1790019 declared in support of my "In Forma Pauperis" the following:
I have enough funds in my inmate trust fund,due to the, the American Rescue Plan stimulus payment issue on May, 2021 However, due to the slow ways in withdraw money from inmate trust fund in the TDCJ-ID am unable to pay on time,nevertheless I am instructing this court to withdraw the money,in case the "in forma pauperis" is not granted,under those circumstances stated above am [able], [unable]to pay the Court Cost.

Executed this September 8, 2021


Juan Francisco Turcios
Petitioner-1790019

CSINIB02/CINIB02 TEXAS DEPARTMENT OF CRIMINAL JUSTICE 08/17/21
 AIE9/GL00113 IN-FORMA-PAUPERIS DATA 14:16:45
 TDCJ#: 01790019 SID#: 03805231 LOCATION: JESTER III INDIGENT DTE:
 ME: TURCIOS, JUAN FRANCISCO BEGINNING PERIOD: 02/01/21
 PREVIOUS TDCJ NUMBERS: 00489041 00607558

CURRENT BAL:	1,455.71	TOT HOLD AMT:	0.00	3MTH TOT DEP:	1,600.00
6MTH DEP:	2,000.00	6MTH AVG BAL:	359.99	6MTH AVG DEP:	333.33
MONTH HIGHEST BALANCE	TOTAL DEPOSITS		MONTH HIGHEST BALANCE	TOTAL DEPOSITS	
07/21 1,619.81	0.00		04/21 409.46	400.00	
06/21 1,619.81	1,600.00		03/21 84.61	0.00	
05/21 403.16	0.00		02/21 121.56	0.00	

STATE OF TEXAS COUNTY OF *FORT BEND*

ON THIS THE *17* DAY OF *August 26, 21*, I CERTIFY THAT THIS DOCUMENT IS A TRUE, COMPLETE, AND UNALTERED COPY MADE BY ME OF INFORMATION CONTAINED IN THE COMPUTER DATABASE REGARDING THE OFFENDER'S ACCOUNT. NP SIG: *Laurie Gilbert*
 PF1-HELP PF3-END ENTER NEXT TDCJ NUMBER: _____ OR SID NUMBER: _____

