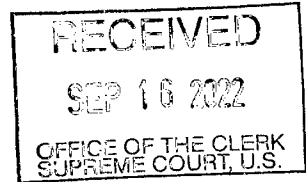
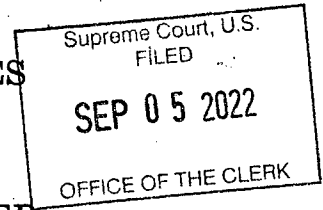


No. 22-5655



IN THE
SUPREME COURT OF THE UNITED STATES



ROBERT MILLER — 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 AND THE U.S. CIRCUIT COURT OF APPEALS
FOR THE DISTRICT OF COLUMBIA (INCARCERATED 18 1/2 YEARS)

☐ 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.

Robert Miller
(Signature)

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

I, ROBERT MILLER, 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>—</u>	\$ <u> </u>	\$ <u> </u>	\$ <u> </u>
Self-employment	\$ <u>—</u>	\$ <u> </u>	\$ <u> </u>	\$ <u> </u>
Income from real property (such as rental income)	\$ <u>—</u>	\$ <u> </u>	\$ <u> </u>	\$ <u> </u>
Interest and dividends	\$ <u>—</u>	\$ <u> </u>	\$ <u> </u>	\$ <u> </u>
Gifts	\$ <u>200.00</u>	\$ <u> </u>	\$ <u>100.00</u>	\$ <u> </u>
Alimony	\$ <u>—</u>	\$ <u> </u>	\$ <u> </u>	\$ <u> </u>
Child Support	\$ <u>—</u>	\$ <u> </u>	\$ <u> </u>	\$ <u> </u>
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>—</u>	\$ <u> </u>	\$ <u> </u>	\$ <u> </u>
Disability (such as social security, insurance payments)	\$ <u>—</u>	\$ <u> </u>	\$ <u> </u>	\$ <u> </u>
Unemployment payments	\$ <u>—</u>	\$ <u> </u>	\$ <u> </u>	\$ <u> </u>
Public-assistance (such as welfare)	\$ <u>—</u>	\$ <u> </u>	\$ <u> </u>	\$ <u> </u>
Other (specify): <u> </u>	\$ <u>—</u>	\$ <u> </u>	\$ <u> </u>	\$ <u> </u>
Total monthly income:	\$ <u>200.00</u>	\$ <u> </u>	\$ <u> </u>	\$ <u> </u>

- | Employer | Address | Dates of Employment | Gross monthly pay |
|----------|---------|---------------------|-------------------|
| N/A | | | \$ |
| | | | \$ |
| | | | \$ |

- | Employer | Address | Dates of Employment | Gross monthly pay |
|----------|---------|---------------------|-------------------|
| N/A | | | \$ |
| | | | \$ |
| | | | \$ |

- | Type of account (e.g., checking or savings) | Amount you have | Amount your spouse has |
|---|-----------------|------------------------|
| | \$ _____ | \$ _____ |
| | \$ _____ | \$ _____ |
| | \$ _____ | \$ _____ |

- ☐ Other assets
Description NONE
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
<u>N/A</u>	\$ _____	\$ _____
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____

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>N/A</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.

	You	Your spouse
Rent or home-mortgage payment (include lot rented for mobile home)	\$ <u>N/A</u>	\$ _____
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)	\$ <u>N/A</u>	\$ _____
Home maintenance (repairs and upkeep)	\$ <u>N/A</u>	\$ _____
Food	\$ <u>200.</u>	\$ _____
Clothing	\$ <u>N/A</u>	\$ _____
Laundry and dry-cleaning	\$ <u>N/A</u>	\$ _____
Medical and dental expenses	\$ <u>N/A</u>	\$ _____

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ <u>N/A</u>	\$ _____
Recreation, entertainment, newspapers, magazines, etc.	\$ <u>N/A</u>	\$ _____
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ <u>N/A</u>	\$ _____
Life	\$ <u>N/A</u>	\$ _____
Health	\$ <u>N/A</u>	\$ _____
Motor Vehicle	\$ <u>N/A</u>	\$ _____
Other: _____	\$ <u>N/A</u>	\$ _____
Taxes (not deducted from wages or included in mortgage payments)		
(specify): _____	\$ <u>N/A</u>	\$ _____
Installment payments		
Motor Vehicle	\$ <u>N/A</u>	\$ _____
Credit card(s)	\$ <u>N/A</u>	\$ _____
Department store(s)	\$ <u>N/A</u>	\$ _____
Other: _____	\$ <u>N/A</u>	\$ _____
Alimony, maintenance, and support paid to others	\$ <u>N/A</u>	\$ _____
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ <u>N/A</u>	\$ _____
Other (specify): _____	\$ <u>N/A</u>	\$ _____
Total monthly expenses:	\$ <u>Food. \$ 800.</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?

☐ 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? _____

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? _____

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.

INCARCERATED 18 1/2 YEARS

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

Executed on: SEPTEMBER 1, 2022

Robert Miller

(Signature)

Inmate Statement



Inmate Reg #: 28126016
 Inmate Name: MILLER, ROBERT
 Report Date: 08/31/2022
 Report Time: 11:36:48 AM

Current Institution: Edgefield FCI
 Housing Unit: EDG-C-D
 Living Quarters: C07-302L

<u>Alpha Code</u>	<u>Date/Time</u>	<u>Reference#</u>	<u>Payment#</u>	<u>Receipt#</u>	<u>Transaction Type</u>	<u>Transaction Amount</u>	<u>Encumbrance Amount</u>	<u>Ending Balance</u>
EDG	8/31/2022 7:02:47 AM	TL0831			TRUL Withdrawal	(\$5.00)		\$0.04
EDG	8/31/2022 7:02:32 AM	TL0831			TRUL Withdrawal	(\$15.00)		\$5.04
EDG	8/31/2022 7:02:08 AM	TL0831			TRUL Withdrawal	(\$30.00)		\$20.04
EDG	8/31/2022 7:01:52 AM	TL0831			TRUL Withdrawal	(\$30.00)		\$50.04
EDG	8/31/2022 7:01:27 AM	TL0831			TRUL Withdrawal	(\$30.00)		\$80.04
EDG	8/31/2022 7:01:12 AM	TL0831			TRUL Withdrawal	(\$30.00)		\$110.04
EDG	8/31/2022 7:00:55 AM	TL0831			TRUL Withdrawal	(\$30.00)		\$140.04
EDG	8/31/2022 7:00:24 AM	TL0831			TRUL Withdrawal	(\$30.00)		\$170.04
EDG	8/31/2022 5:06:41 AM	70166101			Lockbox - CD	\$200.00		\$200.04
EDG	8/31/2022 5:06:41 AM	70166101			Pre-Release Transaction		\$0.00	-----
EDG	8/23/2022 6:44:07 AM	TL0823			TRUL Withdrawal	(\$30.00)		\$0.04
EDG	8/23/2022 6:43:51 AM	TL0823			TRUL Withdrawal	(\$30.00)		\$30.04
EDG	8/23/2022 6:43:36 AM	TL0823			TRUL Withdrawal	(\$30.00)		\$60.04
EDG	8/23/2022 5:08:39 AM	70165501			Lockbox - CD	\$89.40		\$90.04
EDG	8/23/2022 5:08:39 AM	70165501			Pre-Release Transaction		\$0.00	-----
EDG	8/11/2022 12:10:28 AM	XICD0722 - 4731			Debt Encumbrance - Released		\$1.64	-----
EDG	8/11/2022 12:10:28 AM	XICD0722 - 4873			Debt Encumbrance - Released		\$0.36	-----
EDG	8/11/2022 12:10:28 AM	XICD0722			Inmate Co-pay	(\$2.00)		\$0.64
EDG	8/10/2022 8:24:03 AM	TL0810			TRUL Withdrawal	(\$2.00)		\$2.64
EDG	8/10/2022 8:23:38 AM	TL0810			TRUL Withdrawal	(\$2.00)		\$4.64
EDG	8/10/2022 8:23:09 AM	TL0810			TRUL Withdrawal	(\$5.00)		\$6.64
EDG	8/10/2022 8:22:35 AM	TL0810			TRUL Withdrawal	(\$30.00)		\$11.64
EDG	8/10/2022 8:22:12 AM	TL0810			TRUL Withdrawal	(\$30.00)		\$41.64
EDG	8/10/2022 8:21:48 AM	TL0810			TRUL Withdrawal	(\$30.00)		\$71.64
EDG	8/10/2022 5:07:51 AM	70164601			Lockbox - CD	\$100.00		\$101.64
EDG	8/10/2022 5:07:51 AM	70164601			Pre-Release Transaction		\$0.00	-----
EDG	8/10/2022 5:07:51 AM	XICD0722 - 4873			Debt Encumbrance		(\$0.36)	-----
EDG	8/9/2022 7:15:39 AM	TL0809			TRUL Withdrawal	(\$10.00)		\$1.64
EDG	8/9/2022 7:15:14 AM	TL0809			TRUL Withdrawal	(\$15.00)		\$11.64
EDG	8/9/2022 7:14:50 AM	TL0809			TRUL Withdrawal	(\$30.00)		\$26.64
EDG	8/9/2022 4:30:25 AM	2663-C			Tuition	\$55.00		\$56.64
EDG	8/8/2022 10:19:06 AM	XFRP0822			FRP Monthly Pymt	\$0.00		\$1.64
EDG	7/29/2022 10:45:50 AM	XICD0722 - 4731			Debt Encumbrance		(\$1.64)	-----
EDG	7/19/2022 7:08:27 AM	TL0719			TRUL Withdrawal	(\$30.00)		\$1.64
EDG	7/19/2022 7:08:03 AM	TL0719			TRUL Withdrawal	(\$30.00)		\$31.64
EDG	7/19/2022 6:54:55 AM	TL0719			TRUL Withdrawal	(\$30.00)		\$61.64
EDG	7/19/2022 5:10:58 AM	70163001			Lockbox - CD	\$90.00		\$91.64
EDG	7/19/2022 5:10:58 AM	70163001			Pre-Release Transaction		\$0.00	-----
EDG	7/8/2022 7:35:57 PM	TL0708			TRUL Withdrawal	(\$2.00)		\$1.64

EDG	7/8/2022 3:20:14 TL0708	TRUL Withdrawal	(\$5.00)	\$3.64
EDG	PM			
EDG	7/8/2022 2:13:48 XFRP0722	FRP Monthly Pymt	(\$25.00)	\$8.64
EDG	PM			
EDG	7/7/2022 1:18:59 116	Sales	(\$27.20)	\$33.64
EDG	PM			
EDG	7/7/2022 11:49:39 TL0707	TRUL Withdrawal	\$60.00	\$60.84
EDG	AM			
EDG	7/7/2022 9:57:48 TL0707	TRUL Withdrawal	(\$30.00)	\$0.84
EDG	AM			
EDG	7/7/2022 9:57:06 TL0707	TRUL Withdrawal	(\$30.00)	\$30.84
EDG	AM			
EDG	7/7/2022 9:50:26 TL0707	TRUL Withdrawal	\$60.00	\$60.84
EDG	AM			
EDG	7/1/2022 7:09:25 TL0701	TRUL Withdrawal	(\$5.00)	\$0.84
EDG	PM			
EDG	7/1/2022 5:28:06 TL0701	TRUL Withdrawal	(\$30.00)	\$5.84
EDG	PM			
EDG	7/1/2022 3:37:32 TL0701	TRUL Withdrawal	(\$30.00)	\$35.84
EDG	PM			
EDG	7/1/2022 3:03:00 106	Sales	(\$176.10)	\$65.84
EDG	PM			
1 2 3 4 5 6 7 8 9				

Total Transactions: 417

Totals: \$0.00 \$0.00

Current Balances

<u>Alpha Code</u>	<u>Available Balance</u>	<u>Pre-Release Balance</u>	<u>Debt Encumbrance</u>	<u>SPO Encumbrance</u>	<u>Other Encumbrance</u>	<u>Outstanding Instruments</u>	<u>Administrative Holds</u>	<u>Account Balance</u>
EDG	\$0.04	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.04
Totals:	\$0.04	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.04

Other Balances

<u>National 6 Months Deposits</u>	<u>National 6 Months Withdrawals</u>	<u>Natioanl 6 Months Avg Daily Balance</u>	<u>Local Max Balance - Prev 30 Days</u>	<u>Average Balance - Prev 30 Days</u>	<u>Commissary Restriction Start Date</u>	<u>Commissary Restriction End Date</u>
\$3,204.40	\$3,376.85	\$60.58	\$200.04	\$0.82	N/A	N/A