

22-5770
No.

IN THE SUPREME COURT OF THE UNITED STATES

JULIAN OKEAYAINNEH, Petitioner

v.

UNITED STATES DEPARTMENT OF JUSTICE, *et al.*, Respondents.

On Petition For a Writ of Certiorari to the
United States Court of Appeals for the District of Columbia

Supreme Court, U.S.
FILED

SEP 28 2022

OFFICE OF THE CLERK

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

The petitioner, Julian Okeayainneh, respectfully asks for leave to file the accompanying petition for writ of certiorari, without prepayment of costs, and to proceed *in forma pauperis*. Petitioner was not represented by counsel in the Court of Appeals but was permitted to proceed with his petition for review before the court after providing the required filing cost. In that sense, Petitioner was not previously granted leave to proceed *in forma pauperis* in the Court of Appeals.

Because Petitioner is now unable to pay the cost associated with filing his petition for certiorari, his affidavit in support of this motion, along with the form of current financial status, are attached.

Dated: September 26th, 2022

Respectfully submitted,

Without Prejudice
Julian Okeayainneh

Julian Okeayainneh (*Pro Se*)
Register No. 20515-112
FCI Oakdale - Complex-1
P.O. Box 5000
Oakdale, LA 71463

RECEIVED

OCT - 5 2022

OFFICE OF THE CLERK
SUPREME COURT, U.S.

No. _____

IN THE
SUPREME COURT OF THE UNITED STATES

Julian Okeayainneh — 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):

UNITED STATES COURT OF APPEALS FOR THE EIGHTH CIRCUIT

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

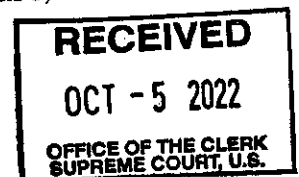
☒ Petitioner's affidavit or declaration in support of this motion is attached hereto.

☐ 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: _____

☐ a copy of the order of appointment is appended.

Without Prejudice
Julian Okeayainneh
(Signature)



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

I, Julian Okeayainneh, 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>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Self-employment	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Income from real property (such as rental income)	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Interest and dividends	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Gifts	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Alimony	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Child Support	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Disability (such as social security, insurance payments)	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Unemployment payments	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Public-assistance (such as welfare)	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Other (specify): <u>None</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Total monthly income:	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</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
I am currently incarcerated and am unemployed; I have been incarcerated for more than two years and therefore do not have a recent employment history	N/A	N/A	\$ 0 N/A
	N/A	N/A	\$ 0 N/A
	N/A	N/A	\$ 0 N/A

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 N/A
N/A	N/A	N/A	\$ 0 N/A
N/A	N/A	N/A	\$ 0 N/A

4. How much cash do you and your spouse have? \$ _____
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	\$ 0	\$ 0
N/A	\$ 0	\$ 0
N/A	\$ 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 N/A

☐ Other real estate
Value \$ 0 N/A

☐ Motor Vehicle #1
Year, make & model N/A
Value \$ 0

☐ Motor Vehicle #2
Year, make & model N/A
Value \$ 0

☐ Other assets
Description N/A
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
N/A	\$ 0 N/A	\$ 0 N/A
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
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	\$ 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: <u>None</u>	\$ 0	\$ 0
Taxes (not deducted from wages or included in mortgage payments)		
(specify): <u>N/A</u>	\$ 0	\$ 0
Installment payments		
Motor Vehicle	\$ 0	\$ 0
Credit card(s)	\$ 0	\$ 0
Department store(s)	\$ 0	\$ 0
Other: <u>None</u>	\$ 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): <u>None</u>	\$ 0	\$ 0
Total monthly expenses:	\$ 0	\$ 0

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.

N/A

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? \$0.00

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? \$0.00

If yes, state the person's name, address, and telephone number:


I am incarcerated and indigent

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

As stated above, I am currently incarcerated and have been incarcerated since 2009. I rely on my family for support and do not have a meaningful source of income sufficient enough to cover the cost for filing this petition.

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

Executed on: September 26th, 2022

Without Prejudice


(Signature)

OAX	5/16/2022 9:40:10 131 AM	Sales	(\$11.60)	\$7,210.13
OAX	5/16/2022 9:39:08 130 AM	Sales	(\$20.45)	\$7,221.73
OAX	5/15/2022 6:07:21 33322135 PM	Western Union	\$100.00	\$7,242.18
OAX	5/15/2022 TL0515 10:22:01 AM	TRUL Withdrawal	(\$10.00)	\$7,142.18
OAX	5/12/2022 3:07:05 33322132 PM	Western Union	\$500.00	\$7,152.18
OAX	5/9/2022 6:40:26 17 AM	Sales	(\$24.55)	\$6,652.18
OAX	5/9/2022 6:08:58 33322129 AM	Western Union	\$200.00	\$6,676.73
OAX	5/2/2022 11:38:02 147 AM	Sales	(\$22.45)	\$6,476.73
OAX	5/1/2022 10:41:55 TL0501 AM	TRUL Withdrawal	(\$10.00)	\$6,499.18
OAX	4/26/2022 7:01:04 14 AM	Sales	(\$27.10)	\$6,509.18
OAX	4/19/2022 9:01:57 1950 AM	SPO - Released		\$192.45

Total Transactions: 125

Totals: \$2,216.48 (\$3,000.00)

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>
OAX	\$5,280.26	\$0.00	\$0.00	\$0.00	\$3,000.00	\$0.00	\$0.00	\$8,280.26
Totals:	\$5,280.26	\$0.00	\$0.00	\$0.00	\$3,000.00	\$0.00	\$0.00	\$8,280.26

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>
\$3,358.08	\$1,922.65	\$7,544.86	\$8,341.26	\$8,237.10	N/A	N/A

Statement



Inmate Reg #: 20515112
 Inmate Name: OKEAYAINNEH, JULIAN
 Report Date: 09/06/2022
 Report Time: 1:23:48 PM

Current Institution: Oakdale FCC
 Housing Unit: OAK-P-B
 Living Quarters: P08-455L

Alpha Code	Date/Time	Reference#	Payment#	Receipt#	Transaction Type	Transaction Amount	Encumbrance Amount	Ending Balance
OAX	9/5/2022 2:06:39 PM	33322248			Western Union	\$100.00		\$8,280.26
OAX	9/2/2022 3:00:17 AM	4171			BP 199 Request - Released		\$1,000.00	-----
OAX	8/29/2022 1:47:59 PM	125			Sales	(\$49.65)		\$8,180.26
OAX	8/25/2022 7:11:37 PM	TL0825			TRUL Withdrawal	(\$30.00)		\$8,229.91
OAX	8/22/2022 8:45:20 AM	108			Sales	(\$51.35)		\$8,259.91
OAX	8/21/2022 5:15:12 PM	4330			BP 199 Request		(\$3,000.00)	-----
OAX	8/17/2022 7:49:45 AM	TL0817			TRUL Withdrawal	(\$30.00)		\$8,311.26
OAX	8/15/2022 8:07:12 PM	33322227			Western Union	\$200.00		\$8,341.26
OAX	8/15/2022 7:46:12 AM	151			Sales	(\$12.00)		\$8,141.26
OAX	8/15/2022 7:45:07 AM	50			Sales	(\$60.40)		\$8,153.26
OAX	8/13/2022 3:06:36 PM	33322225			Western Union	\$20.00		\$8,213.66
OAX	8/2/2022 3:51:54 PM	4171			BP 199 Request		(\$1,000.00)	-----
OAX	8/1/2022 7:12:43 AM	33			Sales	(\$80.65)		\$8,193.66
OAX	7/28/2022 9:32:15 AM	TL0728			TRUL Withdrawal	(\$10.00)		\$8,274.31
OAX	7/26/2022 9:40:24 AM	87			Sales	(\$78.80)		\$8,284.31
OAX	7/19/2022 10:33:58 AM	145			Sales	(\$24.60)		\$8,363.11
OAX	7/19/2022 10:31:56 AM	144			Sales	(\$87.55)		\$8,387.71
OAX	7/14/2022 7:09:59 AM	TL0714			TRUL Withdrawal	(\$30.00)		\$8,475.26
OAX	7/12/2022 10:16:17 AM	105			Sales	(\$55.20)		\$8,505.26
OAX	7/8/2022 2:16:32 PM	33322188			Western Union	\$60.00		\$8,560.46
OAX	7/6/2022 9:14:30 AM	77			Sales	(\$114.60)		\$8,500.46
OAX	7/5/2022 8:41:40 AM	TL0705			TRUL Withdrawal	(\$15.00)		\$8,615.06
OAX	6/29/2022 6:08:05 AM	33322180			Western Union	\$50.00		\$8,630.06
OAX	6/26/2022 12:53:10 PM	TL0626			TRUL Withdrawal	(\$15.00)		\$8,580.06
OAX	6/23/2022 10:22:20 AM	109			Sales	(\$72.75)		\$8,595.06
OAX	6/20/2022 7:07:05 PM	33322171			Western Union	\$300.00		\$8,667.81
OAX	6/15/2022 7:51:57 AM	13			Sales	(\$105.70)		\$8,367.81
OAX	6/15/2022 7:51:34 AM	12			Sales	\$0.00		\$8,473.51
OAX	6/12/2022 5:02:16 AM	70160702			Lockbox - CD	\$1,235.03		\$8,473.51
OAX	6/8/2022 1:33:25 PM	XFRP0622			FRP Quarterly Pymt	(\$25.00)		\$7,238.48
OAX	6/8/2022 9:32:41 AM	79			Sales	(\$23.75)		\$7,263.48
OAX	5/31/2022 1:29:45 PM	234			Sales	(\$0.58)		\$7,287.23
OAX	5/31/2022 1:29:12 PM	233			Sales	(\$11.02)		\$7,287.81
OAX	5/31/2022 1:26:20 PM	229			Sales	(\$34.50)		\$7,298.83
OAX	5/31/2022 6:48:46 AM	TL0531			TRUL Withdrawal	(\$30.00)		\$7,333.33
OAX	5/24/2022 11:27:51 AM	TL0524			TRUL Withdrawal	(\$10.00)		\$7,363.33
OAX	5/23/2022 7:17:22 AM	24			Sales	(\$31.80)		\$7,373.33
OAX	5/23/2022 6:33:34 AM	TL0523			TRUL Withdrawal	(\$5.00)		\$7,405.13
OAX	5/20/2022 6:07:18 AM	33322140			Western Union	\$200.00		\$7,410.13