

21-7599

ORIGINAL

IN THE

SUPREME COURT OF THE UNITED STATES

NEIL TIMOTHY AHO -- PETITIONER

v.

UNITED STATES OF AMERICA -- RESPONDENT

MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

Petitioner asks leave to file attached Petition for Issuance of a Writ of Certiorari without prepayment of costs and to proceed in forma pauperis.

Petitioner has previously been granted leave to proceed in forma pauperis in:

- (1) The United States Court of Appeals for the Eleventh Circuit; and
- (2) The United States District Court, Southern District of Florida (Nov. 1, 2021) (See attached District Court Order).

Petitioner's Affadavit in Support of this Motion is attached hereto.

Respectfully Submitted,

Neil Timothy Aho, Petitioner
Appearing pro se and proceeding
in forma pauperis
Fed Reg #: 20736-111
Federal Correctional Institution
PO Box 2000
Joint Base /MDL, New Jersey 08640

Dated: April 7 , 2022

Supreme Court, U.S.
FILED

APR - 7 2022

OFFICE OF THE CLERK

DECLARATION OF SERVICE

No. _____

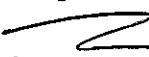
Neil Timothy Aho

v.

United States of America

Pursuant to Section 1746 of Title 28 of the United States Code, Petitioner Neil Timothy Aho, appearing pro se and proceeding in forma pauperis, declares under pain and penalty of perjury as follows: I am an inmate presently incarcerated at FCI Fort Dix, Joint Base /MDL, New Jersey 08640 ("FCI Fort Dix"). On April , 2022 in connection with the referenced action, I will deposit a Priority Mail envelope in the internal mail system at FCI Fort Dix containing the following original documents: Motion for Leave to Proceed in forma pauperis; Letter to the Clerk; and this Declaration of Service in Support of IFP Motion. The Priority Mail envelope to be deposited in the internal FCI Fort Dix mail system will be addressed to: Office of the Clerk, Supreme Court of the United States, Washington, D.C. 20543.

Respectfully Submitted,


Neil Timothy Aho, Petitioner
Appearing pro se and proceeding
in forma pauperis
Fed Reg #: 20736-111
Federal Correctional Institution
PO Box 2000
Joint Base /MDL, New Jersey 08640

Dated: April 7, 2022

All Transactions



Inmate Reg #: 20736111
 Inmate Name: ALIO, NEIL
 Report Date: 03/30/2022
 Report Time: 3:02:56 PM

Current Institution: Fort Dix FCI
 Housing Unit: FTD-C-A
 Living Quarters: C01-142L

<u>Date/Time</u>	<u>Transaction Type</u>	<u>Amount</u>	<u>Ref#</u>	<u>Payment#</u>	<u>Balance</u>
3/18/2022 2:26:30 PM	TRUL Withdrawal	(\$5.00)	TL0318		\$2,476.58
3/9/2022 6:40:39 PM	Sales - Fingerprint	(\$28.05)	94		\$2,481.58
3/9/2022 6:34:35 PM	Sales - Fingerprint	(\$66.95)	90		\$2,509.63
2/24/2022 7:37:38 PM	Sales - Fingerprint	(\$100.30)	155		\$2,576.58
2/9/2022 12:45:58 PM	Sales - Fingerprint	(\$116.70)	10		\$2,676.88
2/9/2022 11:06:56 AM	Western Union	\$300.00	33322040		\$2,793.58
1/26/2022 2:31:28 PM	Sales - Fingerprint	(\$82.45)	43		\$2,493.58
1/20/2022 12:20:01 PM	Sales - No FP (Non-FP Session)	(\$99.10)	29		\$2,576.03
12/27/2021 12:44:01 PM	Sales - Fingerprint	(\$36.40)	14		\$2,675.13
12/15/2021 2:00:14 PM	Sales - Fingerprint	(\$173.30)	34		\$2,711.53
12/1/2021 3:37:07 PM	Sales - Fingerprint	(\$159.75)	75		\$2,884.83
11/17/2021 1:43:57 PM	Sales - Fingerprint	(\$168.35)	32		\$3,044.58
11/10/2021 12:07:20 PM	Western Union	\$300.00	33321314		\$3,212.93
11/9/2021 8:50:15 AM	Photo Copies	(\$18.00)	FV0005		\$2,912.93
11/3/2021 1:09:11 PM	Sales - Fingerprint	(\$166.20)	6		\$2,930.93
10/25/2021 7:10:18 PM	TRUL Withdrawal	(\$30.00)	TL1025		\$3,097.13
10/25/2021 7:09:56 PM	TRUL Withdrawal	(\$30.00)	TL1025		\$3,127.13
10/25/2021 6:39:12 PM	TRUL Withdrawal	(\$30.00)	TL1025		\$3,157.13
10/21/2021 10:46:50 AM	Inmate Co-pay	(\$2.00)	XICP1021		\$3,187.13
10/20/2021 2:55:33 PM	Sales - Fingerprint	(\$149.84)	65		\$3,189.13
10/12/2021 7:09:46 AM	Western Union	\$35.00	33321285		\$3,338.97
10/8/2021 5:15:10 AM	Lockbox - CD	\$1,400.00	70143901		\$3,303.97
10/7/2021 3:01:32 PM	Inmate Co-pay	(\$2.00)	XICP1021		\$1,903.97
10/6/2021 2:14:22 PM	Sales - Fingerprint	(\$85.20)	35		\$1,905.97
10/6/2021 8:38:52 AM	TRUL Withdrawal	(\$30.00)	TL1006		\$1,991.17
10/6/2021 5:23:24 AM	Lockbox - CD	\$1,822.93	70143701		\$2,021.17
10/5/2021 11:58:50 AM	TRUL Withdrawal	(\$2.00)	TL1005		\$198.24
9/20/2021 7:25:16 AM	Inmate Co-pay	(\$2.00)	WICP0921		\$200.24
9/8/2021 1:09:49 PM	Sales - Fingerprint	(\$115.85)	2		\$202.24
8/30/2021 11:45:03 AM	TRUL Withdrawal	(\$2.00)	TL0830		\$318.09
8/28/2021 5:12:54 PM	TRUL Withdrawal	(\$2.00)	TL0828		\$320.09
8/28/2021 10:53:12 AM	TRUL Withdrawal	(\$2.00)	TL0828		\$322.09
8/26/2021 4:07:28 PM	Western Union	\$300.00	33321238		\$324.09
8/25/2021 3:46:22 PM	Sales - Fingerprint	(\$81.65)	88		\$24.09
8/11/2021 2:57:31 PM	Sales - Fingerprint	(\$85.15)	50		\$105.74
8/7/2021 2:06:33 PM	TRUL Withdrawal	(\$2.00)	TL0807		\$190.89
7/28/2021 1:17:40 PM	Sales - Fingerprint	(\$80.05)	4		\$192.89
7/15/2021 2:29:58 PM	Inmate Co-pay	(\$2.00)	WICP0721		\$272.94
7/14/2021 2:27:26 PM	Sales - Fingerprint	(\$75.45)	59		\$274.94
7/9/2021 7:13:35 AM	Payroll - IPP	\$27.03	WIPP0621		\$350.39
7/3/2021 9:11:08 PM	TRUL Withdrawal	(\$2.00)	TL0703		\$323.36
7/1/2021 2:10:56 PM	Sales - Fingerprint	(\$74.40)	50		\$325.36
7/1/2021 12:25:47 PM	Inmate Co-pay	(\$2.00)	WICP0721		\$399.76

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

I, Neil Timothy Aho, 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>approx. \$10</u>	\$ <u>n/a</u>	\$ <u>\$0</u>	\$ <u>n/a</u>
Self-employment	\$ <u>0</u>	\$ <u>n/a</u>	\$ <u>0</u>	\$ <u>n/a</u>
Income from real property (such as rental income)	\$ <u>0</u>	\$ <u>n/a</u>	\$ <u>0</u>	\$ <u>n/a</u>
Interest and dividends	\$ <u>0</u>	\$ <u>n/a</u>	\$ <u>0</u>	\$ <u>n/a</u>
Gifts	\$ <u>1,800</u>	\$ <u>n/a</u>	\$ <u>0</u>	\$ <u>n/a</u>
Alimony	\$ <u>0</u>	\$ <u>n/a</u>	\$ <u>0</u>	\$ <u>n/a</u>
Child Support	\$ <u>0</u>	\$ <u>n/a</u>	\$ <u>0</u>	\$ <u>n/a</u>
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>0</u>	\$ <u>n/a</u>	\$ <u>0</u>	\$ <u>n/a</u>
Disability (such as social security, insurance payments)	\$ <u>0</u>	\$ <u>n/a</u>	\$ <u>0</u>	\$ <u>n/a</u>
Unemployment payments	\$ <u>0</u>	\$ <u>n/a</u>	\$ <u>0</u>	\$ <u>n/a</u>
Public-assistance (such as welfare)	\$ <u>0</u>	\$ <u>n/a</u>	\$ <u>0</u>	\$ <u>n/a</u>
Other (specify): <u>IRS: Pandemic Relief Payments</u>	\$ <u>3,222.93</u>	\$ <u>n/a</u>	\$ <u>0</u>	\$ <u>n/a</u>
Total monthly income:	\$ <u>approx. 5,142</u>	\$ <u>n/a</u>	\$ <u>0</u>	\$ <u>n/a</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>Bureau of Prisons</u>	<u>Ft. Dix, PO Box 2000 JB /MDL, NJ 08640</u>	<u>Feb 2020 - Apr. 2022</u>	<u>\$ approx \$10</u> <u>\$</u> <u>\$</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>..... N/A</u>	<u>N/A</u>	<u>N/A</u>	<u>\$ N/A</u> <u>\$</u> <u>\$</u>

4. How much cash do you and your spouse have? \$ 0.00

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>\$ approx. \$3,000.00</u>	<u>\$ n/a</u>
<u>Retirement (401k)</u>	<u>\$ approx. \$12,000.00</u>	<u>\$</u>
	<u>\$</u>	<u>\$</u>

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

Motor Vehicle #2
Year, make & model n/a
Value

Other assets
Description Bureau of Prisons - "Trust Fund" Account
Value \$2,476.58

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	\$ n/a
n/a	\$ 0	\$ n/a
n/a	\$ 0	\$ 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
n/a	n/a	n/a
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)	\$ 0	\$ n/a
Are real estate taxes included? <input type="checkbox"/> Yes <input type="checkbox"/> No	n/a	
Is property insurance included? <input type="checkbox"/> Yes <input type="checkbox"/> No	n/a	
Utilities (electricity, heating fuel, water, sewer, and telephone)	\$ 0	\$ n/a
Home maintenance (repairs and upkeep)	\$ 0	\$ n/a
Food	\$ approx. 50.00	\$ n/a
Clothing	\$ approx 2.00	\$ n/a
Laundry and dry-cleaning	\$ 0	\$ n/a
Medical and dental expenses	\$ less than 1.00	\$ n/a

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ 0	\$ n/a
Recreation, entertainment, newspapers, magazines, etc.	\$ 0	\$ n/a
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: _____	\$ 0	\$ n/a
Taxes (not deducted from wages or included in mortgage payments)		
(specify): _____	\$ 0	\$ n/a
Installment payments		
Motor Vehicle	\$ 0	\$ n/a
Credit card(s)	\$ 0	\$ n/a
Department store(s)	\$ 0	\$ n/a
Other: _____	\$ 0	\$ n/a
Alimony, maintenance, and support paid to others	\$ 0	\$ n/a
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ 0	\$ n/a
Other (specify): _____	\$ 0	\$ n/a
Total monthly expenses:	<u>\$approx. 205.00</u>	\$ n/a

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:

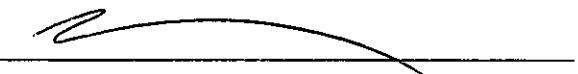
n/a

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

n/a

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

Executed on: April 1, 2022


(Signature)

Clerk of the Court
Supreme Court of the United States
Washington, D.C. 20543

April 7, 2022

RE: Neil Timothy Aho v. United States
Case No. _____

Dear Clerk of the Court,

Petitioner Neil Timothy Aho, appearing pro se and proceeding in forma pauperis, encloses for filing and docketing in the referenced action the following original documents: Motion for Leave to Proceed in forma pauperis; Declaration in Support of IFP Motion; Petition for Issuance of a Writ of Certiorari; Declaration in Support of Petition for Writ of Certiorari; and this Letter.

Please make copies for all of the Honorable Justices and any other party as required. Thank you for your assistance.

Respectfully Submitted,


Neil Timothy Aho, Petitioner
Appearing pro se and proceeding
in forma pauperis
Fed Reg #: 20736-111
Federal Correctional Institution
PO Box 2000
Joint Base /MDL, New Jersey 08640

Encs.

