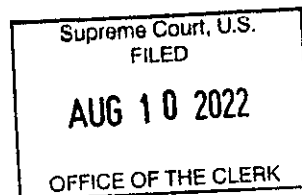


No. **22-5415**

**ORIGINAL**

IN THE  
SUPREME COURT OF THE UNITED STATES



Delano Medina — 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):

U.S. District Court ; Tenth Circuit Court of Appeals

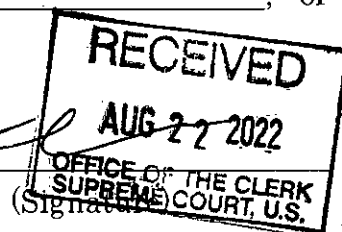
☐ Petitioner has not previously been granted leave to proceed *in forma pauperis* in any other court.

☒ 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.



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

I, Delano Medina, 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 Self-	\$ <u>20.00</u>	\$ <u>N/A</u>	\$ <u>20.00</u>	\$ <u>N/A</u>
employment	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Income from real property (such as rental income)	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Interest and dividends	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Gifts	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Alimony	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Child Support	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Disability (such as social security, insurance payments)	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Unemployment payments	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Public-assistance (such as welfare)	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Other (specify): _____	\$ _____	\$ _____	\$ _____	\$ _____
<b>Total monthly income:</b>	\$ <u>20.00</u>	\$ _____	\$ <u>20.00</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
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			\$
			\$
			\$

4. How much cash do you and your spouse have? \$ 0.  
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	\$	\$
	\$	\$
	\$	\$

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

D Home  
Value N/A

D Other real estate  
Value

D Motor Vehicle #1  
Year, make & model N/A  
Value

D Motor Vehicle #2  
Year, make & model  
Value

D 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	Amount owed to you	Amount owed to your spouse
Noone	\$ _____	\$ _____
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____

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	_____	_____
_____	_____	_____
_____	_____	_____

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? <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	\$ _____
Home maintenance (repairs and upkeep)	\$ 0	\$ _____
Food	\$ 0	\$ _____
Clothing	\$ 0	\$ _____
Laundry and dry-cleaning	\$ 0	\$ _____
Medical and dental expenses	\$ 0	\$ _____

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

9. Do you expect any major changes to your monthly income or expenses or in your assets or liabilities during the next 12 months?

D 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? D 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?

D 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.

I'm incarcerated. I don't have access to bank accounts.

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

Executed on: August 10, 2022



(Signature)



# STATEMENT OF ACCOUNT ACTIVITY

129304 - MEDINA, DELANO M

Facility: CTCF, CTCF/CH1

Date/Time Printed: 08/10/2022 02:53 PM

Statement Period: 02/10/2022 - 08/10/2022

Date/Time	Description	Tran Amt	Balance	Available Bef. W/H	Encumbrances Type	Amount	Total	Available Balance	FC
02/10/2022 00:00	Beginning Balance	0.00	1.45	1.45			7.22	-5.77	
02/28/2022 00:34	CHIL0	-0.90	0.55	0.55		0.00	6.32	-5.77	CT
	SUPPORT-14262562								
02/28/2022 00:54	CHILD	-0.90	-0.35	0.00		0.00	5.42	-5.42	CT
	SUPPORT-05651211								
02/28/2022 00:56	FILING FEES-19CV576	-3.61	-3.96	0.00		0.00	1.81	-1.81	CT
02/28/2022 01:02	RESTITUTION-04CR418	-1.81	-5.77	0.00		0.00	0.00	0.00	CT
03/03/2022 13:18	XEROX-DEBIT	-2.00	-7.77	0.00		0.00	0.00	0.00	CT
03/08/2022 08:07	2 STUDENT	17.20	9.43	9.43	MANDATORY	6.88	6.88	2.55	CT
03/17/2022 12:36	POSTAGE-DEBIT	-3.16	6.27	6.27		0.00	6.88	-0.61	CT
03/17/2022 12:44	XEROX-DEBIT	-1.50	4.77	4.77		0.00	6.88	-2.11	CT
03/31/2022 00:59	CHILD	-0.86	3.91	3.91		0.00	6.02	-2.11	CT
	SUPPORT-14262562								
03/31/2022 01:02	CHILD	-0.86	3.05	3.05		0.00	5.16	-2.11	CT
	SUPPORT-05651211								
03/31/2022 01:05	FILING FEES-19CV576	-3.44	-0.39	0.00		0.00	1.72	-1.72	CT
03/31/2022 01:12	RESTITUTION-04CR418	-1.72	-2.11	0.00		0.00	0.00	0.00	CT
04/01/2022 08:29	XEROX-DEBIT	-15.25	-17.36	0.00		0.00	0.00	0.00	CT
04/01/2022 08:30	XEROX-DEBIT	-3.50	-20.86	0.00		0.00	0.00	0.00	CT
04/14/2022 14:17	POSTAGE-DEBIT	-0.75	-21.61	0.00		0.00	0.00	0.00	CT
04/18/2022 13:43	2 STUDENT	19.78	-1.83	9.89	MANDATORY	7.92	7.92	1.97	CT
04/22/2022 11:49	POSTAGE-DEBIT	-1.76	-3.59	8.13		0.00	7.92	0.21	CT
04/22/2022 11:49	POSTAGE-DEBIT	-1.56	-5.15	6.57		0.00	7.92	-1.35	CT
04/26/2022 16:59	POSTAGE-DEBIT	-2.16	-7.31	4.41		0.00	7.92	-3.51	CT
04/28/2022 14:34	XEROX-DEBIT	-7.00	-14.31	0.00		0.00	7.92	-7.92	CT
04/28/2022 14:38	XEROX-DEBIT	-10.25	-24.56	0.00		0.00	7.92	-7.92	CT
04/29/2022 00:28	CHILD	-0.99	-25.55	0.00		0.00	6.93	-6.93	CT
	SUPPORT-14262562								
04/29/2022 00:31	CHILD	-0.99	-26.54	0.00		0.00	5.94	-5.94	CT
	SUPPORT-05651211								
04/29/2022 00:34	FILING FEES-19CV576	-3.96	-30.50	0.00		0.00	1.98	-1.98	CT



# STATEMENT OF ACCOUNT ACTIVITY

Date:Time	Description	Tran Amt	Balance	Available Bef. W/H	Type	Encumbrances Amount	Total	Available Balance	FC
04/29/2022 00:41	RESTITUTION-04CR418	-1.98	-32.48	0.00		0.00	0.00	0.00	CT
05/10/2022 08:03	2 STUDENT	18.06	-14.42	9.03	MANDATORY	7.22	7.22	1.81	CT
05/26/2022 16:13	XEROX-DEBIT	-1.75	-16.17	7.28		0.00	7.22	0.06	CT
05/26/2022 16:15	XEROX-DEBIT	-3.75	-19.92	3.53		0.00	7.22	-3.69	CT
05/31/2022 00:28	CHILD	-0.90	-20.82	2.63		0.00	6.32	-3.69	CT
	SUPPORT-14262562								
05/31/2022 00:32	CHILD	-0.90	-21.72	1.73		0.00	5.42	-3.69	CT
	SUPPORT-05651211								
05/31/2022 00:34	FILING FEES-19CV576	-3.61	-25.33	0.00		0.00	1.81	-1.81	CT
05/31/2022 00:42	RESTITUTION-04CR418	-1.81	-27.14	0.00		0.00	0.00	0.00	CT
06/06/2022 11:48	2 STUDENT	18.92	-8.22	9.46	MANDATORY	7.57	7.57	1.89	CT
06/30/2022 00:27	CHILD	-0.95	-9.17	8.51		0.00	6.62	1.89	CT
	SUPPORT-14262562								
06/30/2022 00:30	CHILD	-0.95	-10.12	7.56		0.00	5.67	1.89	CT
	SUPPORT-05651211								
06/30/2022 00:32	FILING FEES-19CV576	-3.78	-13.90	3.78		0.00	1.89	1.89	CT
06/30/2022 00:40	RESTITUTION-04CR418	-1.89	-15.79	1.89		0.00	0.00	1.89	CT
07/01/2022 15:49	POSTAGE-DEBIT	-1.76	-17.55	0.13		0.00	0.00	0.13	CT
07/11/2022 08:52	2 STUDENT	18.92	1.37	1.37	MANDATORY	7.57	7.57	-6.20	CT
07/14/2022 16:51	XEROX-DEBIT	-1.25	0.12	0.12		0.00	7.57	-7.45	CT
07/18/2022 15:27	XEROX-DEBIT	-6.25	-6.13	0.00		0.00	7.57	-7.57	CT
07/28/2022 15:07	POSTAGE-DEBIT	-0.24	-6.37	0.00		0.00	7.57	-7.57	CT
07/29/2022 00:36	CHILD	-0.95	-7.32	0.00		0.00	6.62	-6.62	CT
	SUPPORT-14262562								
07/29/2022 00:42	CHILD	-0.95	-8.27	0.00		0.00	5.67	-5.67	CT
	SUPPORT-05651211								
07/29/2022 00:46	FILING FEES-19CV576	-3.78	-12.05	0.00		0.00	1.89	-1.89	CT
07/29/2022 00:56	RESTITUTION-04CR418	-1.89	-13.94	0.00		0.00	0.00	0.00	CT
08/04/2022 10:24	2 STUDENT	18.06	4.12	4.12	MANDATORY	7.22	7.22	-3.10	CT
08/08/2022 15:48	XEROX-DEBIT	-1.75	2.37	2.37		0.00	7.22	-4.85	CT
08/08/2022 15:49	XEROX-DEBIT	-2.00	0.37	0.37		0.00	7.22	-6.85	CT
08/10/2022 23:58	Ending Balance	0.00	0.37	0.37		0.00	7.22	-6.85	

Total Deposits: 110.94

Total Withdrawals: 112.02

Account Information as of 08/10/2022 14:52

Status: ACTIVE Current Balance: \$0.37 Total Money In Hold: \$0.00  
Total Reserved/Encumbered: \$7.22 (Available Balance: \$-6.85)

Statement Information





## STATEMENT OF ACCOUNT ACTIVITY

<b>Date:Time</b>	reflects the transaction date and time of deposits and withdrawals to the account during the statement period.
<b>Description</b>	is a brief memorandum describing the transaction.
<b>Tran Amt</b>	is the amount of the transaction; deposits are shown as a positive number, withdrawals are shown as a negative number.
<b>Balance</b>	is the actual balance of the account. All deposits and withdrawals are added and subtracted from the 'Balance'. If an account has a negative balance an 'Available Balance' will be derived according to AR 200-2.
<b>Available Before W/H</b>	is the derived available balance where 50% of deposits are made available when the actual account balance prior to deposit is a negative amount (Ref. AR 200-2). This amount is derived prior to mandatory withholding.
<b>Encumbrances</b>	are amounts placed on hold pending further processing by the banking system, such as when a centeen order is posted or a deposit is subject to mandatory garnishment rules. The amount, type of hold, and a total (as of the Date:Time) is reported.
<b>Available Balance</b>	shows monies available for withdrawal at the end of the transaction. The time precision for all transactions is to the minute; encumbrance total may duplicate for multiple transactions if the transaction date and time are identical.
<b>FC</b>	(Facility Code) is the offender's facility assignment at the date and time the transaction was posted to the account, not the originating source of the transaction.

**NOTICE: This statement may not include most recent Withdrawals or Deposits.**

*Printed and Certified by Julie Russell, CDOC Legal Assistant*

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