

21-6204

No. _____

ORIGINAL

Supreme Court, U.S.
FILED

OCT 27 2021

OFFICE OF THE CLERK

IN THE

SUPREME COURT OF THE UNITED STATES

Antonio A. Tanke — PETITIONER
(Your Name)

VS.

Attorney General — RESPONDENT(S)
State of Florida

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):

In The Circuit Court of The 15th Judicial Circuit
District Court of Appeal 4th District

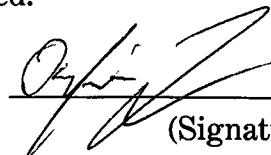
☐ Petitioner has **not** previously been granted leave to proceed *in forma pauperis* in any other court.

☒ 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/A
N/A, or

☐ a copy of the order of appointment is appended.


(Signature)

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

I, Antonio A. Tankes, 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>0</u>	\$ <u>0</u>	\$ <u>0</u>
Self-employment	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Income from real property (such as rental income)	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Interest and dividends	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Gifts	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Alimony	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Child Support	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Disability (such as social security, insurance payments)	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Unemployment payments	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Public-assistance (such as welfare)	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Other (specify): <u>N/A</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Total monthly income:	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</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
<u>None</u>	<u>N/A</u>	<u>N/A</u>	\$ <u>0</u>
<u>None</u>	<u>N/A</u>	<u>N/A</u>	\$ <u>0</u>
<u>None</u>	<u>N/A</u>	<u>N/A</u>	\$ <u>0</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>None</u>	<u>N/A</u>	<u>N/A</u>	\$ <u>0</u>
<u>None</u>	<u>N/A</u>	<u>N/A</u>	\$ <u>0</u>
<u>None</u>	<u>N/A</u>	<u>N/A</u>	\$ <u>0</u>

4. How much cash do you and your spouse have? \$ None
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
<u>None</u>	\$ <u>0</u>	\$ <u>0</u>
<u>None</u>	\$ <u>0</u>	\$ <u>0</u>
<u>None</u>	\$ <u>0</u>	\$ <u>0</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 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

\$ 0

\$ 0

None

\$ 0

\$ 0

None

\$ 0

\$ 0

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

None

None

None

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.

You

Your spouse

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

\$ 0

\$ 0

Are real estate taxes included? ☐ Yes ☐ No

Is property insurance included? ☐ Yes ☐ No

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

\$ 0

\$ 0

Home maintenance (repairs and upkeep)

\$ 0

\$ 0

Food

\$ 0

\$ 0

Clothing

\$ 0

\$ 0

Laundry and dry-cleaning

\$ 0

\$ 0

Medical and dental expenses

\$ 0

\$ 0

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ <u>0</u>	\$ <u>0</u>
Recreation, entertainment, newspapers, magazines, etc.	\$ <u>0</u>	\$ <u>0</u>
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ <u>0</u>	\$ <u>0</u>
Life	\$ <u>0</u>	\$ <u>0</u>
Health	\$ <u>0</u>	\$ <u>0</u>
Motor Vehicle	\$ <u>0</u>	\$ <u>0</u>
Other: <u>None</u>	\$ <u>0</u>	\$ <u>0</u>
Taxes (not deducted from wages or included in mortgage payments)		
(specify): <u>None</u>	\$ <u>0</u>	\$ <u>0</u>
Installment payments		
Motor Vehicle	\$ <u>0</u>	\$ <u>0</u>
Credit card(s)	\$ <u>0</u>	\$ <u>0</u>
Department store(s)	\$ <u>0</u>	\$ <u>0</u>
Other: <u>None</u>	\$ <u>0</u>	\$ <u>0</u>
Alimony, maintenance, and support paid to others	\$ <u>0</u>	\$ <u>0</u>
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ <u>0</u>	\$ <u>0</u>
Other (specify): <u>None</u>	\$ <u>0</u>	\$ <u>0</u>
Total monthly expenses:	\$ <u>0</u>	\$ <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? 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

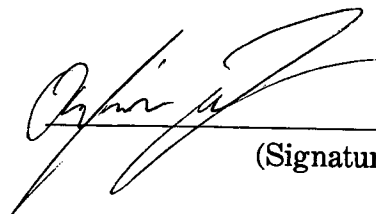
If yes, state the person's name, address, and telephone number:

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

I am a Prisoner who doesn't have income

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

Executed on: October 27, 2021


(Signature)

FLORIDA DEPARTMENT OF CORRECTIONS
TRUST FUND ACCOUNT STATEMENT
FOR: 04/21/2021 - 10/21/2021

ACCT NAME: TANKES, ANTONIO A.
BED: D2103U
PO BOX:

ACCT#: B02208
TYPE: INMATE TRUST

BEGINNING BALANCE 04/21/21

\$22.41

POSTED DATE	NBR	TYPE	REFERENCE NUMBER	FAC	REMITTER/PAYEE	+/-	AMOUNT	BALANCE
04/21/21	369	JPAY MEDIA W/D	000097929532	000		-	\$2.00	\$20.41
04/23/21	047	CANTEEN SALES	21620210422	000		-	\$12.87	\$7.54
04/23/21	388	JPAY DEPOSIT	130331974	000	RHODES, NINA T.	+	\$25.00	\$32.54
04/23/21	407	JPAY MEDIA W/D	000098222256	000		-	\$1.06	\$31.48
04/24/21	049	CANTEEN SALES	21620210423	000		-	\$6.84	\$24.64
04/26/21	049	CANTEEN SALES	21620210425	000		-	\$11.29	\$13.35
04/26/21	101	PROCESSING FEE	WEEKLY DRAW	000		-	\$0.38	\$12.97
04/27/21	049	CANTEEN SALES	21620210426	000		-	\$12.66	\$0.31
04/28/21	264	LIEN PAYMENT	2021041601	000		-	\$0.31	\$0.00
		LEGAL POSTAGE W	- 04/28/2021	2021041601				
04/28/21	264	LEGAL POSTAGE W	2021041602	000		-	\$0.00	\$0.00
		LIEN CREATED	- 04/28/2021	2021041602				
04/28/21	264	LEGAL POSTAGE W	2021041603	000		-	\$0.00	\$0.00
		LIEN CREATED	- 04/28/2021	2021041603				
04/29/21	302	JPAY DEPOSIT	130545332	000	HOLDEN, COURTNEY	+	\$25.00	\$25.00
04/29/21	303	LIEN PAYMENT	042921302161	000		-	\$0.40	\$24.60
		LEGAL POSTAGE L	- 04/28/2021	2021041601				
04/29/21	303	LIEN PAYMENT	042921302161	000		-	\$0.71	\$23.89
		LEGAL POSTAGE L	- 04/28/2021	2021041602				
04/29/21	303	LIEN PAYMENT	042921302161	000		-	\$0.71	\$23.18
		LEGAL POSTAGE L	- 04/28/2021	2021041603				
04/30/21	382	JPAY DEPOSIT	130568145	000	BRASCOMB, VANESSA	+	\$50.00	\$73.18
05/02/21	021	CANTEEN SALES	11320210501	000		-	\$20.91	\$52.27
05/03/21	099	PROCESSING FEE	WEEKLY DRAW	000		-	\$0.34	\$51.93
05/09/21	021	CANTEEN SALES	11320210508	000		-	\$25.45	\$26.48
05/10/21	099	PROCESSING FEE	WEEKLY DRAW	000		-	\$0.25	\$26.23
05/10/21	437	JPAY DEPOSIT	130934918	000	RHODES, NINA T.	+	\$100.00	\$126.23
05/11/21	248	GOVERNMENT CHEC	404421778051	000	EIP 3	+	\$1,400.00	\$1,526.23
05/11/21	317	PROCESSING FEE	051121248020	000		-	\$0.50	\$1,525.73
05/11/21	386	JPAY MEDIA W/D	000100046208	000		-	\$10.00	\$1,515.73
05/13/21	017	CANTEEN SALES	11320210512	000		-	\$6.52	\$1,509.21
05/14/21	057	CANTEEN SALES	11320210513	000		-	\$37.30	\$1,471.91
05/16/21	021	CANTEEN SALES	11320210515	000		-	\$22.53	\$1,449.38
05/17/21	101	PROCESSING FEE	WEEKLY DRAW	000		-	\$0.66	\$1,448.72
05/18/21	404	JPAY MEDIA W/D	000100671627	000		-	\$2.00	\$1,446.72
05/21/21	172	JPAY DEPOSIT	131283314	000	RHODES, NINA T.	+	\$100.00	\$1,546.72
05/21/21	178	JPAY DEPOSIT	131303823	000	BRASCOMB, VANESSA	+	\$188.00	\$1,734.72
05/21/21	190	JPAY MEDIA W/D	000100950200	000		-	\$10.00	\$1,724.72
05/22/21	021	CANTEEN SALES	11320210521	000		-	\$20.37	\$1,704.35
05/22/21	190	JPAY MEDIA W/D	000101043819	000		-	\$15.00	\$1,689.35
05/23/21	021	CANTEEN SALES	11320210522	000		-	\$20.70	\$1,668.65
05/24/21	101	PROCESSING FEE	WEEKLY DRAW	000		-	\$0.41	\$1,668.24
05/28/21	021	CANTEEN SALES	11320210527	000		-	\$26.69	\$1,641.55

FLORIDA DEPARTMENT OF CORRECTIONS
TRUST FUND ACCOUNT STATEMENT
FOR: 04/21/2021 - 10/21/2021

ACCT NAME: TANKES, ANTONIO A.
BED: D2103U
PO BOX:

ACCT#: B02208
TYPE: INMATE TRUST

POSTED DATE	NBR	TYPE	REFERENCE NUMBER	FAC	REMITTER/PAYEE	+/-	AMOUNT	BALANCE
05/29/21	021	CANTEEN SALES	11320210528	000		-	\$13.97	\$1,627.58
05/29/21	164	JPAY MEDIA W/D	000101607796	000		-	\$5.00	\$1,622.58
05/31/21	021	CANTEEN SALES	11320210529	000		-	\$9.48	\$1,613.10
05/31/21	109	PROCESSING FEE	WEEKLY DRAW	000		-	\$0.50	\$1,612.60
06/02/21	021	CANTEEN SALES	11320210601	000		-	\$3.19	\$1,609.41
06/02/21	329	JPAY MEDIA W/D	000101896982	000		-	\$15.00	\$1,594.41
06/04/21	021	CANTEEN SALES	11320210603	000		-	\$23.71	\$1,570.70
06/05/21	181	JPAY MEDIA W/D	000102141271	000		-	\$6.00	\$1,564.70
06/07/21	102	PROCESSING FEE	WEEKLY DRAW	000		-	\$0.27	\$1,564.43
06/10/21	214	JPAY MEDIA W/D	000102651967	000		-	\$5.00	\$1,559.43
06/12/21	021	CANTEEN SALES	11320210611	000		-	\$27.10	\$1,532.33
06/14/21	102	PROCESSING FEE	WEEKLY DRAW	000		-	\$0.27	\$1,532.06
06/17/21	021	CANTEEN SALES	11320210616	000		-	\$28.13	\$1,503.93
06/19/21	021	CANTEEN SALES	11320210618	000		-	\$35.52	\$1,468.41
06/21/21	101	PROCESSING FEE	WEEKLY DRAW	000		-	\$0.64	\$1,467.77
06/21/21	262	JPAY MEDIA W/D	000103623510	000		-	\$8.00	\$1,459.77
06/24/21	308	JPAY MEDIA W/D	000103889079	000		-	\$6.99	\$1,452.78
06/26/21	021	CANTEEN SALES	11320210625	000		-	\$29.45	\$1,423.33
06/28/21	100	PROCESSING FEE	WEEKLY DRAW	000		-	\$0.29	\$1,423.04
06/29/21	022	CANTEEN SALES	11320210628	000		-	\$28.98	\$1,394.06
07/02/21	226	JPAY MEDIA W/D	000104621955	000		-	\$10.00	\$1,384.06
07/05/21	021	CANTEEN SALES	11320210704	000		-	\$24.65	\$1,359.41
07/05/21	099	PROCESSING FEE	WEEKLY DRAW	000		-	\$0.54	\$1,358.87
07/07/21	021	CANTEEN SALES	11320210706	000		-	\$2.36	\$1,356.51
07/08/21	021	CANTEEN SALES	11320210707	000		-	\$26.91	\$1,329.60
07/11/21	021	CANTEEN SALES	11320210710	000		-	\$23.90	\$1,305.70
07/12/21	099	PROCESSING FEE	WEEKLY DRAW	000		-	\$0.53	\$1,305.17
07/13/21	279	JPAY MEDIA W/D	000105664953	000		-	\$10.00	\$1,295.17
07/16/21	021	CANTEEN SALES	11320210715	000		-	\$51.79	\$1,243.38
07/19/21	101	PROCESSING FEE	WEEKLY DRAW	000		-	\$0.52	\$1,242.86
07/22/21	021	CANTEEN SALES	11320210721	000		-	\$30.31	\$1,212.55
07/26/21	101	PROCESSING FEE	WEEKLY DRAW	000		-	\$0.30	\$1,212.25
07/26/21	235	INDIVIDUAL CHEC	0734488	000	VANESSA BRASCOMB	-	\$1,000.00	\$212.25
07/29/21	021	CANTEEN SALES	11320210728	000		-	\$1.98	\$210.27
07/30/21	198	JPAY MEDIA W/D	000107107304	000		-	\$8.00	\$202.27
08/02/21	099	PROCESSING FEE	WEEKLY DRAW	000		-	\$0.02	\$202.25
08/04/21	021	CANTEEN SALES	11320210803	000		-	\$47.35	\$154.90
08/05/21	265	JPAY MEDIA W/D	000107501801	000		-	\$5.00	\$149.90
08/08/21	021	CANTEEN SALES	11320210807	000		-	\$6.00	\$143.90
08/09/21	100	PROCESSING FEE	WEEKLY DRAW	000		-	\$0.53	\$143.37
08/10/21	021	CANTEEN SALES	11320210809	000		-	\$27.11	\$116.26
08/10/21	262	JPAY MEDIA W/D	000107833263	000		-	\$8.00	\$108.26
08/16/21	097	PROCESSING FEE	WEEKLY DRAW	000		-	\$0.27	\$107.99
08/18/21	019	CANTEEN SALES	11320210817	000		-	\$34.19	\$73.80
08/18/21	303	JPAY MEDIA W/D	000108476770	000		-	\$11.00	\$62.80

FLORIDA DEPARTMENT OF CORRECTIONS
TRUST FUND ACCOUNT STATEMENT
FOR: 04/21/2021 - 10/21/2021

ACCT NAME: TANKES, ANTONIO A.
BED: D2103U
PO BOX:

ACCT#: B02208
TYPE: INMATE TRUST

POSTED DATE	NBR	TYPE	REFERENCE NUMBER	FAC	REMITTER/PAYEE	+/-	AMOUNT	BALANCE
08/21/21	021	CANTEEN SALES	11320210820	000		-	\$41.45	\$21.35
08/23/21	099	PROCESSING FEE	WEEKLY DRAW	000		-	\$0.76	\$20.59
08/28/21	021	CANTEEN SALES	11320210827	000		-	\$17.82	\$2.77
08/30/21	099	PROCESSING FEE	WEEKLY DRAW	000		-	\$0.18	\$2.59
08/31/21	398	JPAY DEPOSIT	134557295	000	BRASCOMB, VANESSA	+	\$42.05	\$44.64
09/04/21	021	CANTEEN SALES	11320210903	000		-	\$25.74	\$18.90
09/06/21	098	PROCESSING FEE	WEEKLY DRAW	000		-	\$0.26	\$18.64
09/09/21	021	CANTEEN SALES	11320210908	000		-	\$13.30	\$5.34
09/11/21	196	JPAY MEDIA W/D	000110502794	000		-	\$1.00	\$4.34
09/13/21	099	PROCESSING FEE	WEEKLY DRAW	000		-	\$0.13	\$4.21
09/14/21	206	JPAY DEPOSIT	135021916	000	BRASCOMB, VANESSA	+	\$20.00	\$24.21
09/17/21	021	CANTEEN SALES	11320210916	000		-	\$11.46	\$12.75
09/17/21	269	JPAY MEDIA W/D	000110966520	000		-	\$2.00	\$10.75
09/19/21	021	CANTEEN SALES	11320210918	000		-	\$7.59	\$3.16
09/20/21	101	PROCESSING FEE	WEEKLY DRAW	000		-	\$0.19	\$2.97
09/20/21	295	JPAY DEPOSIT	135194204	000	BRASCOMB, VANESSA	+	\$50.00	\$52.97
09/26/21	021	CANTEEN SALES	11320210925	000		-	\$20.72	\$32.25
09/27/21	099	PROCESSING FEE	WEEKLY DRAW	000		-	\$0.21	\$32.04
10/02/21	019	CANTEEN SALES	11320211001	000		-	\$25.86	\$6.18
10/04/21	102	PROCESSING FEE	WEEKLY DRAW	000		-	\$0.26	\$5.92
10/09/21	155	JPAY MEDIA W/D	000112906107	000		-	\$3.00	\$2.92
10/10/21	118	JPAY DEPOSIT	135835590	000	BRASCOMB, VANESSA	+	\$25.00	\$27.92
10/16/21	021	CANTEEN SALES	11320211015	000		-	\$26.68	\$1.24
10/18/21	101	PROCESSING FEE	WEEKLY DRAW	000		-	\$0.27	\$0.97

ENDING BALANCE 10/21/21

\$0.97