

21-6588

IN THE SUPREME COURT OF THE UNITED STATES

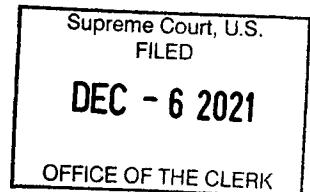
ORIGINAL

petitioner, Amy Bishop Anderson v respondent, Warden Wright

ON PETITION FOR WRIT OF CERTIORARI TO THE ELEVENTH CIRCUIT COURT OF APPEALS

appeal number 21-10593-H

district court docket # 5:18-cv-00971-MHH-SGC



MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

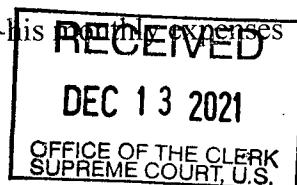
I humbly approach this Honorable Court with a motion to proceed *in forma pauperis*, and pray that this Honorable Court grants this motion. I am sending this Motion for *In Forma Pauperis* (with affidavit in support of *in forma pauperis*-in compliance with Rule 39) with my petition for Writ of Certiorari. The reasons I offer for allowing me to proceed *in forma pauperis* are as follows:

Reason 1. I, pro se petitioner, Amy Bishop Anderson, have been granted *in forma pauperis* (IFP) through the trial, direct appeals, postconviction process and District Court. After my *in forma pauperis* (and court appointed attorney) trial and direct appeal, I submitted a timely pro se R32, after which I received *in forma pauperis* status (and a court appointed attorney) onward to the Alabama Court of Criminal Appeals (ACCA) and onward to the Alabama Supreme Court (AlS.Ct). I also received *in forma pauperis* status at the District Court level with my pro se 2254 habeas corpus.

Reason 2. I was the breadwinner and as such, with my incarceration, my family has been, and is in economic distress, rendering my husband unable to assist me financially. My husband is unable and does not support me in any way-and our communications are sporadic. My husband is a locksmith working for \$15/hour with sporadic hours and does not make enough to support the family-his monthly expenses

Amy Bishop Anderson In Forma Pauperis

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exceed his monthly salary (see affidavit in support of in forma pauperis). He is also struggling to assist my children with their mounting college debt, so that they may continue with their college education. My husband and children reside in their only residence which is falling down around their ears from lack of funding for repairs and maintenance. My husband has one used car that he has to repair often to keep on the road so that he may keep his job, which requires a lot of miles on the road to fix clients' locks.

**Reason 3.** I am still indigent for the purposes of the docketing fee and other fees, and attorneys fees (please see motion for appointment of attorney enclosed). I still receive on average \$45/month for store (stamps, envelopes, deodorant, etc.; for healthcare co-pays for any allergy flares etc.). However, for the past year now, I pay for phone calls rather than my family paying for them, and so, I also receive a variable amount every three months to call my children, husband, my mother etc. (please see certified statement of prison accounts and affidavit in support of in forma pauperis).

**Reason 4.** Petitioner is, and has been, pro se, incarcerated and working in an unpaid library position.

**Reason 5:** The District Court should have given me a chance to respond to their changing my status from proceeding in forma pauperis to non. I received IFP at the District Court and submitted my 2254 petition for habeas corpus. The District Court, in its Memorandum (doc 32-1-appendix E), denied my petition as non meritorious, declined to issue Certificate of Appealability (CoA), but *did not deny my IFP*. I sent a timely request for CoA with a 59(e) (doc 36) to the District Court. The District Court then, in its 59(e)/CoA denial (doc 45-1-app.D), denied issuance of IFP, without notice of pending change in status, and without giving me a chance to respond.

And so, the following caselaw applies:[quoted from FRAP] "...magistrate could have given

plaintiffs opportunity to amend their motion [in forma pauperis] before dismissing plaintiff's case. ...case was remanded to magistrate for reconsideration of plaintiff's request to proceed in forma pauperis on appeal." Madura v Lakebridge Condo;ass'n 2009 US Dist. LEXIS 56680 (MD Fla 2009). And [quoted from FRAP] "In cases where appellant was authorized to proceed in forma pauperis in district court, district judge, who, after receiving notice of appeal, doubts that it is in good faith, should, before yanking appellant's in forma pauperis status, notify appellant of impending change of status and give him opportunity to submit statement of his grounds for appealing." Celske v Edwards, 164 F.3d 396, 42 Fed.R.Serv.3d (Callaghan)913 (7<sup>th</sup> Circ 1999).

**Reason 6:** The District Court denial CoA/59(e) (doc 45-1) denied my IFP and stated that my claims were *not taken in good faith*-which is not true. Again, I was granted IFP for my habeas to District Court. The District Court, in its Memorandum and Opinion (doc 32-1) did *not* state my claims were in bad faith, and did *not* deny my IFP.

It is untrue that my claims are *not taken in good faith*, as my claims are truthful, warrant relief, and are verified by the evidence I provide in the brief, by the witnesses I list, and records and their locations I cite. I also cite the salient Constitutional violations and Federal caselaw (with quotes) that support my claims, with a discussion of the previous court's adjudication in error of fact and law. I am an incarcerated, pro se litigant who has been (for years) pursuing my claims thusly, with due diligence in good faith.

My claims in my petition to the District Court, and application of CoA(app.G) to the 11 Circ Ct, warrant relief and have been argued with supporting evidence, caselaw and Constitutional Violations, with a discussion of the previous court's adjudication in error of fact and law. Therefore, certainly my claims are *not in bad faith* i.e. not [quote from FRAP] "conclusory, vague and unsubstantiated claims...Spearman v Collins 500 Fed. Appx. 742 (10<sup>th</sup> Cir. 2012)" as were the petitioner's claims in his

petition in this case, which resulted in denial of his motion for IFP..

Here it is below-the summary of my claims as presented to the District Court and as presented to the 11th Circuit Court (this list was included *within* the IFP to 11th Circuit Court) to demonstrate that my claims were taken in good faith.

List of Claims (pp#s of my claims taken from Application for CoA to the 11th Circuit-app. G, which were taken *wholesale* from the 59(e)/CoA to the District Court (doc 36), and drawn directly from my claims in my doc 1-1 habeas). To demonstrate that my claims have merit, and so, are taken in good faith, I have listed my first claims in detail to illustrate the complexity of the issues and the nature of trial errors. The below list of the many claims with subclaims, each have a quick summary of the non harmless errors, each with extensive evidence and caselaw to demonstrate errors, with a discussion of the errors of fact and law in the Alabama Court of Criminal Appeals-ACCA's (8-41) and District Court's (doc 32) denial of my claims as non meritorious. This is followed by a list of the remainder of my claims with subclaims that were argued with the same rigor.

In regards to my requesting an evidentiary hearing-pp4

Discussion of two standards warranting habeas relief-pp5,6. I discuss 2 standards granting habeas relief with appropriate caselaw. Here I discuss the non address of cumulative error by the ACCA (doc 8-41) and the District Court's (doc 32-1) erroneous statement that my errors were harmless and so could *not* accumulate. I assert that, according to caselaw, *harmless* errors accumulating to result in a non harmless cumulative error is the definition of cumulative error, and in my case my *non harmless* errors would certainly result in cumulative non harmless error. I illustrate the many trial errors that accumulated between claims and within claims resulting in cumulative error, which was not addressed at all by the ACCA (8-41) and addressed erroneously by the District Court (doc 32).

**A. Ineffective Assistance of Counsel -pp7-10.** I discuss two prongs of Strickland Violation and the Court's erroneous misapplication of Strickland as standard of relief in the ACCA (doc 8-41) as well

as in the District Court's (doc 32, 45-1). In both denials, the courts erroneously, in a proforma way, stated that my IAC claim did not fulfill Strickland level IAC and so the entirety of my claim **A:IAC I** build a case for Strickland level IAC and point to both courts (ACCA doc 8-41 & District Court doc 32) pro forma application of Strickland as being erroneous, and an unreasonable application of Strickland. In my claims I used specific quotes and pp# of errors in both opinions (ACCA & District Court) for clarity, as well as evidence of Strickland level IAC (Trial Transcript quotes, Case Action Summary quotes etc.) with corresponding caselaw. This inclusion of evidence and caselaw quotes is necessary, and has been done with all claims to point to all errors in both opinions.

Cumulative error-p10 the District Court (doc 32) held that cumulative error can not be cited for IAC claims. Here I cite caselaw that states one can claim cumulative error within IAC claims and I discuss the caselaw.

**A1.IAC-specific intent is essential element of my charges**-pp10-12, I discuss how specific intent is essential element of my charges and quote from Michie's AL Crim Code and caselaw to establish necessary ground work to dispute the ACCA (doc 8-41) and District Court's (doc 32) error of fact and law that non instruction of intent, and non proof of intent was harmless error.

**A1 IAC failure to provide meaningful adversarial testing** **subclaim 1 failure to subject** pp12-18. Throughout the entirety of Claim **A** instances of IAC are detailed to refute the assertion that my claim of IAC was not Strickland level IAC, as erroneously alleged by the Court (doc 32), and that this assertion by the Court is an unreasonable application of Strickland, and I illustrate this with my attorneys' failure to subject case to adversarial testing, where my attorneys did not demand or question the wholly circumstantial proof of intent.

p10-I cite the Case Action Summary (CAS) where it shows my capital charge was disposed of by conviction.

p13-discussed District Court's (doc 32) adjudication error where court stated plea removes state burden

to prove all elements of crime. I cite and quote caselaw that, even with a plea, there exists state burden to prove all essential elements (particularly specific intent essential to my charge).

pp14-16- quoted from Trial Transcript (TT) where correct instruction of intent is interspersed with incorrect instruction on intent, as well as whether my trial (as are all trials) was an adversarial process (yes, as correctly stated by the DA, while my attorneys stated, incorrectly, that it was not).

pp17,18-caselaw illustrating that *consistent* jury instructions on specific intent are essential for a fair trial as well as a discussion of Constitutional violations.

p18-Beck Violation-where chance of acquittal of capital due to non proof of essential element is nil, without offering the jury instructions on lesser included charges.

**A IAC; 1 Failure to provide meaningful adversarial testing, subclaim (2) failure to object to the imbuing husband and precrime activities with intent** -pp 18-23. Throughout the entirety of Claim A instances of IAC are detailed to refute the assertion that my claim of IAC was *not* a violation of Strickland, as erroneously alleged by the Court (doc 32), and that this assertion by the Court is an unreasonable application of Strickland. I lay the groundwork to demonstrate IAC by my attorneys' failure to object. I address the Court's (doc 32-1) erroneous assertion that my precrime activities proved intent. I address the fact that my precrime activities were part of my normal activities and so do not prove intent, and I re-enforce the IAC claim and my objection to the pro forma application of Strickland by the ACCA (doc 8-41) and the District Court (doc 32) by illustrating my attorneys not objecting to the DA imbuing my normal activities with intent, and illustrating that my own attorneys imbued my normal day to day activities with intent.

pp 19-21 I quote Trial Trial transcript demonstrating my attorneys not objecting to the DA imbuing intent on normal day to day activities, as well as my attorneys imbuing intent on my day to day normal precrime activities.

pp22,23 I cite what Constitutional errors have resulted, as well as quoting caselaw misused or over

looked by the ACCA (8-41) and Court (doc 32), about IAC, failure to object, and wafting innuendo into the court room.

**A IAC; 1 Failure to provide meaningful adversarial testing; subclaim (3) failure to investigate-competence/steroid psychosis:-pp23-37.** Here, again, I address the Courts and the ACCA's unreasonable application of Strickland in the face above the above IAC claims, as well as the abandonment of my steroid psychosis defense, the only defense available to me, that would abrogate intent. And I address the Court's overlooking this Hinton Violation, which is a reversible error.

p23,24 where I state that both the ACCA (doc 8-41) and the District Court (doc 32) erroneously asserted that I was found competent at the time of the crime. To address this error I cite Trial Transcript (TT) quotes. I illustrate in same TT that nowhere in the trial transcript was it stated that I was competent at the time of the crime. Also I illustrate further on in TT that it was my *attorneys* who stated that I was competent to *accept the plea*.

Here District Court (doc 32) erroneously stated that my attorney garnered sufficient number of experts, citing the caselaw of Ake and Dusky. I respond that in light of ample evidence of lifelong allergies and steroid use, the steroid expert (abandoned because he wanted up front funds) was necessary and my only defense. Here, also I address the Court's (doc 32) erroneous statement that because the mechanism of steroid psychosis are still being elucidated by the medical community it is not a viable defense. I assert that end result of steroid psychosis is psychosis (well established in the medical literature) and below I cite caselaw where it has been used to abrogate intent with voluntary/involuntary intoxication.

p25 the Court (doc 32), in error of law, stated that because, in a case involving a complicated multi day art theft, the jury rejected steroid psychosis defense, the defense was not viable. I contrasted this case with my crime, which was thirty seconds of mindless tragedy, and indicated that the steroid defense was appropriate to my case, and that not presenting a defense because jury may reject it is not an adversarial

approach to the trial.

p26,27 I provide names and addresses of hospitals and doctors to give evidence of my lifelong allergies and my necessary steroid use that exacerbated/caused my mental health symptoms. I provide the allergist's name that discovered that I was allergic to agents in my lab, and that my increased labwork in anticipation of tenure was causing the exacerbation of my allergies with increased concomitant steroid use and blackouts/mental health symptoms.

p24,25-I discuss the Court's citation of an internet site on steroid psychosis, and I quote from Merk Manual (very old copy in library) indicating that allergy(eosinophilia) /steroid psychosis is a real illness with psychosis as an end result. I discuss that because the Court could cite the internet, that so could have my lawyers at the time of my trial.

p28-I discuss one of my allergist stated that he had a patient who suffered from allergy/steroid psychosis who had to be committed.

pp28-37 I discuss how, in light of evidence of lifelong allergies/steroid use, my mental health diagnosis, the steroids found in my bag at the police station, all indicated the need for a steroid psychosis expert, despite District Court's assertion that the inappropriate expert I had was sufficient. Presentation of steroid psychosis would have, for the jury, abrogated intent (here I quote from my R32 doc 8-33) all to point that the District Court was in error in determining that the inappropriate expert that was garnered was sufficient. I discuss the ACCA (doc 8-41) and the District Court (doc 32) erroneous citation of Dusky and quote from Dusky that the expert needs to be *appropriate* to mount a defense for the indigent defendant. I address, again, that my attorney, in light of abandoning the appropriate expert, because the expert wanted up front funds, as in Hinton, exhibited Strickland level IAC, as it was determined to be in Hinton, and as such the proforma application of Strickland by the ACCA (8-41) and District Court (doc 32) was an unreasonable application of Strickland and in error. I argue the below listed claims with the same rigor as the listed claims above.

**A.2. Counsel Did Not Move to Withdraw the Guilty Plea**-pp37-38

**B. Involuntary Guilty Plea Claims**-p40

**B.1. Sentencing Court Misstated Applicable Sentences and Other Defects** -pp42-46

**B.2. Pretrial Stressors Anderson's Coerced Guilty Plea -pretrial conditions** -pp46-50

**B.2. Pretrial publicity** -pp50-55

**B.3. Lack of Expert in Steroid Psychosis/competence** -pp55-57

**D. Lack of Defenses Based on Insanity and Involuntary Intoxication** -p60

Throughout all my claims I build the case for Strickland violation and for cumulative error within claims and between claims, resulting in the conviction of one who is innocent of the charges (each requiring the essential element of specific intent) resulting in manifest injustice, miscarriage of justice. This argument is a global response to the erroneous assumption of the ACCA (doc 8-41) and the District Court (doc 32) that my errors were harmless, and the erroneous assumption of the District Court (doc 32) that harmless errors can not lead to cumulative error, when in fact, that is the definition of cumulative error (an accumulation of harmless errors).

**Reason 7: The standards for awarding a forma pauperis are not as rigorous as those used for a merits determination.** The District Court, in its denial of 59(e) and CoA (doc 45-1) tacked on denial of IFP after a merits determination, which is not allowed for evaluation of IFP. [quoted from FRAP] “Finding that the plaintiff's appeal does not present substantial question for purposes of pretrial transcript is *not inconsistent* with approval of plaintiff's application to appeal in forma pauperis because the standards are not equivalent.” Linden v Harper & Row, Inc., 467 F. Supp 556 (S.D.N.Y.1979).” [italics mine]

And [quote from FRAP] “ Lack of 'good faith' ... is not shown by mere fact that appeal lacks merit, but rather by fact that issues raised are so frivolous that appeal would be dismissed...Brown v Booker 622 F.Supp 993 (E.D.V. 1985) dismissed without op., 790 F.2d 83 (4<sup>th</sup> Circ.1986).” None of my

claims (certainly not claims **A,B**) in my petition are frivolous and the District Court in doc (45) denial of 59(e) CoA-appD did *not* state my claims were frivolous. Although frivolity was *not* mentioned by the District Court in regards to my petition, I will still quote a case where some claims of the petition were not frivolous, and so the petitioner was awarded IFP. [quote from FRAP] "...her appeal was not entirely frivolous and she could proceed in forma pauperis on appeal. Johnson v Bernstein 547 Fed Appx 412 (5<sup>th</sup> Circ)."

**Reason 8:** Although the 11th Circuit Court stated that my IFP was *moot*, I did fulfill the requirements for presentation of my claims within the IFP to the 11th Circuit. Although, upon the 11th Circuit denial of CoA-app C & 11th Circ denial of reconsideration-appB, my IFP was declared as *moot*, I did fulfill the requirements to receive IFP from the 11th Circuit. This pro se petitioner, in my original IFP sent to the 11th Circuit Court, listed my claims in the affidavit of hardship, and discussed my claims as taken in good faith, as well as including, in same mailing, the application of CoA (app.G) to demonstrate that my claims were taken in good faith. Case law (quoted below) has indicated that this should be sufficient explanation of my claims *within* my IFP to not be disqualified from receiving IFP. I fulfilled requirements in accordance of FRAP Rule 24 [quoted from FRAP] "Indigent litigant who wishes to appeal in forma pauperis is required under Rule 24 to not only show his inability to pay fees and costs, but also 'even in halting fashion with limitations of expression...must assert the trial errors he claims were committed.' " Zbylut v Red Star Marine Services, Inc., 443 F. Supp 921 (S.D.N.Y.) rev'd 591 F.2d 1333 (2<sup>nd</sup> Circ 1978) [single quotes from caselaw cited]. And [quoted from FRAP] stated : "Appellate court declined to dismiss appeal of order...courts are instructed to construe filings of pro se litigants liberally..." Maxwell v Stanley Works, Inc., 262 Fed. Appx. 267 (Fed. Cir. 2008).

**Final statement.** Justice Marshall, in a dissenting opinion (along with Justices Stevens and Blackmun)

states that assaying IFP for frivolity targets indigent petitioners, as paying petitioners do not have to go through this initial analysis for frivolity before having their claims adjudicated on the merits. In the words of Justice Marshall (114 L.Ed. 2d. 15, 111 S.Ct. 1572) :"...Under the amendment adopted today, an indigent litigant may be denied a disposition on the merits of a petition for certiorari...following a determination that the filing is 'frivolous or malicious.' ...This Court once had a great tradition. 'All men and women are entitled to their day in Court.' ...That guarantee has now been conditioned on monetary worth. It now will read: 'All men and women are entitled to their day in Court only if they have the means and the money.'"

**Reason 8:** The ends of justice would be served by allowing this pro se, incarcerated petitioner to proceed in forma pauperis, in petitioning for Writ of Certiorari for issuance of CoA, to enable her to have access to the Courts to appeal her Capital Case with Life Without Parole sentence.

For the above reasons, I humbly pray this Honorable Supreme Court of the United States please grant me, in forma pauperis status, so that I may have access to the Courts and an opportunity to present my petition for issuance of Writ of Certiorari. Thank you.

Respectfully submitted this day,

*Amy Bishop Anderson*

Amy Bishop Anderson  
Dorm I AIS # 285692  
Tutwiler Prison for Women  
8966 US Highway 231N, Wetumpka AL 36092

Sworn to and subscribed before me this 6<sup>th</sup>, day  
of December, 2021.  
Notary Public of Alabama *Patricia E. Ellms*  
My commission expires 5-4-2022

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

I, Amy Bishop Anderson, 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.

*My husband does not support me and is in sporadic communication with me*

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 <i>15 hrs per week &lt; 30 hrs/ wk</i>	\$ <u>0</u>	\$ <u>1800</u>	\$ <u>0</u>	\$ <u>1800</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>Prison</u>	\$ <u>60</u>	\$ <u>0</u>	\$ <u>60</u>	\$ <u>0</u>
<i>Stove &amp; electric ~45 store + 15 phone = ~60</i>				
<b>Total monthly income:</b>	<b>\$ <u>60</u></b>	<b>\$ <u>1800</u></b>	<b>\$ <u>60</u></b>	<b>\$ <u>1800</u></b>

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
Tutwiler Prison Library	Tutwiler Prison 8766 US Highway 231 N Wetumpka, AL 36092	2012 to present	\$ 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
Self employed	home and on the road	2019 - present	\$ ~1800
			\$
			\$

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
NA	\$	\$
	\$	\$
	\$	\$

5. List the assets, and their values, which you own or your spouse owns. Do not list clothing and ordinary household furnishings.

*Only residence for spouse and children*

Home in need of significant repairs  Other real estate

Value ~ 150,000

Value .....

Motor Vehicle #1

Year, make & model Utility Van, 1990

Value Unknown

Motor Vehicle #2

Year, make & model .....

Value .....

Other assets

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	Amount owed to you	Amount owed to your spouse
none	\$ _____	\$ _____
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____

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
Lily Anderson	daughter	20s
Thea Anderson	daughter	20s
Phaedra Anderson	daughter	20s

for housing and support and help with college

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	\$ mortgage yes amt unkown
Are real estate taxes included? <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> unkown		
Is property insurance included? <input type="checkbox"/> Yes <input type="checkbox"/> No		
Utilities (electricity, heating fuel, water, sewer, and telephone)	\$ 0	\$ ~600
Home maintenance (repairs and upkeep)	\$ 0	\$ ~300
Food	\$ 0	\$ ~800
Clothing	\$ 0	\$ 0
Laundry and dry-cleaning	\$ 0	\$ 0
Medical and dental expenses	\$ 0	\$ 200
		copay + prescriptions not included in insurance

	You	Your spouse gas-job on the road
Transportation (not including motor vehicle payments)	\$ <input type="text"/>	\$ 150
Recreation, entertainment, newspapers, magazines, etc.	\$ <input type="text"/>	\$ <input type="text"/>
Insurance (not deducted from wages or included in mortgage payments)		
<u>Homeowner's or renter's</u>	\$ <input type="text"/>	\$ unknown
Life	\$ <input type="text"/>	\$ unknown
Health	\$ <input type="text"/>	\$ 500
Motor Vehicle	\$ <input type="text"/>	\$ unknown
Other: _____	\$ <input type="text"/>	\$ <input type="text"/>
Taxes (not deducted from wages or included in mortgage payments)		
(specify): _____	\$ <input type="text"/>	\$ unknown
Installment payments		
Motor Vehicle	\$ <input type="text"/>	\$ unknown
Credit card(s)	\$ <input type="text"/>	\$ unknown
Department store(s)	\$ <input type="text"/>	\$ unknown
Other: _____	\$ <input type="text"/>	\$ unknown
Alimony, maintenance, and support paid to others	\$ <input type="text"/>	\$ 0
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ <input type="text"/>	\$ ~200 van upkeep equipment
Other (specify): _____	\$ <input type="text"/>	\$ unknown
<b>Total monthly expenses:</b>	\$ <input type="text"/>	\$ >2750

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.

Please see Motion to proceed in forma pauperis

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

Executed on: \_\_\_\_\_, 20\_\_\_\_

Swear to and subscribed before me this 10<sup>th</sup> day

November

2021

Notary Public of Alabama

My commission expires

Patricia Ellis

5-4-2022

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Amy Bishop Anderson  
(Signature)

## CLARIFICATION OF CERTIFIED INMATE ACCOUNT

*Well before* the 6 month period of my *certified printout of inmate account* I received ~\$300 from my friend for phone. My friend made it clear that this amount of deposit to my account was a *one time* thing for my family crisis at the time-to enable me to make all the phone calls I needed to. I have been frugal with it for the past six months, hence my balance at the beginning of this period that has decreased over time to the final balance, as of this certified inmate account date of 11/29/21 of \$29.66, even less at this present date of 12/3/21.

I have underlined in pencil on the *certified printout of my inmate account*, each deposit made in the 6 month period covered by the printout and my final balance of \$29.66. Note on the certified printout that numbers within parenthesis are my expenditures on store or phone, and the numbers *not* in parenthesis are the amounts deposited to my account.

Below, is the average \$ deposit every month for the past 6 months. This rate of deposit listed below, reflects the rate of deposit for the foreseeable future.

MONTH	AMOUNT DEPOSITED \$
JUNE	0
JULY	0
AUGUST	50
SEPTEMBER	90
OCTOBER	0
NOVEMBER	65
AVERAGE MONTHLY DEPOSIT	68

## Alabama Department of Corrections

ITF020

All Transactions for Inmate 00285694 from Tutwiler Prison for Women  
Using a Date Range of 06/01/2021 to 12/01/2021

Transaction Type	Inmate	Transaction Date	Ref Number	Inmate Amount	Ending Inmate Balance	Escrow Payment	Ending Escrow Balance	Net Pay Check Amount	Payee
Canteen Purchase	00285694 - ANDERSON, AMY BISHOP	06/01/2021	11830119	(\$10.43)	\$248.78	\$0.00	\$0.00	\$0.00	
Canteen Purchase	00285694 - ANDERSON, AMY BISHOP	06/08/2021	11850994	(\$17.63)	\$231.15	\$0.00	\$0.00	\$0.00	
Canteen Purchase	00285694 - ANDERSON, AMY BISHOP	06/14/2021	11869567	(\$9.04)	\$222.11	\$0.00	\$0.00	\$0.00	
Inmate Miscellaneous Bill	00285694 - ANDERSON, AMY BISHOP	05/04/2021	Ck# 8152	\$5.00	\$227.11	\$0.00	\$0.00	\$0.00	United States Court of Appeals for the Eleventh Circuit
		06/15/2021							
Phone Minutes Purchase	00285694 - ANDERSON, AMY BISHOP	06/17/2021		(\$10.00)	\$217.11	\$0.00	\$0.00	\$0.00	
Canteen Purchase	00285694 - ANDERSON, AMY BISHOP	06/21/2021	11888552	(\$13.50)	\$203.61	\$0.00	\$0.00	\$0.00	
Phone Minutes Purchase	00285694 - ANDERSON, AMY BISHOP	06/25/2021		(\$10.00)	\$193.61	\$0.00	\$0.00	\$0.00	
Canteen Purchase	00285694 - ANDERSON, AMY BISHOP	06/28/2021	11912714	(\$13.40)	\$180.21	\$0.00	\$0.00	\$0.00	
Canteen Purchase	00285694 - ANDERSON, AMY BISHOP	07/06/2021	11933862	(\$11.48)	\$168.73	\$0.00	\$0.00	\$0.00	
Phone Minutes Purchase	00285694 - ANDERSON, AMY BISHOP	07/07/2021		(\$10.00)	\$158.73	\$0.00	\$0.00	\$0.00	
Canteen Purchase	00285694 - ANDERSON, AMY BISHOP	07/12/2021	11953659	(\$16.51)	\$142.22	\$0.00	\$0.00	\$0.00	
Canteen Purchase	00285694 - ANDERSON, AMY BISHOP	07/19/2021	11975034	(\$12.15)	\$130.07	\$0.00	\$0.00	\$0.00	
Phone Minutes Purchase	00285694 - ANDERSON, AMY BISHOP	07/22/2021		(\$10.00)	\$120.07	\$0.00	\$0.00	\$0.00	
Canteen Purchase	00285694 - ANDERSON, AMY BISHOP	07/26/2021	11993863	(\$10.13)	\$109.94	\$0.00	\$0.00	\$0.00	
Phone Minutes Purchase	00285694 - ANDERSON, AMY BISHOP	08/02/2021		(\$10.00)	\$99.94	\$0.00	\$0.00	\$0.00	
Canteen Purchase	00285694 - ANDERSON, AMY BISHOP	08/02/2021	12020397	(\$17.64)	\$82.30	\$0.00	\$0.00	\$0.00	
EP-Keefe	00285694 - ANDERSON, AMY BISHOP	08/03/2021	65921589	\$50.00	\$132.30	\$0.00	\$0.00	\$0.00	Sinaguglia Mary Ann
		08/04/2021							
Canteen Purchase	00285694 - ANDERSON, AMY BISHOP	08/09/2021	12045271	(\$13.97)	\$118.33	\$0.00	\$0.00	\$0.00	
Phone Minutes Purchase	00285694 - ANDERSON, AMY BISHOP	08/13/2021		(\$10.00)	\$108.33	\$0.00	\$0.00	\$0.00	
Canteen Purchase	00285694 - ANDERSON, AMY BISHOP	08/16/2021	12066713	(\$16.32)	\$92.01	\$0.00	\$0.00	\$0.00	
Canteen Purchase	00285694 - ANDERSON, AMY BISHOP	08/23/2021	12086822	(\$13.54)	\$78.47	\$0.00	\$0.00	\$0.00	
Phone Minutes Purchase	00285694 - ANDERSON, AMY BISHOP	08/26/2021		(\$10.00)	\$68.47	\$0.00	\$0.00	\$0.00	
Canteen Purchase	00285694 - ANDERSON, AMY BISHOP	08/30/2021	12106679	(\$19.08)	\$49.39	\$0.00	\$0.00	\$0.00	
Canteen Purchase	00285694 - ANDERSON, AMY BISHOP	09/07/2021	12128252	(\$14.03)	\$35.36	\$0.00	\$0.00	\$0.00	
EP-Keefe	00285694 - ANDERSON, AMY BISHOP	09/07/2021	61669174	\$100.00	\$135.36	\$0.00	\$0.00	\$0.00	Dinsmoor Robert S
Phone Minutes Purchase	00285694 - ANDERSON, AMY BISHOP	09/09/2021		(\$10.00)	\$125.36	\$0.00	\$0.00	\$0.00	
Canteen Purchase	00285694 - ANDERSON, AMY BISHOP	09/13/2021	12147227	(\$13.54)	\$111.82	\$0.00	\$0.00	\$0.00	
Canteen Purchase	00285694 - ANDERSON, AMY BISHOP	09/20/2021	12167796	(\$13.23)	\$98.59	\$0.00	\$0.00	\$0.00	
EP-Keefe	00285694 - ANDERSON, AMY BISHOP	09/25/2021	62163399	\$90.00	\$188.59	\$0.00	\$0.00	\$0.00	Sinaguglia Mary Ann
Canteen Purchase	00285694 - ANDERSON, AMY BISHOP	09/27/2021	12188320	(\$19.44)	\$169.15	\$0.00	\$0.00	\$0.00	
Phone Minutes Purchase	00285694 - ANDERSON, AMY BISHOP	10/01/2021		(\$10.00)	\$159.15	\$0.00	\$0.00	\$0.00	
Canteen Purchase	00285694 - ANDERSON, AMY BISHOP	10/04/2021	12206697	(\$17.95)	\$141.20	\$0.00	\$0.00	\$0.00	
Canteen Purchase	00285694 - ANDERSON, AMY BISHOP	10/12/2021	12230211	(\$14.79)	\$126.41	\$0.00	\$0.00	\$0.00	

## Alabama Department of Corrections

ITF020

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 Using a Date Range of 06/01/2021 to 12/01/2021

Transaction Type	Inmate	Transaction Date	Ref Number	Inmate Amount	Ending Inmate Balance	Escrow Payment	Ending Escrow Balance	Net Pay Check Amount	Payee
Canteen Purchase	00285694 - ANDERSON, AMY BISHOP	10/18/2021	12246725	(\$12.74)	\$113.67	\$0.00	\$0.00	\$0.00	
Phone Minutes Purchase	00285694 - ANDERSON, AMY BISHOP	10/18/2021		(\$10.00)	\$103.67	\$0.00	\$0.00	\$0.00	
Canteen Purchase	00285694 - ANDERSON, AMY BISHOP	10/25/2021	12275436	(\$23.26)	\$80.41	\$0.00	\$0.00	\$0.00	
Canteen Purchase	00285694 - ANDERSON, AMY BISHOP	11/01/2021	12293547	(\$16.95)	\$63.46	\$0.00	\$0.00	\$0.00	
Phone Minutes Purchase	00285694 - ANDERSON, AMY BISHOP	11/01/2021		(\$10.00)	\$53.46	\$0.00	\$0.00	\$0.00	
Canteen Purchase	00285694 - ANDERSON, AMY BISHOP	11/08/2021	12313466	(\$11.40)	\$42.06	\$0.00	\$0.00	\$0.00	
Canteen Purchase	00285694 - ANDERSON, AMY BISHOP	11/15/2021	12332303	(\$19.72)	\$22.34	\$0.00	\$0.00	\$0.00	
Phone Minutes Purchase	00285694 - ANDERSON, AMY BISHOP	11/15/2021		(\$10.00)	\$12.34	\$0.00	\$0.00	\$0.00	
EP-Keefe	00285694 - ANDERSON, AMY BISHOP	11/17/2021	<u>67830149</u>	\$65.00	\$77.34	\$0.00	\$0.00	\$0.00	Sinaguglia Mary Ann
Phone Minutes Purchase	00285694 - ANDERSON, AMY BISHOP	11/22/2021		(\$10.00)	\$67.34	\$0.00	\$0.00	\$0.00	
Canteen Purchase	00285694 - ANDERSON, AMY BISHOP	11/22/2021	12353428	(\$14.63)	\$52.71	\$0.00	\$0.00	\$0.00	
Standard Withdrawal	00285694 - ANDERSON, AMY BISHOP	11/24/2021	Ck# 8900	(\$7.50)	\$45.21	\$0.00	\$0.00	\$0.00	Domino's
Canteen Purchase	00285694 - ANDERSON, AMY BISHOP	11/29/2021	12369512	(\$15.55)	\$29.66	\$0.00	\$0.00	\$0.00	
				(\$229.55)		\$0.00		\$0.00	



12/1/2021