

No. 22-5563

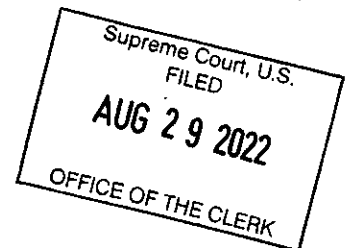
**ORIGINAL**

IN THE  
SUPREME COURT OF THE UNITED STATES

NOEL BROWN, SR.

(Your Name)

— PETITIONER



VS.

COMMONWEALTH OF PENNSYLVANIA

— 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):

SUPREME COURT OF PENNSYLVANIA

COMMONWEALTH COURT OF PENNSYLVANIA



☐ 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.

 RE:   
(Signature)

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	\$ 0
none			\$
			\$

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	\$ 0
none			\$
			\$

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
none	\$ 0	\$ 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 n/a  
Value 0

☐ Motor Vehicle #2  
Year, make & model n/a  
Value 0

☐ Other assets  
Description none  
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
n/a	\$ 0	\$ 0
n/a	\$ 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	\$ 0	\$ 0
Clothing	\$ 0	\$ 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, newspapers, magazines, etc.	\$ 0	\$ 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): _____ none _____	\$ 0	\$ 0
Installment payments		
Motor Vehicle	\$ 0	\$ 0
Credit card(s)	\$ 0	\$ 0
Department store(s)	\$ 0	\$ 0
Other: _____ no _____	\$ 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): _____ none _____	\$ 0	\$ 0
<b>Total monthly expenses:</b>	<b>\$ 0</b>	<b>\$ 0</b>

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:

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:

12. Provide any other information that will help explain why you cannot pay the costs of this case.  
I am a petitioner in this case and declare that I am unable to pay the costs of these proceedings and that I am entitled to the relief requested. Thank You.

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

Executed on July, 22nd 2022, 2022



(Signature)

C.A. No. \_\_\_\_\_

**CERTIFICATION OF PRISON ACCOUNT STATEMENT**

**NOTICE TO PRISONER:** You must submit to this Court a certified copy of your prison trust fund account statement (or institutional equivalent) for each institution in which you have been confined for the six-month period immediately preceding the date of this application. 28 U.S.C. §1915(a)(2). If you were housed in more than one institution in the past 6 months, a copy of the certification must be completed by each institution. The following certification from an authorized officer of your institution(s) must accompany the account statement(s):

**NOTICE TO PRISON OFFICIALS:** Pursuant to the Prison Litigation Reform Act, you will be obligated to forward payments to the appropriate United States District Court if the prisoner herein is granted leave to proceed in forma pauperis. 28 U.S.C. § 1915(b)(2). Pursuant to that statute, once an initial partial fee is paid, the prison official in charge of the prisoner's account must forward monthly payments of 20% of the income credited to the prisoner's account during the preceding month, each time the amount in the account exceeds \$10, until the entire filing and/or docketing fee has been paid.

I certify that the attached trust fund account statement (or institutional equivalent) is true and correct.

*Eusean Will, Accountant*  
Authorized Officer of Institution

(Rev. 5/00)



# Integrated Offender Case Management System

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## Monthly Account Statement - Individual

From Date: 01/01/2022

To Date: 06/30/2022

Housing	Case ID	Offender Name	Location	
B-B-1026-01	MW0387	BROWN,NOEL	SOMERSET	
Batch#	Txn Date	Txn Description	Txn Amount(\$)	Balance After Transaction(\$)
SMR-051972	01/05/2022	32 - Commissary (SMR COMMISSARY FOR 01/05/2022)	-0.10	111.69
SMR-052031	01/10/2022	37 - Postage (First Class Mail)	-0.20	111.49
SMR-052204	01/26/2022	32 - Commissary (SMR COMMISSARY FOR 01/26/2022)	-8.18	103.31
SMR-052208	01/26/2022	36 - Library Copies (XEROX COPIES: 1/26/22)	-0.30	103.01
SMR-052215	01/27/2022	32 - Commissary (SMR COMMISSARY CR FOR 01/27/2022)	+2.10	105.11
SMR-052255	02/01/2022	37 - Postage (First Class Mail)	-9.16	95.95
SMR-052279	02/02/2022	32 - Commissary (SMR COMMISSARY FOR 02/02/2022)	-1.12	94.83
SMR-052280	02/02/2022	37 - Postage (First Class Mail)	-8.17	86.66
SMR-052293	02/03/2022	32 - Commissary (SMR COMMISSARY CR FOR 02/03/2022)	+0.84	87.50
SMR-052340	02/09/2022	32 - Commissary (SMR COMMISSARY FOR 02/09/2022)	-1.01	86.49
SMR-052419	02/16/2022	32 - Commissary (SMR COMMISSARY FOR 02/16/2022)	-20.22	66.27
SMR-052435	02/17/2022	32 - Commissary (SMR COMMISSARY CR FOR 02/17/2022)	+8.54	74.81
SMR-052473	02/23/2022	32 - Commissary (SMR COMMISSARY FOR 02/23/2022)	-17.43	57.38
SMR-052478	02/23/2022	32 - Commissary (SMR COMMISSARY CR FOR 02/23/2022)	+4.01	61.39
SMR-052506	02/25/2022	37 - Postage (First Class Mail)	-3.56	57.83
SMR-052511	02/28/2022	13 - Personal Gifts (CHAMBERS , SHERON)	+50.00	107.83
SMR-052511	02/28/2022	50 - Act 84 (CP-64-CR-0000258-2016)	-12.50	95.33
SMR-052519	02/28/2022	37 - Postage (First Class Mail)	-0.40	94.93
SMR-052611	03/09/2022	32 - Commissary (SMR COMMISSARY FOR 03/09/2022)	-7.27	87.66
SMR-052608	03/09/2022	32 - Commissary (SMR COMMISSARY CR FOR 03/09/2022)	+1.94	89.60
SMR-052643	03/11/2022	37 - Postage (First Class Mail)	-0.40	89.20
SMR-052648	03/11/2022	39 - Legal Fees (U.S. DIST. COURT)	-9.30	79.90
SMR-052682	03/16/2022	32 - Commissary (SMR COMMISSARY FOR 03/16/2022)	-13.90	66.00
SMR-052687	03/16/2022	44 - Inmate Organization (SOAR 1ST QTER SALE)	-7.00	59.00
SMR-052689	03/17/2022	32 - Commissary (SMR COMMISSARY CR FOR 03/17/2022)	+5.21	64.21
SMR-052798	03/30/2022	32 - Commissary (SMR COMMISSARY FOR 03/30/2022)	-15.59	48.62
SMR-052797	03/30/2022	32 - Commissary (SMR COMMISSARY CR FOR 03/30/2022)	+2.30	50.92
SMR-052828	04/01/2022	37 - Postage (First Class Mail)	-0.90	50.02
SMR-052843	04/04/2022	37 - Postage (First Class Mail)	-2.76	47.26
SMR-052847	04/05/2022	32 - Commissary (SMR COMMISSARY FOR 04/05/2022)	-26.89	20.37
SMR-052858	04/06/2022	32 - Commissary (SMR COMMISSARY CR FOR 04/06/2022)	+4.54	24.91
SMR-052876	04/08/2022	13 - Personal Gifts (CHAMBERS , SHERON)	+50.00	74.91
SMR-052876	04/08/2022	50 - Act 84 (CP-64-CR-0000258-2016)	-12.50	62.41
SMR-052883	04/08/2022	20 - Returned/State Date Checks (STOP PYT#32957: THE SUPREME CT)	+1.00	63.41
SMR-052903	04/12/2022	13 - Personal Gifts (SHERON CHAMBERS)	+70.25	133.66

# Certified Copy



# Integrated Offender Case Management System

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Housing	Case ID	Offender Name	Location	
B-B-1026-01	MW0387	BROWN,NOEL	SOMERSET	
Batch#	Txn Date	Txn Description	Txn Amount(\$)	Balance After Transaction(\$)
SMR-052903	04/12/2022	50 - Act 84 (CP-64-CR-0000258-2016)	-17.56	116.10
SMR-052922	04/13/2022	32 - Commissary (SMR COMMISSARY FOR 04/13/2022)	-19.61	96.49
SMR-052954	04/18/2022	39 - Legal Fees (LEGAL FEES)	-2.40	94.09
SMR-052981	04/20/2022	32 - Commissary (SMR COMMISSARY FOR 04/20/2022)	-19.79	74.30
SMR-053010	04/22/2022	44 - Inmate Organization (SOAR - PIZZA SALES)	-20.00	54.30
SMR-053025	04/25/2022	37 - Postage (First Class Mail)	-1.76	52.54
SMR-053058	04/27/2022	32 - Commissary (SMR COMMISSARY FOR 04/27/2022)	-9.38	43.16
SMR-053138	05/04/2022	37 - Postage (First Class Mail)	-0.20	42.96
SMR-053142	05/04/2022	32 - Commissary (SMR COMMISSARY FOR 05/04/2022)	-24.45	18.51
SMR-053147	05/05/2022	13 - Personal Gifts (CHAMBERS , SHERON)	+100.00	118.51
SMR-053147	05/05/2022	50 - Act 84 (CP-64-CR-0000258-2016)	-25.00	93.51
SMR-053154	05/05/2022	37 - Postage (First Class Mail)	-5.90	87.61
SMR-053153	05/05/2022	32 - Commissary (SMR COMMISSARY CR FOR 05/05/2022)	+7.13	94.74
SMR-053225	05/11/2022	32 - Commissary (SMR COMMISSARY FOR 05/11/2022)	-21.95	72.79
SMR-053284	05/18/2022	32 - Commissary (SMR COMMISSARY FOR 05/18/2022)	-16.12	56.67
SMR-053289	05/18/2022	39 - Legal Fees (CLERK, US DIST CT)	-1.00	55.67
SMR-053368	05/25/2022	32 - Commissary (SMR COMMISSARY FOR 05/25/2022)	-11.67	44.00
SMR-053374	05/26/2022	32 - Commissary (SMR COMMISSARY CR FOR 05/26/2022)	+0.66	44.66
SMR-053414	05/31/2022	36 - Library Copies (COPIES)	-8.80	35.86
SMR-053429	06/01/2022	32 - Commissary (SMR COMMISSARY FOR 06/01/2022)	-19.50	16.36
SMR-053444	06/02/2022	32 - Commissary (SMR COMMISSARY CR FOR 06/02/2022)	+7.14	23.50
SMR-053463	06/05/2022	13 - Personal Gifts (CHAMBERS , SHERON)	+100.00	123.50
SMR-053463	06/05/2022	50 - Act 84 (CP-64-CR-0000258-2016)	-25.00	98.50
SMR-053463	06/05/2022	39 - Federal Filing Fees (3:22-cv-20-KAP)	-20.00	78.50
SMR-053477	06/07/2022	37 - Postage (First Class Mail)	-9.10	69.40
SMR-053492	06/08/2022	32 - Commissary (SMR COMMISSARY FOR 06/08/2022)	-19.51	49.89
SMR-053499	06/08/2022	39 - Legal Fees (US MARSHALLS)	-12.00	37.89
SMR-053513	06/09/2022	32 - Commissary (SMR COMMISSARY CR FOR 06/09/2022)	+1.92	39.81
SMR-053577	06/15/2022	32 - Commissary (SMR COMMISSARY FOR 06/15/2022)	-10.45	29.36
SMR-053581	06/15/2022	32 - Commissary (SMR COMMISSARY CR FOR 06/15/2022)	+2.20	31.56
SMR-053642	06/22/2022	32 - Commissary (SMR COMMISSARY FOR 06/22/2022)	-23.49	8.07
SMR-053644	06/22/2022	37 - Postage (First Class Mail)	-0.80	7.27
SMR-053658	06/23/2022	32 - Commissary (SMR COMMISSARY CR FOR 06/23/2022)	+1.10	8.37
SMR-053654	06/24/2022	37 - Postage (First Class Mail)	-0.20	8.17
SMR-053654	06/24/2022	37 - Postage (First Class Mail)	-0.20	7.97
SMR-053691	06/28/2022	13 - Personal Gifts (CHAMBERS , SHERON)	+100.00	107.97





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Batch#	Txn Date	Txn Description	Txn Amount(\$)	Balance After Transaction(\$)
SMR-053691	06/28/2022	50 - Act 84 (CP-64-CR-0000258-2016)	-25.00	82.97
SMR-053691	06/28/2022	39 - Federal Filing Fees (3:22-cv-20-KAP)	-20.00	62.97
SMR-053704	06/29/2022	32 - Commissary (SMR COMMISSARY FOR 06/29/2022)	-32.48	30.49
SMR-053708	06/29/2022	32 - Commissary (SMR COMMISSARY CR FOR 06/29/2022)	+1.20	31.69
Current, Escrow, & Available Balances are as of 7/22/2022 12:53:05 PM				
Current Balance		4.86		
Escrow Balance		0.00		
Available Balance		4.86		

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