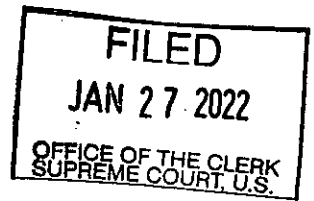


No. **21-7074**

ORIGINAL

IN THE
SUPREME COURT OF THE UNITED STATES



BENNY DENNIS — PETITIONER
(Your Name)

VS.

UNITED STATES OF AMERICA — 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):

United States Court of Appeals for the Fifth Circuit

Case No. 20-10731

☐ 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.

Benny Dennis
(Signature)

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

I, Benny Dennis, 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	\$ -0-	\$ -0-	\$ -0-	\$ -0-
Self-employment	\$ -0-	\$ -0-	\$ -0-	\$ -0-
Income from real property (such as rental income)	\$ -0-	\$ -0-	\$ -0-	\$ -0-
Interest and dividends	\$ -0-	\$ -0-	\$ -0-	\$ -0-
Gifts	\$ -0-	\$ -0-	\$ -0-	\$ -0-
Alimony	\$ -0-	\$ -0-	\$ -0-	\$ -0-
Child Support	\$ -0-	\$ -0-	\$ -0-	\$ -0-
Retirement (such as social security, pensions, annuities, insurance)	\$ -0-	\$ -0-	\$ -0-	\$ -0-
Disability (such as social security, insurance payments)	\$ -0-	\$ -0-	\$ -0-	\$ -0-
Unemployment payments	\$ -0-	\$ -0-	\$ -0-	\$ -0-
Public-assistance (such as welfare)	\$ -0-	\$ -0-	\$ -0-	\$ -0-
Other (specify): <u>N/A</u>	\$ -0-	\$ -0-	\$ -0-	\$ -0-
Total monthly income:	\$ -0-	\$ -0-	\$ -0-	\$ -0-

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
N/A	N/A	N/A	\$ -0-
N/A	N/A	N/A	\$ -0-
N/A	N/A	N/A	\$ -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
N/A	N/A	N/A	\$ -0-
N/A	N/A	N/A	\$ -0-
N/A	N/A	N/A	\$ -0-

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
N/A	\$ -0-	\$ -0-
N/A	\$ -0-	\$ -0-
N/A	\$ -0-	\$ -0-

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

☐ Home

Value N/A

☐ Other real estate

Value N/A

☐ Motor Vehicle #1

Year, make & model N/A

Value N/A

☐ Motor Vehicle #2

Year, make & model N/A

Value N/A

☐ Other assets

Description NONE

Value -0-

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

\$ -0-

\$ -0-

N/A

\$ -0-

\$ -0-

N/A

\$ -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
<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
<u>N/A</u>	<u>N/A</u>	<u>N/A</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>NONE</u>	\$ <u>N/A</u>
Are real estate taxes included? <input type="checkbox"/> Yes <input type="checkbox"/> No		
Is property insurance included? <input type="checkbox"/> Yes <input type="checkbox"/> No		
Utilities (electricity, heating fuel, water, sewer, and telephone)	\$ <u>NONE</u>	\$ <u>N/A</u>
Home maintenance (repairs and upkeep)	\$ <u>NONE</u>	\$ <u>N/A</u>
Food	\$ <u>NONE</u>	\$ <u>N/A</u>
Clothing	\$ <u>NONE</u>	\$ <u>N/A</u>
Laundry and dry-cleaning	\$ <u>NONE</u>	\$ <u>N/A</u>
Medical and dental expenses	\$ <u>NONE</u>	\$ <u>N/A</u>

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

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:

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? N/A

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.

I am currently in prison and has no money to pay the filing fee.
The Institutional Job does not pay enough money to afford the filing fee.

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

Executed on: January 27, 2022

Benny Dennis
(Signature)

Date: 01/27/2022
Time: 02:51:32 PM

Location: BMA

Federal Bureau of Prisons
TRULINCS Account Transactions - Commissary
Personal Inmate Information

Inmate No: 48551177 Inmate Name: DENNIS, BENNY		Available Balance: \$281.03		
Date	Reference #	Transaction Type	Sender Last name	Amount
08/26/2021	33321238	Western Union	MARTINEZ	\$200.00
08/22/2021	TL0822	TRUL Withdrawal		-\$2.00
08/21/2021	TL0821	TRUL Withdrawal		-\$2.00
08/21/2021	TL0821	TRUL Withdrawal		-\$10.00
08/17/2021	8	Sales		-\$170.50
08/11/2021	5175	BP 199 Request		-\$200.00
08/10/2021	TL0810	TRUL Withdrawal		-\$5.00
08/06/2021	WIPP0721	Payroll - IPP		\$27.20
08/04/2021	27	Sales		-\$177.20
08/02/2021	4048	Bills		-\$200.00
08/02/2021	4048	BP 199 Request - Released		\$200.00
08/01/2021	TL0801	TRUL Withdrawal		-\$5.00

Inmate #: 48551177

Date: 01/27/2022
Time: 05:13:16 PM

Location: BMA

Federal Bureau of Prisons
TRULINCS Account Transactions - Commissary
Personal Inmate Information

Inmate No: 48551177 Inmate Name: DENNIS, BENNY			Available Balance: \$281.03	
Date	Reference #	Transaction Type	Sender Last name	Amount
09/29/2021	TL0929	TRUL Withdrawal		-\$2.00
09/23/2021	TL0923	TRUL Withdrawal		-\$10.00
09/23/2021	6008	BP 199 Request - Released		\$700.00
09/09/2021	8	Sales		-\$4.30
09/09/2021	7	Sales		-\$149.30
09/07/2021	6008	BP 199 Request		-\$700.00
09/06/2021	TL0906	TRUL Withdrawal		-\$2.00
09/05/2021	TL0905	TRUL Withdrawal		-\$2.00
09/05/2021	TL0905	TRUL Withdrawal		-\$5.00
09/05/2021	TL0905	TRUL Withdrawal		-\$10.00
09/03/2021	WIPP0821	Payroll - IPP		\$27.20
09/02/2021	33421245	Money Gram	DELAROSA	\$100.00
09/01/2021	5175	Bills		-\$200.00
09/01/2021	5175	BP 199 Request - Released		\$200.00

Inmate #: 48551177

Date: 01/27/2022
Time: 05:55:39 PM

Location: BMA

Federal Bureau of Prisons
TRULINCS Account Transactions - Commissary
Personal Inmate Information

Inmate No: 48551177 Inmate Name: DENNIS, BENNY

Available Balance: \$281.03

Date	Reference #	Transaction Type	Sender Last name	Amount
10/18/2021	26	Sales		-\$146.90
10/15/2021	TL1015	TRUL Withdrawal		-\$2.00
10/13/2021	TL1013	TRUL Withdrawal		-\$5.00
10/09/2021	TL1009	TRUL Withdrawal		-\$2.00
10/08/2021	XIPP0921	Payroll - IPP		\$27.20
10/07/2021	TL1007	TRUL Withdrawal		-\$5.00
10/04/2021	18	Sales		-\$149.50

Inmate #: 48551177

Date: 01/27/2022
Time: 06:34:11 PM

Location: BMA

Federal Bureau of Prisons
TRULINCS Account Transactions - Commissary
Personal Inmate Information

Inmate No: 48551177 Inmate Name: DENNIS, BENNY			Available Balance: \$281.03	
Date	Reference #	Transaction Type	Sender Last name	Amount
11/27/2021	TL1127	TRUL Withdrawal		-\$2.00
11/24/2021	TL1124	TRUL Withdrawal		-\$5.00
11/20/2021	TL1120	TRUL Withdrawal		-\$5.00
11/19/2021	21	Sales		-\$102.55
11/16/2021	TL1116	TRUL Withdrawal		-\$2.00
11/16/2021	TL1116	TRUL Withdrawal		-\$2.00
11/15/2021	TL1115	TRUL Withdrawal		-\$5.00
11/10/2021	TL1110	TRUL Withdrawal		-\$2.00
11/10/2021	TL1110	TRUL Withdrawal		-\$2.00
11/09/2021	XIPP1021	Payroll - IPP		\$10.20
11/09/2021	XIPP1021	Pre-Release Transaction		-\$5.10
11/06/2021	TL1106	TRUL Withdrawal		-\$5.00
11/03/2021	12	Sales		-\$126.95

Inmate #: 48551177

Date: 01/27/2022
Time: 07:12:12 PM

Location: BMA

Federal Bureau of Prisons
TRULINCS Account Transactions - Commissary
Personal Inmate Information

Inmate No: 48551177		Inmate Name: DENNIS, BENNY		Available Balance: \$281.03	
Date	Reference #	Transaction Type	Sender Last name	Amount	
12/27/2021	14	Sales		-\$169.00	
12/25/2021	TL1225	TRUL Withdrawal		-\$5.00	
12/25/2021	TL1225	TRUL Withdrawal		-\$15.00	
12/13/2021	24	Sales		-\$74.55	
12/10/2021	XIPP1121	Payroll - IPP		\$34.80	
12/10/2021	XIPP1121	Pre-Release Transaction		-\$17.40	
12/05/2021	TL1205	TRUL Withdrawal		-\$5.00	
12/01/2021	3	Sales		-\$131.60	

Inmate #: 48551177

Date: 01/27/2022
Time: 07:50:25 PM

Location: BMA

Federal Bureau of Prisons
TRULINCS Account Transactions - Commissary
Personal Inmate Information

Inmate No: 48551177	Inmate Name: DENNIS, BENNY	Available Balance: \$281.03
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Date	Reference #	Transaction Type	Sender Last name	Amount
01/24/2022	66	Sales		-\$45.95
01/19/2022	TL0119	TRUL Withdrawal		-\$5.00
01/07/2022	XIPP1221	Payroll - IPP		\$34.80
01/07/2022	XIPP1221	Pre-Release Transaction		-\$17.40

Inmate #: 48551177