

22-6879

ORIGINAL

No. _____

Supreme Court, U.S.
FILED

FEB 24 2023

OFFICE OF THE CLERK

IN THE

SUPREME COURT OF THE UNITED STATES

Bobby O. Williams — PETITIONER
(Your Name)

VS.

State of Illinois — 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):

State trial Court, State Appellate Court, Southern District
Federal Court for the State of Illinois

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.

Bobby O. Williams
(Signature) **RECEIVED**
FEB 28 2023

OFFICE OF THE CLERK
SUPREME COURT, U.S.

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

I, Robby O. Williams, 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>100</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Self-employment	\$ <u>0</u>	\$ <u>3000</u>	\$ <u>0</u>	\$ <u>3000</u>
Income from real property (such as rental income)	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Interest and dividends	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Gifts	\$ <u>100</u>	\$ <u>0</u>	\$ <u>100</u>	\$ <u>0</u>
Alimony	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Child Support	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Disability (such as social security, insurance payments)	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Unemployment payments	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Public-assistance (such as welfare)	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Other (specify): <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Total monthly income:	\$ <u>100</u>	\$ <u>3000</u>	\$ <u>100</u>	\$ <u>3000</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
None	None	None	\$ None - 0
None	None	None	\$ None - 0
None	None	None	\$ None - 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
Self Employed	NA	NA	\$ 0
N/A	N/A	NA	\$ 0
N/A	N/A	NA	\$ 0

4. How much cash do you and your spouse have? \$ 0
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
\$ 0	\$ 0	\$ 0
\$ 0	\$ 0	\$ 0
\$ 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 None

Other real estate

Value 0

Motor Vehicle #1

Year, make & model Honda 2012

Value 3,000

Motor Vehicle #2

Year, make & model None

Value 0

Other assets

Description None

Value 0

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
N/A	\$ 0	\$ 0
N/A	\$ 0	\$ 0
N/A	\$ 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
Willis Wilborn	Father-in-Law	68
Lori Wilborn	Mother -in Law	62
Robby D. Williams	Husband, Incarcerated	47

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)	\$ 0	\$ 600.00
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)	\$ 0	\$ 300.00
Home maintenance (repairs and upkeep)	\$ 0	\$ 200.00
Food	\$ 100.00	\$ 400.00
Clothing	\$ 0	\$ 300.00
Laundry and dry-cleaning	\$ 0	\$ 200.00
Medical and dental expenses	\$ 0	\$ 300.00

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ <u>None</u>	\$ <u>None</u>
Recreation, entertainment, newspapers, magazines, etc.	\$ <u>None</u>	\$ <u>75.00</u>
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ <u>N/A</u>	\$ <u>0</u>
Life	\$ <u>N/A</u>	\$ <u>0</u>
Health	\$ <u>N/A</u>	\$ <u>0</u>
Motor Vehicle	\$ <u>N/A</u>	\$ <u>150.00</u>
Other: <u>N/A</u>	\$ <u>N/A</u>	\$ <u>0</u>
Taxes (not deducted from wages or included in mortgage payments)		
(specify): <u>Old taxes owed paid monthly</u>	\$ <u>0</u>	\$ <u>100.00</u>
Installment payments		
Motor Vehicle	\$ <u>0</u>	\$ <u>0</u>
Credit card(s)	\$ <u>0</u>	\$ <u>50.00</u>
Department store(s)	\$ <u>0</u>	\$ <u>0</u>
Other: <u>N/A</u>	\$ <u>0</u>	\$ <u>0</u>
Alimony, maintenance, and support paid to others	\$ <u>0</u>	\$ <u>0</u>
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ <u>0</u>	\$ <u>175.00</u>
Other (specify): <u>N/A</u>	\$ <u>0</u>	\$ <u>0</u>
Total monthly expenses:	\$ <u>100.00</u>	\$ <u>2750.00</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.

N/A

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?

N/A

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

N/A

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?

N/A

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

N/A

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

I Am Incarcerated and have been in continuous Incarceration since February 1995-28 years. I don't have a job or savings and I have been supported through Small financial gifts, 50 dollars here, a 100 there,

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

Executed on: February, 21, 2023

Bobby O Williams
(Signature)

Date: 2/21/2023

Time: 2:35pm

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**Western Illinois Correctional Center
Trust Fund**

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View Transactions

Inmate: B80463 Williams, Bobby O.

Holding Unit: WIL-03-D -50

Date	Source	Transaction Type	Batch	Reference #	Description	Amount	Balance
					Beginning Balance:		312.46
08/23/22	Mail Room	16 GTL	235200	21234515190947	Turner, Shermaine	50.00	362.46
08/25/22	Point of Sale	60 Commissary	2377196	1105113	Commissary	-56.31	306.15
08/26/22	Disbursements	84 Library	2383122	Chk #157796	38732, DOC: 523 Fund, Inv. Date: 08/19/2022	-2.90	303.25
09/09/22	Mail Room	16 GTL	252200	21272529629605	Williams, Tori	150.00	453.25
09/09/22	Payroll	20 Payroll Adjustment	2521169		P/R month of 8 2022	13.00	466.25
09/15/22	Disbursements	88 Tithe & Offering	2583169	Chk #158200	39335, Desiring God, Inv. Date: 09/15/2022	-40.00	426.25
09/16/22	Disbursements	84 Library	2593122	Chk #158236	39160, DOC: 523 Fund, Inv. Date: 09/09/2022	-.50	425.75
09/16/22	Disbursements	84 Library	2593122	Chk #158236	39196, DOC: 523 Fund, Inv. Date: 09/12/2022	-21.60	404.15
09/16/22	Disbursements	81 Legal Postage	2593122	Chk #158243	39251, Reserve Accou, Inv. Date: 09/14/2022	-3.84	400.31
09/21/22	Mail Room	16 GTL	264200	21287724135206	Turner, Shermaine	50.00	450.31
09/21/22	Point of Sale	60 Commissary	2647196	1106954	Commissary	-127.07	323.24
09/22/22	Mail Room	16 GTL	265200	21273082918051	Turner, Shermaine	50.00	373.24
09/23/22	Disbursements	84 Library	2663122	Chk #158339	39405, DOC: 523 Fund, Inv. Date: 09/19/2022	-7.00	366.24
09/23/22	Disbursements	84 Library	2663122	Chk #158339	39405, DOC: 523 Fund, Inv. Date: 09/19/2022	-11.40	354.84
09/30/22	Disbursements	84 Library	2733122	Chk #158489	39687, DOC: 523 Fund, Inv. Date: 09/29/2022	-2.10	352.74
10/06/22	Point of Sale	60 Commissary	2797195	1108725	Commissary	-179.10	173.64
10/07/22	Disbursements	84 Library	2803122	Chk #158619	39734, DOC: 523 Fund, Inv. Date: 09/30/2022	-1.50	172.14
10/07/22	Disbursements	84 Library	2803122	Chk #158619	39734, DOC: 523 Fund, Inv. Date: 09/30/2022	-.90	171.24
10/07/22	Disbursements	81 Legal Postage	2803122	Chk #158628	39738, Reserve Accou, Inv. Date: 10/03/2022	-9.55	161.69
10/07/22	Disbursements	81 Legal Postage	2803122	Chk #158628	39738, Reserve Accou, Inv. Date: 10/03/2022	-10.20	151.49
10/07/22	Payroll	20 Payroll Adjustment	2801169		P/R month of 9 2022	13.00	164.49
10/13/22	Disbursements	84 Library	2863122	Chk #158676	39890, DOC: 523 Fund, Inv. Date: 10/11/2022	-.60	163.89
10/13/22	Disbursements	84 Library	2863122	Chk #158676	39890, DOC: 523 Fund, Inv. Date: 10/11/2022	-2.00	161.89
10/21/22	Mail Room	16 GTL	294200	21311402659363	Turner, Shermaine	50.00	211.89
10/21/22	Point of Sale	60 Commissary	2947196	1110470	Commissary	-66.17	145.72
10/26/22	Disbursements	84 Library	2993122	Chk #158942	40160, DOC: 523 Fund, Inv. Date: 10/24/2022	-.20	145.52
10/26/22	Disbursements	84 Library	2993122	Chk #158942	40160, DOC: 523 Fund, Inv. Date: 10/24/2022	-1.00	144.52
11/05/22	Mail Room	16 GTL	309200	21335455007782	Williams, Tori	100.00	244.52
11/07/22	Disbursements	84 Library	3113122	Chk #159129	40304, DOC: 523 Fund, Inv. Date: 11/02/2022	-10.30	234.22
11/07/22	Disbursements	81 Legal Postage	3113122	Chk #159139	40306, Reserve Accou, Inv. Date: 11/02/2022	-2.88	231.34
11/07/22	Disbursements	81 Legal Postage	3113122	Chk #159139	40306, Reserve Accou, Inv. Date: 11/02/2022	-2.40	228.94
11/07/22	Disbursements	81 Legal Postage	3113122	Chk #159139	40306, Reserve Accou, Inv. Date: 11/02/2022	-2.40	226.54
11/09/22	Payroll	20 Payroll Adjustment	3131169		P/R month of 102022	13.00	239.54
11/10/22	Point of Sale	60 Commissary	3147196	1112187	Commissary	-104.44	135.10
11/15/22	Disbursements	88 tithe and offering	3193169	Chk #159234	40546, Desiring God, Inv. Date: 11/14/2022	-20.00	115.10
11/22/22	Mail Room	16 GTL	326200	21356069471267	Turner, Shermaine	50.00	165.10
12/08/22	Mail Room	16 GTL	342200	21356842553764	Williams, Tori	100.00	265.10

Daté: 2/21/2023

Time: 2:35pm

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**Western Illinois Correctional Center
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Inmate: B80463 Williams, Bobby O.**Housing Unit: WIL-03-D -50**

Date	Source	Transaction Type	Batch	Reference #	Description	Amount	Balance
12/09/22	Disbursements	84 Library	3433122	Chk #159683	40908, DOC: 523 Fund, Inv. Date: 12/01/2022	-.40	264.70
12/12/22	Payroll	20 Payroll Adjustment	3461169		P/R month of 112022	13.00	277.70
12/12/22	Point of Sale	60 Commissary	3467196	1114120	Commissary	-143.80	133.90
12/16/22	Disbursements	84 Library	3503122	Chk #159852	51145, DOC: 523 Fund, Inv. Date: 12/14/2022	-.120	132.70
12/16/22	Disbursements	84 Library	3503122	Chk #159852	51146, DOC: 523 Fund, Inv. Date: 12/14/2022	-.60	132.10
12/16/22	Disbursements	84 Library	3503122	Chk #159852	51146, DOC: 523 Fund, Inv. Date: 12/14/2022	-.80	131.30
12/16/22	Disbursements	84 Library	3503122	Chk #159852	51165, DOC: 523 Fund, Inv. Date: 12/15/2022	-.70	130.60
12/16/22	Disbursements	81 Legal Postage	3503122	Chk #159861	51160, Reserve Accou, Inv. Date: 12/15/2022	-1.44	129.16
12/21/22	Disbursements	88 purchasing gift	3553169	Chk #159881	51267, Cell Shop, Inv. Date: 12/20/2022	-34.24	94.92
12/21/22	Disbursements	88 tithe & offering	3553169	Chk #159882	51268, Desiring God, Inv. Date: 12/20/2022	-15.00	79.92
12/30/22	Disbursements	84 Library	3643122	Chk #160006	51502, DOC: 523 Fund, Inv. Date: 12/29/2022	-2.40	77.52
12/30/22	Disbursements	84 Library	3643122	Chk #160006	51509, DOC: 523 Fund, Inv. Date: 12/29/2022	-6.00	71.52
01/06/23	Disbursements	84 Library	0063122	Chk #160127	51653, DOC: 523 Fund, Inv. Date: 01/06/2023	-.80	69.72
01/06/23	Disbursements	84 Library	0063122	Chk #160127	51660, DOC: 523 Fund, Inv. Date: 01/06/2023	-2.30	67.42
01/10/23	Payroll	20 Payroll Adjustment	0101169		P/R month of 122022	13.00	80.42
01/13/23	Disbursements	84 Library	0133122	Chk #160302	51668, DOC: 523 Fund, Inv. Date: 01/06/2023	-.60	79.82
01/13/23	Disbursements	84 Library	0133122	Chk #160302	51690, DOC: 523 Fund, Inv. Date: 01/06/2023	-1.00	78.82
01/13/23	Disbursements	84 Library	0133122	Chk #160302	51819, DOC: 523 Fund, Inv. Date: 01/11/2023	-2.40	76.42
01/18/23	Mail Room	16 GTL	018200	21405756416675	Williams, Tori	30.00	106.42
01/19/23	Point of Sale	60 Commissary	0197210	1116165	Commissary	-102.92	3.50
01/20/23	Disbursements	84 Library	0203122	Chk #160444	51859, DOC: 523 Fund, Inv. Date: 01/17/2023	-3.20	.30
01/20/23	Disbursements	84 Library	0203122	Chk #160444	51859, DOC: 523 Fund, Inv. Date: 01/17/2023	-.10	.20
01/25/23	Mail Room	16 GTL	025200	21433930027300	Williams, Tori	100.00	100.20
01/27/23	Disbursements	84 Library	0273122	Chk #160571	52164, DOC: 523 Fund, Inv. Date: 01/27/2023	-.80	99.40
01/27/23	Disbursements	84 Library	0273122	Chk #160571	52164, DOC: 523 Fund, Inv. Date: 01/27/2023	-2.30	97.10
01/27/23	Disbursements	84 Library	0273122	Chk #160571	52164, DOC: 523 Fund, Inv. Date: 01/27/2023	-1.50	95.60
01/27/23	Disbursements	84 Library	0273122	Chk #160571	52164, DOC: 523 Fund, Inv. Date: 01/27/2023	-4.70	90.90
01/27/23	Disbursements	81 Legal Postage	0273122	Chk #160579	52161, Reserve Accou, Inv. Date: 01/27/2023	-1.74	89.16
01/31/23	Mail Room	16 GTL	031200	21437938208805	Williams, Tori	25.00	114.16
01/31/23	Mail Room	16 GTL	031200	21437997020835	Turner, Shermaine	50.00	164.16
02/08/23	Disbursements	84 Library	0393209	Chk #160753	52331, DOC: 523 Fund, Inv. Date: 02/03/2023	-.90	163.26
02/08/23	Disbursements	84 Library	0393209	Chk #160753	52331, DOC: 523 Fund, Inv. Date: 02/03/2023	-.60	162.66
02/08/23	Disbursements	84 Library	0393209	Chk #160753	52331, DOC: 523 Fund, Inv. Date: 02/03/2023	-3.10	159.56
02/14/23	Point of Sale	60 Commissary	0457210	1117989	Commissary	-118.44	41.12

Date: 2/21/2023

Time: 2:35pm

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**Western Illinois Correctional Center
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Inmate: B80463 Williams, Bobby O.**Housing Unit: WIL-03-D -50**

Date	Source	Transaction Type	Batch	Reference #	Description	Amount	Balance
02/14/23	Disbursements	84 Library		0453169	Chk #160824 52466, DOC: 523 Fund, Inv. Date: 02/10/2023	-3.50	37.62
02/14/23	Payroll	20 Payroll Adjustment		0451208	P/R month of 1 2023	13.00	50.62
02/16/23	Mail Room	16 GTL	047200	21457996883622	Turner, Shermaine	50.00	100.62
02/17/23	Disbursements	88 Tithe & Offering		0483192	Chk #160858 52513, Desiring God, Inv. Date: 02/16/2023	-20.00	80.62

Total Inmate Funds:	80.62
Less Funds Held For Orders:	.00
Less Funds Restricted:	24.10
Funds Available:	56.52
Total Furloughs:	.00
Total Voluntary Restitutions:	.00

I declare under penalty of perjury that the above information is true and correct. I understand that 28 U.S.C. § 1915(e)(2)(A) states that the court shall dismiss this case at any time if the court determines that my allegation of poverty is untrue.

Date: 2/21/2023
FCC Form 250-1

Bobby O. Williams
Signature of Applicant

Bobby O. Williams B80463
(Print Name)

NOTICE TO PRISONERS: In addition to the Certificate below, a prisoner must also attach a print-out from the institution(s) where he or she has been in custody during the last six months showing all receipts, expenditures and balances in the prisoner's prison or jail trust fund accounts during that period. Because the law requires information as to such accounts covering a full six months before you have filed your lawsuit, you must attach a sheet covering transactions in your own account - prepared by each institution where you have been in custody during that six-month period. As already stated, you must also have the Certificates below completed by an authorized officer at each institution.

CERTIFICATE
(Incarcerated applicants only)
(To be completed by the institution of incarceration)

I certify that the applicant named herein, Bobby O. Williams, I.D. # B80463, has the sum of \$ 56.52 on account to his/her credit at (name of institution) Western IL Corr. Center. I further certify that the applicant has the following securities to his/her credit: N/A. I further certify that during the past six months the applicant's average monthly deposit was \$ 155.50. (Add all deposits from all sources and then divide by number of months).

2/23/23
Date

J. Snyder
Signature of Authorized Officer

J. Snyder
(Print Name)

RECEIVED

FEB 21 2023

Business Office