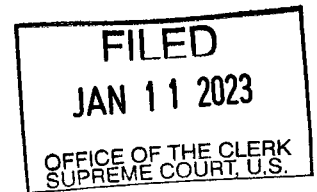


22-6549

No. \_\_\_\_\_

ORIGINAL

IN THE  
SUPREME COURT OF THE UNITED STATES



Anne Marie Jordan — PETITIONER  
(Your Name)

VS.

Shayla and Rick Malcolm — 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):  
\_\_\_\_\_  
\_\_\_\_\_

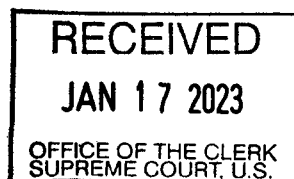
☐ Petitioner has **not** previously been granted leave to proceed *in forma pauperis* in any other court.

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

☐ Petitioner's affidavit or declaration 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.



Anne Marie Jordan  
(Signature)

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

I, Anne Marie Jordan, 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
See attached Employment only 4 months of 2022 (see attached) (4 months only) \$ 5,800 (net)	\$ 5,800	\$ _____	\$ 5,200 (new job)	\$ _____
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)	\$ 1,015. <sup>00</sup>	\$ _____	\$ <del>4,015</del> (social security return - see attached)	\$ _____
Disability (such as social security, insurance payments)	\$ _____	\$ _____	\$ _____	\$ _____
Unemployment payments	\$ _____	\$ _____	\$ _____	\$ _____
Public-assistance (such as welfare)	\$ _____	\$ _____	\$ _____	\$ _____
Other (specify): _____	\$ _____	\$ _____	\$ _____	\$ _____
<b>Total monthly income:</b>	<b>\$ 2,200 to 2,300</b>	\$ _____	\$ _____	\$ _____

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
North Colorado Medical Center	Greeley, CO	Oct. 3 - Nov. 9, 2022	\$ 5,000 (net)
Monument Health	Rapid City, SD	June 2020 - April 2022 did not work Aug - Nov. 21 (FMLA) - see attached	\$ 5,200 (net)

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
			\$
			\$
			\$

4. How much cash do you and your spouse have? \$ 600.00  
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
Wells Fargo	\$ <u>500.00</u>	\$
US Bank	\$ <u>100.00</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 2004 Mercedes ML350  
Value \$500.00 hail damage totaled

☐ Motor Vehicle #2  
Year, make & model \_\_\_\_\_  
Value \_\_\_\_\_

☒ Other assets  
Description some furniture in storage  
Value \$2,000.00

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>0</u>	\$ _____	\$ _____
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____

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
<u>0</u>	_____	_____
_____	_____	_____
_____	_____	_____

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 in Colorado (include lot rented for mobile home)	\$ <u>1,636.<sup>00</sup></u>	\$ _____
Are real estate taxes included? <input type="checkbox"/> Yes <input type="checkbox"/> No		
Is property insurance included? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
Utilities (electricity, heating fuel, water, sewer, and telephone)	\$ <u>included</u>	\$ _____
Home maintenance (repairs and upkeep)	\$ <u>—</u>	\$ _____
Food (include 2 eaters)	\$ <u>700.<sup>00</sup></u>	\$ _____
Clothing	\$ <u>—</u>	\$ _____
Laundry and dry-cleaning	\$ <u>46.<sup>00</sup></u>	\$ _____
Medical and dental expenses (one prescription for thyroid for hypothyroidism)	\$ <u>60.<sup>00</sup></u>	\$ _____

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ <u>150.<sup>00</sup></u>	\$ _____
Recreation, entertainment, newspapers, magazines, etc.	\$ <u>—</u>	\$ _____
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ <u>25.<sup>00</sup></u>	\$ _____
Life	\$ <u>—</u>	\$ _____
Health (had to cancel)	\$ _____	\$ _____
Motor Vehicle	\$ <u>105.<sup>00</sup></u>	\$ _____
Other: _____	\$ _____	\$ _____
Taxes (not deducted from wages or included in mortgage payments)		
(specify): _____	\$ <u>—</u>	\$ _____
Installment payments		
Motor Vehicle	\$ <u>—</u>	\$ _____
Credit card(s)	\$ <u>—</u>	\$ _____
Department store(s)	\$ <u>—</u>	\$ _____
Other: _____	\$ _____	\$ _____
Alimony, maintenance, and support paid to others	\$ _____	\$ _____
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ _____	\$ _____
Other (specify): <u>cell phone &amp; storage unit</u>	\$ <u>266.<sup>00</sup></u>	\$ _____
<b>Total monthly expenses:</b>	\$ <u>2,976.<sup>00</sup></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.  
*see attached Declaration →*

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.

*Providing in Declaration Related to COVID hospitalization.*

*→*

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

Executed on: *January 11*, 20*23*

*Anne Marie Jordan*  
(Signature)

*DECLARATION TO PROCEED IN FORMA PAUPERIS*

*I, Anne Marie Jordan, the petitioner, asks leave to file the attached petition for a writ of certiorari without prepayment of costs and to proceed in forma pauperis.*

The reasons that I have come to be at this financial point is related to when I was infected with Covid on August 3, 2021, and hospitalized on August 13, 2021 to August 22, 2021.

On August 22, 2021, I was discharged with a hospital-acquired (greater than 48 hours after admission) urinary tract infection that was untreated, and unknown to me. My primary care physician found the lab eleven days after my discharge, and I was treated. However the hospital negligence could have killed me following Covid pneumonia. As a registered nurse, I know that untreated urinary tract infections compose the largest percentage of sepsis in patients. I did not recover easily, and proceeded to have four more urinary tract infections. I can provide medical records if needed.

I was also employed by this hospital, and unable to return to work quickly. Later, I learned that management had violated my personal health information and HIPAA. I returned to work December 8, 2021, but when management knew that HHS, and other agencies, had been contacted, I was terminated on April 1, 2022.

After obtaining my medical records, I discovered that it was more than the negligence, but malpractice in another area. Of course, by looking into my health records, the hospital knew this. The reality is that I should have died, and my lack of comorbidities would not have prevented my death under those circumstances. I am here by the Grace of God.

In other attempts to block my ability to begin the malpractice suit, my unemployment was denied, and there was defamation when I applied to other jobs. I applied for my Social Security benefits early, and sent the EEOC a full notebook of evidence. The EEOC filed a Charge of Discrimination on August 31, 2022, and thereafter, I was receiving responses from hospitals in September of 2022. I can provide records related to the EEOC.

Nevertheless, I exhausted all of my savings after Covid, August 2021 through November 2021, and then unemployment April 2022 to the beginning of October 2022 and part of November 2022 to January 2022. In desperation, I had accepted an assignment from October to the first part of November that was not good. However, I have now obtained full-time employment starting January 23, 2023 at a Level I Trauma hospital in Colorado. I will be able to afford an attorney if the Writ of Certiorari is accepted only after I have paid back Social Security, my son, and if I do not need to replace my car that has 243,000 miles on it.

The Social Security Administration has already been contacted as to the process of stopping my payments after I begin working. This can be accomplished only once before the 12 month deadline; paying back the Social Security I have received thus far.

Everything is on the heels of a divorce from my ex-husband of 32 years who abandoned the family. His father, who was charlatan behind the pulpit, died, and we, the children and me, did not want the inheritance money; it was blood money. My ex-husband abandoned us, took the money, and I was left with the bills; having to sell the house in 2018. In Colorado, alimony is based off of working at the present time, so my ex-husband refused to work, and decided to live off of the inheritance.

However, everything is turning around. Over the years I have watched those who are unjust come to calamity. Therefore, I know how to endure, and I have not wavered in representing the patients under my care, nor in representing the hundreds of thousands of people in South Dakota through this Writ of Certiorari.

However, between the cruelty of South Dakota outlined in the Writ of Certiorari and my hospital experience in South Dakota, it has been overwhelming at times.

My son, Michael, deserves credit for encouraging me and helping me financially throughout this entire process. My friends have also encouraged me when I was in despair. But mostly, I am grateful to my Lord and Savior, Jesus Christ, because there is no worldly explanation to living through



this ordeal.

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

Anne Marie Jordan

Anne Marie Jordan

Executed on this 11<sup>th</sup> day of January 2023.

Sworn by [Signature]

on this 11 day of January 2023.

My commission expires:

04-28-2025

SUBSCRIBED AND AFFIRMED, OR SWORN TO  
BEFORE ME IN THE COUNTY OF Weld  
STATE OF COLORADO THE 11  
DAY OF Jan 2023

[Signature]  
NOTARY PUBLIC STATE OF COLORADO  
My Commission Expires 04-28-2025

ASHLEY GENTRY  
NOTARY PUBLIC  
STATE OF COLORADO  
NOTARY ID 20094012910  
MY COMMISSION EXPIRES APRIL 28, 2025