

22-6787

No. 22-_____

ORIGINAL

In The
Supreme Court of the United States

Supreme Court, U.S.
FILED

FEB 03 2023

OFFICE OF THE CLERK

MAJOR MIKE WEBB, D/B/A FRIENDS FOR MIKE WEBB (C00591537),
A/K/A MAJOR MIKE WEBB FOR CONGRESS (H8VA08167),
Pro Se Petitioner/Appellant,

v.

CITY OF FALLS CHURCH and CITY OF ALEXANDRIA
Respondents/Appellees.

Webb v. City of Falls Church, et al., Record No. 22-1699 (4th Cir. 2022), on
petition for writ of mandamus from *Webb v. City of Falls Church, et al.*,
Civil Action No. 1:22-CV-00668-MSN-WEF, (E.D.Va. 2022)

**Appendix: Motion for Leave to Proceed *in Forma
Pauperis***

MAJOR MIKE WEBB, *PRO SE*
Counsel of Record
955 S. Columbus Street, Apartment 426
Arlington, Virginia 22204
(856) 220-1354
Mike.Webb84@gmail.com

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

The Petitioner, Michael Smith, through his attorney, hereby moves pursuant to Supreme Court Rule 39.1, for leave to proceed *in forma pauperis* before this Court. Petitioner swears or affirms, under penalty of perjury that, because of his poverty, I cannot prepay the docket fees of his appeal or post a bond for them. He believes he is entitled to redress .

In support of his motion, notes that he had been approved for leave to proceed without payment of fees at the Circuit Court, attaches the following information herewith, as prescribed by the form.

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 expected next amount during the past month 12 months
Employment	\$0	\$0
Self-employment	\$0	\$0
Income from real property (such as rental income)	\$0	\$0
Interest and dividends	\$0	\$0
Gifts	\$0	\$0
Alimony	\$0	\$0

Child support	\$0	\$0
Retirement (such as social security, pensions, annuities, insurance)	\$873.31	\$873.31
Disability (such as social security, insurance payments)	\$2,276	\$2,276
Unemployment payments	\$0	\$0
Public-assistance (such as welfare)	\$0	\$0
Other (specify): Veterans Compensation	\$3,621.95	\$3,621.95
Total monthly income:	\$6,672.26	\$6,672.26

2. List your employment history for the past two years, most recent employer first. (Gross monthly pay is before taxes or other deductions.) None.
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.) N/A.
4. How much cash do you and your spouse have? \$ 25.
5. 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
PFFCU	Checking	\$10
Wells Fargo	Checking	\$5

6. List the assets, and their values, which you own or your spouse owns. Do not list clothing and ordinary household furnishings.

Home	Other Real Estate	Vehicle
Value: \$0	Value: \$0	Value: \$25,054.55 Make and Year: 2020 Model: Edge Registration: OPFOR

7. State every person, business, or organization owing you or your spouse money, and the amount owed. N/A.

8. State the persons who rely on you or your spouse for support. N/A.

9. 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, semiannually, or annually to show the monthly rate.

Rent or home-mortgage payment (including lot rented for mobile home)	\$1616
Are real estate taxes included? Y	
Is property insurance included? N	
Utilities (electricity, heating fuel, water, sewer, and telephone)	\$785
Home maintenance (repairs and upkeep)	\$150
Food	\$1,300
Clothing	\$500
Laundry and dry-cleaning	\$200
Medical and dental expenses	\$150
Transportation (not including motor vehicle payments)	\$400

Recreation, entertainment, newspapers, magazines, etc.	\$275
Insurance (not deducted from wages or included in mortgage payments)	
Homeowner's or renter's:	\$30
Life:	\$0
Health:	\$0
Motor vehicle:	\$250
Taxes (not deducted from wages or included in mortgage payments) (specify):	\$0
Installment payments	
Motor vehicle:	\$740.69
Credit card: VISA	\$150
Department store:	\$0
Other: AAFES	\$200
Alimony, maintenance, and support paid to others	\$0
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$0
Other	\$0
Total monthly expenses	\$6,746.69

10. Do you expect any major changes to your monthly income or expenses or in your assets or liabilities during the next 12 months? N

11. Have you spent - or will you be spent,)3-any money for expenses or attorney fees in connection with this lawsuit? N

12. Provide any other information that will help explain why you cannot pay the docket fees for your appeal. N/A

13. Identify the city and state of your legal residence.

City: Arlington State: Virginia

Your daytime phone number: (856) 220-1354

Your age: 57 Your years of schooling: 16+

Petitioner swears or affirms under penalty of perjury under United States laws that his answers on this form are true and correct. (28 U.S.C. § 1746; 18 U.S.C. § 1621.)

WHEREFORE, Petitioner respectfully prays that an order be entered granting him leave to proceed *in forma pauperis*.

Pursuant to Rule 33(1)(h), Major Mike Webb, the Affiant, is duly authorized to make this statement upon his own behalf, and in accordance with 28 U.S.C. § 1746(2), I declare (or certify, verify, or state) under penalty of perjury that the foregoing is true and correct.

Name of Party (Print or Type): Major Mike Webb, 955 S. Columbus Street, Unit # 426, Arlington, Virginia 22204, Mike.Webb84@gmail.com, 856-220-1354.

MM.C
Signature of Party

Executed on: 2-2-23
(Date)

Subscribed, acknowledged and sworn to before me, the undersigned Notary Public in the County of Fairfax, in the Commonwealth of Virginia, this 2nd day of February, 2023.

Nicolas Lopez C.

NOTARY PUBLIC

My commission expires: 08/31/2026 Registration Number: 7982388