

IN THE
UNITED STATES SUPREME COURT

Supreme Court, U.S.
FILED

SEP 20 2022

OFFICE OF THE CLERK

UNITED STATES OF AMERICA
RESPONDENT

22-6241

CIVIL NO: 5:19-cv-00019-H
CRIMINAL NO: 2011-432,718

VS.

CLARENCE LEE HOOKER
PETITIONER

MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

NOW INTO COURT COMES CLARENCE LEE HOOKER, PETITIONER, PRO-SE, AND RESPECTFULLY MOVES THIS HONORABLE COURT FOR LEAVE TO PROCEED ON HIS WRIT OF CERTIORARI IN FORMA PAUPERIS FROM THE JUDGMENT OF THE 5TH CIRCUIT COURT OF APPEALS DATED 8/5/2022 SIGNED BY THE HAND OF JAMES L. DENNIS-UNITED STATES CIRCUIT JUDGE, WITHOUT PRE-PAYMENT OF COST AND FEES, AND WITHOUT GIVING SECURITY THEREFORE.

AN AFFIDAVIT IN SUPPORT OF THIS MOTION TO PROCEED IN FORMA PAUPERIS IS ATTACHED HERETO AND MADE PART OF THIS MOTION BY REFERENCE HEREIN.

RESPECTFULLY,

Clarence Lee Hooker
PETITIONER

ORIGINAL

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

I, Clarence Lee Hooker, 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>no spouse</u>	\$ <u>0</u>	\$ _____
Self-employment	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Income from real property (such as rental income)	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Interest and dividends	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Gifts	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Alimony	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Child Support	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Disability (such as social security, insurance payments)	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Unemployment payments	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Public-assistance (such as welfare)	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Other (specify): _____	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Total monthly income:	\$ <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
incarcerated	WYNNUMHIT 316 FM 2321 Houston, TX	11/12/11	\$ 0
			\$ 0
			\$ 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
No spouse			\$
			\$
			\$

4. How much cash do you and your spouse have? \$ I Have \$163.35 in Inmate Trust Fund
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	\$
	\$ 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 _____

☐ Other real estate
Value _____

☐ Motor Vehicle #1
Year, make & model _____
Value _____

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

☐ 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
NONE	\$ _____	\$ _____
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____

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	_____	_____
_____	_____	_____
_____	_____	_____

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)	\$ NONE	NO spouse
Are real estate taxes included? ☐ Yes ☐ No	incarcerated	\$ _____
Is property insurance included? ☐ Yes ☐ No		
Utilities (electricity, heating fuel, water, sewer, and telephone)	\$ _____	\$ _____
Home maintenance (repairs and upkeep)	\$ NONE	\$ _____
Food	\$ NONE	\$ _____
Clothing	\$ NONE	\$ _____
Laundry and dry-cleaning	\$ _____	\$ _____
Medical and dental expenses	\$ NONE	\$ _____

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ <u>none</u>	\$ <u>no spouse</u>
Recreation, entertainment, newspapers, magazines, etc.	\$ <u>none</u>	\$ _____
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ _____	\$ _____
Life	\$ _____	\$ _____
Health	\$ _____	\$ _____
Motor Vehicle	\$ _____	\$ _____
Other: <u>Have none</u>	\$ _____	\$ _____
Taxes (not deducted from wages or included in mortgage payments)		
(specify): _____	\$ <u>none</u>	\$ _____
Installment payments		
Motor Vehicle	\$ <u>none</u>	\$ _____
Credit card(s)	\$ <u>none</u>	\$ _____
Department store(s)	\$ <u>none</u>	\$ _____
Other: <u>none</u>	\$ <u>none</u>	\$ _____
Alimony, maintenance, and support paid to others	\$ <u>none</u>	\$ _____
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ <u>none</u>	\$ _____
Other (specify): <u>none</u>	\$ _____	\$ _____
Total monthly expenses: <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.

I in TDC Wynne Unit, I'm incarcerated, have no income from state

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

Executed on: October 16, _____, 20 22

Clarence Hooker

(Signature)