

No. **21-6766**

**ORIGINAL**

IN THE

**SUPREME COURT OF THE UNITED STATES**

FILED  
AUG 24 2021  
OFFICE OF THE CLERK  
SUPREME COURT, U.S.

*Latgawa Native American Indian Tribe + Confederated Tribes Rogue Table  
Rock + Associated Tribes (Land Trust) and Tribe and Tribal Court + Alan  
Deatley Tribal Judge, Tribal Sp. Counsel Cause 09 CV 08247-01-29*

Alan DeAtley T.M.D.T.C. PETITIONER  
(Your Name)

*Dean Myers, Greg Schuler, Brown VS. chudleigh, Schuler, Myers and Associ  
and the Colorado Board of Real Estate Appraisers a public body and political  
agency and Subdivision of State of Colorado — RESPONDENT(S) and The People of  
Colorado Case 10 CR 10309*

**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):

See: EX 10020 attached. Colorado Supreme Court 3-1-21  
Granting Forma Pauperis.

☐ 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.  
*If you may need it.*

☐ 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. *next page EX 10020*

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SUPREME COURT, U.S.

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

I, Alan De Otley T.M., 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>903</u>	\$ <u>0</u>	\$ <u>903</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>1,000<sup>-</sup></u>	\$ <u>0</u>	\$ <u>unsure</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>200<sup>-</sup> APX</u>	\$ <u>0</u>	\$ <u>200<sup>-</sup> APX</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>100<sup>-</sup> APX</u>	\$ <u>0</u>	\$ <u>100<sup>-</sup> APX</u>
Other (specify): <u>San Loan</u>	\$ <u>0</u>	\$ <u>300<sup>-</sup> APX</u>	\$ <u>0</u>	\$ <u>300<sup>-</sup> APX</u>
<b>Total monthly income:</b>	\$ <u>903</u>	\$ <u>1,600<sup>-</sup> APX</u>	\$ <u>903</u>	\$ <u>600<sup>-</sup> APX</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
Colorado Doc	Hwy 96, Only Spring	Feb. 2017	\$ 19 <sup>18</sup> APRX
Colorado Doc	12750 Hwy 96, Ordway	Jan 2019	\$ 18 <sup>08</sup>
			\$

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	No Job	medial	\$ 0
			\$ 0
			\$ 0

4. How much cash do you and your spouse have? \$ 250<sup>-</sup> approx  
Below, state any money you or your spouse have in bank accounts or in any other financial institution.

Financial institution	Type of account	Amount you have	Amount your spouse has
C.D.O.C.	Account	\$ .09	\$ 0 No account
Bank	Account	\$ <del>2500</del>	\$ 250 <sup>-</sup> approx
		\$	\$

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

☒ Home  
Value 250,000<sup>-</sup>

☒ Other real estate  
Value 43,300

☒ Motor Vehicle #1  
Year, make & model 2005 H<sup>2</sup> 122,000 miles  
Value 10,000<sup>-</sup>

☐ Motor Vehicle #2  
Year, make & model none  
Value

☒ Other assets  
Description Tractor, old 60 Pete, 75 shasta 25,000<sup>-</sup>  
Value 25,000<sup>-</sup>

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
<u>State of Colorado</u>	\$ <u>7.4888<sup>36</sup></u>	\$ <u>damages</u>
<u>Kermit Allard</u>	\$ <u>1.2<sup>10</sup></u>	\$ <u>damages</u>
<u>Key Bank</u>	\$ <u>7.858<sup>14</sup></u>	\$ <u>damages</u>

7. State the persons who rely on you or your spouse for support.

Name	Relationship	Age
<u>No one</u>		

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)	\$ <u>0 CDOC</u>	\$ <u>916<sup>66</sup> Approx</u>
Are real estate taxes included? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
Is property insurance included? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
Utilities (electricity, heating fuel, water, sewer, and telephone)	\$ <u>0 CDOC</u>	\$ <u>250<sup>-</sup> Approx</u>
Home maintenance (repairs and upkeep)	\$ <u>0 CDOC</u>	\$ <u>100<sup>-</sup> Approx</u>
Food	\$ <u>0 CDOC</u>	\$ <u>200<sup>-</sup> Approx</u>
Clothing	\$ <u>0 CDOC</u>	\$ <u>50<sup>-</sup> Approx</u>
Laundry and dry-cleaning	\$ <u>0 CDOC</u>	\$ <u>10-20<sup>-</sup> Approx</u>
Medical and dental expenses	\$ <u>0 CDOC</u>	\$ <u>200<sup>-</sup> Approx</u>

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ <u>0.00</u>	\$ <u>75 - Approx</u>
Recreation, entertainment, newspapers, magazines, etc.	\$ <u>0.00</u>	\$ <u>0</u>
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ <u>0.00</u>	\$ <u>300 - Approx</u>
Life	\$ <u>0.00</u>	\$ <u>0 - Approx</u>
Health	\$ <u>0.00</u>	\$ <u>300 - Approx</u>
Motor Vehicle	\$ <u>0.00</u>	\$ <u>262 - Approx</u>
Other: <u>N/A</u>	\$ <u>0.00</u>	\$ <u>N/A</u>
Taxes (not deducted from wages or included in mortgage payments)		
(specify): <u>N/A</u>	\$ <u>0.00</u>	\$ <u>0 - Approx</u>
Installment payments		
Motor Vehicle	\$ <u>0.00</u>	\$ <u>0</u>
Credit card(s)	\$ <u>0.00</u>	\$ <u>0</u>
Department store(s)	\$ <u>0.00</u>	\$ <u>0</u>
Other: <u>N/A</u>	\$ <u>0</u>	\$ <u>0</u>
Alimony, maintenance, and support paid to others	\$ <u>0.00</u>	\$ <u>0</u>
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ <u>0.00</u>	\$ <u>0</u>
Other (specify): <u>N/A</u>	\$ <u>0</u>	\$ <u>0</u>
<b>Total monthly expenses:</b>	\$ <u>0</u>	\$ <u>2,675<sup>66</sup></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.

*Default Judgements, Collection under way.*

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? \$50,000 - Approx now

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

*Don Bariault Atty 2100 West Lake, Seattle Wa. 98906 1-206-369-3690*  
*Ryan Coward Atty Tejon, Colorado Springs 1-719-247-3111*

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? 100,000 - Approx

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


*Jonathan Willett Atty 255 Canyon Blvd, Suite 100 Boulder, Co 303-832-5648*

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

*I'm innocent, The State of Colorado illegally, have destroyed the Tribe and my self a Tribal member, you will see when you read this, Thank you, this is life & death.*

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

Executed on: 8-5, 2021

  
(Signature)