

Leihinahina Sullivan, Pro Se Petitioner
% FDC Honolulu #09779122
PO Box 30080
Honolulu, Hawaii 96820

In The Supreme Court of the United States

No. _____

21 - 5979

Leihinahina Sullivan, Pro Se - Petitioner

vs.

ORIGINAL

Reneau Kennedy, et. al - Respondent(s)

FILED

OCT 14 2021

OFFICE OF THE CLERK
SUPREME COURT U.S.

Motion For Leave To Proceed In Forma Pauperis

The petitioner asks to leave to file the attached petition for writ of certiorari without prepayment of costs and to proceed in forma pauperis. Petitioner has been granted leave to proceed in forma pauperis in the following court(s).

- (1) In The United States District Court For The District of Hawaii
- (2) United States Court of Appeals for the Ninth Circuit

Petitioners affidavit or declaration in support of this Motion is attached hereto. I am a pretrial civilly detained inmate at the Honolulu Federal Detention Center, pro se plaintiff, therefore, my pleadings should be liberally construed, "benefit of liberal construction," Porter v. Ollison, 620 F.3d 952, 958 (9th Cir. 2010); See Enckson v. Pardus, 551 U.S. 89, 94, 127 S.Ct. 2197, 167 L.Ed. 2d 1081, (2007) "A document by pro se is to be liberally construed." In addition, the court may not dismiss a claim because pro se litigant failed to set forth a complete legal theory supporting the claims alleged. See Johnson v. City of Shelby, 524 U.S. 10, 135 S.Ct. 346, 346, 190 L. Ed. 2d 309 (2014) (per curiam). I am given no tools or other necessities, hence the reason for using rubbish paper and entering this pleading into the internal mail at the Honolulu Federal Detention Center on October 3, 2021, I declare under the penalty of perjury the foregoing is true.

Dated: October 3, 2021 1st *[Signature]*
Honolulu, Hawaii

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

I, Leihinahina Sullivan, 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>0</u>	\$ <u>N/A</u>	\$ <u>0</u>	\$ <u>N/A</u>
Self-employment	\$ <u>0</u>	\$ <u> </u>	\$ <u>0</u>	\$ <u> </u>
Income from real property (such as rental income)	\$ <u>0</u>	\$ <u> </u>	\$ <u>0</u>	\$ <u> </u>
Interest and dividends	\$ <u>0</u>	\$ <u> </u>	\$ <u>0</u>	\$ <u> </u>
Gifts	\$ <u>0</u>	\$ <u> </u>	\$ <u>0</u>	\$ <u> </u>
Alimony	\$ <u>0</u>	\$ <u> </u>	\$ <u>0</u>	\$ <u> </u>
Child Support	\$ <u>0</u>	\$ <u> </u>	\$ <u>0</u>	\$ <u> </u>
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>0</u>	\$ <u> </u>	\$ <u>0</u>	\$ <u> </u>
Disability (such as social security, insurance payments)	\$ <u>0</u>	\$ <u> </u>	\$ <u>0</u>	\$ <u> </u>
Unemployment payments	\$ <u>0</u>	\$ <u> </u>	\$ <u>0</u>	\$ <u> </u>
Public-assistance (such as welfare)	\$ <u>0</u>	\$ <u> </u>	\$ <u>0</u>	\$ <u> </u>
Other (specify): <u> </u>	\$ <u>0</u>	\$ <u> </u>	\$ <u>0</u>	\$ <u> </u>
Total monthly income:	\$ <u>0</u>	\$ <u> </u>	\$ <u>0</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
N/A Pertrial incarcerated		n/a	\$ n/a
			\$ 0

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

4. How much cash do you and your spouse have? \$ 0
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
n/a none	\$ 0	\$ 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 n/a Value _____	<input type="checkbox"/> Other real estate n/a Value _____
<input type="checkbox"/> Motor Vehicle #1 n/a Year, make & model _____ Value _____	<input type="checkbox"/> Motor Vehicle #2 n/a Year, make & model _____ Value _____
<input type="checkbox"/> Other assets n/a Description _____ Value _____	

6. State every person, business, or organization owing you or your spouse money, and the amount owed.

Person owing you or
your spouse money

n/a
↓

Amount owed to you

\$ n/a
\$ ↓
\$ _____
\$ _____

Amount owed to your spouse

\$ n/a
\$ ↓
\$ _____
\$ _____

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
n/a
↓

Relationship
n/a
↓

Age
n/a
↓

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.

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

Are real estate taxes included? ☐ Yes ☐ No
Is property insurance included? ☐ Yes ☐ No

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

Home maintenance (repairs and upkeep)

Food

Clothing

Laundry and dry-cleaning

Medical and dental expenses

You

\$ 0

\$ 0

\$ 0

\$ 0

\$ 0

\$ 0

\$ 0

Your spouse

\$ n/a

\$ _____

\$ _____

\$ _____

\$ _____

\$ _____

\$ _____

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ <u>0</u>	\$ <u>n/a</u>
Recreation, entertainment, newspapers, magazines, etc.	\$ <u>0</u>	\$ <u>↓</u>
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ <u>0</u>	\$ <u>n/a</u>
Life	\$ <u>0</u>	\$ <u>↓</u>
Health	\$ <u>0</u>	\$ <u>↓</u>
Motor Vehicle	\$ <u>0</u>	\$ <u>↓</u>
Other: _____	\$ <u>0</u>	\$ <u>↓</u>
Taxes (not deducted from wages or included in mortgage payments)		
(specify): _____	\$ <u>0</u>	\$ <u>n/a</u>
Installment payments		
Motor Vehicle	\$ <u>0</u>	\$ <u>n/a</u>
Credit card(s)	\$ <u>0</u>	\$ <u>↓</u>
Department store(s)	\$ <u>0</u>	\$ <u>↓</u>
Other: _____	\$ <u>0</u>	\$ <u>↓</u>
Alimony, maintenance, and support paid to others	\$ <u>0</u>	\$ <u>↓</u>
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ <u>0</u>	\$ <u>↓</u>
Other (specify): _____	\$ <u>0</u>	\$ <u>↓</u>
Total monthly expenses:	\$ <u>0</u>	\$ <u>↓</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:

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:

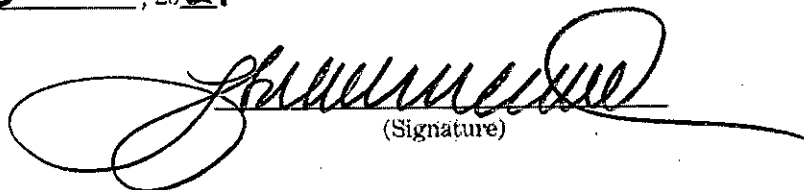
n/a

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

n/a

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

Executed on: October 3, 2021


(Signature)