

No. \_\_\_\_\_

**21 - 6613**

IN THE

SUPREME COURT OF THE UNITED STATES

DEANDRE + CONSTANCE F. RUSSELL  
(Your Name) PETITIONER

**ORIGINAL**

VS.  
UNITED STATES / ST. OF ALABAMA  
RESPONDENT(S)

**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):

U.S. Court of Appeals for the Eleventh Circuit  
CASE # 20-11747 HH

☐ 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: \_\_\_\_\_

\_\_\_\_\_, or

☐ a copy of the order of appointment is appended.

Constance F. Russell  
(Signature)

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

I, DEANDRE + CONSTANCE F. RUSSELL, 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	\$ _____	\$ _____	\$ _____	\$ _____
Self-employment	(AVERG.) \$ <u>2200.00</u>	\$ <u>350.00</u>	\$ <u>SAME</u>	\$ <u>SAME</u>
Income from real property (such as rental income)	\$ <u>N/A-0</u>	\$ <u>-0-</u>	\$ <u>-0-</u>	\$ <u>-0-</u>
Interest and dividends	\$ <u>N/A-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>N/A-0</u>	\$ <u>-0-</u>	\$ <u>-0-</u>	\$ <u>-0-</u>
Child Support	\$ <u>N/A-0</u>	\$ <u>-0-</u>	\$ <u>-0-</u>	\$ <u>-0-</u>
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>N/A-0</u>	\$ <u>-0-</u>	\$ <u>-0-</u>	\$ <u>-0-</u>
Disability (such as social security, insurance payments)	\$ <u>N/A-0</u>	\$ <u>-0-</u>	\$ <u>-0-</u>	\$ <u>-0-</u>
Unemployment payments	\$ <u>N/A-0</u>	\$ <u>-0-</u>	\$ <u>-0-</u>	\$ <u>-0-</u>
Public-assistance (such as welfare)	\$ <u>N/A-0</u>	\$ <u>-0-</u>	\$ <u>-0-</u>	\$ <u>-0-</u>
Other (specify): _____	\$ _____	\$ _____	\$ _____	\$ _____
<b>Total monthly income:</b>	\$ <u>2200.00</u>	\$ <u>350.00</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>Self-Employed</u>	<u>4882 JAMES ST.</u>	<u>SINCE 2008</u>	<u>\$ (Avg.) 2,200.00</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>Self-Employed</u>	<u>4882 JAMES ST.</u>	<u>SINCE 2009</u>	<u>\$ (Avg.) 350.00</u>

4. How much cash do you and your spouse have? \$ 1200.00  
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>CHECKING</u>	\$ <u>200.00</u>	\$ <u>SAME</u>

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

<input checked="" type="checkbox"/> Home	<input type="checkbox"/> Other real estate
Value <u>180,000.00</u>	Value _____

<input checked="" type="checkbox"/> Motor Vehicle #1	<input checked="" type="checkbox"/> Motor Vehicle #2
Year, make & model <u>97 Buick LeSabre</u>	Year, make & model <u>92 Toyota Camry</u>
Value <u>1,500.00</u>	Value <u>1,500.00</u>

☒ Other assets  
Description Shop Equipment (Automotive)  
Value 90K

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

N/A

\$ N/A

\$ 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

Relationship

Age

N/A

N/A

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.

You

Your spouse

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

*Approx.*  
\$ 900.00

\$ SAME

Are real estate taxes included? ☒ Yes ☐ No

Is property insurance included? ☒ Yes ☐ No

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

\$ 275.00

\$ SAME

Home maintenance (repairs and upkeep)

\$ 150.00

\$ SAME

Food

\$ 325.00

\$ SAME

Clothing

\$ -0-

\$ 35.00

Laundry and dry-cleaning

\$ -0-

\$ -0-

Medical and dental expenses

\$ 25.00

\$ 20.00

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ <del>15</del>	\$ 250.00
(GAS/MAINTENANCE)		
Recreation, entertainment, newspapers, magazines, etc.	\$ -0-	\$ -0-
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ -0-	\$ -0-
Life	\$ -0-	\$ -0-
Health	\$ -0-	\$ -0-
Motor Vehicle	\$ 138.00	\$ SAME
Other: _____	\$ —	\$ —
Taxes (not deducted from wages or included in mortgage payments)		
(specify): <u>Fed + St (Past-due)</u>	(\$ IN QUESTION)	
Installment payments		
Motor Vehicle	\$ -0-	\$ -0-
Credit card(s)	\$ -0-	\$ -0-
Department store(s)	\$ -0-	\$ -0-
Other: _____	\$ -0-	\$ -0-
Alimony, maintenance, and support paid to others	\$ -0-	\$ -0-
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ 250.00 (Appx.)	\$ —
Other (specify): _____	\$ —	\$ —
<b>Total monthly expenses:</b>	\$ 2378.00	\$ 2378.00

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.

*DEPENDS ON OUT-COME OF THIS CASE*

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:

*N/A*

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:

*N/A*

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

*WE HAVE BEEN GREATLY AFFECTED BY THIS CASE AND ALSO THE PANDEMIC*

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

Executed on: DECEMBER 11, 2021

*Constantine J. Russell*  
\_\_\_\_\_  
(Signature)

## REFERENCE TO QUESTION (9)

THE MAJOR CHANGES THAT THE RUSSELLS ARE EXPECTING IS FOR THIS HIGHEST COURT TO ENTER "JUST RELIEF" FROM A SERIES OF COURT PROCEEDINGS THAT HAS CAUSED INJURY FROM THE FOLLOWING:

- OUR MORTGAGES
- OUR PAST-DUE FED. TAXES
- OUR PAST-DUE STATE TAXES
- JUDGMENTS FROM CREDITORS
- AND JUST COMPENSATION FROM ALL ~~AND~~ THAT THE FACTS AND EVIDENCE WILL PROVE, THAT COMMITTED WRONG-DOING AGAINST THE RUSSELLS, IN THESE MATTERS.

Deborah Russell  
Linnette A. Russell  
PETITIONERS) 105K

# **In the Supreme Court of the United States**

---

**DeAndre' and Constance F. Russell v. U.S.A. /State of Alabama**

**Case #**

---

## **CERTIFICATE OF SERVICE**

**I/We, DeAndre' and Constance F. Russell** petitioners pro se' in these matters, hereby certify that on, **December 11, 2021**, they have respectfully re-submitted, to the Clerk of this Court, their true and correct required copies of their **(Corrected) Petition for A Writ of Certiorari, Motion for Informa Pauper with attached Affidavit and their Appendix**. The Petitioner(s) will send a copy to all parties listed below, by first class mail, with signed signature.

---

The ~~Solicitor~~ General of the United States  
Room 5614  
Department of Justice  
950 Pennsylvania Ave., N.W.  
Washington, DC 20530- 0001

The Hon. Jay Torm/ Carla Ward  
U.S. Attorney for the Northern District  
18015 5<sup>th</sup> Ave. North  
Birmingham, AL 35203

The Hon. Steve Marshall  
Alabama Attorney General  
Office of the Attorney General  
501 Washington Ave.  
Montgomery, AL 36130

The Hon. Elizabeth A. Holt  
Assistant U.S. Attorney  
Northern District of AL  
1801 Fourth Ave. North  
Birmingham, Ala. 35203-210



John Larsen, Attorney at Law  
1733 Winchester Rd.  
Huntsville, Alabama 35811

Specialized Loan Servicing  
8742 Lucent Boulevard, Suite 300  
Highland Ranch, Co. 80129  
Legal Depart.

C. Howard Grisham and Jeffery L. Cook  
Attorney(s) for Redstone Federal Credit Union  
Law Office of C. Howard Grisham  
P.O. Box 5585  
Huntsville, Alabama 35814

Wells Fargo Home Mortgage  
Legal Depart.  
P.O. Box 14411  
Des Moines, Iowa 50306-3411

James Nadler/ First Resolution Investment  
Aldridge Pite Haan, LLP  
P.O. Box 52815  
Atlanta Ga. 3035

The State of Alabama Dept. of Rev.  
P.O. Box 320001 50 North Ripley  
Montgomery, Alabama 36132

Micheal F. Robertson  
Attorney at Law  
101 Nortshide Square  
Huntsville, Alabama 35801

Melissa Larsen  
Attorney at Law  
521 Madison Street, Suite 201  
Huntsville, Alabama 35801

Internal Revenue Service  
Washington, DC

Respectfully submitted,  
  
Constance J. Russell  
petitioner(s) pro se'

No. \_\_\_\_\_

---

**In the Supreme Court of the United States**

---

**DeAndre' and Constance F. Russell,**

*Petitioner(s) pro se'*

**V.**

**United States of America/ State of Alabama**

~~*Respondents*~~

---

**(originally submitted) October 12, 2021**

~~**(re-submitted December 11, 2021)**~~

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

---

**PETITION FOR A WRIT OF CERTIORARI  
(CORRECTED VERSION)**

---

~~**DeAndre' Russell**~~

**Constance F. Russell**

**4882 James Street**

**Huntsville, Alabama 35811**

*Petitioner(s) pro se'*

---

**DeAndre Russell**  
**Constance F. Russell**  
**4882 James Street**  
**Huntsville, Alabama 35811**  
**Petitioner(s) pro se**

**PETITION FOR A WRIT OF CERTIORARI**

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

**October 11, 2021**

**Respondents**

**United States of America/ State of Alabama**

**v.**

**Petitioner(s) pro se**

**DeAndre and Constance F. Russell**

**U.S. District Court for the District of Columbia**

RECEIVED  
SUPREME COURT U.S.  
POLICE OFFICE

2021 OCT 12 PM 5:01

6/24/94