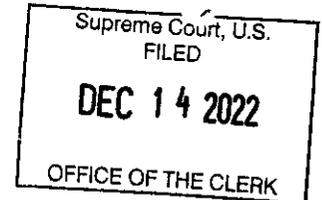


22-6380  
No. \_\_\_\_\_

**ORIGINAL**

IN THE  
SUPREME COURT OF THE UNITED STATES



Joseph Bergeron -- PETITIONER

VS.

Paul Schnell, Commissioner of Corrections -- 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 courts (s):

Once in the United States Supreme Court, once in the 8<sup>th</sup> Circuit Federal Court, three times in the Minnesota 10<sup>th</sup> Judicial District Court, three times in the Minnesota Appellate Court, and twice in the Minnesota Supreme Court.

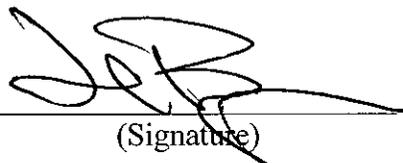
Petitioner has **not** previously been granted leave to proceed *in forma pauperis* in any other court.

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 current proceeding, and:

The appointment was made under the following provision of law: \_\_\_\_\_

a copy of the order of appointment is appended.

  
(Signature)

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

I, Joseph Bergeron, 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>N/A</u>	\$ _____	\$ <u>N/A</u>
Self-employment	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Income from real property (such as rental income)	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Interest and dividends	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Gifts	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Alimony	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Child Support	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>

Disability (such as social security, insurance payments)	\$ <u>      N/A      </u>	\$ <u>      N/A      </u>	\$ <u>      N/A      </u>	\$ <u>      N/A      </u>
Unemployment payments	\$ <u>      N/A      </u>	\$ <u>      N/A      </u>	\$ <u>      N/A      </u>	\$ <u>      N/A      </u>
Public-assistance (such as welfare)	\$ <u>      N/A      </u>	\$ <u>      N/A      </u>	\$ <u>      N/A      </u>	\$ <u>      N/A      </u>
Other (specify): _____	\$ <u>      N/A      </u>	\$ <u>      N/A      </u>	\$ <u>      N/A      </u>	\$ <u>      N/A      </u>
<b>Total monthly income:</b>	\$ <u>                  </u>	\$ <u>      N/A      </u>	\$ <u>                  </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.)

<b>Employer</b>	<b>Address</b>	<b>Dates of Employment</b>	<b>Gross monthly pay</b>
<u>Minnesota DOC</u>	<u>MCF - Stillwater 970 Pickett Street Street North Bayport, MN 55003</u>	<u>                                  </u>	<u>                                  </u>
<u>                                  </u>	<u>                                  </u>	<u>                                  </u>	<u>                                  </u>
<u>                                  </u>	<u>                                  </u>	<u>                                  </u>	<u>                                  </u>

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.)

<b>Employer</b>	<b>Address</b>	<b>Dates of Employment</b>	<b>Gross monthly pay</b>
<u>      N/A      </u>	<u>      N/A      </u>	<u>      N/A      </u>	<u>      N/A      </u>
<u>      N/A      </u>	<u>      N/A      </u>	<u>      N/A      </u>	<u>      N/A      </u>
<u>      N/A      </u>	<u>      N/A      </u>	<u>      N/A      </u>	<u>      N/A      </u>

4. How much cash do you and your spouse have? \$ None

Below, state any money you or your spouse have in bank accounts or in any other financial institution.

Financial institution	Type of account	Amount you have	Amount your spouse has
<u>N/A</u>	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
<u>N/A</u>	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
<u>N/A</u>	<u>N/A</u>	<u>N/A</u>	<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.

Home

Value \_\_\_\_\_

Other real estate

Value \_\_\_\_\_

Motor Vehicle #1

Year, make & model  
\_\_\_\_\_

Value \_\_\_\_\_

Motor Vehicle #2

Year, make & model  
\_\_\_\_\_

Value \_\_\_\_\_

Other assets

Description \_\_\_\_\_

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>	\$ <u>N/A</u>	\$ <u>N/A</u>
<u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
<u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>

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

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 expense 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		
(included lot rented for mobile home)	\$ N/A	\$ N/A
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)	\$ N/A	\$ N/A
Home maintenance (repairs and upkeep)	\$ N/A	\$ N/A
Food	\$ 50.00	\$ N/A
Clothing	\$ 10.00	\$ N/A
Laundry and dry-cleaning	\$ 10.00	\$ N/A
Medical and dental expenses	\$ N/A	\$ N/A

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

**Total monthly expenses:**

\$ 100.00 \$ \_\_\_\_\_

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? \_\_\_\_\_

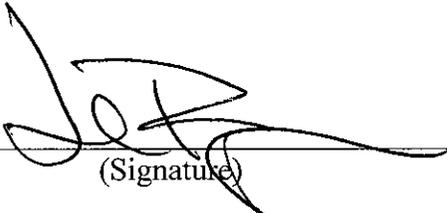
If yes, state the person's name, address, and telephone number:

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

*Due to my length of reimprisonment, and thus inability to pay bills and payments, I have lost my house, two vehicles etc, and am thusly almost \$30,000 in debt. Also in addition to my personal daily, weekly, and monthly expenses, the length of this judicial process has been financially crushing with expenses for stationary, writing materials, copies, envelopes and postage.*

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

Executed on: 14 DECEMBER, 2022

  
(Signature)

Department of Corrections

MCF - Stillwater

Trust Account Statement

For Date Range 11/01/2022 To 11/30/2022

OID# 126625 Name: BERGERON, JOSEPH JOHN

Location: 01-A-E-TIER 4-GALLERY 4 FRONT~458; :

Balance as of	
<u>Sub Account</u>	11/30/2022 2:48 pm
Spending	150.42
Gate Savings	500.00
Savings	420.00
Hold	0.00

Transaction Descriptions

Transaction Amt

Spending Sub-Account

11/03/2022	CHRISTIAN BOOK	(111.98)
11/07/2022	CRS SAL ORD #8152082	(40.27)
11/14/2022	CRS SAL ORD #8161958	(46.76)
11/21/2022	CRS SAL ORD #8169491	(28.66)
11/22/2022	SAVE TO SPEND	200.00
11/23/2022	CRR SAL ORD #8169491	5.31
11/28/2022	Health Care Co-Pay 10/13/22	(5.00)
11/30/2022	CRS SAL ORD #8177148	(55.89)

Savings Sub-Account

11/22/2022	SAVE TO SPEND	(200.00)
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Debts and Obligations

OID: 126625

Type	Payable	Info Number	Current Amount Owing	Amount Paid
AVP	Aid to Victims of Cr	AVP	UNLIMITED	1,273.93
AVPI	Aid to Victims of Cr	AVPI	UNLIMITED	72.77
CCPA	Cost of Confinement	CCPA	UNLIMITED	0.00
CCPB	Cost of Confinement	CCPB	UNLIMITED	939.28
CCPP	Cost of Confinement	CCPP	UNLIMITED	0.00
FCC	Facility Cost Conf.	FCC	UNLIMITED	1,362.48

This statement shows your activity and balances from MCF - Stillwater only. If you had any activity or balances for the specified time period at another facility, you will be sent a separate statement from that facility.

**\*\*Keep For Your Records\*\***