

21-7436

IN THE UNITED STATES SUPREME COURT

FOR THE

ORIGINAL

UNITED STATES OF AMERICA

KEVIN D. LOGGINS SR.,

PETITIONER;

VS.

U.S. COURT OF APPEALS CASE NO. 20-3009

U.S. SUPREME COURT CASE NO. _____

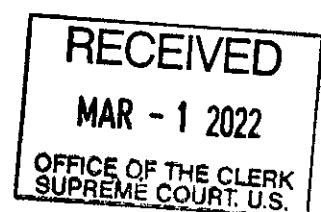
(TO BE SUPPLIED BY THE COURT)

JOESPH NORWOOD,
RESPONDENTS.

MOTION TO PROCEED IN FORMA PAUPERIS

Comes now, petitioner pro se, motioning the court to proceed in forma pauperis in the above style captioned case on petition for Writ of Cert. In support of said motion Movant states the following:

- 1.) Movant is incarcerated in a penal institution and unemployed;
- 2.) Movant is unschooled in law;
- 3.) Movant attempted to pay the filing fee with monies sent to my institutional account, but the clerk of the court returned the check on her own volition after movant contact the court to inquire as to the status of the check; the clerk also returned movants petition thus requiring movant to have to utilize a portion of the monies gifted by family to resend the petition, resulting in movants inability to pay the filing fee;
- 4.) In support of movants motion see attached movants affidavit and declaration of indigency;



5.) Movant has requested a certified 6-month bank statement in support hereof, however due to covid-19 protocals at KDOC facilities, banking staff is required to work from home and has a huge back log of inmates request for bank statements, and money withdrawals, so said statement will be forwarded to the court as soon as it is received by my persons.

Wherefore, the Ends of Justice will best be served if said motion to proceed in forma pauperis is granted.

Respectfully submitted,

Kevin D. Loggins Sr.

Kevin D. Loggins Sr.

#63088

HCF PO BOX 1568

Hutchinson, Kansas 67504

CERTIFICATE OF SERVICE

I, Kevin D. Loggins Sr. hereby certify a true and correct copy of the forgoing motion to proceed in forma pauperis was deposited in the institutional mailing system at the Hutchinson Correctional Facility on this 16th day of February, 2022 postage prepaid and addressed to the following: Natasha Carter, 120 SW 10th Avenue, Topeka, Kansas 66612.

Sworn under Penalty of Perjury,

Kevin D. Loggins Sr.

Kevin D. Loggins Sr. (Pro se)

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

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

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	\$ N/A

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	\$ N/A

4. How much cash do you and your spouse have? \$ N/A
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	\$ N/A	\$ N/A

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 Motor Vehicle #2 Year, make & model N/A
Value _____ Value _____

Other assets Description N/A 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

N/A

Amount owed to you

\$ N/A
\$ N/A
\$ N/A

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)

\$ N/A

\$ N/A

Are real estate taxes included? Yes No
Is property insurance included? Yes No

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

\$

\$

Home maintenance (repairs and upkeep)

\$

\$

Food

\$

\$

Clothing

\$

\$

Laundry and dry-cleaning

\$

\$

Medical and dental expenses

\$

\$

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

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

Executed on: Februry, 16th, 2022

Loggins

(Signature)