

21-5745  
No. \_\_\_\_\_

ORIGINAL

Supreme Court, U.S.  
FILED

JUL 26 2021

OFFICE OF THE CLERK

IN THE  
SUPREME COURT OF THE UNITED STATES

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.

X 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. )

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MOTION FOR PERMISSION TO FILE WRIT OF CERTIORARI

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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 Turcio, 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>          </u>	\$ <u>          </u>	\$ <u>          </u>	\$ <u>          </u>
Self-employment	\$ <u>          </u>	\$ <u>          </u>	\$ <u>          </u>	\$ <u>          </u>
Income from real property (such as rental income)	\$ <u>          </u>	\$ <u>          </u>	\$ <u>          </u>	\$ <u>          </u>
Interest and dividends	\$ <u>          </u>	\$ <u>          </u>	\$ <u>          </u>	\$ <u>          </u>
Gifts	\$ <u>          </u>	\$ <u>          </u>	\$ <u>          </u>	\$ <u>          </u>
Alimony	\$ <u>          </u>	\$ <u>          </u>	\$ <u>          </u>	\$ <u>          </u>
Child Support	\$ <u>          </u>	\$ <u>          </u>	\$ <u>          </u>	\$ <u>          </u>
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>          </u>	\$ <u>          </u>	\$ <u>          </u>	\$ <u>          </u>
Disability (such as social security, insurance payments)	\$ <u>          </u>	\$ <u>          </u>	\$ <u>          </u>	\$ <u>          </u>
Unemployment payments	\$ <u>          </u>	\$ <u>          </u>	\$ <u>          </u>	\$ <u>          </u>
Public-assistance (such as welfare)	\$ <u>          </u>	\$ <u>          </u>	\$ <u>          </u>	\$ <u>          </u>
Other (specify): <u>          </u>	\$ <u>          </u>	\$ <u>          </u>	\$ <u>          </u>	\$ <u>          </u>
<b>Total monthly income:</b>	\$ <u>          </u>	\$ <u>          </u>	\$ <u>          </u>	\$ <u>          </u>

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
	NONE		\$
	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		\$
			\$
			\$

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
N/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 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

NONE  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\$ \_\_\_\_\_  
\$ \_\_\_\_\_  
\$ \_\_\_\_\_

\$ \_\_\_\_\_  
\$ \_\_\_\_\_  
\$ \_\_\_\_\_

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

Name

Relationship

Age

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.

You

Your spouse

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

Are real estate taxes included? ☐ Yes ☒ No

Is property insurance included? ☐ Yes ☒ No

\$ N/A

\$ \_\_\_\_\_

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

\$ 0

\$ \_\_\_\_\_

Home maintenance (repairs and upkeep)

\$ 0

\$ \_\_\_\_\_

Food

\$ 0

\$ \_\_\_\_\_

Clothing

\$ 0

\$ \_\_\_\_\_

Laundry and dry-cleaning

\$ 0

\$ \_\_\_\_\_

Medical and dental expenses

\$ 0

\$ \_\_\_\_\_

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

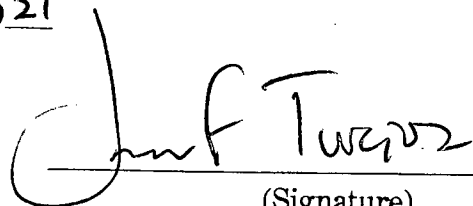
If yes, how much? \_\_\_\_\_

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)

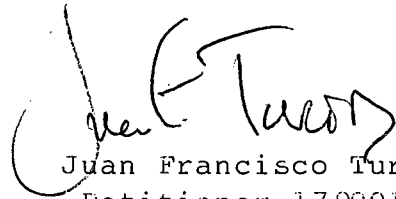
UNSWORN DECLARATION UNDER (28 U.S.C. §1746)

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 20, 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: *[Signature]*  
PF1-HELP PF3-END ENTER NEXT TDCJ NUMBER: \_\_\_\_\_ OR SID NUMBER: \_\_\_\_\_

