

No. **21-7229**

ORIGINAL

Supreme Court, U.S.
FILED

FEB 16 2022

OFFICE OF THE CLERK

IN THE
SUPREME COURT OF THE UNITED STATES

STEVEN A. TALIANI — PETITIONER
(Your Name)

VS.

PEOPLE OF THE STATE OF ILLINOIS — 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):

State of Illinois Third District Appellate Court, No. 3-17-0546

U.S. District Court, Central Dist. of Illinois, No. 20-cv-4047

Knox County Illinois, No. 17-MR-50 ; Bureau County Illinois, 19-MR-40

☐ Petitioner has **not** previously been granted leave to proceed *in forma pauperis* in any other court. 19-MR-51


☒ 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.


(Signature)

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

I, STEVEN A. TALIANI, 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	\$ 25.00	\$ 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>State inmate Stipend</u>	\$ 13.00	\$ 0	\$ 13.00	\$ 0
Total monthly income:	\$ 38.00	\$ 0	\$ 13.00	\$ 0

Petitioner has also received Economic Impact Payments from the Federal Government on November 27, 2020 in the amount of \$1200.00; on May 04, 2021 in the amount of \$600.00; and on May 26, 2021 in the amount of \$1400.00

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
None	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
None	n/a	n/a	\$ 0
			\$
			\$

4. How much cash do you and your spouse have? \$ 2700.00

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
Inmate Trust Fund Account	\$ 2700.00	\$ 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 \$ 0

☐ Other real estate
Value \$ 0

☐ Motor Vehicle #1
Year, make & model
Value \$ 0

☐ Motor Vehicle #2
Year, make & model
Value \$ 0

☐ Other assets
Description
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

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	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)	\$ 0	\$ 0
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)	\$ 0	\$ 0
Home maintenance (repairs and upkeep)	\$ 0	\$ 0
Food	\$ 100.00	\$ 0
Clothing	\$ 20.00	\$ 0
Laundry and dry-cleaning	\$ 0	\$ 0
Medical and dental expenses	\$ 0	\$ 0

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ 0	\$ 0
Recreation, entertainment, <u>newspapers, magazines, etc.</u>	\$ 20	\$ 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	\$ 0	\$ 0
Other: _____	\$ 0	\$ 0
Taxes (not deducted from wages or included in mortgage payments)		
(specify): _____	\$ 0	\$ 0
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)	\$ 0	\$ 0
Other (specify): <u>Legal copies from prison law library and postage for mailings</u>	\$ 25.00	\$ 0
Total monthly expenses:	\$ 165.00	\$ 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? _____

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? _____

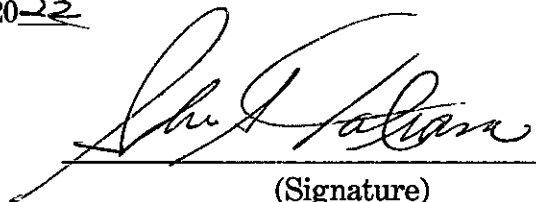
If yes, state the person's name, address, and telephone number:

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

See petitioner's Affidavit in Support of Motion For Leave To
Proceed In Forma Pauperis attached hereto

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

Executed on: FEBRUARY 08, 2022


(Signature)

STATE OF ILLINOIS)
) ss.
COUNTY OF KNOX)

AFFIDAVIT IN SUPPORT OF MOTION FOR LEAVE
TO PROCEED IN FORMA PAUPERIS

I, STEVEN A. TALIANI, do hereby declare and affirm that the following information within this Affidavit In Support of Motion For Leave To Proceed In Forma Pauperis is true and correct in substance and in fact and I am competent to testify to the same.

1. I am an Individual In Custody (Inmate) incarcerated within the Illinois Department of Coreections, and presently housed at the Hill Correctional Center, located in Galesburg, Illinois.

2. I am the Petitioner in the cause titled; Petition For Writ of Certiorari being presented for review by the Supreme Court of the United States.

3. I am a poor person as defined by the United States Department of Health and Human Services, as my available income is 125% or less of the current poverty level.

4. I have been granted leave to proceed in forma pauperis in the following courts;

- a) Ninth Judicial Circuit Court of Illinois, Knox County, Illinois in case number 2017-MR-50, that remains in litigation as of this date. See Court Order attached.
- b) Thirteenth judicial Circuit Court of Illinois, Bureau County, Illinois, in case number 2019-MR-40, that remains in litigation as of this date. See Court Order attached.
- c) Thirteenth Judicial Circuit Court of Illinois, Bureau County, Illinois, in case number 2019-MR-51, that remains in litigation as of this date. See Court Order Attached.

5. I have received the Federal Economic Impact Payments which have been the major source of my income in the past twelve (12) months, and has been used to cover my living expenses while being incarcerated (i.e. commissary purchases, including food, clothing, cosmetics, and writing materials, and postage.).

6. I receive a State Stipend of \$13.00 per month from the Illinois Department of Corrections.

7. I do not expect any other form of income in the next twelve (12) months.

8. I believe in good faith that I have a meritorious claim in this action before the Court.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that everything contained herein is true and accurate to the best of my knowledge and belief. I do declare and affirm that the matter at hand is not taken either frivolously or maliciously and that I believe the foregoing matter is taken in good faith.

Signed this 8TH day of FEBRUARY 2022.

/s/ 
Steven A. Taliani, Affiant

STATE OF ILLINOIS)
COUNTY OF KNOX) ss.

DATED: FEBRUARY 08, 2022

Subscribed and attested to before me
this ___ day of _____ 2022.

- NONE AVAILABLE -
NOTARY PUBLIC