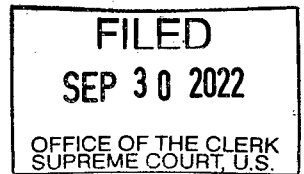


No: \_\_\_\_\_

**22-6701**

**ORIGINAL**



IN THE

**SUPREME COURT OF THE UNITED STATES**

ASTARTE DAVIS, IN POE SE

PETITIONER

v.

**SUPREME COURT OF CALIFORNIA, ET AL**

RESPONDENTS

**MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS**

The petitioner asks leave to file the attached Writ of Mandamus for Extraordinary Relief without prepayment of costs and to proceed in *forma pauperis*.

Petitioner has previously been granted leave to proceed in *forma pauper* in the following court: *The California Supreme Court*.

Petitioner's affidavit or declaration in support of this motion is included at the top of Page 3.

  
\_\_\_\_\_  
Astarte Davis

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

I, \_\_\_\_\_, 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>0</u>	\$ <u>NA</u>
Self-employment	\$ <u>0</u>	\$ <u>N/A</u>	\$ <u>0</u>	\$ <u>NA</u>
Income from real property (such as rental income)	\$ <u>0</u>	\$ <u>N/A</u>	\$ <u>0</u>	\$ <u>NA</u>
Interest and dividends	\$ <u>0</u>	\$ <u>N/A</u>	\$ <u>0</u>	\$ <u>NA</u>
Gifts	\$ <u>0</u>	\$ <u>N/A</u>	\$ <u>0</u>	\$ <u>NA</u>
Alimony	\$ <u>0</u>	\$ <u>N/A</u>	\$ <u>0</u>	\$ <u>NA</u>
Child Support	\$ <u>0</u>	\$ <u>N/A</u>	\$ <u>0</u>	\$ <u>NA</u>
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>0</u>	\$ <u>N/A</u>	\$ <u>0</u>	\$ <u>NA</u>
Disability (such as social security, insurance payments)	\$ <u>1578.00</u>	\$ <u>NA</u>	\$ <u>1578.00</u>	\$ <u>NA</u>
Unemployment payments	\$ <u>0</u>	\$ <u>NA</u>	\$ <u>0</u>	\$ <u>NA</u>
Public-assistance (such as welfare)	\$ <u>0</u>	\$ <u>NA</u>	\$ <u>0</u>	\$ <u>NA</u>
Other (specify): _____	\$ <u>0</u>	\$ <u>NA</u>	\$ <u>0</u>	\$ <u>NA</u>
<b>Total monthly income:</b>	\$ <u>1578<sup>00</sup></u>	\$ <u>NA</u>	\$ <u>1578<sup>00</sup></u>	\$ <u>NA</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
NA	NA	NA	\$ NA
			\$
			\$

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
NA	NA	NA	\$ NA
			\$
			\$

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

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 Volvo 2000 V-40  
Value 1,000.00

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

☐ Other assets  
Description Household  
Value 800.00

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

0

\$ 0

\$ 0

0

\$ 0

\$ 0

0

\$ 0

\$ 0

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

0

0

0

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)

\$ 86.00 ✓

\$ 0

Are real estate taxes included? ☒ Yes ☐ No

Is property insurance included? ☒ Yes ☐ No

Utilities (electricity, heating fuel, water, sewer, and telephone)

\$ 236.16 ✓

\$ 0

Low income Housing

Home maintenance (repairs and upkeep)

\$ NA

\$ 0

Food

\$ 230.00 ✓

\$ 0

Clothing

\$ 20.00 ✓

\$ 0

Laundry and dry-cleaning

\$ NA

\$ 0

Medical and dental expenses

\$ 79.03 ✓

\$ 0

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? \_\_\_\_\_

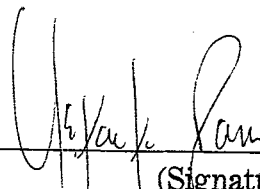
If yes, state the person's name, address, and telephone number:

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

*No other income - do not expect that to change!*

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

Executed on: 9/26, 2022

  
\_\_\_\_\_  
(Signature)

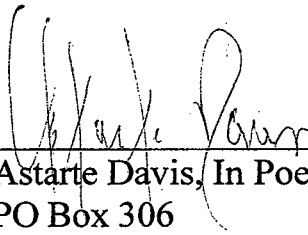
	You	Your spouse
Transportation (not including motor vehicle payments)	\$ <u>NA</u>	\$ <u>NA</u>
Recreation, entertainment, newspapers, magazines, etc.	\$ <u>NA</u>	\$ <u>NA</u>
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ <u>NA</u>	\$ <u>NA</u>
Life	\$ <u>NA</u>	\$ <u>NA</u>
Health	\$ <u>NA</u>	\$ <u>NA</u>
Motor Vehicle	\$ <u>35.66</u>	\$ <u>NA</u>
Other: _____	\$ _____	\$ <u>NA</u>
Taxes (not deducted from wages or included in mortgage payments)		
(specify): _____	\$ <u><del>0</del></u>	\$ <u>NA</u>
Installment payments		
Motor Vehicle	\$ <u><del>0</del></u>	\$ <u>NA</u>
Credit card(s)	\$ <u><del>0</del></u>	\$ <u>NA</u>
Department store(s)	\$ <u><del>0</del></u>	\$ <u>NA</u>
Other: _____	\$ <u><del>0</del></u>	\$ <u>NA</u>
Alimony, maintenance, and support paid to others	\$ <u><del>0</del></u>	\$ <u>NA</u>
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ <u><del>0</del></u>	\$ <u>NA</u>
Other (specify): _____	\$ <u>66.00</u>	\$ <u>NA</u>
	Auto gas	
<b>Total monthly expenses:</b>	\$ <u>1,526.86</u>	\$ <u>NA</u>
	CASH \$ <u>51.15</u>	
	<u>TOTAL \$ 1578.00</u>	
	Income	

IN THE  
SUPREME COURT OF THE UNITED STATES

DECLARATION  
FOR  
Motion For Leave To Proceed in Forma Pauperis

I ASTARTE DAVIS, Petitioner hereby declare that the above particulars of facts and information stated are correct to the best of my belief and knowledge.

September 26, 2022



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Astarte Davis, In Poe se  
PO Box 306  
Gualala, CA 95445  
astartedavis@hotmail.com

No: \_\_\_\_\_

IN THE  
SUPREME COURT OF THE UNITED STATES

ASTARTE DAVIS, IN POE SE  
*Petitioner*

v.

SUPREME COURT OF CALIFORNIA, ET AL  
*Respondents*

**MOTION AND AFFIDAVIT FOR PERMISSION TO PROCEED  
IN FORMA PAUPERIS**

Affidavit in support of motion: I swear under penalty of perjury that I am unable to pay the docket and filing fees for my Writ for extronenary relief. I believe my case has merit as "The Supreme Court of California stated" I swear under penalty of perjury under the United States laws that my answers on this form are true and correct. 28 U.S.C. Sec. 1746. This Court may grant a motion to proceed in forma pauperis if I show that I cannot pay the filing fees and my case has non-frivolous legal issue. The unconstitutional vexatious litigant CCP Sec. 391 et ESQ not only affect me, but the entire California population.

**ORDER TO PROCEED WITHOUT PREPAYING FEES OR COST**

Under law, it is Astarte's understanding that any court of the United States may authorize the commencement, prosecution or defense of any suit, action or proceeding, civil or criminal, or appeal therein, without prepayment of fees or security therefor, by a person who submits an affidavit that includes a statement of all assets possesses, that is a person who is unable to pay such fees or give security therefor. Such affidavit shall state the nature of the action, that is a Writ of Mandamus for extronenary relief for the continuing harm by the taking and keeping of legally owned real property by fiduciary fraud, by the unconstitutional vexatious litigant code CCP Sec. 391 et ESQ. That the facts ae found in Astarte "Finding of facts and conclusions of law. It is a reasonable belief that such a person is entitled to redress.

1. Grant \_\_\_\_\_ 2. Denied \_\_\_\_\_

Dated: \_\_\_\_\_

Justice: \_\_\_\_\_