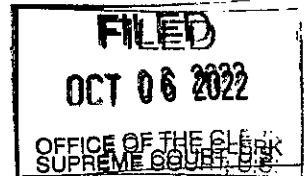


22-6160 ORIGINAL
No. _____

IN THE
SUPREME COURT OF THE UNITED STATES



WAYLAND LYNN DILTS — PETITIONER
(Your Name)

VS.

MICHIGAN — 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 Sixth 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: _____
_____, or

☐ a copy of the order of appointment is appended.

Wayland Dilts
(Signature)

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

I, Wayland Lynn Diltz, 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-employment	\$ _____	\$ _____	\$ _____	\$ _____
Income from real property (such as rental income)	\$ _____	\$ _____	\$ _____	\$ _____
Interest and dividends	\$ _____	\$ _____	\$ _____	\$ _____
Gifts	\$ _____	\$ _____	\$ _____	\$ _____
Alimony	\$ _____	\$ _____	\$ _____	\$ _____
Child Support	\$ _____	\$ _____	\$ _____	\$ _____
Retirement (such as social security, pensions, annuities, insurance)	\$ _____	\$ _____	\$ _____	\$ _____
Disability (such as social security, insurance payments)	\$ _____	\$ _____	\$ _____	\$ _____
Unemployment payments	\$ _____	\$ _____	\$ _____	\$ _____
Public-assistance (such as welfare)	\$ _____	\$ _____	\$ _____	\$ _____
Other (specify): _____	\$ _____	\$ _____	\$ _____	\$ _____
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
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			\$ 0
			\$
			\$

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
	\$ 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 0
Value

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

☐ Other assets
Description 0
Value

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

☐ 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:

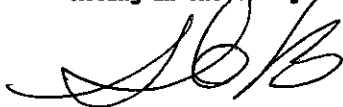
12. Provide any other information that will help explain why you cannot pay the costs of this case.

Have no income. Some family support.

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

Executed on: October 6, 2022

Steve King
Notary Public - State of Michigan
County of Chippewa
My Commission Expires 12/01/2027
Acting in the County of Chippewa



Wayland Ditt
(Signature)

STATE OF MICHIGAN - CIVIL ACTION

CERTIFICATE OF PRISONER ACCOUNT ACTIVITY
AND AFFIDAVIT REGARDING SUSPENSION OF PRISONER FEES/COSTS

Prisoner-Plaintiff/Petitioner/Appellant name and number

Dills, Wayland 406058

Defendant's/Respondent's/Appellee's name

Michigan

V

CERTIFICATE OF PRISONER ACCOUNT ACTIVITY

I am employed by the Michigan Department of Corrections at the facility identified below, at which the prisoner identified as the Plaintiff/Petitioner/Appellant is currently incarcerated.

Attached is a computer printout which accurately reflects the current spendable balance and all activity within this prisoner's account during the preceding twelve months or, if the prisoner has been incarcerated for less than twelve months, for the period of incarceration.

The attached printout reflects, for the reported period, an average monthly account deposit (i.e., total deposits divided by number of months) of \$55.76, an average monthly account balance (i.e., total deposits minus total withdrawals divided by number of months) of (\$2.53).
There is a current spendable account balance of \$16.01.

Date: 10/12/22

Mary Kangas KCF Acad. Tech.
Signature/Title

Kinross Correctional Facility

Correctional Facility

Note: Bottom section to be completed by prisoner and sent by prisoner to a Michigan court along with State civil pleading/claim of appeal.

AFFIDAVIT REGARDING SUSPENSION OF PRISONER FEES/COSTS

1. I am the Plaintiff/Respondent/Appellant in the attached pleading/petition/claim of appeal.
2. I am asking the court for suspension of filing fees and costs because I am indigent as reflected in the Certificate of Prisoner Account Activity and attached computer printout.

Wayland Dills
Prisoner's Signature

Subscribed and sworn to before me, a Notary Public,
this 15th day of November, 2022.

Steve King
My Commission Expires: 12-1-2027

CSJ-276 6/97
4835-3276

Steve King
Notary Public - State of Michigan
County of Chippewa
My Commission Expires 12/01/2027
Acting in the County of Chippewa

Daily Transaction Summary: October 12, 2021 - October 12, 2022

Offender Information

Offender Number: 0406058
 Offender Name: Dillis, Wayland Lynn
 Account Status: Open

Institution: KCF
 Housing Facility: KCF
 Tier: F1

Living Unit: F1
 Cell: 156
 Bed: Top

Primary Balance: \$103.67
 Available Balance: \$16.01

Primary Trust Transactions

Date	Transaction Type	Payer / Paid To	Voucher Number	Deposit	Expense	Balance	Loc Code
10/12/2021						\$97.99	
10/12/2021 10:18:59 AM	Access Catalog Disbursement	Access Catalog			(\$40.02)	\$57.97	KCF
10/14/2021 07:07:40 AM	KCF-Institutional Services	500 - Institutional Services		\$18.48		\$76.45	KCF
10/15/2021 01:56:03 PM	Legal Copies Disbursement	KCF Institutional Services			(\$0.20)	\$76.25	KCF
10/29/2021 08:09:45 AM	Legal Copies Disbursement	KCF Institutional Services			(\$1.60)	\$74.65	KCF
11/02/2021 05:10:14 AM	GTL	Joseph Dillis		\$50.00		\$124.65	COF
11/02/2021 09:43:13 AM	Legal Stamps	KCF Institutional Services			(\$0.53)	\$124.12	KCF
11/02/2021 09:44:14 AM	Legal Stamps	KCF Institutional Services			(\$0.53)	\$123.59	KCF
11/03/2021 03:10:07 PM	Legal Copies Disbursement	KCF Institutional Services			(\$0.80)	\$122.79	KCF
11/09/2021 06:47:50 PM	Vendor Refund	Access Securepak		\$33.08		\$155.87	COF
11/10/2021 01:31:54 AM	Commissary Sale	Keefe Commissary	C104158837		(\$22.11)	\$133.76	KCF
11/15/2021 07:35:49 AM	KCF-Institutional Services	500 - Institutional Services		\$17.64		\$151.40	KCF
11/16/2021 03:49:03 PM	Phone Credits	Global Tel			(\$10.00)	\$141.40	KCF
11/23/2021 01:32:08 AM	Commissary Sale	Keefe Commissary	C104183344		(\$34.67)	\$106.73	KCF
11/24/2021 11:46:12 AM	Notary Disbursement	KCF Institutional Services			(\$1.00)	\$105.73	KCF
11/24/2021 11:59:22 AM	Legal Copies Disbursement	KCF Institutional Services			(\$2.00)	\$103.73	KCF
11/29/2021 11:45:54 AM	Legal Stamps	KCF Institutional Services			(\$1.76)	\$101.97	KCF
12/04/2021 01:31:00 AM	Commissary Sale	Keefe Commissary	C104183344		\$2.12	\$104.09	KCF
12/04/2021 05:10:10 AM	GTL	Joseph Dillis		\$50.00		\$154.09	COF
12/08/2021 01:31:19 AM	Commissary Sale	Keefe Commissary	C104204510		(\$20.79)	\$133.30	KCF
12/08/2021 01:54:24 PM	Legal Copies Disbursement	KCF Institutional Services			(\$0.70)	\$132.60	KCF
12/08/2021 07:40:09 PM	Kiosk Request	JPay Inc.			(\$16.00)	\$116.60	COF
12/10/2021 11:05:53 AM	Legal Copies Disbursement	KCF Institutional Services			(\$0.90)	\$115.70	KCF
12/10/2021 11:17:40 AM	Legal Copies Disbursement	KCF Institutional Services			(\$0.70)	\$115.00	KCF
12/22/2021 01:32:23 AM	Commissary Sale	Keefe Commissary	C104230879		(\$15.63)	\$99.37	KCF
12/24/2021 07:40:08 PM	Kiosk Request	JPay Inc.			(\$11.00)	\$88.37	COF
01/02/2022 05:10:11 AM	GTL	Joseph Dillis		\$50.00		\$138.37	COF
01/03/2022 07:40:08 PM	Kiosk Request	JPay Inc.			(\$5.00)	\$133.37	COF
01/04/2022 07:40:08 PM	Kiosk Request	JPay Inc.			(\$5.00)	\$128.37	COF
01/05/2022 01:31:08 AM	Commissary Sale	Keefe Commissary	C104251145		(\$7.25)	\$121.12	KCF
01/07/2022 11:27:18 AM	Legal Copies Disbursement	KCF Institutional Services			(\$2.10)	\$119.02	KCF

Primary Trust Transactions

Date	Transaction Type	Payer / Paid To	Voucher Number	Deposit	Expense	Balance	Loc Code
01/11/2022 01:31:22 AM	Commissary Sale	Keefe Commissary	C104230879		\$5.32	\$124.34	KCF
01/13/2022 09:49:14 AM	Legal Stamps	KCF Institutional Services			(\$2.16)	\$122.18	KCF
01/13/2022 09:49:31 AM	Legal Stamps	KCF Institutional Services			(\$9.45)	\$112.73	KCF
01/19/2022 01:31:17 AM	Commissary Sale	Keefe Commissary	C104272296		(\$24.84)	\$87.89	KCF
01/31/2022 04:00:01 AM	LEGAL COPIES	KCF INSTITUTIONAL SERVICES			(\$0.23)	\$87.66	COF
02/03/2022 05:10:10 AM	GTL	Joseph Dilts		\$50.00		\$137.66	COF
02/16/2022 01:31:10 AM	Commissary Sale	Keefe Commissary	C104315872		(\$30.15)	\$107.51	KCF
02/18/2022 01:21:38 PM	Legal Copies Disbursement	KCF Institutional Services			(\$0.30)	\$107.21	KCF
02/21/2022 07:40:08 PM	Kiosk Request	JPay Inc.			(\$4.20)	\$103.01	COF
02/28/2022 04:00:02 AM	LEGAL COPIES	KCF INSTITUTIONAL SERVICES			(\$15.27)	\$87.74	COF
03/04/2022 05:10:11 AM	GTL	Joseph Dilts		\$50.00		\$137.74	COF
03/04/2022 07:40:10 PM	Kiosk Request	JPay Inc.			(\$8.00)	\$129.74	COF
03/05/2022 07:40:12 PM	Kiosk Request	JPay Inc.			(\$8.00)	\$121.74	COF
03/07/2022 09:47:12 AM	Legal Stamps	KCF Institutional Services			(\$0.53)	\$121.21	KCF
03/11/2022 09:02:11 AM	Legal Copies Disbursement	KCF Institutional Services			(\$0.20)	\$121.01	KCF
03/16/2022 01:31:38 AM	Commissary Sale	Keefe Commissary	C104362428		(\$25.63)	\$95.38	KCF
03/18/2022 11:08:59 AM	Legal Copies Disbursement	KCF Institutional Services			(\$0.70)	\$94.68	KCF
03/25/2022 10:59:16 AM	Legal Supplies Disbursement	KCF Institutional Services			(\$1.38)	\$93.30	KCF
03/25/2022 11:21:57 AM	Legal Copies Disbursement	KCF Institutional Services			(\$4.30)	\$89.00	KCF
04/01/2022 11:34:48 AM	Legal Copies Disbursement	KCF Institutional Services			(\$0.60)	\$88.40	KCF
04/01/2022 11:58:40 AM	V-Legal Copies Disbursement	KCF Institutional Services			\$0.60	\$89.00	KCF
04/01/2022 11:59:25 AM	Legal Copies Disbursement	KCF Institutional Services			(\$0.40)	\$88.60	KCF
04/02/2022 05:10:14 AM	GTL	Joseph Dilts		\$50.00		\$138.60	COF
04/02/2022 07:40:09 PM	Kiosk Request	JPay Inc.			(\$0.50)	\$138.10	COF
04/13/2022 01:31:39 AM	Commissary Sale	Keefe Commissary	C104408517		(\$3.60)	\$134.50	KCF
04/17/2022 07:40:08 PM	Kiosk Request	JPay Inc.			(\$1.00)	\$133.50	COF
04/20/2022 01:30:48 AM	Commissary Sale	Keefe Commissary	C104408517		\$3.60	\$137.10	KCF
04/27/2022 01:31:00 AM	Commissary Sale	Keefe Commissary	C104430237		(\$6.31)	\$130.79	KCF
04/29/2022 11:23:55 AM	Legal Copies Disbursement	KCF Institutional Services			(\$0.30)	\$130.49	KCF
04/29/2022 11:28:58 AM	Legal Copies Disbursement	KCF Institutional Services			(\$0.80)	\$129.69	KCF
04/29/2022 11:32:24 AM	Legal Copies Disbursement	KCF Institutional Services			(\$0.40)	\$129.29	KCF
05/04/2022 05:10:12 AM	GTL	Joseph Dilts		\$50.00		\$179.29	COF
05/11/2022 01:30:53 AM	Commissary Sale	Keefe Commissary	C104452351		(\$29.82)	\$149.47	KCF
05/11/2022 11:23:50 AM	Legal Copies Disbursement	KCF Institutional Services			(\$0.70)	\$148.77	KCF
05/11/2022 11:23:57 AM	Legal Copies Disbursement	KCF Institutional Services			(\$0.60)	\$148.17	KCF
05/18/2022 10:42:20 AM	Legal Copies Disbursement	KCF Institutional Services			(\$0.20)	\$147.97	KCF

Primary Trust Transactions

Date	Transaction Type	Payer / Paid To	Voucher Number	Deposit	Expense	Balance	Loc Code
05/26/2022 01:31:12 AM	Commissary Sale	Keefe Commissary	C104476304		(\$17.89)	\$130.08	KCF
06/02/2022 05:10:13 AM	GTL	Joseph Dilts		\$50.00		\$180.08	COF
06/08/2022 01:30:59 AM	Commissary Sale	Keefe Commissary	C104496428		(\$7.66)	\$172.42	KCF
06/08/2022 10:17:16 AM	Dental Co-Pay Disbursement	Health Care Co-Pay			(\$5.00)	\$167.42	KCF
06/21/2022 07:40:08 PM	Kiosk Request	JPay Inc.			(\$2.00)	\$165.42	COF
06/22/2022 01:30:56 AM	Commissary Sale	Keefe Commissary	C104519604		(\$0.96)	\$164.46	KCF
06/23/2022 07:40:08 PM	Kiosk Request	JPay Inc.			(\$5.00)	\$159.46	COF
06/24/2022 11:22:04 AM	Medical Co-Pay Disbursement	Health Care Co-Pay			(\$5.00)	\$154.46	KCF
06/25/2022 01:30:59 AM	Commissary Sale	Keefe Commissary	C104527676		(\$27.21)	\$127.25	KCF
06/28/2022 08:05:00 AM	Padlock Disbursement	KCF PBF Padlock			(\$6.10)	\$121.15	KCF
07/02/2022 05:10:16 AM	GTL	Joseph Dilts		\$50.00		\$171.15	COF
07/05/2022 11:05:16 AM	Legal Stamps	KCF Institutional Services			(\$1.36)	\$169.79	KCF
07/05/2022 11:05:33 AM	Legal Stamps	KCF Institutional Services			(\$1.76)	\$168.03	KCF
07/06/2022 01:31:03 AM	Commissary Sale	Keefe Commissary	C104540630		(\$7.01)	\$161.02	KCF
07/06/2022 10:22:47 AM	Legal Copies Disbursement	KCF Institutional Services			(\$0.30)	\$160.72	KCF
07/13/2022 10:43:02 AM	Legal Copies Disbursement	KCF Institutional Services			(\$2.30)	\$158.42	KCF
07/13/2022 10:47:50 AM	Legal Copies Disbursement	KCF Institutional Services			(\$0.30)	\$158.12	KCF
07/18/2022 09:05:29 AM	MSI Optical Disbursement	MSI Optical - 1250			(\$40.00)	\$118.12	KCF
07/20/2022 08:49:38 AM	Legal Copies Disbursement	KCF Institutional Services			(\$1.60)	\$116.52	KCF
07/20/2022 10:38:20 AM	Legal Stamps	KCF Institutional Services			(\$0.57)	\$115.95	KCF
07/20/2022 10:38:30 AM	Legal Stamps	KCF Institutional Services			(\$0.57)	\$115.38	KCF
08/03/2022 01:31:02 AM	Commissary Sale	Keefe Commissary	C104583629		(\$22.89)	\$92.49	KCF
08/05/2022 05:10:13 AM	GTL	Joseph Dilts		\$50.00		\$142.49	COF
08/17/2022 01:31:04 AM	Commissary Sale	Keefe Commissary	C104606157		(\$9.63)	\$132.86	KCF
08/19/2022 07:30:29 AM	Legal Copies Disbursement	KCF Institutional Services			(\$0.60)	\$132.26	KCF
08/19/2022 07:48:07 AM	Legal Copies Disbursement	KCF Institutional Services			(\$2.20)	\$130.06	KCF
08/19/2022 07:52:46 AM	Legal Copies Disbursement	KCF Institutional Services			(\$1.30)	\$128.76	KCF
08/25/2022 12:49:21 PM	Miscellaneous Vendor Check	Will Repair			\$0.00	\$128.76	KCF
08/26/2022 10:24:43 AM	Legal Copies Disbursement	KCF Institutional Services			(\$0.20)	\$128.56	KCF
08/31/2022 01:31:01 AM	Commissary Sale	Keefe Commissary	C104628140		(\$29.30)	\$99.26	KCF
09/02/2022 05:10:15 AM	GTL	Joseph Dilts		\$50.00		\$149.26	COF
09/06/2022 11:05:14 AM	Legal Stamps	KCF Institutional Services			(\$0.57)	\$148.69	KCF
09/06/2022 11:05:28 AM	Legal Stamps	KCF Institutional Services			(\$0.57)	\$148.12	KCF
09/07/2022 11:48:55 AM	Legal Copies Disbursement	KCF Institutional Services			(\$0.40)	\$147.72	KCF
09/07/2022 11:50:50 AM	Legal Copies Disbursement	KCF Institutional Services			(\$0.30)	\$147.42	KCF
09/07/2022 11:53:21 AM	Legal Copies Disbursement	KCF Institutional Services			(\$9.60)	\$137.82	KCF

Primary Trust Transactions

Date	Transaction Type	Payer / Paid To	Voucher Number	Deposit	Expense	Balance	Loc Code
09/13/2022 10:39:54 AM	Stamps	KCF Institutional Services			(\$7.25)	\$130.57	KCF
09/14/2022 01:31:09 AM	Commissary Sale	Keefe Commissary	C104649816		(\$2.38)	\$128.19	KCF
09/21/2022 09:30:17 AM	Dental Co-Pay Disbursement	Health Care Co-Pay			(\$5.00)	\$123.19	KCF
09/22/2022 12:28:27 PM	Miscellaneous Vendor Check	Willi Repair			\$0.00	\$123.19	KCF
09/28/2022 01:31:06 AM	Commissary Sale	Keefe Commissary	C104674785		(\$22.31)	\$100.88	KCF
10/02/2022 05:10:14 AM	GTL	Joseph Dilts		\$50.00		\$150.88	COF
10/05/2022 07:40:15 PM	Kiosk Request	JPay Inc.			(\$43.00)	\$107.88	COF
10/07/2022 09:12:49 AM	Notary Disbursement	KCF Institutional Services			(\$1.00)	\$106.88	KCF
10/12/2022 01:31:00 AM	Commissary Sale	Keefe Commissary	C104696278		(\$3.21)	\$103.67	KCF
10/12/2022				\$669.20	(\$663.52)	\$103.67	

Savings

Date	Deposit	Expense	Balance	Loc Code
10/12/2021			\$0.00	
No Activity				
10/12/2022	\$0.00	\$0.00	\$0.00	

Holds - Current as of Date and Time of Report

Date Held	Hold Type	Notes	Amount
07/15/2021	Obligation	Auto Hold for - 09-001265-FC-C30	\$8.14
07/15/2021	Obligation	Auto Hold for - 09-001331-FH-C30	\$8.14
08/13/2021	Obligation	Auto Hold for - 09-001265-FC-C30	\$6.29
08/13/2021	Obligation	Auto Hold for - 09-001331-FH-C30	\$6.29
08/13/2021	Obligation	Auto Hold for - 09-001265-FC-C30	\$2.10
08/13/2021	Obligation	Auto Hold for - 09-001331-FH-C30	\$2.10
09/15/2021	Obligation	Auto Hold for - 09-001265-FC-C30	\$9.24
09/15/2021	Obligation	Auto Hold for - 09-001331-FH-C30	\$9.24
10/14/2021	Obligation	Auto Hold for - 09-001265-FC-C30	\$9.24
10/14/2021	Obligation	Auto Hold for - 09-001331-FH-C30	\$9.24
11/15/2021	Obligation	Auto Hold for - 09-001265-FC-C30	\$8.82
11/15/2021	Obligation	Auto Hold for - 09-001331-FH-C30	\$8.82