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22-5969

No.: _____

ORIGINAL

IN THE
SUPREME COURT OF THE UNITED STATES

FILED
OCT 26 2022

OFFICE OF THE CLERK
SUPREME COURT, U.S.

THOMAS DEPTULA — PETITIONER

vs.

STATE OF FLORIDA — 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):

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 in support of this motion is **not** attached hereto.

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

_____, or _____

a copy of the order of appointment is appended.

Thomas Deptula
Thomas Deptula, Petitioner

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

I, THOMAS DEPTULA, am the petitioner in the above-titled 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> N/A </u>	\$ <u> 0 </u>	\$ <u> N/A </u>
Self-Employment	\$ <u> 0 </u>	\$ <u> N/A </u>	\$ <u> 0 </u>	\$ <u> N/A </u>
Income from real property (such as rental income)	\$ <u> 0 </u>	\$ <u> N/A </u>	\$ <u> 0 </u>	\$ <u> N/A </u>
Interest and dividends	\$ <u> 0 </u>	\$ <u> N/A </u>	\$ <u> 0 </u>	\$ <u> N/A </u>
Gifts	\$ <u> 0 </u>	\$ <u> N/A </u>	\$ <u> 0 </u>	\$ <u> N/A </u>
Alimony	\$ <u> 0 </u>	\$ <u> N/A </u>	\$ <u> 0 </u>	\$ <u> N/A </u>
Child Support	\$ <u> 0 </u>	\$ <u> N/A </u>	\$ <u> 0 </u>	\$ <u> N/A </u>
Retirement (such as social security, pensions, annuities, insurance)	\$ <u> 0 </u>	\$ <u> N/A </u>	\$ <u> 0 </u>	\$ <u> N/A </u>
Disability (such as social security, insurance payments)	\$ <u> 0 </u>	\$ <u> N/A </u>	\$ <u> 0 </u>	\$ <u> N/A </u>
Unemployment payments	\$ <u> 0 </u>	\$ <u> N/A </u>	\$ <u> 0 </u>	\$ <u> N/A </u>
Public assistance (such as welfare)	\$ <u> 0 </u>	\$ <u> N/A </u>	\$ <u> 0 </u>	\$ <u> N/A </u>
Other (specify): _____	\$ <u> 0 </u>	\$ <u> N/A </u>	\$ <u> 0 </u>	\$ <u> N/A </u>
Total monthly income:	\$ <u> 0 </u>	\$ <u> N/A </u>	\$ <u> 0 </u>	\$ <u> N/A </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
<u>N/A</u>			\$ _____
			\$ _____
			\$ _____

3. List your spouse's 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
<u>N/A</u>			\$ _____
			\$ _____
			\$ _____

4. How much cash do you and your spouse have? \$ _____ 0.00

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
<u>Savings</u>	\$ 312	\$ <u>N/A</u>
<u>Savings</u>	\$ 3,200	\$ <u>N/A</u>
	\$ _____	\$ _____

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

<input type="checkbox"/> Home	<input type="checkbox"/> Other real estate
Value _____ N/A _____	Value _____ N/A _____
<input type="checkbox"/> Motor Vehicle #1	<input type="checkbox"/> Motor Vehicle #2
Year, make & model _____	Year, make & model _____
Value _____ N/A _____	Value _____ N/A _____
<input type="checkbox"/> Other assets	
Description _____	
Value _____ N/A _____	

6. State every person, business, or organization owing you or your spouse money, and the amount owed.

Name	Amount owed to you	Amount owed to your spouse
_____ N/A _____	\$ _____	\$ _____
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____

7. State the persons who rely on you or your spouse for support.

Name	Relationship	Age
_____ 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 _____	\$ ____ N/A ____
Are real estate taxes included? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
Is property insurance included? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
Utilities (electricity, heating fuel, water, sewer, and telephone)	\$ ____ 0 _____	\$ ____ N/A ____
Home maintenance (repairs and upkeep)	\$ ____ 0 _____	\$ ____ N/A ____
Food	\$ ____ 0 _____	\$ ____ N/A ____
Clothing	\$ ____ 0 _____	\$ ____ N/A ____
Laundry and dry-cleaning	\$ ____ 0 _____	\$ ____ N/A ____
Medical and dental expenses	\$ ____ 0 _____	\$ ____ N/A ____

Transportation \$____0____ \$____ N/A ____
(not including motor vehicle payments)

Recreation, entertainment, newspapers, \$____0____ \$____ N/A ____
magazines, etc.

Insurance (not deducted from wages or included in mortgage payments)

Homeowner's or renter's \$____0____ \$____ N/A ____

Life \$____0____ \$____ N/A ____

Health \$____0____ \$____ N/A ____

Motor Vehicle \$____0____ \$____ N/A ____

Other: _____ N/A _____ \$____0____ \$____ N/A ____

Taxes (not deducted from wages or included in mortgage payments)

(specify): _____ N/A _____ \$____0____ \$____ N/A ____

Installment payments

Motor Vehicle \$____0____ \$____ N/A ____

Credit card(s) \$____0____ \$____ N/A ____

Department store(s) \$____0____ \$____ N/A ____

Other: _____ N/A _____ \$____0____ \$____ N/A ____

Alimony, maintenance, and support paid to \$____0____ \$____ N/A ____
others

Regular expenses for operation of business, \$____0____ \$____ N/A ____
profession, or farm (attach detailed statement)

Other (specify): _____ N/A _____ \$____0____ \$____ N/A ____

Total monthly expenses: \$____0____ \$____ N/A ____

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.

Name: _____

Address: _____

Telephone: _____

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.

Name: _____

Address: _____

Telephone: _____

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

Incarcerated at this time.

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

Executed on: October 26, 2022

Thomas Deptula
Thomas Deptula, Petitioner