

No. _____

October Term, 2020

IN THE
Supreme Court of the United States

OLRY MAURIVAL,
Petitioner,

v.

UNITED STATES OF AMERICA,
Respondent.

On Petition for a Writ of Certiorari
to the United States Court of Appeals
for the Eleventh Circuit

MOTION TO PROCEED IN FORMA PAUPERIS

LAW OFFICES OF HOWARD J. SCHUMACHER, P.A.
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MOTION TO APPEAR IN FORMA PAUPERIS

COMES NOW, the Petitioner, OLRY MAURIVAL, by and through his undersigned counsel, and requests this Court permit him to proceed in Forma Pauperis, pursuant to S.Ct. R. 39, and in support thereof states and alleges as follows:

1. The accompanying Petition for Writ of Certiorari is part of the continuation of a direct appeal arising from the Southern District of Florida, and the affirming decision from the 11th Circuit Court of Appeal.¹
2. Petitioner has been incarcerated since a jury found him guilty of all counts in the Indictment on September 16, 2019. He has attached an executed Financial Affidavit showing that he has no assets, whether real property, personal property or financial liquidity of any sort. He is incarcerated at FDC Miami, and due to the COVID-19 pandemic, was unable to secure a counsel or other Notary Public to Acknowledge his signature. He has attached, in addition to his signed Financial Affidavit, (a copy of which is attached as Exhibit "A"), copies of efforts made to secure this notarization through the inmate email system to prison authorities known as Trulincs on August 5, 2021 and, again, on August 10, 2021. His efforts were ignored.²
3. Counsel is on even date hereof submitting his Petition for Writ of Certiorari.

WHEREFORE, the Petitioner asks this Honorable Court to enter an order finding Petitioner indigent, and, pursuant to S.Ct. R. 39, find favorably as to application to proceed in Forma Pauperis.

¹ U.S. v. Olry Maurival, 11th Cir. Case No: 19-15163

² Counsel mentions this only to provide good cause why the Financial Affidavit lacks the required Notary signature attesting to the authenticity of the attached.

IN THE UNITED STATES SUPREME COURT

CASE NO:

UNITED STATES OF AMERICA,

Plaintiff/Appellee,

Vs.

OLRY MAURIVAL,

Defendant/Appellant.

_____ /

FINANCIAL AFFIDAVIT

STATE OF FLORIDA)

)

COUNTY OF MIAMI DADE)

BEFORE ME, this day personally appeared, OLRY MAURIVAL, who being duly sworn, deposes and says that the following information is true and correct according to her best knowledge and belief:

EMPLOYMENT AND INCOME

ITEM 1:

OCCUPATION:

EMPLOYED BY:

ADDRESS:

SOC. SEC.

PAY PERIOD:
RATE OF PAY:

AVERAGE GROSS MONTHLY INCOME FROM EMPLOYMENT = \$ 0

Bonuses, commissions, allowances, overtime, tips
and similar payments \$ 0

Business income from sources such as self-employment \$ 0
partnership, close corporation, and/or independent contracts
(gross receipts minus ordinary and necessary expenses required to
produce income)

Disability Benefits \$ 0

Workers' Compensation \$ 0

Unemployment Compensation \$ 0

Pension, retirement or annuity payments \$ 0

Social Security benefits \$ 0

Spousal support received from previous marriage \$ 0

Interest and dividends \$ 0

Rental Income (gross receipts minus ordinary and \$ 0
and necessary expenses required to produce income)

Income from royalties, trusts and estates \$ 0

Reimbursed expenses and in kind payments to the
extent that they reduce personal living expenses \$ 0

Gains from dealing in property (not including non-recurring gains) \$ 0

Itemize any other income of recurring nature \$ 0

TOTAL MONTHLY INCOME = \$ 0

LESS DEDUCTIONS:

Federal, state and local income taxes (corrected for filing status \$ 0
and actual number of withholding allowances)

FICA, or self-employment tax (annualized)

Social Security \$ 0

Mandatory union dues \$ 0

Mandatory Retirement \$ 0

Health Insurance payments \$ 0

Medicare \$ 0

Court ordered support payments for the children actually paid \$ 0

TOTAL DEDUCTIONS \$ 0

ITEM 2: AVERAGE MONTHLY EXPENSES

HOUSEHOLD:

I have been incarcerated since the time a jury found me guilty. N/A

AUTOMOBILE: \$ 0

Gasoline and Oil \$ 0

Repairs \$

Auto tags and license \$ 0

Insurance \$ 0

Other: Transportation for Supervised visitation \$ 0

CHILDREN'S EXPENSES:

Nursery or babysitting \$ 0

School tuition

School supplies \$ 0

Lunch money

Allowance

Clothing \$ 0

Medical, dental, prescription \$ 0

Vitamins

Barber/ beauty parlor

Cosmetics/ toiletries

Gifts for special holidays

Other Expenses 0

INSURANCE:

Health \$ 0

Life \$ 0

Other

OTHER EXPENSES NOT LISTED ABOVE:

Defendant has been incarcerated since the time a jury found him guilty.

N/A

Pets: \$ 0

Grooming \$ 0

Veterinarian \$ 0

Membership dues: \$ 0

Professional dues \$ 0

Social dues \$ 0

Entertainment \$ 0

Vacations \$ 0

Publications \$ 0

Religious organizations \$ 0

Charities \$ 0

Miscellaneous

OTHER EXPENSES: 0

TOTAL ABOVE EXPENSES: \$ 0

TO WHOM: BALANCE MONTHLY DUE: PAYMENT:

TOTAL MONTHLY PAYMENTS TO CREDITORS: \$

TOTAL 0

MONTHLY EXPENSES: \$ 0

ITEM 3: ASSETS (Ownership: if joint, allocate equally) Description

Value Husband Wife

Real Estate:

Home:

Automobiles:

Other personal property:

Contents of Home \$ 0

Jewelry \$ 0

Life insurance/cash \$ 0

Surrender value \$ 0

Other assets:

TOTAL ASSETS: 0



Olry Maurival

SWORN TO and subscribed before me this ____ day of _____, 2021 .

STATE OF FLORIDA
COUNTY OF

The foregoing instrument was acknowledged before me this ____ day of
_____ 2021, by Olry Maurival

Personally known _____ or Produced
Identification _____ Type of Identification
Produced _____