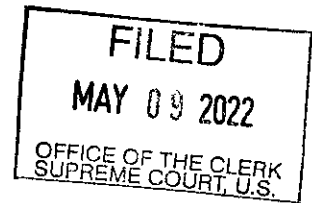


No. **21-7895**

ORIGINAL

IN THE
SUPREME COURT OF THE UNITED STATES



Antoine Mayes — PETITIONER
(Your Name)

VS.

United States of America — RESPONDENT(S)
U.S.C.A. Second Circuit

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):

Eastern District of New York

☐ 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.

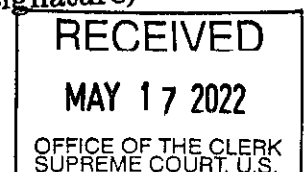
☐ Petitioner's affidavit or declaration is **not** attached because the court below appointed counsel in the current proceeding, and:

☐ The appointment was made under the following provision of law: _____, or

☐ a copy of the order of appointment is appended.

Antoine Mayes

(Signature)



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

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

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 |
|----------|---------|---------------------|-------------------|
| NA | NA | NA | \$ NA |
| NA | NA | NA | \$ NA |
| NA | NA | NA | \$ NA |

4. How much cash do you and your spouse have? \$ NA
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 |
|---|-----------------|------------------------|
| NA | \$ NA | \$ NA |
| NA | \$ NA | \$ NA |
| NA | \$ NA | \$ NA |

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

☐ Home
Value NA

☐ Other real estate
Value NA

☐ Motor Vehicle #1
Year, make & model NA
Value NA

☐ Motor Vehicle #2
Year, make & model NA
Value NA

☐ Other assets
Description NA
Value NA

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

NA
NA
NA

\$ NA
\$ NA
\$ NA

\$ NA
\$ NA
\$ NA

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>NA</u> | <u>NA</u> | <u>NA</u> |
| <u>NA</u> | <u>NA</u> | <u>NA</u> |
| <u>NA</u> | <u>NA</u> | <u>NA</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.

Rent or home-mortgage payment
(include lot rented for mobile home)

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

\$ NA

\$ NA

\$ NA

\$ NA

\$ NA

\$ NA

\$ NA

\$ NA

\$ NA

\$ NA

\$ NA

\$ NA

\$ NA

\$ NA

07/31/2020

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, semiannually, or annually to show the monthly rate.*

| | You | Your Spouse |
|--|-------|-------------|
| Rent or home-mortgage payment (including lot rented for mobile home) | \$ | \$ |
| 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 | NA | NA |
| Utilities (electricity, heating fuel, water, sewer, and telephone) | \$ NA | \$ NA |
| Home maintenance (repairs and upkeep) | \$ NA | \$ NA |
| Food | \$ NA | \$ NA |
| Clothing | \$ NA | \$ NA |
| Laundry and dry-cleaning | \$ NA | \$ NA |
| Medical and dental expenses | \$ NA | \$ NA |
| Transportation (not including motor vehicle payments) | \$ NA | \$ NA |
| Recreation, entertainment, newspapers, magazines, etc. | \$ NA | \$ NA |
| Insurance (not deducted from wages or included in mortgage payments) | | |
| Homeowner's or renter's: | \$ NA | \$ NA |
| Life: | \$ NA | \$ NA |
| Health: | \$ NA | \$ NA |
| Motor vehicle: | \$ NA | \$ NA |
| Other: | \$ NA | \$ NA |
| Taxes (not deducted from wages or included in mortgage payments) (specify): | \$ NA | \$ NA |
| Installment payments | | |
| Motor Vehicle: | \$ NA | \$ NA |
| Credit card (name): | \$ NA | \$ NA |
| Department store (name): | \$ NA | \$ NA |
| Other: | \$ NA | \$ NA |

07/31/2020

| | | |
|---|-------|-------|
| Alimony, maintenance, and support paid to others | \$ NA | \$ NA |
| Regular expenses for operation of business, profession, or farm (attach detailed statement) | \$ NA | \$ NA |
| Other (specify): | \$ NA | \$ NA |
| Total monthly expenses: | \$ NA | \$ NA |

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 spent - or will you be spending - any money for expenses or attorney fees in connection with this lawsuit? ☐ Yes ☒ No

If yes, how much? \$

11. Provide any other information that will help explain why you cannot pay the docket fees for your appeal.

Due to my Incarceration for
OVER 12 YEARS

12. State the city and state of your legal residence

NYC

Your daytime phone number: NA

Your age: 38 Your years of schooling: 11

Last four digits of your social-security number: 5821